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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](mailto:penropalawan@denr.gov.ph)

DENR MIMAROPA RECORDS SECTION	
REC-114011	
24 OCT 2022	
<input checked="" type="checkbox"/> INCOMING	<input type="checkbox"/> OUTGOING
BY: _____	DATE NO. _____

October 06, 2022

**MEMORANDUM**

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

**THRU:** The OIC, Assistant Regional Director for  
Technical Services

**FROM :** The Provincial Environment and  
Natural Resources Officer

**SUBJECT :** **RE: LETTER DATED MAY 19, 2022 OF MS. NELIZA BACANI-TABI ADVOCACY OFFICER, ELAC PALAWAN RE: PETITION LETTER OF PALAW'AN IP'S IN SOFRONIO ESPAÑOLA, PALAWAN AGAINST THE APPLICATION FOR SPECIAL TREE CUTTING PERMIT OF CITINICKEL MINING CORPORATION**

Respectfully forwarding is the memorandum dated September 14, 2022 from CENRO Brooke's Point, Palawan with enclosures regarding report on the conducted dialogue / meeting with the concern group of IP's dated September 6 & 9, 2022 by the monitoring team composite of LGU Barangay officials (Punang & Labog) and DENR-CENRO Brooke's Point, Palawan personnel re: complain / petition letter of Indigenous Peoples of Sofronio Española, Palawan to revoke endorsement / certification of no objection by the Barangay council on the application for Special Tree Cutting and Earth-balling Permit of Citi nickel Mines Development Corporation.


Per CENRO report, Special Tree Cutting and Earth-balling Permit (STECP) No. DENR-MIMAROPA REGION 2022-027, dated May 20, 2022 was granted to CMDM by that office and Certificate of Precondition (CP) was issued to the proponent dated February 05, 2009 by the National Commission on Indigenous People (NCIP).

For information and further instructions.

  
**FELIZARDO B. CAYATOC**

Copy Furnished:  
The Community Environment  
& Natural Resources Officer  
Brooke's Point, Palawan

DAIF Ref. 2022-8583  
TSD-RPS-Utilization  
rac

DENR-PALAWAN  
PENRO-RECORDS  
**RELEASED**  
By   
Date **19 OCT 2022** CN 22-2803





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

September 14, 2022

MEMORANDUM


FOR : The Regional Executive Director  
DENR MIMAROPA Region  
Roxas Blvd., Ermita, Manila

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

FROM : The Community Environment and  
Natural Resources Officer

SUBJECT : LETTER DATED MAY 19, 2022 OF MS. NELIZA BACANI-TABI,  
ADVOCAY OFFICER, ELAC PALAWAN RE: PETITION LETTER  
OF PALAWAN IP's IN SOFRONIO ESPANOLA, PALAWAN  
AGAINST THE APPLICATION FOR SPECIAL TREE CUTTING  
PERMIT OF CITINICKEL MINING CORPORATION

DENR PENRO  
PALAWAN RECORDS  
RECEIVED

BY:   
DATE: 09-22-2022 22-8583

This is in connection with the Memorandum dated August 5, 2022 of the Regional Executive Director received by this office on August 10, 2022 regarding the above cited subject. Per petition letter, the IP's were not consulted about the request for endorsement and the trees to be cut are inside their ancestral domain

On September 6 and 9, 2022 our personnel in coordination with the barangay officials of Barangay Punang and Barangay Labog, S. Espanola, Palawan respectively conducted dialogue/meeting with the members of IP's and other residents with the followings informations, issues and concerns;

1. Some of the IP's are previous employee of the mining company but layed-off or terminated because they are not vaccinated against COVID 19 and unable to provide the required negative antigen test result. The company is strictly implementing the policy of "No Work No Vaccine Policy".
2. Issue on no payment of IP's royalty share
3. Information that the area covered by the STCEP is outside of the existing MPSA of the mining company
4. Punong Barangay Antonio E. Francisco of Barangay Labog informed that they informend/consulted the community residents prior to the issuance of Barangay Resolution stating of no objection on the cutting of trees within the MPSA of the mining company.



Per record, the Citinickel Mines and Development Corporation represented by Engr. Jainal M. Uy, Jr. was issued a Special Tree Cutting and Earth-balling Permit No. DENR-MIMAROPA REGION 2022-027 on May 20, 2022 by the Regional Executive Director with validity of one (1) year. The said mining company was authorized to cut 4,792 trees and earth-ball 3,421 saplings confined only within the 2,176 hectares within the MPSA of the company.

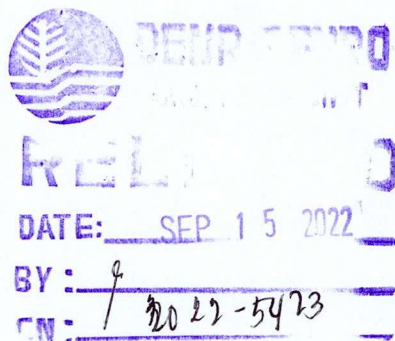
Per verification, the cutting area of the issued STCEP is within or inside the (Mining Production Sharing Agreement (MPSA) No. 229-2007-IVB of the mining company.

Moreover, per record the NCIP had issued Compliance Certificate Control No. CCRIV08-12-177 (Certificate of Compliance to the FPIC process and Certification that the community has given its consent) dated December 17, 2008 in favor of the said mining company

Further informed that this office had created a Monitoring Team per CENRO Special Order No. 020-2022 to closely monitor the tree cutting and earth balling permit operation to ensure that the terms and conditions stated in the permit are met conscientiously and strictly complied. Likewise during the MMT entry meeting last September 5, 2022, Punong Barangay Hamrin I. Alip of Barangay Punang requested and agreed that two (2) barangay officials and one (1) IP's representative of their barangay will join the CENRO Monitoring Team and the mining company requested the Punong Barangay to provide them the names of three (3) barangay representatives for record purposes.

