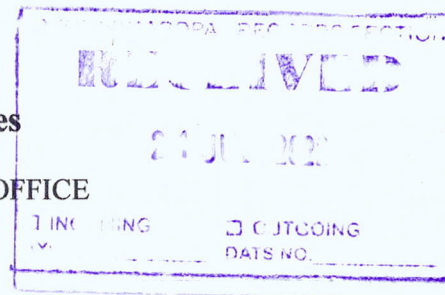




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bgy. Sta. Monica, Puerto Princesa City, Palawan
Telfax No. (048) 434 - 8791
Email Add: penropalawan@denr.gov.ph



July 08, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR-MIMAROPA Region
1515 L and S Bldg., Roxas Boulevard
Ermita, Manila

FROM : The Provincial Environment and Natural Resources Officer

SUBJECT : SUBMISSION OF MINUTES OF ADMINISTRATIVE HEARING
ON THE APPREHENSION AND SEIZURE OF ONE (1) UNIT
MOTORCYCLE WITHOUT PLATE NUMBER WITH SIDECAR
(TOPDOWN) LOADED WITH 3 PIECES OF APITONG LUMBERS
WITH A TOTAL VOLUME OF 140 BOARD FEET WITHOUT
LEGAL DOCUMENTS

Respectfully forwarded is the memorandum of CENRO Quezon, Palawan dated June 07, 2022 relative the above subject.

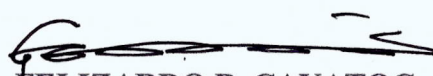
Per memorandum, the apprehension was made on April 16, 2022 at around 4:00 A.M. by the personnel of PNP Rizal Station at Sitio Calupisan, Barangay Punta Baja, Rizal, Palawan. The PNP team conducting monitoring activities intercepted a motorcycle with sidecar loaded three (3) pieces (140 board feet) lumbers of Apitong species with different dimensions with estimated fair market value of Php30,000.00 and Php4,200.00 respectively.

The involved person was Mr. Tirso Layucan Jamil, a resident of Sitio Tagbiyao-biao, Barangay Punta Baja, Rizal, Palawan. Transporting lumbers without pertinent permits from DENR in violation of Section 77 Presidential Decree No. 705, as amended. The PNP Rizal filed a criminal complaint before the Office of Provincial Prosecutor against the suspect on May 24, 2022 with NPS Docket No. IV-08-INV-22E-0558.

The apprehended items were hauled, turned-over and deposited at DENR CENRO Quezon, Rizal Station compound, located at Barangay Punta Baja, Rizal, Palawan under the custody of ECOMS II Michael V. Joven for safekeeping.

Notice of hearing dated May 5, 2022 was sent to all concerned parties in relation to DAO 1997-32. The administrative hearing was conducted on May 17, 2022 at DENR CENRO Quezon, Rizal Station, Rizal, Palawan.

We concur with the CENRO recommendation for the issuance of confiscation order of the apprehended conveyance and forest product in favor of the government.


FELIZARDO B. CAYATOC

Copy Furnished:
CENRO Quezon, Palawan
File/2022-011ACG/MES Doc. Ref. No. 2022-5426

**PENRO-RECORDS
RELEASED**
By 13 JUL 2022
Date: 12-1698



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

National Highway, Bgy. Alfonso XIII, Quezon, Palawan

Contact No.: 0917-160-4920

Email: cenroquezon@denr.gov.ph

June 7, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR R IVB – MIMAROPA
1515 Roxas Blvd., Ermita, Manila

THRU : The Provincial Environment and
Natural resources Officer
Sta. Monica, Puerto Princesa City

FROM : The Community Environment and
Natural Resources Officer

SUBJECT : **SUBMISSION OF MINUTES OF ADMINISTRATIVE HEARING
ON THE APPREHENSION AND SEIZURE OF ONE (1) UNIT
MOTORCYCLE WITHOUT PLATE NUMBER WITH SIDECAR
(TOPDWON) LOADED WITH 3 PIECES OF APITONG LUMBERS
WITH A TOTAL VOLUME OF 140 BOARD FEET WITHOUT
LEGAL DOCUMENTS.**

DENR PENRO
PALAWAN RECORDS
RECEIVED

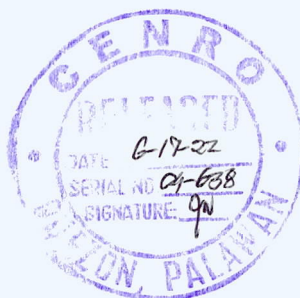
BY: *[Signature]*
DATE: 06-21-2022 12:54

Forwarded herewith the memorandum dated May 31, 2022 of Forester David E. Gallema Jr. Hearing Officer containing the summary of minutes of Administrative Hearing and pertinent documents relative to the above cited-subject for violation of Section 77 of P.D. 705, as amended by EO 277 and RA 7161.

Attached hereto are the following, to wit:

1. Transcript of Administrative Hearing conducted dated May 17, 2022;
2. Notice of hearing to the respondents dated May 5, 2022;
3. Attendance sheet;
4. Turned-Over Receipt dated April 23, 2022;
5. Confiscation Receipt dated April 16, 2022;
6. Memorandum Report of ECOMS II Michael V. Joven dated April 25, 2022
re: scaling & inventory of lumber ;
7. Tally sheet of scaled lumber;
8. Seizure order;
9. Seizure receipt;
10. Certificate of custody;
11. Photos during administrative hearing;
12. Photo Copy of criminal complaint filed by Philippine National Police Rizal Station, Rizal, Palawan.
13. Pinag-samang Malayang Sinumpaang Salaysay ng Pag aresto at Reklamo (PNP-Rizal personel);

For your information and further instruction.



