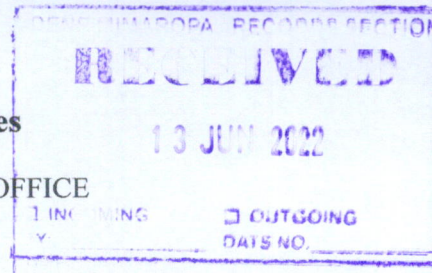




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bgy. Sta. Monica, Puerto Princesa City, Palawan
Telfax No. (048) 434 - 8791
Email Add: penropalawan@denr.gov.ph



June 2, 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 : INSPECTION REPORT RE: CONSTRUCTION OF CAUSEWAY
OF IPILAN NICKEL CORPORATION IN BARANGAY MAASIN,
BROOKE'S POINT, PALAWAN

Respectfully forwarded is the memorandum of CENRO Brooke's Point, Palawan dated May 25, 2022 relative the above subject.

Per memorandum, CENRO Brooke's Point conducted inspection on May 23, 2022 together with the representative of Ipilan Nickel Corporation to the on-going construction of causeway in the offshore/seashore area of Barangay Maasin, Brooke's Point, Palawan. Presently, the length of dumped/filled materials for said causeway reached up to 102 meters with width of 10 meters. It was verified that the causeway is within the area applied for Miscellaneous Lease Agreement (MLA) fronting the alienable and disposable lands.

Further, CENRO Brooke's Point sent a letter on May 30, 2022 to Ipilan Nickel Corporation informing them and to suspend the on-going construction of causeway thru a Cease and Desist Order until such time that the Provisional Miscellaneous Lease Agreement be issued by the Regional Executive Director pending the final issuance of Miscellaneous Lease Agreement by the DENR Secretary.

Furthermore, the undersigned together with CENR Officer of Brooke's Point attended the Committee Hearing of the Sangguniang Panlalawigan of Palawan on May 31, 2022. During the hearing, it was found out that Ipilan Nickel Corporation has not acquired a Free and Prior Informed Consent (FPIC) from the Indigenous People. The Provisional Miscellaneous Lease Agreement is not yet issued by the Regional Office. That is the reason for the issuance of a letter/CDO to the company. Likewise, the Chairperson, Committee on Environment of Sangguniang Panlalawigan of Palawan advised the company to coordinate to the Office of NCIP for the issuance of FPIC or other reliefs in relation to the operations in the mining site of the company.

For information and further instruction.

FELIZARDO B. CAYATOC

DENR-PALAWAN
PENRO-RECORDS
RELEASED
By AS
Date JUN 03 2022 22-1380



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brooke's Point, Palawan

May 25, 2022


MEMORANDUM

FOR : The Provincial Environment and
Natural Resources Officer
Puerto Princesa City

FROM : The Community Environment and
Natural Resources Officer

SUBJECT : INSPECTION REPORT RE : CONSTRUCTION OF CAUSEWAY
OF IPILAN NICKEL CORPORATION IN BARANGAY MAASIN,
BROOKE'S POINT, PALAWAN

DENR PENRO
PALAWAN RECORDS
RECEIVED

BY: 
DATE: 05-27-2022 22:45/1

Respectfully forwarded is the Memorandum dated May 24, 2022 of the Chief, Enforcement and Monitoring Section regarding the above cited subject.

Please be informed per inspection conducted by personnel of this office on May 23, 2022 with the representative of the Ipilan Nickel Corporation disclosed that the mining company is currently constructing causeway in the offshore/seashore area located at Barangay Maasin, Brooke's Point, Palawan. Per survey conducted starting from the shoreline, at present the length of the causeway is 102 meters with width of 10 meters with a total area of 1,174.86 square meters. It was verified and determined that the area where the company constructing their causeway is within the area applied for Miscellaneous Lease Agreement (MLA) located in the subject barangay.