Attached herewith the Memorandum dated September 14, 2022 of FTI Reynaldo V. Palisoc and its attachments, CENRO Special Order, Special Tree Cutting and Earth-balling Permit and NCIP Compliance Certificate for ready reference.

For his information and further evaluation/instruction.



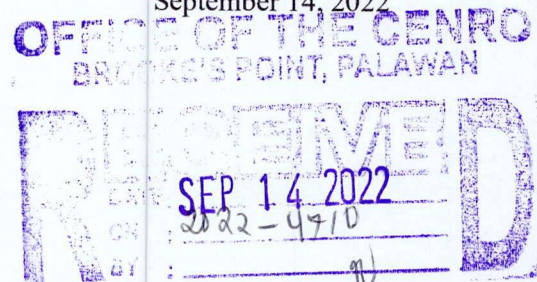
CONRADO M. CORPUZ





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

September 14, 2022



**MEMORANDUM**

**FOR :** The Community Environment and Natural Resources Officer

**FROM :** FT-I/TL-Quick Response

**SUBJECT :** **LETTER DATED MAY 19, 2022 OF MS. NELIZA BACANI TABI ADVOCACY OFFICER, ELAC PALAW'AN RE: THE PETITION LETTER OF PALAW'AN IP's IN SOFRONIO ESPAÑOLA AGAINST THE APPLICATION FOR SPECIAL TREE CUTTING PERMIT OF CITINICKEL MINING CORPORATION [E-2022-87396]**

This pertains to the memorandum dated August 05, 2022, of the Regional Executive Director Lormelyn E. Cloudio *CESO IV*, referring a letter to Ms. Neliza B. Tabi, Advocacy Officer, Environmental Legal Assistance Center (ELAC) forwarding the petition letter of the members of Palawan Indigenous (IP's) of Barangay Labog and Punang Sofronio Espanola Palawan, requesting for the revocation of the endorsement of their Barangay on the Special Tree Cutting Permit of Citinickel Mines Development Corporation (CMDC). Whereas accordingly, the IP members were not consulted on said request for endorsement and trees to be cut are inside their ancestral domain and instructing CENRO Brooke's Point to take appropriate action (s) on the matter in coordination with the parties concerned.

In line therewith, in compliance with his instruction to conduct immediate investigation and submit report with categorical comments and recommendation and coordinate to the concerned parties relative to the subject complaint/petition, it is informed that the undersigned immediately coordinated to Barangay Punang and Labog, Sofronio Española, Palawan to discuss the tentative schedule for the conduct of dialogue/meeting with the concerned IP member of the said Barangay. Subsequently, the dialogue /meeting was conducted on September 6 and 9, 2022 at Barangay Punang and Labog, Sofronio Española, Palawan. Hereunder the findings and observation gathered:

1. During the dialogue/meeting, Kagawad Melva Q. Pabua, of Barangay Punang, Jul B. Balao and Barangay Kaptain Antonio E. Francisco of Barangay Labog, Sofronio Española, are Present.
2. As per discussion during the dialogue/meeting, it was found out that the members of Palawan Indigenous Peoples (IP's) decide to petition the said STCEP of CMDC-PNMP

M.Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305  
Mobile Phone: Globe: 0917-502-8961  
Email: [cenrobrookespoint@denr.gov.ph](mailto:cenrobrookespoint@denr.gov.ph)



Due to the following reason:


- ❖ Some of the Palaw'an Indigenous People (IP's) are previous employee of CMDC-PNMP, however they are fired because they are not vaccinated against covid 19 and unable to provide negative antigen test result. The company strictly implementing a no work no vaccine policy.
- ❖ Issue on no payment of IP's royalty share also arise during the discussion.
- ❖ Per information gathered from the members of the IP's, per their knowledge, the STCEP is outside of the existing MPSA of CMDC-PNMP, for that reason the company applied for expansion.
- ❖ According to the member of IP's the Barangay did not inform/consulted before endorsing the request of Citinikel Mines Development Corporation CMDC, regarding the Special Tree Cutting and Earth-Balling Permit (STCEP), on the other hand Punong Barangay Antonio E. Francisco stated that the Barangay LGU informed/consulted the community prior to the issuance of the Barangay resolution stating no objection on the trees to be cut within the Special Tree Cutting and Earth-balling Permit.

### ***Recommendation(s)***

1. To request representative from the Barangay LGU and community during/for STCEP compliance monitoring activity to determined/verify the projection/location of the approved STCEP to serve as proof that said STCEP is within the MPSA of CMDC-PNMP.
2. For the CENRO to conduct regular and closely monitoring of the compliance of the company of the terms and conditions stated in their approve STCEP.
3. For the issue and concerns of the IP members to be elevated to the MMT for monitoring and appropriate action(s).

