



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

Bgy. Sta. Monica, Puerto Princesa City, Palawan

E-mail: penropalawan@denr.gov.ph

Telfax No. (048) 433-5638 / (048) 433-5638

RECEIVED

21 JUL 2022

TIME: 11:00 AM

OUTGOING

DATE NO.

July 12, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA
1515 L&S Bldg., Roxas Blvd.
Ermita, Manila

FROM : The Provincial Environment and
Natural Resources Officer

SUBJECT : **INSPECTION AND MONITORING OF ON-GOING
CONSTRUCTION OF SEAWALL LOCATED AT BARANGAY
BUENA SUERTE, EL NIDO, PALAWAN**

Forwarded is the memorandum dated June 30, 2022 from CENRO Taytay along with the Report on the conducted Inspection and Monitoring of on-going construction of Seawall located at Barangay Buena Suerte, El Nido, Palawan.

The inspection and monitoring of the said construction of seawall was conducted on April 18, 2022 together with the representatives from Provincial Environment and Management Unit (PEMU) and Department of Public Works and Highways (DPWH).

Accordingly, the project is now at 20% constructed, it is within the El Nido-Taytay Managed Resource Protected Area (ENTMRPA) and in the 40-meter easement, and has no endorsement from the Protected Area Management Board (PAMB).

Based on the findings, this office concurs with the recommendation of the Protected Area Management Office (PAMO) to issue a Notice of Violation (NOV) and Cease and Desist Order (CDO) to the proponent of the said project.

For information, record and further instruction.



FELIZARDO B. CAYATOC

DENR-PALAWAN
PENRO-RECORDS

RELEASED

By: *[Signature]*
Date: 13 JUL 2022 CN: 22-1709



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

Bgy. Sta. Monica, Puerto Princesa City, Palawan

E-mail: penropalawan@denr.gov.ph

Telfax No. (048) 433-5638 / (048) 433-5638

ELECTRONIC MESSAGE FOR TRANSMISSION

July 13, 2022

TO: THE CENRO
TAYTAY-EL NIDO, PALAWAN

ATT'N: THE PASu
ENTMRPA, EL NIDO

TEXT:


REFERENCE TO YOUR MEMORANDUM REPORT DATED JUNE 30, 2022 RE: ON-GOING CONSTRUCTION OF SEAWALL BY THE DPWH LOCATED AT BARANGAY BUENA SUERTE, EL NIDO, PALAWAN, YOU ARE HEREBY INSTRUCTED TO ISSUE THE NECESSARY NOTICE OF VIOLATION AND OR CEAST AND DESIST ORDER TO THE DPWH AND LGU LGU FOR NON-COMPLIANCE OF MANDATORY REQUIREMENTS SUCH AS THE PAMB CLEARANCE/ENDORSEMENT.

SUBMIT REPORT OF ACTION AND SAME FURNISH THIS OFFICE COPY OF ISSUED NOV/CDO FOR INFORMATION AND BASIS OF FURTHER ACTION-INSTRUCTION.

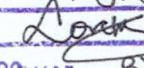
FOR COMPLIANCE.

PENRO CAYATOC

SENDER:


FELIZARDO B. CAYATOC
PENRO

cc: THE RED, MANILA

DENR-PENRO PALAWAN	
RELEASED	
THROUGH E-MAIL	
EMAILED TO:	CENRO Taytay, ENTMRPA cc: RED
E-MAILED BY:	
DATE:	13 JUL 2022
TIME:	8:54 am



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

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

By the National Highway, Poblacion, Taytay, Palawan 5312

Mobile: 0926-505-9335 TM 0912-171-3889 TNT

Email: cenrotaytay@denr.gov.ph

PALAWAN RECORDS
RECEIVED

June 30, 2022

MEMORANDUM

FOR : The Provincial Environment and Natural Resources Officer- Palawan
Sta. Monica, Puerto Princesa City

FROM : The Community Environment and Natural Resources Officer
This jurisdiction

SUBJECT : **INSPECTION AND MONITORING OF ON-GOING
CONSTRUCTION OF SEAWALL LOCATED AT BARANGAY
BUENA SUERTE, EL NIDO, PALAWAN**

Respectfully forwarded is the memorandum dated June 13, 2022 of Protected Area Superintendent (PASu) Mildred A. Suza pertaining to the conducted joint inspection and monitoring of on-going construction of seawall located at Barangay Buena Suerte, El Nido, Palawan.