[Signature]
LEONARD T. CALUYA



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

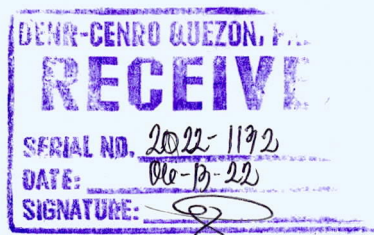
May 31, 2022

MEMORANDUM

FOR : The Community Environment and
Natural Resources Officer

FROM : The Hearing Officer

**SUBJECT : MINUTES OF ADMINISTRATIVE HEARING ON THE
APPREHENSION AND SEIZURE OF ONE (1) UNIT
MOTORCYCLE WITHOUT PLATE NUMBER WITH SIDECAR
(TOPDWON) LOADED WITH 3 PIECES OF APITONG LUMBERS
HAVING A TOTAL VOLUME OF 140 BOARD FEET AT SITIO
CALUPISAN, BRGY. PUNTA BAJA, RIZAL, PALAWAN**



Submitted herewith the minutes of the Administrative Confiscation Proceedings together with pertinent documents anent the above-cited subject treated under DAO 97-32. The hearing was conducted on May 17, 2022 at DENR-CENRO Quezon-Rizal Station, Rizal, Palawan.

Please be informed that prior to the conduct of hearing, a notice of hearing was given to the respondent informing him of his privilege to exercise his right to hire a legal counsel of his own choice pursuant to the provisions of the New Constitution of the Philippines. However, despite the considerable period of time since the notice of hearing was served, this office did not received any notice or motion from the respondent to re-schedule the hearing due to non-hiring of lawyer.

Further informed that during the scheduled date of hearing, the respondent asserted to proceed the hearing even without the assistance of his own legal counsel.

I. FACTS OF THE CASE:

WHAT: Apprehension and seizure of three (3) pieces of Apitong lumbers with a total volume of 140 board feet.

WHEN: On or about 4:00 AM of April 16, 2022

WHERE: Sitio Calupisan, Brgy. Punta Baja, Rizal, Palawan

WHO: Tirso Layucan Jamil, resident of Sitio Tagbiao-biao, Brgy. Punta Baja, Rizal, Palawan.

HOW: On the evening of April 15, 2022 PCPL Felix A. Ponciano Jr. and other members of PNP Rizal decided to establish their team in a known exit point of illegally transported lumbers particularly at Sitio Calupisan, Bgy Punta Baja, Rizal. On the early morning of April 16, 2022 at around 4:00 they

intercepted a motorcycle with sidecar locally known as “Topdown” loaded with undocumented Apitong lumbers driven by a certain Tirso Layucan Jamil. Due to lack of permit presented by the respondent, they declared arrest and apprehension. They brought the suspect together with the apprehended items at PNP Rizal Station for further investigation and proper disposition.

II. PRESENTATION OF PARTIES INVOLVED (*Apprehending Officers and Respondents*):

1. During the hearing, Apprehending Officer PCpl. Felix A. Ponciano Jr., narrated that on the evening of April 15, 2022 he and other members of PNP Rizal, Palawan have decided to establish their team in a known exit point of illegally transported lumbers at Sitio Calupisan, Bgy Punta Baja. At around 4:00 in the morning of April 16, 2022, they almost simultaneously intercepted five (5) topdown loaded with undocumented lumbers. One of the topdowns was driven by a certain Tirso Layucan Jamil.

During on-site investigation, the suspect was not able to present any legal documents to justify his possession and transport of lumbers. Immediately, they inform the suspect of his violation and his constitutional rights under Miranda Doctrine.

Subsequently, they declared arrest and apprehension. They brought the suspect together with the apprehended items to PNP Rizal Station for further investigation and proper disposition.

2. In the same hearing, Mr. Tirso Layucan Jamil accepted and admitted the violation he had committed. Mr. Jamil explained that he knew what he had done was against the law however, he was just hired to haul and deliver the said lumbers. Mr. Jamil did not clearly disclosed the source of lumbers and to whom the lumbers have to be delivered.

III. APPLICABLE LAWS AND POLICIES:

1. *Section 77 of PD 705 as amended or Revised Forestry Code of the Philippines “ Cutting, Gathering and/or collecting Timber or other Forest Products Without License- any person who shall cut, gather, collect, remove timber or other forest products from any forest land, or timber from alienable or disposable public land, or from private land, without any authority, or possess timber or other forest products without the legal documents as required under existing forest laws and regulations, shall be punished with the penalties imposed under existing forest laws and regulations, shall be punished with the penalties imposed under Articles 309 and 310 of the Revised Penal Code; Provided, that in the case of partnerships, associations, or corporations, the officers who ordered the cutting, gathering, collection or possession shall be liable, and if such officers are aliens, they shall, in addition to the penalty, be deported without further proceedings on the part of the Commission on Immigration and Deportation.*
2. Department Administrative Order No. 97-32 dated 1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances used in the commission of crimes.

IV. FINDINGS/EVALUATION

1. The transport and possession of forest products (3 pieces of Apitong lumbers having a total volume of 140 board feet) is not covered by appropriate DENR documents/permit, hence a patent violation of Section 77 of PD 705 as further amended.
2. In view of the above statements and facts presented, it was found that there were sufficient and convincing evidences to support the finding of probable cause to charge **MR. TIRSO LAYUCAN JAMIL** for violation of Section 77 of PD 705 as further amended by E.O. 277 and R.A. 7161.
3. Mr. Tirso Layucan Jamil who is the driver is also the owner of the motorcycle with sidecar (topdown).