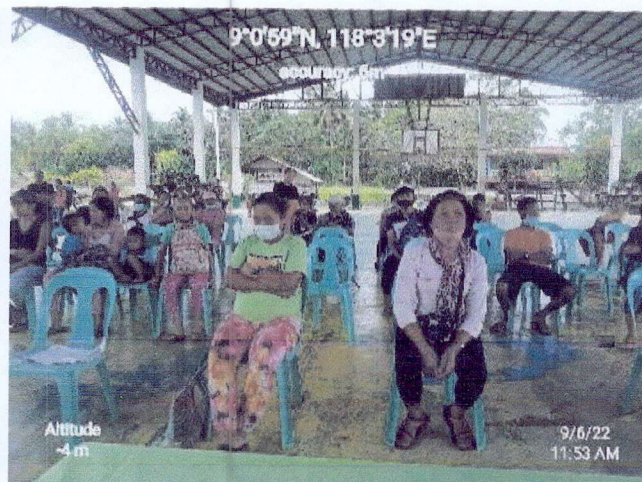
Attached herewith are the geo-tagged photos and attendance sheet taken during the dialogue/meeting conducted dated September 6 and 9, 2022

For your information and further instruction(s).

  
**REYNALDO V. PALISOC**  
FT-I/TL-Quick response



This Geo-tagged photos taken during the actual meeting/dialogue to the member of IP's at Barangay Punang Sofronio Espñola, Palawan dated September 06, 2022 re: their petition against on the Special Tree Cutting and Earth-balling Permit (STCEP) of Citinickel Mines Development Corporation.



This Geo-tagged photos taken during the actual meeting/dialogue to the member of IP's at Barangay Labog, Sofronio Espñola, Palawan dated September 09, 2022 re: their petition against on the Special Tree Cutting and Earth-balling Permit (STCE) of Citinickel Mines Development Corporation.



Geo-tagged prepared By:

**REYNALDO V. PALISOC**  
FT-I/TL-Quick Response

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Mobile Phone: Globe: 0917-502-8961  
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Brooke's Point, Palawan

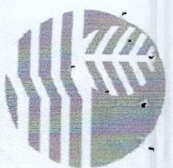
Meeting/Dialogue re: Letter dated May 19, 2022 of Ms. Neliza Bacani-Tabi, Advocacy Officer, Environmental Legal Assistance Center, Inc. (ELAC) re: Petition Letter of the members of Palawan Indigenous Peoples (IP's) tribe of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their barangay officials on the Special Tree Cutting Permit of Citinickel Mining Corporation

ATTENDANCE SHEET

Barangay Punang  
September 6, 2022

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (PIRMA)
1	CRISelda G. Gumbisan	B	Bay. Labog, Sofronio Esp. Pal.			
2	Nester M. Aplam	M	Bay. Labog, Sofronio Esp. Pal.			
3	Carmon K. Delara	F	Bay. Labog, Sofronio Esp. Pal.			
4	Amelia D. Tejanas	B	Bay. Punang " "			
5	Kinga L. Davan	F	Bay. Punang " "		094631505442	
6	Noel S. Davan	M	Bay. Punang, Sof. Española		09703040288	
7	LONISIA M ABAS	M	Bay. POKANG			
8	EDMUND B. CANAWAN	M	Bay. PUNANG			
9	Daryl B. Jambana	M	BARGAY PUNANG			
10	ELMER G. SANCHEZ	M	BARGAY " "			
11	Nelinda G. Geston	F	BARAY " "			
12	JONATO L. LUMAT	M	Bay. " "			





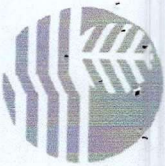
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**ATTENDANCE SHEET**

Barangay Punang  
September 6, 2022

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (PIRMA)
12	Trinidad M. ASMAHA	F	Bag'y Punang Esp.			ASMAHA
14	Manuelito T. ASMAHA	M	Bag'y "			ASMAHA
15	Henry Palacan	L	Bag'y			#
16	Rodery Lambank	T	Barangay Punang			Rodery
17	Julius Lambank	M	"			Julius
18	NORA Lambank	F	"			N. L.
19	MANITA ARAS	F	"			M. A
20	Dolina Lambank	T	"			D.
21	ROBERTA D. GABAYNO	T	"			R. D.
22	Palbena F. Cuyang		Brng Labog			P.
23	Rayboy C. ONGCAL		Brng Labog			Ray C.
24	Sharon D. ONGCAL		Brng. Punang			S.





Meeting/Dialogue re: Letter dated May 19, 2022 of Ms. Neliza Bacani-Tabi, Advocacy Officer, Environmental Legal Assistance Center, Inc. (ELAC) re: Petition Letter of the members of Palawan Indigenous Peoples (IP's) tribe of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their Barangay officials on the Special Tree Cutting Permit of Citimickel Mining Corporation

ATTENDANCE SHEET

Barangay Punang  
September 6, 2022

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (PIRMA)
25	Whilma L. Nagato	F	B. Punang			W. L.
26	ALDO LAMBANA	M	"			St
27	Santia Tejares	M	"		092829 33031	Santia
28	Manuel Tejares	#	"		092829 33031	Manuel
29	Arben Tejares	M	"			Arben
30	Jose Ardisan	F	"			Jose
31	AHMAD Albin	F	Punang, Española, Pal			M. A.
32	Rechel B. Albin	F	Punang, Española, Pal			M. A.
33	NARCISA L. Albin	F	Punang, Española			M. A.
34	Bernadette S. Duran	F	Punang, Española			B. D.
35	ROSITA D. Sanchez	F	"			R. S.
36	Eulanda C. Duran	BABAE	Labog			Ed





Meeting/Dialogue re: Letter dated May 19, 2022 of Ms. Neliza Bacani-Tabi, Advocacy Officer, Environmental Legal Assistance Center, Inc. (ELAC) re: Petition Letter of the members of Palawan Indigenous Peoples (IPs) tribe of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their barangay officials on the Special Tree Cutting Permit of Citinickel Mining Corporation