In view hereof, this Office concurs with the recommendation of PASu Mildred A Suza in the issuance of Notice of Violation (NOV) and Cease and Desist Order (CDO) to the proponent.

For his information and record.

For and in the absence of the CENRO:

DENR CENRO
TAYTAY, PALAWAN
RELEASED

BY: *[Signature]*
DATE: JUL 04 2022 *[Signature]* / 188

[Signature]
ALEXANDER E. MANCIO
SEMS/Chief, RPS
In Charge, Office of the CENRO
[Signature]

Cc: PAMO-ENTMRPA



June 13, 2022

MEMORANDUM

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

FROM : The Protected Area Superintendent
El Nido - Taytay Managed Resource Protected Area

SUBJECT : **INSPECTION AND MONITORING OF ON-GOING CONSTRUCTION OF SEAWALL LOCATED AT BARANGAY BUENA SUERTE, EL NIDO, PALAWAN**

DENR CENRO
TAYTAY, PALAWAN
RECEIVED
BY: *[Signature]*
DATE: 6/18/22 9:28

Respectfully forwarded is the report of Forest Ranger Herson Y. Caliao pertaining to the conducted joint inspection and monitoring of this office and representatives from Provincial Environmental Management Unit (PEMU) and Department of Public Works and Highways (DPWH) dated April 18, 2022.

Based on the report, the said on-going construction is within the jurisdiction of El Nido-Taytay Managed Resource Protected Area (ENTMRPA) and located within the 40-meter easement based on Presidential Decree 1067 otherwise known as the Water Code of the Philippines and DAO 2021-07 or the Guidelines on establishment of Legal Easement along the Seas, Rivers, Lakes, Esteros and Creeks. The said project which is 20% on-going per report dated April 18, 2022, has no endorsement from the Protected Area Management Board (PAMB).

Based on the above findings, this office recommends the following:

1. Issuance of Notice of Violation (NoV) and Cease and Desist Order (CDO);
2. Require the proponent to secure PAMB endorsement and secure appropriate permits prior to resumption of the construction;
3. Conduct continuous monitoring activities and record additional improvements within the area.

The proponent and the concerned BLGU and DPWH will be informed of the result of this inspection thru letter.

For information, record and further instruction.

DENR - PAO
ENTMRPA,
El Nido, Palawan
RELEASED
By: *[Signature]*
Date: 06-27-22
C.N.: 0585

[Signature]
MILDRED A. SUZA



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Barangay Masagana, El Nido, Palawan, 5313
Tel No.: 048 716 0674 Email: entmrpa@gmail.com

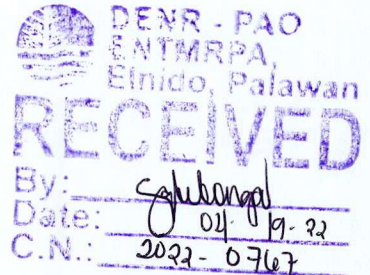
April 18, 2022

MEMORANDUM

FOR : The Protected Area Superintendent
El Nido-Taytay Managed Resource Protected Area

FROM : Forest Ranger

**SUBJECT : INSPECTION AND MONITORING ON ON-GOING
CONSTRUCTION OF SEAWALL LOCATED AT BARANGAY
BUENA SUERTE, EL NIDO, PALAWAN**



This is in regard to the conducted joint inspection with PEMU personnel and Department of Public Works and Highways (DPWH) representatives on the proposed seawall of DPWH located at Barangay Buena Suerte, El Nido, Palawan dated April 6, 2022.

With the result of the inspection, the undersigned observed and recorded the following:

1. The said project is within the jurisdiction of El Nido-Taytay Managed Resource Protected Area (ENTMRPA);
2. Identified within the 40-meter easement of the PD 1067 otherwise known as Water Code of the Philippines;
3. The said project is on-going (about 20% at the time of inspection) with no endorsement from the Protected Area Management Board (PAMB);
4. Has existing barangay endorsement from BLGU of Buena Suerte according to Hon. Captain Ricky Ballena;
5. Allegedly, there is also an on-going backfilling/reclamation activity along the beach area with documented heavy equipments during monitoring activities. It is also observed that the backfill materials were rubbles.

Based on the above results and observation, the undersigned recommends as follows:

1. Require the proponent to secure PAMB endorsement and secure appropriate permits prior continuation of the construction;
2. Secure a copy of the said barangay resolution to the Barangay Council of Buena Suerte, El Nido, Palawan;
3. Issuance of Notice of Violation (NoV) and Cease and Desist Order (CDO);
4. Inform the proponent and Buena Suerte BLGU thru letter of the result of the said inspection and further inquire whether reclamation is part of the said project;
5. Conduct continuous monitoring activities and record additional improvements within the area.