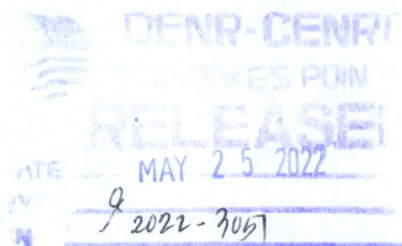
During the inspection, the company's representative provided photo copy of the Application for Permit to Construct Causeway/Port approved by PPA Port Manager Elizalde M. Ulson dated April 5, 2022 which accordingly their basis or permit to proceed with the construction.

Per record, the Ipilan Nickel Corporation applied for Miscellaneous Lease Agreement on the offshore/seashore area containing an area of 118,580 square meters adjacent to Lot 1166, Pls 96 identical to Lot No. 5701, Cad 796-D intended for causeway and jetty port of the said mining company. The Appraisal and CSW Report and other documentary requirements were already submitted per our Memorandum dated December 21, 2021 and March 14, 2022 of other lacking requirements in compliance with the Memorandum of the PENRO dated December 28, 2021 received by this office on January 24, 2022. To this date, this office had not yet received an approved Miscellaneous Lease Agreement issued in favor of the said company.

In view hereof, it is recommended that Cease and Desist Order be issued to the company to suspend or stop the construction until such time that the lease agreement be issued/granted. Further recommended that EMB – PEMO Palawan is requested to validate the terms and conditions of the Environmental Compliance Certificate (ECC) and issuance of Notice of Violation be imposed, if warrants.

Attached herewith the inspection report, sketch maps and other documents for ready reference.

For his information and further evaluation/instruction.



CONRADO M. CORPUZ



May 24, 2022

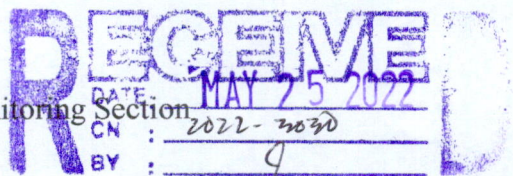
MEMORANDUM

FOR : The Community Environment and
Natural Resources Officer

FROM : The OIC Chief, Enforcement and Monitoring Section
Quick Response Team

SUBJECT : **INSPECTION/VERIFICATION REPORT REGARDING ON THE
CONSTRUCTION OF CAUSE WAY/PORT BY IPILAN NICKEL
CORPORATION LOCATED AT BRGY. MAASIN, BROOKES
POINT, PALAWAN**

OFFICE OF THE CENRO
BROOKE'S POINT, PALAWAN



In response to verbal instruction of CENRO Conrado M. Corpuz regarding on the above subject.

Pleased be informed that on May 23, 2022 the undersigned personnel together with EMB personnel, EMS I Carl Anthony Madamag accompanied by Forester Marvin Arleguei, Head Environmental Department of Ipilan Nickel Corporation has conducted inspection/verification on the construction of causeway/port of Ipilan Nickel Mining Corporation at Barangay Maasin, Brookes Point, Palawan.

Prior to the conduct of the inspection/verification, the team made a courtesy call with the Ipilan Nickel Mining Corporation management and informed them about the purpose.

Hereunder are the information and details of the inspection/verification conducted.

1. Prior to actual inspection on the area while waiting to for the rain to stop at Ipilan Nickel Office, the team made an interview to Forester Marvin Arleguei and asked regarding on the permits pertaining to the construction/operation of causeway/port. They provide of copies from Port Management Office-Palawan duly approved by Elizalde M. Ulson, port manager dated April 5, 2022; Permit to cut issuing from the Philippine Coconut Authority Province of Palawan (PCA); Copy of Appraisal Report on MLC 045306-13 of Ipilan Nickel Corporation represented by Carlo A. Matilac under Plan MLC-045301-D with an area of 118,580 sq.m.
2. Further, the team proceeded to the subject area and conducted ocular inspection to verify if there is on-going construction of causeway/port. As per inspection, there was an on-going construction of causeway/port seen in the area;
3. It was observed also that the river is still flow naturally;
4. Further investigation, based on the record on file of this office that Ipilan Nickel Corporation had already applied by Miscellaneous Lease Agreement (MLC 045306-13). However, still waiting for the approval by the Regional Executive Director, secured ECC from EMB and SEP Clearance from PCSD.