ATTENDANCE SHEET

Barangay Punang  
September 6, 2022

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (PIRMA)
37	Mega Ivy Plambana	F	Brgy. Punang			
38	Melchor D Lambana	M	Brgy. Punang			
39	Renaute Abas	M	BSY Punang			
40	Mealy A. Vicente	B	Brgy Labog			
41	Jeren E Vicente	M	Brgy Labog			
42	Puando Candia		11			
43	Daryning Eker S	M.	11			
44	Tanumbil Tompas	B	Punang			
45	MERCEDES G Gabayno	M	Punang			
46	Roberta G Gabayno	B	11			
47	Jeason Lambana	M	Punang Sof-Espanola		09431505442	
48	Rethel Lambana	F	Punang Sof Espanola		11	





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

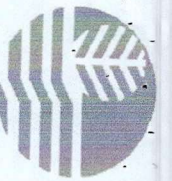
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ATTENDANCE SHEET

Barangay Labog, Sofronio Española, Palawan  
September 9, 2022

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (PIRMA)
1.	OMING M BANGSOLA	M	LABOG S. ESPAÑOLA PAL.	PSY REPORT		
2.	Daniel C. Dugay	M	Labog S. Española Pal.	Bgy. Chairman		
3.	Wilfredo P. Gudiño	M	Labog Sof. Española Pal.	Bgy. Kagawad		
4.	Emilio, Amalia B.	F	Labog S. Española Pal.	BGM		
5.	Retsie P. Sani	F	Labog S. Española, Pal			
6.	CAPENCIO BERO		" "			
7.	FILICIA C. PUSAK	M	" "	BHUL		
8.	SAAE M. HIRCONA	M	" "	Bgy. Kagawad	0975-457-9073	
9.	Belencio HSDALE	M	" "	Panglima		
10.	KENFI MASOK	M	" "	Panglima		
11.	TUMBINA MARPE	M	" "	Panglima		
12.	REX D. LUMOT	M	" "	BHUL		





**Meeting/Dialogue re: Letter dated May 19, 2022 of Ms. Neliza Bacani-Tabi, Advocacy Officer, Environmental Legal Assistance Center, Inc. (ELAC) re: Petition Letter of the members of Palawan Indigenous Peoples (IPs) tribe of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their barangay officials on the Special Tree Cutting Permit of Citinickel Mining Corporation**

Barangay Labog, Sofronio Española, Palawan

September 9, 2022

**ATTENDANCE SHEET**

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (Pirma)
1.	OMING M BANCORLA	M	Labog S. Española Pal.	Pcy Lepora		OP
2.	Daniel C. Dapay	M	Labog S. Española Pal.	Bgy. Chairman		OP
3.	Wilfredo P. Gudiño	M	Labog Sof. Española Pal.	Bgy. Kagawad		OP
4.	Endino, Amalia B.	F	Labog S. Española Pal.	BGM		OP
5.	Retsie P. Sani	F	Labog S. Española Pal.			OP
6.	Carpencio BERO		" "			OP
7.	Felicio C. Pusok	M	" "	BHM		OP
8.	Isaac M. Hreona	M	" "	Bgy. Kagawad	0975-457-9073	OP
9.	Belencio Hsdale	M	" "	Panglima		OP
10.	Kenti Masok	M	" "	Panglima		OP
11.	Tumbina Marpe	M	" "	Panglima		OP
12.	Rex D. Lumot	M	" "	BHM		OP





**Meeting/Dialogue re: Letter dated May 19, 2022 of Ms. Neliza Bacani-Tabi, Advocacy Officer, Environmental Legal Assistance Center, Inc. (ELAC) re: Petition Letter of the members of Palawan Indigenous Peoples (IPs) tribe of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their barangay officials on the Special Tree Cutting Permit of Citinickel Mining Corporation**

Barangay Labog, Sofronio Española, Palawan  
September 9, 2022

ATTENDANCE SHEET

No.	NAME (PANGALAN)	SEX (KASARIAN)	OFFICE/ADDRESS (OPISINA/TIRAHAN)	POSITION/DESIGNATION	CONTACT #	SIGNATURE (PIRMA)
13	VERIE B. Labi	M	Labog P. Española. Pac	Chairman		
14	Anita C. Cacay		"	"		
15	Prisca B. Calentes	F	Blaa - Labog Española	Barangay Kagawad		
16	EPENRO C. ONC	M	BLCU - LABOG ESPAÑOLA	PRGR KCS		
17	Edulinda C. Manera					
18	Ramon B. ALVAREZ JR	M	LABOG ESPAÑOLA	TAYUD		
19	MAUO T. RUBITE	F	LABOG ESPAÑOLA	PRGR		
20	GEMMA PATAC	F	"	KSTU		
21	Judith M. Mendoza					
22	Ry Maldonado - Cady			Yonod		
23	<del>ALDO NIEZ</del> <del>BARRETO</del>	M				
24	Munaw Tchingan		P/Bay Lmawa	P/Bay.		