V. RECOMMENDATION

1. In view of the above findings and evaluation, it is recommended that the one (1) unit motorcycle with sidecar and three (3) pieces of Apitong lumbers having a total volume of 140 board feet be confiscated in favor of the government. in addition to the filling of case against the above-mentioned offender for violation of Section 77 of PD 705 as further amended by E.O. 277 and

***Note:** Please be informed that the criminal case against Mr. Tirso Layucan Jamil for violation of Section 77 of PD 705 as further amended has already been filed before the Office of the Provincial Prosecutor with **NPS Docket No. IV-08-INV-22E-0558**.*

For his information and further evaluation/instruction.


DAVID E. GALLEMA, JR.
Hearing Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

PEOPLE OF THE PHILIPPINES

CENRO Admin Case No. **QZN AC-2022-05-008**

Plaintiff,

-versus -

-for-

TIRSO LAYUCAN JAMIL

Violation of Sec. 77 (formerly Sec. 68 of
PD 705 as amended by EO 277 series of
of 1987 and RA 7161)

Respondent.

X-----X

TRANSCRIPT OF ADMINISTRATIVE HEARING
(Katitikan ng Pagdinig Administratibo)

Katitikan ng ginawang pagdinig sa nahuling topdown na may kargang mga kahoy na walang kaukulang dokumento na ginanap noong May 17, 2022 sa ganap na 9:00 ng umaga sa DENR CENRO, Quezon, Rizal Station, Rizal, Palawan.

DAVID E. GALLEMA, JR.
Hearing Officer

CATHERINE F. REGIS
Stenographer

Mga dumalo

Katungkulan/Tanggapan/Tirahan

David E. Gallema, Jr.
Catherine F. Regis
Tirso Layucan Jamil
PcpL Felix A. Poncian Jr.

Chief, MES/Hearing Officer –CENRO Quezon, Pal.
FR/Stenographer – CENRO Quezon, Palawan
Bgy. Punta-baja, Rizal, Palawan (driver)
Apprehending Officer /PNP-Rizal personnel

Paunawa: Bago pormal na pinasimulan ang pagdinig ay isang maikling panalangin muna ang isinagawa kasunod ang pagbanggit/pagtawag sa pangalan ng mga dumalo.

Hearing Officer: Sa bisa ng Seksyon 45 ng PD 705 na nag-gawad sa akin ng kapangyarihan na magsagawa ng ganitong uri ng pagdinig alinsunod sa mga probisyon ng DAO 97-32, ang pagdinig sa nasamsam na top down na may kargang kahoy na may kabuoang bulto na 140 board feet noong April 16, 2022 sa Purok Calupisan, Bgy. Punta-Baja, Rizal, Palawan na walang kaukulang dokumento na nahuli ng PNP-Rizal Personnel ay pormal na pong sisimulan. Kayo (respondent) ay nabigyan ng sapat na panahon mula ng isilbi sa inyo ang pabatid, at kayo rin ay naabisuhan na mayroon kayong karapatan na kumuha ng inyong sariling abogado alinsunod sa ating saligang batas para gumabay sa inyo sa pagdinig na ito.

Ganunpaman, wala kaming natanggap na abiso o motion galing sa inyo upang ipagpaliban ang pagdinig na ito dahil wala kayong nahanap na abogado. Sa gayon, itutuloy po ba natin ang pag dinig na ito kahit wala kayong abogado?

Respondent : Opo, itutuloy.

H.O : Sa pagpapatuloy, ako po ay maglalalatag ng ilang patnubay upang maisagawa natin ng matiwasay ang pagdinig na ito. Hinihiling ko ang katahimikan sa lahat na nagsipagdalo. Mahigpit na ipinagbabawal ang anumang gawain na makakagambala sa daloy ng pagdinig na ito at ang paggamit ng masasama at hindi kanais-nais na mga salita. Ang mga ipinatawag ay mabibigyan ng sapat na oras upang maglahad at maipaliwanag ang kanyang panig. Kung kayat, kung sino lang ang tinatanung ay siya lamang ang sasagot. Maliwanag po ba?

Attendees : Opo.

H.O. : Sa mga ipinatawag ngayong umaga (respondent), mayroon ba kayong dalang mga dokumento may kaugnayan sa mga nahuling produktong gubat na gusto niyong ipresenta ngayong umaga?

Respondent : Wala po.

H.O : Sa umagang ito narito po ang ating apprehending officer na nag mula sa PNP Rizal. Sa pagkakataong ito maari po ba kayong tumayo sir, itaas ang iyong kanang kamay magpakilala at mangangakong mag sasabi ng pawang katotohanan lamang?

PNP-Poncian Jr. : Ako po si Pcppl Felix Ponciano Jr. nasa hustong gulang kaalukuyang nag miyembro ng PNP-Rizal at nangangakong magsasabi ng pawang katotohanan lamang.

H.O : Thank you sir, maari mo po bang isalaysay saamin ang mga pangyayare noong time na mahuli ang topdown na may kargang mga kahoy na walang kaukulang permit?