Assessment and Evaluation

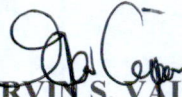
1. There was an on-going construction of causeway/port due to approval of Marlon N. Sendaydiego, Manager Engineering Services Division and Elizalde M. Ulson, Port manager;
2. No cutting of trees found during the inspection;
3. The mining company had secured ECC and SEP Clearance from the concerned agencies;
4. No approved or issuance by Regional Executive Director regarding on the application of Miscellaneous Lease Agreement by the Ipilan Nickel Corporation


Recommendation/s:

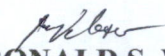
1. The undersigned recommend for the meantime to stop the construction of causeway/port while waiting for the approval of Regional Executive Director for the application of Miscellaneous Lease Agreement and other pertinent documents regarding on the construction.
2. Also recommended that before the start of operation, the mining company must secure all necessary documents pertaining to mining operation.

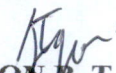
Attached are the copies of document from INC Company, Geo-tagged photos, ECC and SEP Clearance.

For his information, evaluation and further instruction.


ERVIN S. VALERIANO
FI/OIC Chief, EMS

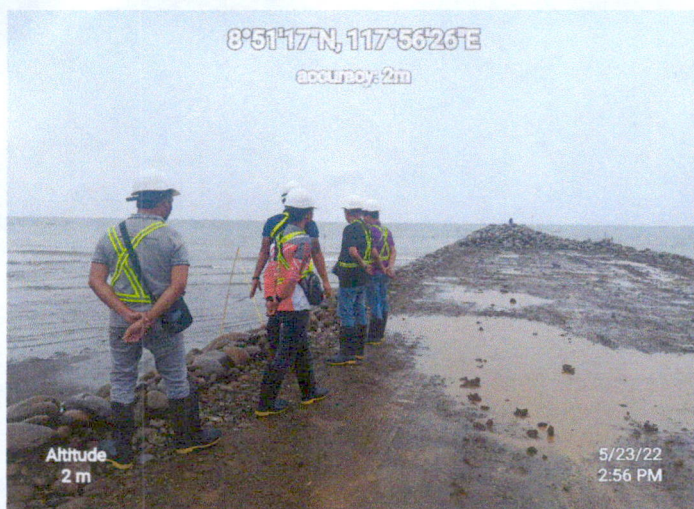

REYNALDO PALISOC
FTI/TL QRT


MARK RONALD S. VELASCO
FR/QRT member


JEFFERSON B. TAJON
FR/QRT member


LEANDRO R. LAPANGAN
FR/TL Lada Monitoring Station

**GEO-TAGGED PHOTOS SHOWING DURING THE CONDUCT OF
INSPECTION/VERIFICATION REGARDING THE CONSTRUCTION OF
CAUSEWAY/PORT BY IPILAN NICKEL CORPORATION**



Pictures above showing the initial construction of causeway/port by Ipilan Nickel Corporation located at Barangay Maasin, Brookes Point, Palawan



Pictures showing the installation of culvert to protect the naturally flow of water