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

June 3, 2022

CENRO Special Order  
No. 020-2022  
Series of 2022

SUBJECT : CREATION OF MONITORING TEAM ON THE SPECIAL  
TREE CUTTING AND EARTH-BALLING PERMIT NO.  
DENR MIMAROPA REGION 2022-027 TO CITINICKEL  
MINES AND DEVELOPMENT CORPORATION LOCATED  
WITHIN MPSA NO. 229-2007-IV-B LOCATED AT BRGY.  
PUNANG, S. ESPANOLA, PALAWAN

In relation to the Memorandum dated May 25, 2022 of the Chief, Enforcement Division-  
DENR MIMAROPA Region in lieu of the Memorandum dated May 7, 2022 of the OIC-Assistant  
Regional Director for Technical Services with instruction to closely monitor the Special Tree  
Cutting and Earth-balling Permit of the above mentioned mining corporation, a Monitoring Team  
is created to be composed of the following personnel to wit:

Forester I Ervin S. Valeriano	-	Team Leader
FTI Reynaldo V. Palisoc	-	Asst. Team Leader
FTII Abraham B. Vicente	-	Member
FR Mark Ronald S. Velasco	-	Member
FR Mark Anthony L. Gabuco	-	Member
FR Bimbo B. Yicente	-	Member

They shall conduct close monitoring of the tree cutting and earth balling permit operation  
in coordination with the permittee to ensure that the terms and conditions stated in the permit are  
met conscientiously and strictly complied.

They shall submit compliance monitoring report supported with geo-tagged photographs  
for reference and record purposes.

This order takes immediately and shall remain enforce until revoked in writing by the  
undersigned.

CONRADO M. CORPUZ  
CENRO Officer





Republic of the Philippines  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
**MIMAROPA REGION**  
1515 L & S Building, Roxas Boulevard, Ermita, Manila

**SPECIAL TREE CUTTING AND EARTH-BALLING PERMIT**  
**NO. DENR MIMAROPA REGION-2022- 027 JF**

Pursuant to Presidential Decree No. 705, as amended by Executive Order No. 277, and DENR Administrative Order No. 2021-11 dated 19 May 2021 re: "Guidelines in the Processing and Issuance of Permits for the Cutting, Removal and Relocation of Naturally Growing Trees" and to existing Forestry laws, rules and regulations, is hereby granted to:

**CITINICKEL MINES AND DEVELOPMENT CORPORATION**  
**REPRESENTED BY ENGR. JAINAL M. UY, JR.**

A Corporation of the Philippines, Operator of a Mineral Production Sharing Agreement (MPSA) No. 229-2007-IVB located in Brgy. Punang, Sofronio Española, Palawan.

This PERMIT is subject to pertinent Forestry laws, rules and regulations, and the following terms and conditions shall be observed, to wit (*continuation*):

10. The inventoried three thousand four hundred twenty-one (3,421) saplings of various species with diameter below 15 centimeters shall be earth-balled and transplanted to the area identified jointly by the permittee and the concerned CENRO/PENRO, free from further development within the mined-out areas of the company including the regenerations/wildlings counted during the inventory. The transplanting of the earth-balled saplings shall be the obligation of the permittee who shall also maintain and protect the transplanted saplings for a period of three (3) years to ensure survival. For every transplanted saplings that did not survive after six (6) months, the permittee shall conduct replacement planting preferably saplings of indigenous species with a ratio of 100 seedlings/saplings for every dead sapling inclusive of the year of transplanting. The map/s (complete with geographical coordinates) of the area where the earth-balled saplings are transplanted, including those planted with seedling replacement shall be submitted to the DENR Central Office through the Office of the Undersecretary for Field Operations and the Forest Management Bureau, for monitoring and evaluation purposes.
11. In the event that there will be no more available space for planting within the MPSA area, the CENRO/PENRO having jurisdiction over the area shall identify an appropriate planting site in support to the NGP of the government;
12. Cutting of trees on strip twenty (20) meters wide (buffer zone for stream bank protection) on both sides of creeks or rivers bordering or traversing subject area is prohibited. In case said twenty meters strip is bereft of trees, same shall be reforested by the permittee;
13. The tree cutting and earth-balling operations shall at all times be under the direct supervision of the PENRO Palawan or duly authorized representative(s). The CENRO Officer concerned shall be responsible for the proper monitoring of compliance by the permittee with the terms and conditions of the permit;
14. All timber cut/harvested shall be immediately turned-over to the local DENR Office concerned at the expense of the company;
15. The permittee shall extend all the necessary assistance in the disposition of turned-over logs;
16. The permittee is required to pay the forest charges for the naturally grown trees cut pursuant to Republic Act 7161. The forest charges shall be based on the scaling after cutting;
17. The DENR shall not be held liable for any untoward incident that may arise during and after the cutting and earth-balling operations;





Republic of the Philippines  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
**MIMAROPA REGION**  
1515 L & S Building, Roxas Boulevard, Ermita, Manila

**SPECIAL TREE CUTTING AND EARTH-BALLING PERMIT**  
**NO. DENR MIMAROPA REGION-2022- 02798**

Pursuant to Presidential Decree No. 705, as amended by Executive Order No. 277, and DENR Administrative Order No. 2021-11 dated 19 May 2021 re: "Guidelines in the Processing and Issuance of Permits for the Cutting, Removal and Relocation of Naturally Growing Trees" and to existing Forestry laws, rules and regulations, is hereby granted to:

**CITINICKEL MINES AND DEVELOPMENT CORPORATION**  
**REPRESENTED BY ENGR. JAINAL M. UY, JR.**

A Corporation of the Philippines, Operator of a Mineral Production Sharing Agreement (MPSA) No. 229-2007-IVB located in Brgy. Punang, Sofronio Española, Palawan.