PNP-Poncian Jr. : Gabi ng April 15, 2022 kasama ng aking kasamahan ay nagstay po kami sa area gabi palang po kami nag-aantay po doon at inabangan po talaga namin, doon na nga po kami nag palipas ng gabi. Bandang 4:00 ng madaling araw na April 16, 2022 ay lumabas na po sila, sunod-sunod po silang lumabas, lima (5) po silang naka topdown na may kargang kahoy. Nooong time na nakita po namin sila ay agad po naming pinahinto at nag pakilala p o kami na kawani ng PNP-Rizal at binasahan po namin ng mga karapatan nila at pinaalam sa kanila kong bakit namin sila hinuli. Ang sunod po ay dinala na namin ang top down na may kargang kahoy sa aming station at doon ay pinag patuloy namin ang iba bang katanongan sa kanila.

H.O : Ibig sabihin ay doon na kayo natulog sa area sir at halos sabay-sabay niyo silang Nahuli.

PNP-Poncian Jr. : Yes po.

H.O : May karagdagan pa po kayo sir?

PNP-Poncian Jr. : Wala na po.

H.O : Thank you sir. Ngayon ay dadako naman tayo kay Mr. Tirso, sir, maari po ba kayong tumayo sir, itaas ang iyong kanang kamay magpakilala sabihin ang iyong pag kakakilanlan at mangangakong magsasabi ng pawang katotohanan lamang?

T. Jamil : Ako po si Tirso Layucan Jamil, 53 years old, nakatira sa Bgy. Punta-baja, Rizal, Palawan, mangangakong magsasabi ng pawang katotohanan lamang.

H.O : Kayo po ang unang pinara ng PNP?

T. Jamil : Opo.

H.O : Maari niyo po bang sabihin sa amin kung pano nangyari iyon?

T. Jamil : Paglabas po namin nakaharang na po sila sa kalsada, huminto po kami tinanong po kami kong may permit ngunit wala po kaming maipakita kaya sabi nila deretso po kami sa Station ng PNP nagpakilala po sila na PNP akala namin taga DENR.

H.O : Sa inyo po ang topdown?

T. Jamil : Opo.

H.O : Saan niyo po sana dadalhin iyong kahoy?

T. Jamil : Papuntang base po panggawa po kasi iyon ng Bangka ang sabi abangan lang kami diyan sa sementeryo para alam namin kung saan ihuhulog ang kahoy.

H.O : Anong pangalan ng may-ari ng kahoy?

T. Jamil : Si Tipong po yan lang kilala ko sa kanya.

H.O : Sa kanya ba iyong Bangka na ginagawa?

T. Jamil : Hindi ko ba alam kung sa kanya o pinapagawa lang sa kanya kasi manig laot sya eh.

H.O : Iisa lang ba ang babagsakan ng kahoy lahat kayong lima o iba-iba?

T. Jamil : Iba-iba po, kami lang ng anak ko ang iisa yong dalawang topdown iyong tatlo sa iba po.

H.O : Ano po iyon order sa inyo iyong kahoy?

T. Jamil : Hindi po, nag hakot lang po kami iba po ang nag putol ng kahoy kami lang po ang pinahakot.

H.O : Sino nagtistis kilala mo ba?

T. Jamil : Hindi ko kilala ba taga baba lang din, minsan lang kasi kami nag kita.

H.O : Ilang hakot sana iyan?

T. Jamil : Isang hakot lang yan.

H.O : dati po nakakahakot na kayo sa iba ng kahoy?

T. Jamil : Hindi po 1st time lang po yan.

H.O : May sasabihin kapa?

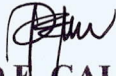
T. Jamil : Wala na po.

H.O : Gusto ko lang bigyang diin na ang pagdinig na ito ay nakatuon lamang sa nahuling top down na may kargang kahoy, dito ay tinitingnan kung may kaukulang permit/papeles o wala ang nasamsam, gagawa po tayo ng mga recommendation batay na rin sa mga pahayag ng magkabilang panig at sa mga dokumentong ipinasa ng mga apprehending officers. Ito po ay ipapadala sa DENR Regional Office para sa kaukulang aksyon at disposisyon. Yamang wala na akong maitatanong, dito ko na tinatapos ang pagdinig sa umagang ito. Maraming salamat po sa inyong kooperasyon.

The hearing ended at 10:00 AM.

I HERE BY CERTIFY that the above statements are true and correct to the best of my knowledge & belief.


CATHERINE F. REGIS
Forest Ranger/ Stenographer


DAVID E. GALLEMA, JR.
Chief, M&S/Hearing Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

May 5, 2022

MR. TIRSO LAYUCAN JAMIL
Sitio Tagbiao-biao
Bgy. Punta-baja, Rizal, Palawan

Ginoong Jamil,

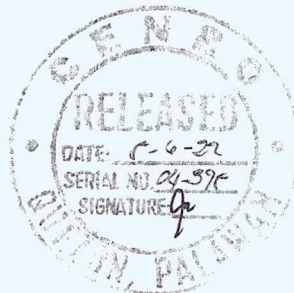
Isang Makakalikasang Pagbati!

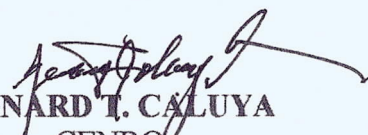
Ang sulat na ito ay tungkol sa isang (1) unit na topdown na may kargang kahoy na nahuli ng PNP-Rizal sa Purok Calupisan, Brgy. Punta-baja, Rizal, Palawan noong April 16, 2022.