Pictures above showing the construction of siltation pond

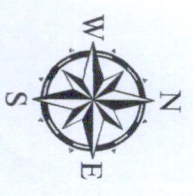
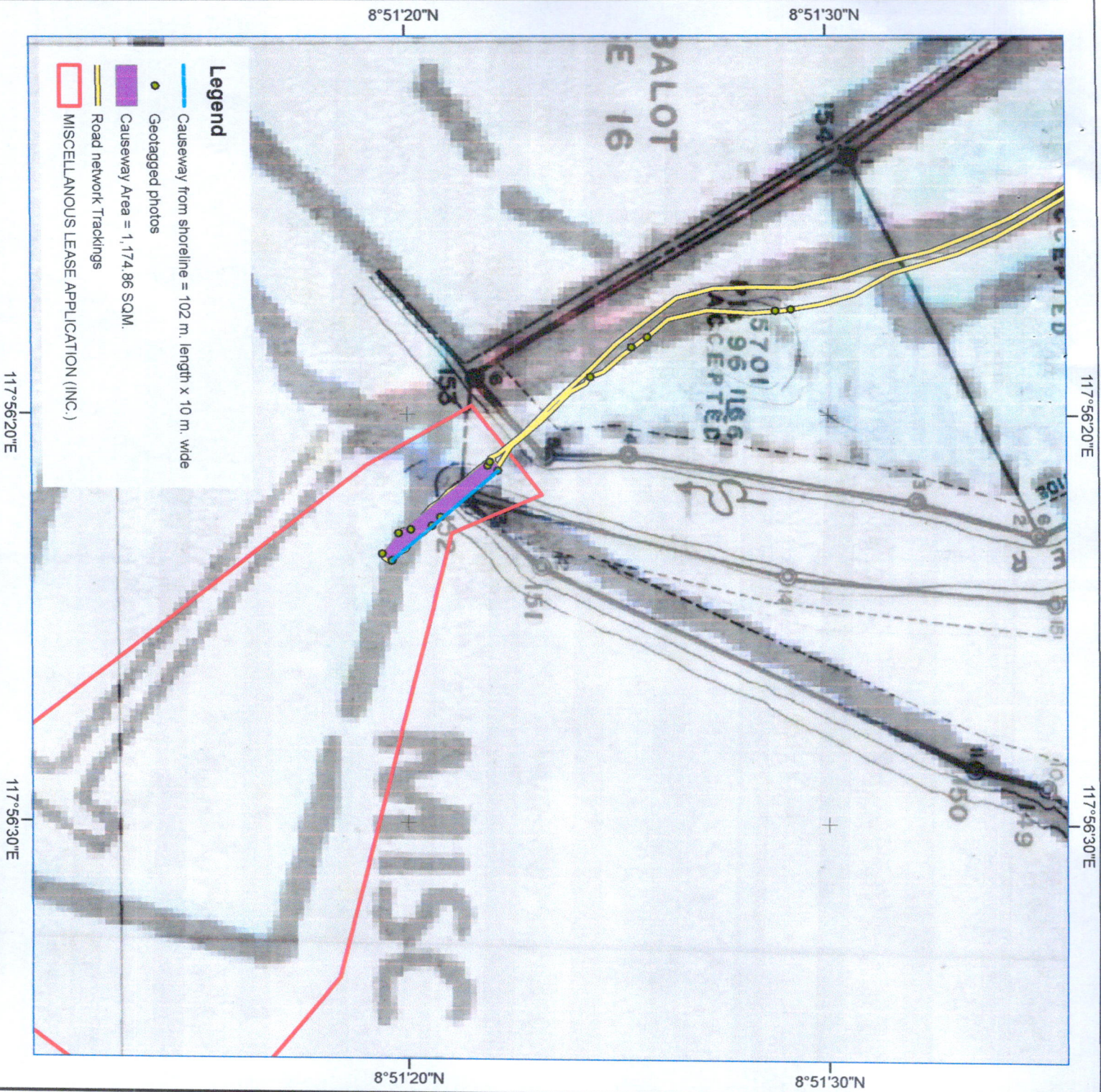
[Handwritten signatures]

M.Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305
Mobile Phone: Globe: 0945-257-1402; Smart: 0912-429-0856
Email/Gmail: cenro_brkspt@yahoo.com; cenrobrkspt@gmail.com



Pictures above showing the river located near the construction of causeway/port of Ipilan Nickel Corporation

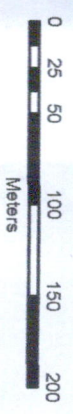
Handwritten signatures and initials.