This PERMIT is subject to pertinent Forestry laws, rules and regulations, and the following terms and conditions shall be observed, to wit (*continuation*):

18. Issues that will arise from the cutting and earth-balling operations should be addressed directly by the permittee;
19. The permittee is required to create a Forestry Unit and to hire Foresters. The unit to be created shall be headed by a Registered Forester to implement and oversee the forest restoration/rehabilitation and development within the MPSA area;
20. The Regional Executive Director, DENR-MIMAROPA Region and the FMB Director shall be involved in the review of the approved Environmental Protection and Enhancement Program (EPEP) and the Final Mine Rehabilitation and/or Decommissioning Plan (FMR/DP);
21. The terms and conditions stipulated in the approved Environmental Compliance Certificate (ECC) shall be strictly followed;
22. A Report supported with geotagged photographs of accomplishments shall be submitted to the Office of the DENR Secretary, thru the Office of the Undersecretary for Field Operations and Environment, copy furnished the Director, Forest Management Bureau, for monitoring and record purposes; and
23. Violation of any of the terms and conditions of the permit to be issued shall be sufficient ground for the termination/cancellation of said permit, subject to due process, without prejudice to the imposition of penalties, pursuant to existing regulations.

This permit is effective upon receipt of the CENRO/Implementing PENRO and shall expire after **ONE (1) YEAR** or as soon as the authorized number of tree/s is/are harvested and disposed of, whichever comes first.

Issued this **MAY 20 2022** at DENR MIMAROPA Region, Roxas Boulevard, Ermita, Manila

By the Authority of the Secretary

  
**LORMELYN E. CLAUDIO, CESO IV**  
Regional Executive Director







Republic of the Philippines  
**OFFICE OF THE PRESIDENT**  
**NATIONAL COMMISSION ON INDIGENOUS PEOPLES**  
2nd Flr. N. dela Merced Bldg. Corner West & Quezon Aves. Quezon City  
Tel Nos. 373-9534 • 373-9578 Tel. Fax 373-9765  
Website: www.ncip.gov.ph

February 5, 2009

**MR. FERDINAND M. PALLERA**

Vice President

Citinickel Mines and Development Corporation

81 Sen. Gil Puyat Ave., Brgy. Palanan

Makati City

Dear Mr. Pallera:

This is relative to your letter dated January 21, 2009 which is a follow up request on the issuance of the Compliance Certificate under the name of CITINICKEL MINES AND DEVELOPMENT CORPORATION, since your company had already complied with all the conditions stated under En Banc Resolution No. 246.

Be informed that under NCIP En Banc Resolution No. 331, Series of 2008 dated December 17, 2008, the Commission granted the issuance of a new Certification Precondition to your company, and Compliance Certificate with Control No. CCRIV-08-12-177 was already issued. The said document signed by the NCIP Chairman is herewith transmitted to you for information, reference and guidance.

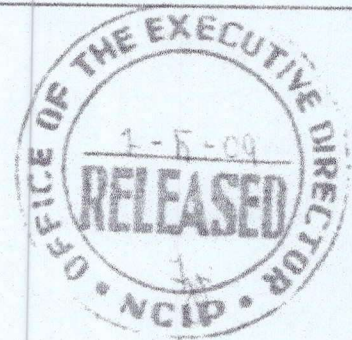
Regards and God bless!

Very truly yours,

**HELEN J. SAULON**

Executive Director

cc: Office of the Secretary  
Office of the Commissioners







Control No. COMIV-08-18-177

## **COMPLIANCE CERTIFICATE**

(Certificate of Compliance to the FPIC Process and  
Certification that the Community has given its Consent)

### **TO WHOM IT MAY CONCERN:**

**THIS IS TO CERTIFY** that the **CITINICKEL MINES DEVELOPMENT CORPORATION**, a domestic corporation registered and operating in accordance with Philippine laws with office address at 81 Sen. Gil Puyat Avenue, Barangay Palanan, Makati City has satisfactorily complied with the procedures and process requirements for the issuance of Certification Precondition and the Free and Prior Informed Consent, as prescribed under NCIP Administrative Order No. 01, Series of 2006 for Mineral Production Sharing Agreement Project denominated as APSA - IV - B - 040 located at Barangay San Isidro, Municipality of Narra and Barangay Pulot Interior, Municipality of Sofronio Espanola, all in the Province of Palawan.

Under NCIP En Banc Resolution No. 031, Series of 2008 dated December 17, 2008, the Commission granted the issuance of a new Certification Precondition to Citinickel Mines Development Corporation subject to the following terms and conditions embodied in the Memorandum of Agreement entered into and executed between the project proponent as represented by Ferdinand M. Pallera, Vice President, the Palaw'ano and Tagbanua IPs/ICCs as represented by their respective leaders/elders, and the National Commission on Indigenous Peoples as represented by the Chairman, viz:

### **A. COVERAGES AND LIMITATIONS OF CONSENT**

1. Coverage. The Agreement shall relate exclusively to the areas applied for as disclosed to the Palaw'ano/Tagbanua ICCs/IPs of Barangay Panaca, Calategas, Malinao, Princess Urduja and Aramaywan, Municipality of Narra and Barangay Pulot Interior,



Pulot Shore, Pulot Center, Labog and Punang, Municipality of Sofronio Española, all in the Province of Palawan.

2. Limitations of Consent. The Agreement shall cover and apply exclusively to the activities, processes, operations and other related issues under the Mineral Production Agreement of the project proponent.
3. Non-Limitations of Rights and Obligations. Nothing in this Agreement shall be construed to diminish the rights of the concerned IPs/ICCs as provided for under R.A. 8371, related laws, issuances and pertinent rules and regulations. Moreover, nothing in this Agreement shall be construed or shall prevent the institution or grant of other projects or benefits that may be provided by the Citinickel and/or other parties or entities.