For information, record and further instruction.


HERSON Y. CALIAO



Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
PALAWAN 1st
DISTRICT ENGINEERING OFFICE
REGIONAL OFFICE IV-B
Roxas, Palawan

March 3, 2022

JOE AMIL M. SALINO

Regional Director
Environmental Management Bureau
Department of Environment and Natural Resources
6th Floor, 1515 DENR by the Bay Bldg.
Roxas Blvd., Ermita, Manila

Attention : NICOLE YURI DORADO
OIC, Clearance and Permitting Division

Sir:

May we request for the issuance of Certificate of Non-Coverage (CNC) for the projects, to wit:

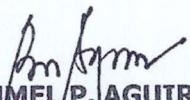
1. Construction of Seawall, Brgy. Buenasuerte, El Nido, Palawan
2. Construction of Caramay Seawall, Brgy. Caramay, Roxas, Palawan.

Attached are the following documents for reference:

1. Annex C (Pro-forma Project Description for Certificate of Non-Coverage Applications)
2. Part II. For Evaluation of Category C Projects
3. Site Development Plan
4. Geotagged Photos

Your favorable consideration on this matter will be greatly appreciated.

Very truly yours,

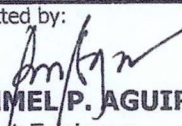

ROMMEL P. AGUIRRE
District Engineer

R4B.13.1 jcb/DPP/ERU/RPA



R4B-2022-004073

ANNEX C. Pro-forma Project Description for Certificate of Non-Coverage (CNC) ApplicationsPlease Check Purpose: ☐ for CNC Application (Prior to 1982? Yes/no) ☒ for Category C Project Evaluation**PART I. FOR CNC APPLICATIONS (CATEGORY D & PROJECTS IMPLEMENTED PRIOR TO 1982) AND EVALUATION OF CATEGORY C PROJECTS**

1. Name of Project	Construction of Seawall, Barangay Buenasuerte		
2. Project Location	Street/Sitio/Barangay: Brgy. Buenasuerte	Zone/Classification (i.e.industrial ,residential):	
	City/Municipality: El Nido	Province: Palawan	Region: IV-B
3. Proponent Name	Department of Public Works and Highways - Palawan 1st District Engineering Office		
4. Proponent Address	BRGY. III, ROXAS, PALAWAN		
5. Contact Person	Name ROMMEL P. AGUIRRE	Designation District Engineer	
6. Proponent Means of Contact	Landline No. 52100	Fax No. 52176	
	Mobile No. 09309714082	Email planning.1st.pal@gmail.com	
7. Project Type/ Undertaking	Flood Control		
8. Project Size	Fill up only relevant parameters		
	Capacity/Others: (i.e.MW, m3, heads)	Space Allocation/ Area: (i.e.,km.ha.,sqm.) 0.125 km	
	Quantity to be Processed: (i.e. MT of raw material)	Others:	
	Production Rate: (i.e. MT/year)		
9. Description of Project Activities	Pre - Construction Phase: Activities to be undertaken in this stage cover all necessary detailed engineering plans, as follows: survey, soil investigation and materials investigation, preparation of design and project plans, preparation of specifications, quantity and cost estimates, program of works, proposed construction schedule and estimated cash flow, site or right-of-way plans including schedule of acquisition, relocation plan and submission of design report along with the preparation of Initial Environmental Examination (IEE) Checklist report and bid/tender documents. As a standard requirement of the DPWH, the road plan is an output of majority (if not all) of the above listed activities. Safety and quality of the structure and the project as a whole is the concern of the department, such that to determine the stability of the soil foundation is imperative prior to any design and plan preparation of any project. The DPWH Standard Specifications for Highways and Bridges provides for all precautionary measures regarding quality, economy and safety of any project of the department including environmental protection. After all necessary activities, the project will undergo the usual standard bidding procedures for government projects. The notice to commence work shall be issued to the winning contractor, upon approval of the contract.		
Pre-Construction Construction, Operation and Abandonment	Construction Phase: Immediately after the issuance of the Notice to Proceed to the contractor, a meeting between the proponent and the contractor will be held to discuss every responsibility in the contract. The initial activities are to mobilize the required equipment, personnel and necessary materials to start the project at the job site. Construction of temporary facilities including campsite, bunkhouse, warehouse and stockroom will follow. The clearing and grubbing activities including the removal of various obstructions will follow. After the curing stage of all concreting works, remove the forms and supports. All reusable materials will be deposited at the contractor's stockpile. All combustible items and waste materials will be disposed and deposited to the dumping area designated by the local officials. Operation Phase: The Proponent shall accept the project from the Contractor after final inspection of the completed project and all the environmental requirements have been satisfied. The work force requirements for construction will be composed of professionals, skilled, semi-skilled and labor workers. Priority for employment will be applicants from the local residents. In cases an expertise is required, hiring for such may be from other places. The following is a table showing the estimated number of persons that will involve in the implementation/construction phase. Abandonement Phase: Bank houses must be donated to the Local Government Unit (LGU) to be used as school or barangay centers. Spoils and other unused materials can also be donated to the LGU.		
	Submitted by:  ROMMEL P. AGUIRRE District Engineer Proponent's Signature over Printed Name		