LOCATION MAP
SHOWING THE ROAD NETWORK AND
CAUSEWAY CONSTRUCTION OF IPLIAN
NICKEL MINING CORPORATION (INC)

SITUATED IN THE
BARANGAY MAASIN,
MUNICIPALITY OF BROOKE'S POINT
PROVINCE OF PALAWAN

1:4,000



Coordinate System: GCS PRS 1992
Datum: Philippine Reference System 1992
Units: Degree



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brooke's Point, Palawan

CERTIFICATION

This is to certify that this is the true and correct location map of the constructed road network and causeway of Iplian Nickel Mining Corporation (INC.) as described hereon.

This map was digitized based from geotagged photos, trackings and other references available in this Office.

GPS Surveyed and Digitized by:

MARLOSO, SORETES
Forester /GIS focal

Check and verified by:

LEANDRO LAPANGAN
Ranger

ERVINS VALERIANO
For: IIC Chief, EMS

Attested by:

CONRADO M. CORPUZ
CENRO

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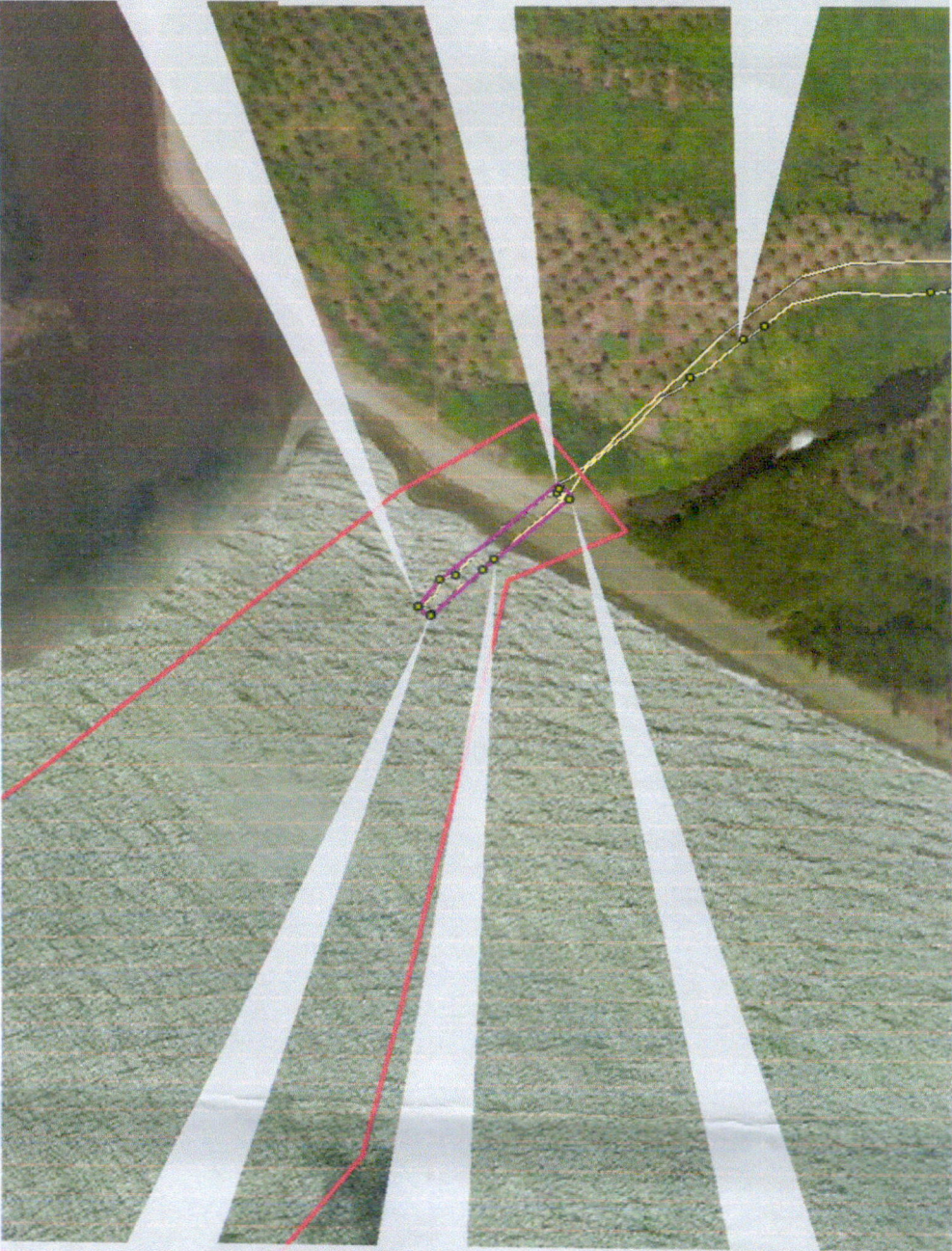
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PORT MANAGEMENT OFFICE - PALAWAN
Port Area, Puerto Princesa City