#### **B. COMMITMENTS AND OBLIGATIONS OF THE CITINICKEL MINES AND DEVELOPMENT CORPORATION**

1. The CITINICKEL hereby adopts and assumes the obligations and responsibilities of the PGMA, the Palaw'ano and Tagbanua ICCs/IPs and the National Commission on Indigenous Peoples (NCIP) to provide the following benefits to the Palaw'ano/Tagbanua ICCs/IPs, which include but not limited viz:
  - 1.1. Provide specific measures for the conservation/protection of the Ancestral Domain of the Tagbanua and Palaw'ano ICCs/IPs, to wit:
    - a. Protect from damages all agricultural crops, rice and corn fields, rivers and the environment within the impact Barangay Panaca, Calategas, Malinao, Princess Urduja and Aramaywan, Municipality of Narra and Barangay Pulot Interior, Pulot Shore, Pulot Center, Labog and Punang, Municipality of Sofronio Espanola, all in the Province of Palawan.
    - b. Post an environmental guarantee bond in an amount equivalent to the project rehabilitation cost to pay for the damages on property or crops attributed to the mining project.
    - c. The Citinickel shall not use toxic substance or chemicals in the implementation of the project.
    - d. Establish a nursery project be managed by the IPs/ICC to reforest denuded forest, mined out areas and river banks.



- e. Build series of siltation ponds, protective dikes around the mine area to prevent excavated soils and silts to erode to agricultural farms or lowlands during heavy rains or flooding.
- f. Provide free seeds, fertilizers, pesticides and other farm inputs to IPs/ICCs including migrant IPs like the Cuyunen, Cagayanen at Barangay San Isidro, and Kaguisan, Narra, Palawan if the mining exploration and operation should cause damages to their agricultural lands.

2. The Citinickel upon the start of the exploration related activities, the AMDC is hereby enjoined to do the following, to wit:

- a. Respect the rights of the IPs to their ancestral domain/land and their traditional land ownership system and sacred burial grounds, cave complex especially those who have possession, occupation and improvement within the Ancestral Domain.
- b. Respect the rights of the IPs/ICCs to preserve and develop their culture, customary law, traditions, practices and institutions. Towards this end, it shall implement its project and perform its obligations, herein stated and/or by law, taking into consideration the customs, belief, values, interest and institutions of the IPs/ICCs. As a measure hereof, the Citinickel shall create and maintain an Indigenous Peoples Desk Office as its ground coordinator in the implementation of the Agreement.
- c. Provide justifiable compensation for land use, destruction of crops and properties and other damages that may be affected by the operation.
- d. Provide support to annual cultural festivities.

### 3. Benefits for the Community

- a. The Citinickel shall give preference to qualified IPs for possible job placement in case there is a need for manpower;
- b. The Citinickel shall pay royalty of not less than one (1) percent (1%) of the gross revenues based on the provisions of the Philippines Mining Act of 1995. It shall be paid to a formal organization to be created by the IPs community upon the signing of the MOA who shall be responsible to determine the share of every individual in accordance with their customary laws and practices. The said royalty shall be deposited in a separate trust fund account for royalties of Citinickel and from



Pulot Shore, Pulot Center, Labog and Punang, Municipality of Sofronio Española, all in the Province of Palawan.

2. Limitations of Consent. The Agreement shall cover and apply exclusively to the activities, processes, operations and other related issues under the Mineral Production Agreement of the project proponent.
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#### **B. COMMITMENTS AND OBLIGATIONS OF THE CITINICKEL MINES AND DEVELOPMENT CORPORATION**

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1.1. Provide specific measures for the conservation/protection of the Ancestral Domain of the Tagbanua and Palaw'ano ICCs/IPs, to wit:

- a. Protect from damages all agricultural crops, rice and corn fields, rivers and the environment within the impact Barangay Panaca, Calategas, Malinao, Princess Urduja and Aramaywan, Municipality of Narra and Barangay Pulot Interior, Pulot Shore, Pulot Center, Labog and Punang, Municipality of Sofronio Española, all in the Province of Palawan.
- b. Post an environmental guarantee bond in an amount equivalent to the project rehabilitation cost to pay for the damages on property or crops attributed to the mining project.
- c. The Citinickel shall not use toxic substance or chemicals in the implementation of the project.
- d. Establish a nursery project be managed by the IPs/ICC to reforest denuded forest, mined out areas and river banks.



thereon shall be transferred to the bank accounts of the ICCs/IPs.

- c. The Citinickel shall provide assistance and provisions to be funded from their social development funds and as mandated by law and the royalty for the following upon the commencement of production/operation, to wit:
  - i. Education services which includes scholarship to the Palaw'ano Tribe and deserving migrant IPs (e.g. Cuyunen, Cagayanen, Tagbanua and Agutaynen) within the impact barangays.
  - ii. Health and safety services which includes medical mission every quarter or when the need arises.
  - iii. Livelihood projects.
  - iv. Infrastructure projects.
  - v. Potable water supply and electrification.
  - vi. Such other assistance to enhance the prestige and well being of the IPs/ICCs.
4. The Citinickel shall provide funds and assist the ICCs/IPs in their application for CADT of the affected barangays.
5. The Citinickel shall commit to comply with the Environmental Impact Statement and to the Environmental Compliance Certificate to prevent or mitigate the negative effects of the mining operation to the environment.
6. The details for each project or program enumerated herein, including the schedule of project implementation, are contained in annexed "A" for Calategas and Aramaywan, "B" for Burirao, "C" for Kalatagbak and "E" Abo-abo and made an integral part of the Agreement.

### **C. FINAL PROVISIONS**

- a. Non-transferability of Consent. The herein FPIC granted by the Palaw'ano and Tagbanua ICCs/IPs to the Citinickel shall not be transferable to any other entity, except in cases of merger, transfer of rights, acquisition, reorganization, joint venture cause abridgement or diminution of the benefits, programs and projects embodied in the MOA, or prejudice the interest, rights and welfare of the concern IPs/ICCs, in which case, the transferee, acquiring or surviving corporation shall fully respect the terms and conditions of the Memorandum of Agreement.