Kaugnay po nito, kayo ay aming inaanyayahan na dumalo sa gaganaping Administrative Hearing dito sa tanggapan ng DENR - CENRO Quezon, Rizal Station, Rizal, Palawan sa May 17, 2022 ganap na ika 9:00 ng umaga upang magpaliwanag at marinig ang inyong panig. Kayo rin ay pinapayuhan na kumuha ng iyong abogado na gagabay sa inyo sa naturang pagdinig at mag dala din ng mga dokumento na kinakailangan sa pagdinig. Ang hindi po ninyo pag tugon sa aming imbitasyon ay nangangahulugan na inyo pong ipinapaubaya ang inyong karapatan na marinig ang inyong panig. Ang mga dokumento na sa aming pag-iingat may kaugnayan sa pag kahuli ng isang (1) unit na topdown na may kargang kahoy at testimonya ng PNP-Rizal ay gagamitin naming basehan upang gumawa ng legal na aksyon laban sa inyo.

Kami po ay lubos na umaasa na nabigyan namin kayo ng wasto at maayos na impormasyon/paanyaya at pinapayuhan po kayo na gumamit ng Face Mask sa naturang pagdinig.

Gumagalang,




LEONARD T. CALUYA
CENRO



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

ADMINISTRATIVE HEARING

DENR-CENRO Quezon, Rizal Station, Rizal, Palawan.

Date: MAY 17, 2022

ATTENDANCE

NAME	ADDRESS	POSITION	SEX	AGE	CONTACT NO.	SIGNATURE
JE						
TERSO LAYUCAN SAMIL	SO. Tagbiao-Liao, Rizal, Pal.		M	53		TERSO LAYUCAN
BADIN M JAMIL						BADIN
BORING A. RANTI	SO. TAGBIAO - LIAO, RIZAL, PAL	CADC-MEMBER	M	48		
ERHIE RANTI			M	28		ERHIE
PEPE REX A. PONCERN JR.	RIZAL PALAWAN		M	37	09993470408	
DANIEL E. GARCIA JR.	CENRO QUEZON	PI/H.O.	M	44		
CATHERINE F. REGIS	CENRO QUEZON	FR	F	27		
LITO A. CERJACO	Tagbiao Liao	Mag-ari ng Tagbiao	M	52		
KERNILIO LEPSON	Tagbiao Liao	Driver	M	19		K. L.



Republic of the Philippines
National Police Commission
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
PALAWAN POLICE PROVINCIAL OFFICE
RIZAL MUNICIPAL POLICE STATION
Brgy. Punta Baja, Rizal, Palawan



April 23, 2022

TURNED-OVER RECEIPT

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY THAT the following confiscated/seized items apprehended on April 16, 2022 approximately 04:00 AM at Purok Calupisan, Brgy. Punta Baja, Rizal, Palawan to one **Tirso Layucan Jamil**, 58 years old, married, laborer, Native Palau-an, and presently residing at Purok Tabiao-biao, Brgy. Punta Baja, Rizal, Palawan who were caught in the act of possession, control and custody assorted sizes of fresh cut lumbers on board his motorcycle with side car (Top down) without any legal documents presented which is a clear violation of PD 705 were respectfully turned over to the DENR-Rizal Station, to wit:

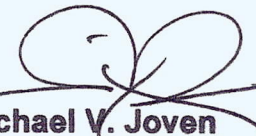
1. 1- motor vehicle (Top down) RUSI Color black, no plate number and defaced chassis number;
2. 1 pc 2x8x40- est Bdft 53.33; and
3. 2 pcs 2x6x40- est Bdft 80
- unknown species with estimated 133.33 board feet and with estimated market value of Php 22.00 per Board feet and with approximate total Market Value of Php 2,933.26.

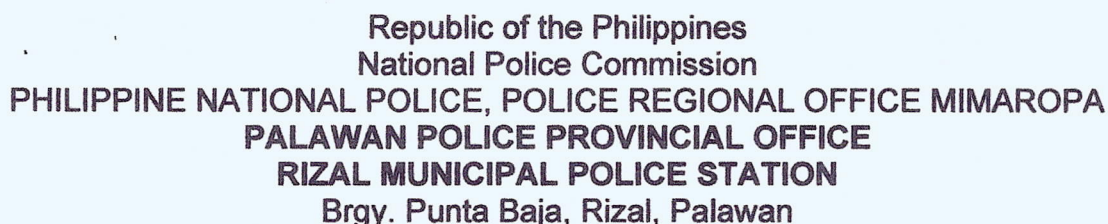
xxNothing Followsxx

Turned-over by:


PSMS Francis Dionne DT Francisco
Investigator On-Case
Rizal MPS

Turned-over to:


Michael V. Joven
ECOMS-II, TL Rizal Station
DENR



April 16, 2022

CONFISCATION RECEIPT

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that one **Tirso Layucan Jamil**, 58 years old, married, laborer, Native Palau-an, and presently residing at Purok Tabiao-biao, Brgy. Punta Baja, Rizal, Palawan is apprehended by the PNP personnel of Rizal MPS approximately 04:00 A.M of April 16, 2022 at Purok Calupisan, Brgy. Punta Baja, Rizal, Palawan who were caught in the act of possession, control and custody assorted sizes of fresh cut lumbers on board his motorcycle with side car (Top down) without any legal documents presented which is a clear violation of PD 705 and now under temporary custody of Rizal Municipal Police Station for proper disposition were as follows:

1. **1- motor vehicle (Top down) RUSI Color black, no plate number and defaced chassis number;**
2. **1 pc 2x8x40- est Bdft 53.33; and**
3. **2 pcs 2x6x40- est Bdft 80**
- unknown species with estimated 133.33 board feet and with estimated market value of Php 22.00 per Board feet and with approximate total Market Value of Php 2,933.26.