APPLICATION FOR PERMIT TO CONSTRUCT

(Per Presidential Decree No. 857)

Application Number: 2022-001

Name of Applicant/Company: IPILAN NICKEL CORPORATION

Address of Applicant: Penthouse, Platinum Towers, Aseana Ave. cor. Fuentes St.,
Tambo, Paranaque City

Location of Proposed Facility: Boundary of Bgy. Mambalot and Bgy. Maasin
Brooke's Point, Palawan

Description of Improvement/Facilities/Structures to be Constructed:

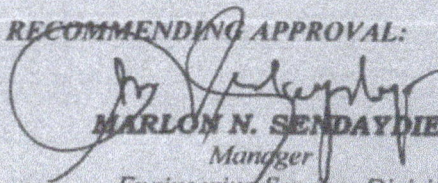
Causeway/Port Facilities

Total Estimated Cost of the Improvement/Facilities:

₱ 173,709,243.10

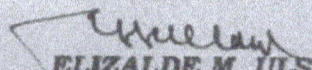
Subject to the conditions set forth at the back of this sheet.

RECOMMENDING APPROVAL:


MARLON N. SENDAYDIEGO
Manager
Engineering Services Division

APPROVED:

Date: 05 APR 2022


ELIZALDE M. ULSON
Port Manager

PTC Fee O.R. No. OR-BP20-000000282562

Amount ₱110,000.00 (VAT incl. and with WTC)

Date 04 March 2022

CONDITIONS FOR PERMIT TO CONSTRUCT

1. Permittee is committed to start construction works within six (6) months from the date of approval of this Permit to construct, otherwise the Permit issued shall be rendered null and void.
2. The Authority shall be notified five (5) days before the start of the construction work.
3. Permittee shall allow authorized personnel of the Authority represented by a technical staff from the PMO having jurisdiction to monitor the construction of the facilities.
4. No alterations in the drawings or specifications shall be made by the owner without consent in writing by the Authority.
5. The Authority is not responsible for failure in the design and structural stability of the structures or from defects in construction.
6. For abandoned and unfinished construction, all structures which would obstruct navigation shall be removed at their expense.
7. All working areas shall be properly lighted and marked in order not to obstruct navigation.
8. Permittee shall submit an As-Built drawing upon completion of the project.
9. Permittee shall submit a completion report subject to final inspection by the Authority.

CONFORMÉ



Signature of Applicant/Agent

Edison P. Sanchez

Name of Signatory

Senior Geologist

Designation

April 6, 2022

Date



DENR-EMB
ISO 14001 Certified

Republic of the Philippines
Department of Environment and Natural Resources

ENVIRONMENTAL MANAGEMENT BUREAU
DENR Compound, Visayas Avenue, Diliman, Quezon City 1116
Telephone Nos. 927-15-17, 928-37-42
Email : emb@emb.gov.ph
Visit us at <http://www.emb.gov.ph>

ENVIRONMENTAL COMPLIANCE CERTIFICATE
(Issued pursuant to Presidential Decree 1586 and its IRR)
ECC Ref. No. 1006-0017

THIS IS TO CERTIFY THAT THE PROPONENT **IPILAN NICKEL CORPORATION**, as represented by its Chief Operating Officer, **Ken Stein**, is granted this Environmental Compliance Certificate (ECC), for its proposed **Ipilan Nickel Project** to be located at Barangays Ipilan, Mambalot, Maasin, and Calasaguen, Municipality of Brooke's Point, Province of Palawan, by the Department of Environment and Natural Resources (DENR), through the Environmental Management Bureau (EMB).