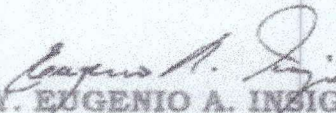


- b. Amendment. The Memorandum of Agreement may be renegotiated and amended only upon mutual agreement of the principal parties upon prior notice to the NCIP.
- c. Effectivity and Duration of the Agreement. This Memorandum of Agreement shall be effective upon the issuance by the NCIP of the Certification Precondition and shall terminate upon the closure of the mine operation. In case there will be a significant changes in the operation of the company beyond what has been presented and agreed upon by the parties involved, the same shall not automatically extend the Free and Prior Informed Consent of the Palaw'ano and Tagbanua ICCs/IPs of Barangay Panaca, Calategas, Malinao, Princess Urduja and Aramaywan, Municipality of Narra and Barangay Pulot Interior, Pulot Shore, Pulot Center, Labog and Punang, Municipality of Sofronio Espanola, all in the Province of Palawan, nor the provisions of the Memorandum of Agreement and in which case, the ADMC shall again obtained the FPIC of the IPs and the corresponding Certification Precondition.

The Memorandum of Agreement shall be subject for review every five (5) years from the date of the execution hereof to address developmental issues that will arise within such period.

**THIS CERTIFICATION** issued to Citinickel Mines Development Corporation formally cancelled the Compliance Certificate No. CCRIV-06-03-032 issued in the name of Platinum Group Metals Corporation (PGMC).

**ISSUED** this 17th day of December 2008, Quezon City, Philippines.

  
**ATTY. EUGENIO A. INSIGNE**  
Chairman

cc : Palaw'ano/Tagbanua ICCs/IPs  
: Project Proponent  
: DENR-MGB  
: NCIP-Region IV  
: NCIP Palawan  
: Commissioner concerned





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

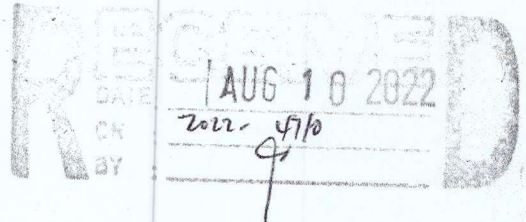
MEMORANDUM

TO : THE PENR OFFICER  
Palawan

ATTENTION : THE CENR OFFICER  
Brooke's Point

FROM : THE REGIONAL EXECUTIVE DIRECTOR

SUBJECT : LETTER DATED MAY 19, 2022 OF MS. NELIZA BACANI-TABI, ADVOCACY OFFICER, ELAC PALAWAN RE: PETITION LETTER OF PALAW'AN IP's IN SOFRONIO, ESPAÑOLA, PALAWAN AGAINST THE APPLICATION FOR SPECIAL TREE CUTTING PERMIT OF CITINICKEL MINING CORPORATION [E-2022-87396]



DATE : AUG 05 2022

Referred is the letter dated May 19, 2022 of Ms. Neliza B. Tabi, Advocacy Officer, Environmental Legal Assistance Center, Inc. (ELAC) forwarding the petition of the members of the Palaw'an Indigenous Peoples (IP's) tribe of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their barangay officials on the Special Tree Cutting Permit of Citinickel Mining Corporation. Accordingly, the IP members were not consulted on said request for endorsement and the trees to be cut are inside their ancestral domain.

In line with this, you are hereby directed to advise CENRO-Brooke's Point to take appropriate action/s on the matter in coordination with the parties concerned. Submit report of your action/s taken for monitoring purposes.

  
LORMELYN E. CLAUDIO, CESO IV

Cc: Ms. Neliza B. Tabi  
Advocacy Officer, ELAC-Palawan  
Carlos P. Sayang Compound, Mitra Rd.,  
Brgy. Sta. Monica, Puerto Princesa City,  
5300 Palawan

ED/MMM/05-25-22



Department of Environment  
and Natural Resources  
MIMAROPA Region



Doc ID: 87396





**ENVIRONMENTAL LEGAL ASSISTANCE CENTER, INC.**

Carlos P. Sayang Compound, Mitra Road, Bgy. Sta. Monica,  
Puerto Princesa City 5300 Palawan

Telefax (48) 433-5183; Email: [elacpalawan@gmail.com](mailto:elacpalawan@gmail.com)

May 19, 2022

**LORMELYN E. CLAUDIO, CESO IV**  
Regional Executive Director  
Department of Environment and Natural Resources MIMAROPA  
DENR by the Bay Bldg., 1515 Roxas Boulevard  
Ermita, Manila

Dear RD Claudio:

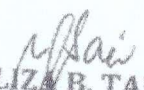
Greetings!

Please find attached a petition letter from the Palaw'an indigenous peoples (IPs) of Barangays Punang and Labog, Sofronio Española, Palawan requesting for the revocation of the endorsement of their barangay officials of the application for Special Tree Cutting Permit of Citinickel Mining Corporation. We are submitting this document on their behalf.

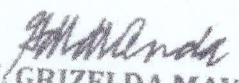
The IPs were concerned that they were not consulted about the said request for endorsement and the trees to be cut are inside their ancestral domain.

We look forward to your serious consideration on this matter.

Sincerely

  
**NELIZA B. TABI**  
Advocacy Officer

Noted by:

  
**ATTY. GRIZELDA MAYO-ANDA**  
Executive Director