* For CNC Application based on project implementation before 1982 and without significant expansion or modification, documentary proof of project implementation issued by relevant government agencies shall be attached in addition of accomplishing the above form.

1. Description of how the project enhances the environment or address environmental issues.

Seawall will protect the inland area against wave action and prevent coastal erosion. Seawalls are usually massive structures designed to resist storm surges.

When storm surge occurs, the environment as well as the property and economic activity are damaged. Therefore, the Construction of Seawall in Brgy. Buenasuerte is necessary. The said project will help control erosion and align the flow of water that will alleviate the possibility of storm surge and also eliminate risk to the nearby community and the environment.

2. Project Components

- Earthworks
 - Embankment
 - Excavation
 - Foundation Fill
- Drainage and Slope Protection
 - Pipe Culverts
 - Hand Laid Rock Embankment

3. Description of Project Phases

Pre - Construction Phase:

Activities to be undertaken in this stage cover all necessary detailed engineering plans, as follows: survey, soil investigation and materials investigation, preparation of design and project plans, preparation of specifications, quantity and cost estimates, program of works, proposed construction schedule and estimated cash flow, site or right-of-way plans including schedule of acquisition, relocation plan and submission of design report along with the preparation of Initial Environmental Examination (IEE) Checklist report and bid/tender documents. As a standard requirement of the DPWH, the road plan is an output of majority (if not all) of the above listed activities. Safety and quality of the structure and the project as a whole is the concern of the department, such that to determine the stability of the soil foundation is imperative prior to any design and plan preparation of any project. The DPWH Standard Specifications for Highways and Bridges provides for all precautionary measures regarding quality, economy and safety of any project of the department including environmental protection. After all necessary activities, the project will undergo the usual standard bidding procedures for government projects. The notice to commence work shall be issued to the winning contractor, upon approval of the contract.

Construction Phase:

Immediately after the issuance of the Notice to Proceed to the contractor, a meeting between the proponent and the contractor will be held to discuss every

responsibility in the contract. The initial activities are to mobilize the required equipment, personnel and necessary materials to start the project at the job site. Construction of temporary facilities including campsite, bunkhouse, warehouse and stockroom will follow. The clearing and grubbing activities including the removal of various obstructions will follow. After the curing stage of all concreting works, remove the forms and supports. All reusable materials will be deposited at the contractor's stockpile. All combustible items and waste materials will be disposed and deposited to the dumping area designated by the local officials.

Operation Phase:

The Proponent shall accept the project from the Contractor after final inspection of the completed project and all the environmental requirements have been satisfied. The work force requirements for construction will be composed of professionals, skilled, semi-skilled and labor workers. Priority for employment will be applicants from the local residents. In cases an expertise is required, hiring for such may be from other places. The following is a table showing the estimated number of persons that will involve in the implementation/construction phase.

Abandonment Phase:

Bank houses must be donated to the Local Government Units (LGUs) to be used as school or barangay centers. Spoils and other unused materials can also be donated to the LGUs.

4. Waste Generation

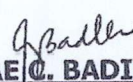
Only a minimal amount of solid waste from the construction materials will be generated which will be addressed by strictly observing proper waste management during the construction period.