SUBJECT to the conditions and restrictions set-out herein-labeled as **Annexes A and B**.

PROJECT DESCRIPTION

This Certificate shall cover the extraction of nickel laterite ore within the 2,835.06-hectare Mineral Production Sharing Agreement (MPSA No. 017-93-IV) of area located at Barangays Ipilan, Mambalot, Maasin, and Calasaguen, Municipality of Brooke's Point, Province of Palawan. The MPSA was granted on September 18, 1993 and amended on April 10, 2000 with the contract area bounded by the following geographical coordinates:

| Point | Longitude | Latitude |
|-------|----------------|---------------|
| 01 | 117°54'30.544" | 08°54'34.236" |
| 02 | 117°54'03.880" | 08°54'34.236" |
| 03 | 117°54'03.880" | 08°54'07.570" |
| 04 | 117°52'17.210" | 08°54'07.570" |
| 05 | 117°52'17.210" | 08°54'24.240" |
| 06 | 117°52'31.260" | 08°54'24.240" |
| 07 | 117°52'31.260" | 08°54'34.240" |
| 08 | 117°52'21.260" | 08°54'34.240" |
| 09 | 117°52'21.260" | 08°54'44.240" |
| 10 | 117°52'11.260" | 08°54'44.240" |
| 11 | 117°52'11.260" | 08°54'54.240" |
| 12 | 117°52'17.210" | 08°54'54.240" |
| 13 | 117°52'17.210" | 08°55'14.240" |
| 14 | 117°52'20.540" | 08°55'14.240" |
| 15 | 117°52'20.540" | 08°55'24.240" |
| 16 | 117°52'40.540" | 08°55'24.240" |
| 17 | 117°52'40.540" | 08°55'34.240" |
| 18 | 117°52'50.540" | 08°55'34.240" |
| 19 | 117°52'50.540" | 08°55'44.240" |
| 20 | 117°53'00.540" | 08°55'44.240" |
| 21 | 117°53'00.540" | 08°55'54.240" |
| 22 | 117°53'10.540" | 08°55'54.240" |
| 23 | 117°53'10.540" | 08°56'47.570" |
| 24 | 117°53'10.540" | 08°57'14.240" |
| 25 | 117°53'10.540" | 08°58'34.240" |
| 26 | 117°54'03.870" | 08°58'34.240" |

Environmental Compliance Certificate
Ipilan Nickel Project
Ipilan Nickel Corporation

Protect the environment... Protect life...

2 of 7



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU

Environmental Impact Assessment
and Management Division

CERTIFIED TRUE COPY

| | | |
|----|----------------|---------------|
| 27 | 117°54'03.870" | 08°59'27.570" |
| 28 | 117°55'23.870" | 08°59'27.570" |
| 29 | 117°55'23.870" | 08°58'34.240" |
| 30 | 117°54'57.240" | 08°58'34.240" |
| 31 | 117°54'57.240" | 08°58'07.570" |
| 32 | 117°54'30.530" | 08°58'07.570" |
| 33 | 117°54'30.530" | 08°57'14.240" |
| 34 | 117°54'03.960" | 08°57'14.240" |
| 35 | 117°54'03.960" | 08°56'47.570" |
| 36 | 117°54'30.544" | 08°56'47.570" |
| 37 | 117°54'30.544" | 08°56'20.910" |
| 38 | 117°54'57.200" | 08°56'20.910" |
| 39 | 117°54'57.200" | 08°55'00.910" |
| 40 | 117°54'30.544" | 08°55'00.910" |
| 41 | 117°54'30.544" | 08°54'34.236" |