[illegible]

Mr. Tirso Layucan Jamil
Respondent

Pat Mark Joseph A Achacoso
Apprehending Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

April 25, 2022

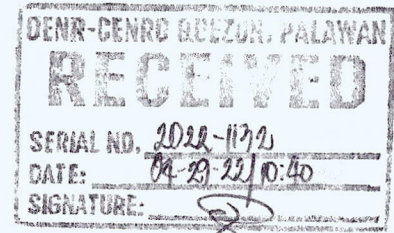
MEMORANDUM

FOR : The Community Environment and
Natural Resources Officer
Quezon, Palawan

THRU : The Chief, MES

FROM : Michael V. Joven
ECOMS II

SUBJECT : **REPORT ON SCALED LUMBERS APPREHENDED BY
RIZAL MUNICIPAL POLICE OFFICERS AT BRGY.
PUNTA BAJA, RIZAL, PALAWAN**

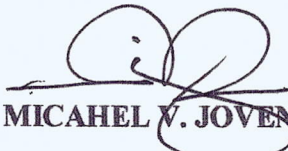


As per letter request of Police Major Juromel Fiel Rojo Officer In-charge of Rizal Municipal Police Station, Rizal, Palawan dated April 23, 2022 for the scaling of sown lumbers apprehended at Brgy. Punta Baja, Rizal, Palawan.

Immediately the personnel of Monitoring and Enforcement Section proceed to the area to conduct actual scaling of apprehended sown lumbers together with PNP-Rizal personnel. There are 3 pieces of different sizes of Apitong lumbers with a total volume of 140.00 board feet. (*pls. see attached tally sheet*). The said apprehended forest product is hauled and being custody to the Rizal-MPS and turned-over to DENR CENRO-Quezon, Rizal Station compound for safekeeping and proper disposition.

Attached with this is the Tally sheets, Turned-over receipt and Geo-tagged photos.

For his information and further instruction.


MICHAEL V. JOVEN

**TALLY SHEET OF SCALED LUMBERS APPREHENDED BY PNP-RMPS
PERSONNEL AT BRGY. PUNTA BAJA, RIZAL, PALAWAN**

SPECIES	Quantity	Unit	DIMENSION			Volume (Bd.ft.)
			T	W	L	
Apitong	1	pcs	2	8	42	56.00
Apitong	2	pcs	2	6	42	84.00
	3	TOTAL				140.00

Scaled by:


ESMAEL N. SONON
FOREST RANGER


SALDO M. TUMANONG
FOREST RANGER

Prepared by:


MICHAEL Y. JOVEN
ECOMS II/In-Charge Rizal Station



SEIZURE ORDER

Pursuant to the provision of P.D 705 as amended by E.O No. 277 and DENR Administrative Order No. 97-32 Series of 1997 the following forest products are ordered seized, to Wit:

FACTS

1. Forest Products

Kind	Item:	Source/Origin of Forest Products	Species	Pieces	Volume/Unit of Measurement	Estimated fair market Value	Impounding Area	Custodian
Lumber	Lumber	Brgy. Punta-baja, Rizal, Palawan	Apitong	3	140 board feet	Php 4,200.00	DENR-CENRO Quezon, Rizal Station, Rizal, Palawan	ECOMS II. Michael V. Joven

Minor Forest Products

Kind	Unit of Measurement	No. of Units	Estimated fair market value	Custodian
N/A	N/A	N/A	N/A	N/A

Conveyance Involved

Type	Make/Model/Year	Plate No.	Color/Markings	CR No.	OR No.
Motorcycle	RUSI	N/A	black	N/A	N/A

Conveyance Involved (Additional Details)

Engine No. /BodyNo.	Chassis No.	Accessories	Estimated Fair Market Value	Custodian
Defaced	Defaced	N/A	Php 30,000.00	ECOMS II. Michael V. Joven

*Turned over to the highest officer of the Regional Office concerned if government-owned vehicle.

If Animal

Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian	Estimated Fair Market
N/A	N/A	N/A	N/A	N/A	N/A	N/A

Equipment Involved

Type	Quantity	Details	Custodian	Estimated Fair Market Value
N/A	N/A	N/A	N/A	N/A

Implements Involved

Type	Quantity	Details	Custodian	Estimated Fair Market Value
N/A	N/A	N/A	N/A	N/A



SEIZURE RECEIPT
No. CENRO-QZN-SR-2022-05-0012

The following apprehended items with Apprehension Receipt are administrative seizure pursuant to Section 3 of DAO 97-32

A. FOREST PRODUCTS

Species	No. of Pieces	Dimension/Finish Products	Volume (Bd/Ft)	Estimated Value
Apitong	3		140.00	Php 4,200.00
Total	3		140.00	Php 4,200.00

Name/ Address of on-site offenders and nature of participation:

NAME	ADDRESS	NATURE OF PARTICIPATION
Mr. Tirso Layucan Jamil	Purok Tagbiao-biao, Brgy. Punta-baja, Rizal, Palawan	Driver

B. CONVEYANCE

Name of Registration/Owner: TIRSO LAYUCAN JAMIL
Address: Purok Tagbiao-biao, Brgy. Punta-baja, Rizal, Palawan
Type of Vehicle: Motorcycle (top down)
Model: Rusi
Color: Black
Engine/Motor Serial No. : Defaced
Chassis Serial No. : Defaced
Plate No.: N/A
Estimated Fair Market Value: Php 30,000.00

C. EQUIPMENT/TOOL AND OTHER IMPLEMENTS (Briefly describe the physical appearance and condition of each item and estimate fair market value). N/A

The items was apprehended by PNP-Rizal personnel at Purok Calupisan, Bgy. Punta-baja, Rizal, Palawan on April 16, 2022 for illegal transport of forest product without legal documents which is violation of section 77 of PD 705 as amended.