5. Project Cost and Project Duration

Project Cost: PhP 10,000,000.00

Project Duration: 64 Calendar Days

Prepared by:


JENNIE MAE C. BADILLA
Engineer I

Site Development Plan

Construction of Buenasuerte Seawall, El Nido, Palawan



GEOTTAGGED PHOTOS

Project Name: Construction of Seawall, Brgy. Buenasuerte, El Nido, Palawan
Location: El Nido, Palawan
Station Limits: Sta. 0+000 – Sta.0+125.00
Amount: 10,000,000.00

Start



End



Republic of the Philippines
Province of Palawan
Municipality of El Nido
Barangay Buena Suerte Zone II

OFFICE OF THE SANGGUNIANG BARANGAY

Excerpts from the minutes of the Regular Session of the Sangguniang Barangay of Barangay Buena Suerte, El Nido, Palawan, held on the 3rd day of November 2014 at 2: 14 in the afternoon.

Presents:

Hon. Ricky C. Ballena	Punong Barangay/P.O
Hon. Joselito M. Mato	Barangay kagawad,
Hon. Almar M. Villarín	-do-
Hon. Perly R. Dellosa	-do-
Hon. Roque B. Ulanday	-do-
Hon. Jeremie D. Romero	-do-
Hon. Andres B. Capones Sr.	-do-
Hon. Gina F. Fababier	-do-
Hon. Rolando S. Dajao	I.P Representative

Xxx

xxx

xxx

Resolution No. 058
Series of 2014

A RESOLUTION REQUESTING CONCERNED AGENCIES TO CONSIDER THE PROPOSED PLAN OF THE CONSTRUCTION OF STORM SURGE BARRIER AND BREAK WATER ALONG THE SEA WATER OF BARANGAY BUENA SUERTE, EL NIDO, PALAWAN

WHEREAS, based on the result of the coastal geohazard assessment and mapping (Coastal erosion, Coastal flooding and ground subsidence conducted by the Mines and Geosciences Bureau (Central Office) and Natural Resources (MGB-DENR) dated July 22-23, 2014 as susceptibility rating of Barangay Buena Suerte the coastal area has a High rate for coastal erosion and Moderate rate on Coastal flooding

WHEREAS, the NDRRM together with the LDRRM conducted as workshop for the Barangay Disaster Risk Reduction Management Plan and Contingency Plan to reduce the effects, if not totally eradicating the destructive effects and impacts of the natural hazard to the community.

WHEREAS, In times of Calamity that continue to beset in our localities, aggravated by the effects of climate change and other related disaster, indeed, preparedness will be very advantageous, formulating the most effective tools to lessen the adverse effect to the lives and properties of our constituents.

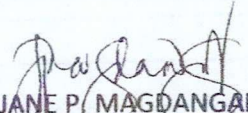
NOWHEREFORE, by unanimous decision of the Sangguniang Barangay, so be it

RESOLVED AS IT IS HEREBY RESOLVED, to request the concerned agencies to consider the proposed plan of the construction of storm surge barrier and break water along the sea water of Barangay Buena Suerte, El Nido, Palawan

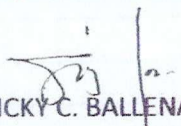
RESOLVED FURTHERMORE that copies of this resolution will be forwarded LDRRMC, PDRRMC, NDRRMC, to the Office of the Sangguniang Bayan, MLGOO and other concerned agencies for their information and guidance.

I HEREBY CERTIFY to the correctness of the above quoted foregoing resolution.

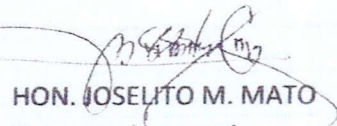
CERTIFIED CORRECT:



JANE P. MAGDANGAL
Barangay Secretary

ATTESTED AND CERTIFIED CORRECT:


HON. RICKY C. BALLENA
Punong Barangay/Presiding Officer

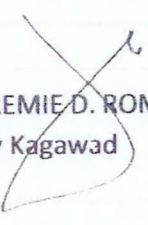
CONFORMMED:

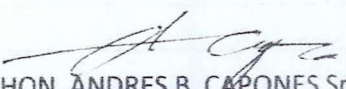

HON. JOSELITO M. MATO
Barangay kagawad


HON. ALMAR M. VIILARIN
Barangay kagawad

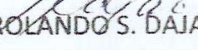
HON. PERLY R. DELLOSA
Barangay kagawad

HON. ROQUE B. ULANDAY
Barangay kagawad


HON. JEREMIE D. ROMERO
Barangay Kagawad


HON. ANDRES B. CAPONES Sr.
Barangay Kagawad

HON. GINA F. FABABIER
Barangay Kagawad


HON. ROLANDO S. DAJAO
I.P Representative