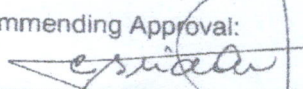
The proposed **Ipilil Nickel Project** shall have a maximum annual production rate of one million (1,000,000) dry metric tons (DMT) of nickel ore through surface mining method. It shall have the following components:

1. Mining/extraction area;
2. Crushing and screening plant with approximate rated capacity of 250 t/day;
3. Primary stockpile area with a land area of 10 ha and composed of solar/wind drying pads, ore stockpile, settling ponds, and equipment service area;
4. Coastal/secondary stockpile area with a land area of 20 ha and located near the causeway;
5. Haul roads;
6. Causeway to be located at Barangay Mambalot; and
7. Support facilities which includes administration facilities, medical facilities, a campsite/living area, an assay laboratory, workshops, a water supply system, power generation and fuel storage area, oil storage area, sediment control structures, waste overburden storage area and waste management facilities.

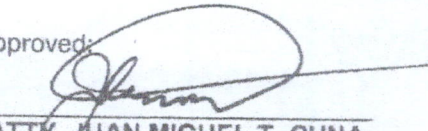
This Certification is issued pursuant to the provisions of Presidential Decree No. 1586 and in accordance to DENR Administrative Order No. 2003-30. Non-compliance with any of the provisions of this Certificate shall be a sufficient cause for the cancellation of this Certificate and/or imposition of a fine in an amount not to exceed Fifty Thousand Pesos (P50,000.00) for every violation thereof, without prejudice to imposition of penalties under other environmental laws. The EMB, however, is not precluded from re-evaluating and correcting any deficiencies or errors that may be found after issuance of this Certificate.

Issued at DENR, Quezon City Philippines this _____

Recommending Approval:


ENGR. CESAR S. SIADOR, JR.
 OIC Chief, EIA Management Division

Approved:


ATTY. JUAN MIGUEL T. CUNA
 OIC-Director

Environmental Compliance Certificate
 Ipilil Nickel Project
 Ipilil Nickel Corporation

3 of 7



Republic of the Philippines
 Department of Environment and Natural Resources
 ENVIRONMENTAL MANAGEMENT BUREAU

Environmental Impact Assessment
 and Management Division

CERTIFIED TRUE COPY



Republic of the Philippines
OFFICE OF THE PRESIDENT
PALAWAN COUNCIL FOR SUSTAINABLE DEVELOPMENT



SEP CLEARANCE

No. MODP-122110-001

Pursuant to the mandate of the Palawan Council for Sustainable Development (PCSD) under Republic Act 7611 and in recognition of and respect to the mandate of the Department of Environment and Natural Resources (DENR) in accordance with PCSD-DENR Memorandum of Agreement dated 29th December 2004.

This TASSI Clearance has been approved by the PCSD on its 173rd Regular Meeting held at MAC Conference Hall, 4th floor DA, OSCE Building, Elliptical Road, Quezon City on December 21, 2010.

IPILAN NICKEL PROJECT Mining Operation and Development

Name of Project

Sarangays Ipilan, Mambalot, Maasin and Calasaguen, Brookes Point

Project Location (Street, Sitio, Barangay, Municipality)

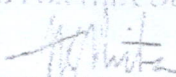
Ipilan Nickel Corporation

Name of Proponent

3F Corinthian Plaza, 121 Paseo De Roxas St, Legaspi Village
Makati City, Philippines

Address of Proponent

APPROVED FOR THE COUNCIL


ABRAHAM KAHILIL B. MITRA
Chairman, PCSD

1598578
17-02-2011
Pup 100.000

Not Valid Without PCSD Official Seal
PLEASE READ OR CLEAR FOR THE TERMS AND CONDITIONS OF THIS CLEARANCE

"PCSDS: Working together towards sustaining the future."