The subject forest products are under the custody of ECOMS II. **Michael V. Joven** of DENR-CENRO Quezon, Rizal Station, Bgy. Punta-baja, Rizal, Palawan. Further, these apprehended items are now deposited at DENR-CENRO Quezon, Rizal Station, Rizal, Palawan.

That the undersigned hereby acknowledge that the above listed item(s) are now in **ADMINISTRATIVE SEIZURE** and that **I**, as authorized Seizing Officer, assume the possession and control for the custodial legis, pending the conduct of administrative confiscation proceedings for their disposition.

Therefore issue this Seizure Receipt No. CENRO-QZN-SR-2022-05-0012 this May 5, 2022 at DENR-CENRO Quezon, Rizal Station, Rizal, Palawan.


DAVID E. GALLEMA, JR.
Seizure Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

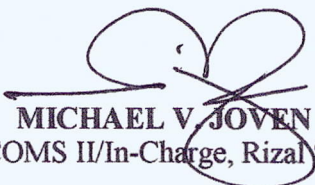
April 26, 2022

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that the apprehended One (1) unit Motorcycle (*Topdown*) without plate number driven by **Mr. Tirso Layucan Jamil**, loaded with Three (3) pieces of different sizes of Apitong lumbers with a total volume of 140 board feet which was apprehended at , Bgy. Punta Baja, Rizal, Palawan, last April 16, 2022, has been turn-over at DENR-CENRO Quezon, compound for safekeeping and proper disposition in accordance with DAO 97-32.

The forest products and conveyance were under the custody of the undersigned ECOMS II Michael V. Joven of DENR-CENRO, Quezon, Rizal Station, Rizal, Palawan.


MICHAEL V. JOVEN
ECOMS II/In-Charge, Rizal Station

Photos taken during administrative hearing conducted at Rizal Station, Rizal, Palawan.
Regarding on the apprehending 5 units topdown loaded with forest products without legal documents. Apprehended by PNP-Rizal Personnel last April 16, 2022 at Bgy. Punta-baja, Rizal, Palawan.



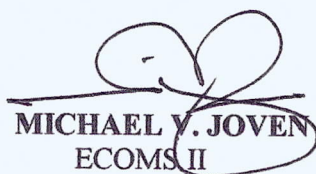


Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
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Geo-tagged photos of apprehended 140.00 board feet of Apitong lumbers apprehended by PNP Rizal personnel at Barangay Punta Baja, Rizal, Palawan.

Prepared by:


MICHAEL Y. JOVEN
ECOMS II

Republic of the Philippines
DEPARTMENT OF JUSTICE
OFFICE OF THE PROVINCIAL PROSECUTOR
PROVINCE OF PALAWAN
City of Puerto Princesa

PROVINCIAL PROSECUTION OFFICE
PALAWAN

RECEIVED
MAY 27 2022
TIME: _____
BY: _____

PEOPLE OF THE PHILIPPINES
Plaintiff

NPS# _____

NPS Docket No. 22E-0500

Tirso Layucan Jamil
Accused

For
"Violation of PD 705"

x-----x

COMPLAINT

The undersigned investigator of Rizal Municipal Police Station hereby accuses the suspect **Tirso Layucan Jamil** for Violation of PD 705, committed as follows:

That on 16th day of April 2022 more or less 04:00 in the morning the above-named suspect did, then and there using his motorcycle with side car (top down) willfully, unlawfully and feloniously found in his possession, control and custody pieces of assorted sizes of fresh cut lumbers of Apitong specie without legal documents presented.

CONTRARY TO LAW.

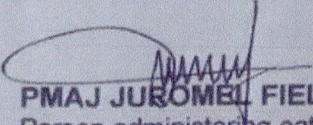
May 24, 2022, Rizal, Palawan

PSMS FRANCIS DIONNE DT FRANCISCO PNP
Investigator, Rizal MPS

EXHIBITS:

1. Affidavit of arrest and complaint
2. Photograph of confiscated/seized lumbers
3. Geo-tagged photos from DENR
4. Tally sheet from DENR
5. Confiscation receipt
6. Recapitulation from DENR
7. Others

SUBSCRIBED AND SWORN to before me this 24th day of May 2022 at Brgy. Punta Baja, Rizal, Palawan, Palawan.


PMAJ JUROMEL FIEL ROJO
Person administering oath by virtue of
sec. 50 of RA 6975 as amended by RA 8551

REPUBLIKA NG PILIPINAS)
LALAWIGAN NG PALAWAN) S.S.
BAYAN NG DR. JOSE P. RIZAL)

**PINAG-SAMANG MALAYANG SINUMPAANG SALAYSAY NG PAG
ARESTO AT REKLAMO**

Kami sina **PCpl Felix Arevalo Ponciano Jr.** at **Pat. Mark Joseph Abis Achacoso** kapwa nasa hustong gulang, kawani ng Pambansang Pulisya ng Pilipinas at kasalukuyang nakatalaga sa Rizal Municipal Police Station, Rizal, Palawan matapos makapanumpa ng ayon sa itinadhana ng ating Bagong Saligang Batas ay nagsasalaysay ng mga sumusunod:

1. Na, noong ika- 16 ng Abril 2022 sa ganap na alas 04:00 ng umaga habang kasalukuyang naka duty kami sa opisina ng Rizal Municipal Police Station ay naka tanggap kami ng impormasyon na may kasalukuyang may-nagkakarga at mag-tatransport ng mga ilegal na kahoy sa bundok ng Purok Calupisan, Brgy. Punta Baja, Rizal, Palawan.

2. Na agad naming ipina-alam sa aming hepe ng pulisya ng Rizal Municipal Police Station na si **PMAJ JUROMEL FIEL ROJO** ang nasabing impormasyon, pagkatapos ay agad syang bumuo ng grupo para agarang magsagawa ng operasyong pulis hingil sa pagkakarga at pagtatransport ng mga ilegal na kahoy sa nasabing lugar.

3. Nang marating namin ang lugar ay nakita namin at naabutan ang limang motorsiklong may side car (topdown) at may mga kanya-kanyang sakay na iba't ibang sukat at uri ng kahoy. Agad kaming nagpakilalang mga Pulis ng Rizal Municipal Police Station. Tinanong namin ang kanilang mga pangalan at kung may kaukulang permit sila sa nasabing mga kahoy na nakasakay sa kanilang mga topdown. Ngunit wala silang maipakitang kahit anong legal na dokumento/permit.

4. Na nalaman namin na ang mga pangalan nila ay sina **Ernie Luday Ranti**, 28 taong gulang, may-asawa, laborer, native Palau-an, ipinanganak noong June 10, 1993 sa Rizal, Palawan at kasalukuyang nakatira sa Sitio Bungo, Brgy. Punta Baja, Rizal, Palawan, **Boring Inoc Ranti**, 48 taong gulang, may-asawa, laborer, native Palau-an at kasalukuyang nakatira sa Purok Tabiao-biao, Brgy. Punta Baja, Rizal, Palawan, **Tirso Layucan Jamil**, 58 taong gulang, may-asawa, laborer, Native Palau-an at kasalukuyang nakatira sa Purok Tabiao-biao, Brgy. Punta Baja, Rizal, Palawan, **Lito Amar Ceriaco**, 51 taong gulang, may-asawa, laborer, Antiqueño, ipinanganak noong October 20, 1971 sa Aborlan, Palawan at kasalukuyang nakatira sa Purok Tabiao-biao, Brgy. Punta Baja, Rizal, Palawan and **Kernelio Ondem Lipsaw**, 20 taong gulang, binata, laborer, native Palau-an, ipinanganak noong November 12, 2002 sa Rizal, Palawan at kasalukuyang nakatira sa Purok Tabiao-biao, Brgy. Punta Baja, Rizal,

MAY KARUGTONG NA SALAYSAY SINA PCpl Ponciano Jr. At Pat Achacoso:

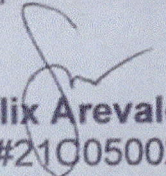
KARUGTONG NA SALAYSAY NINA PCpl Ponciano Jr. At Pat Achacoso:

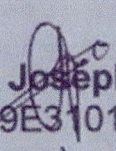
Palawan at **Badin Marciano Jamil**, 26 taong gulang, may-asawa, laborer, Native Palau-an, ipinanganak noong July 25, 1996 sa Rizal, Palawan at kasalukuyang nakatira sa Purok Tabiao-biao, Brgy. Punta Baja, Rizal, Palawan.

5. Nang wala silang maipakitang kaukulang legal na dokumento ni ano-man sa kanilang ginawang pagkarga at pagtatransport ng mga kahoy kami (**PCpl Felix Arevalo Ponciano Jr. at Pat. Mark Joseph Abis Achacoso**) ay agad namin silang inaresto humigit kumulang 4:00 ng umaga sa nasabing araw at ipinaalam sa kanila ang kanilang pagkakamali/illegal na ginawa na dahilan ng pag-aresto habang ipina-paalam sa kanila ang kanilang mga karapatan ayon sa RA 7438 sa salitang kanilang nauunawaan.

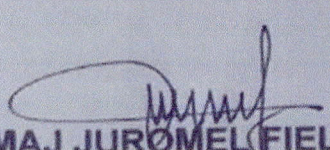
6. Nang amin ng ma-aresto ang mga nasabing suspek at makumpiska ang mga kahoy na namay iba't ibang sukat at uri sakay ng mga topdown ay agad naming silang dinala sa Himpilan ng Pulisya para ma-kustodiya kasama ng mga nakumpiskang kahoy at topdown para sumailalim sa imbestigasyon at tamang desposisyon.

7. Na, pansamantala ay wala na kaming masasabi pang iba at kung meron man ay sa korte na lamang namin sasabihin at ginawa namin ang salaysay na ito upang patunayan na ang mga nakalahad sa itaas ay totoo bilang patunay sa lahat ng ito, kami ay kusang loob na lumagda sa ibaba na hindi pinilit tinakot o binigyan ng anumang pabuya ng sinoman.


PCpl Felix Arevalo Ponciano Jr.
PNP ID #21C0500235
(Nagsalaysay)


Pat. Mark Joseph A Achacoso
PNP ID#19E310102
(Nagsalaysay)

SINUMPAAN AT PINATOTOHANAN sa harap ko ngayong ika-24 ng Mayo 2022 dito sa bayan ng Dr. Jose P. Rizal. Pinatutunayan ko na ang mga nagsalaysay ay aking nasiyasat at ako ay may sapat na paniniwala na sila ay kusang-loob at malayang nagsalaysay.


PMAJ JUROMEL FIEL ROJO

Person administering an oath by virtue of sec.
50 of RA 6975 as amended by RA