



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

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY

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DENR MIMAROPA REGIONAL RECORDS SECTION
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P-2022-98465
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August 23, 2022

MEMORANDUM

FOR : PENRO Palawan
Sta. Monica, Puerto Princesa City

FROM : The OIC-CENRO Puerto Princesa
Sta. Monica, Puerto Princesa City

SUBJECT : LETTER DATED MAY 18, 2022 FROM THE EXECUTIVE DIRECTOR, PRESIDENTIAL ANTI-CORRUPTION COMMISSION RE: COMPLAINT OF THE SAMAHAN NG MGA MAGSASAKA NG ZIGZAG, STA. LUCIA, LUZVIMINDA, PUERTO PRINCESA CITY (SMZSLLPC) INC. [CO-2022-89780]

DENR PENRO
PALAWAN RECORDS
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DATE: 08-21-2022

This pertains to Memorandum dated July 11, 2022 from DENR MIMAROPA Regional Executive Director Lormelyn E. Claudio, *CESO IV* regarding the complaint of Samahan ng mga Magsasaka ng Zigzag, Sta. Lucia, Luzviminda, Puerto Princesa City (SMZSLLPC), represented by their President, Francisco P. Cabuverde requesting the Presidential Anti-Corruption Commission to conduct investigation against Government Officials from **DAR, DENR CENRO PPC and IPPF** in relation to the alleged non-compliance of the said officials to Executive Order No. 75 "Directing all Departments, Bureaus, Officers and Instrumentalities of the Government to identify lands owned by the government devoted to or suitable for agriculture and for distribution to qualified beneficiaries" per their Resolution No. 08, 2020.

Please be informed that per our Memorandum dated December 2, 2019 addressed to DENR MIMAROPA Region, it was already informed that the involved parcel of land of about 1,150 hectares subject of the request of Samahan ng mga Magsasaka ng Zigzag, Sta. Lucia, Luzviminda, Puerto Princesa City (SMZSLLPC) for segregation situated in Sta. Lucia Sub-colony of **Iwahig Prison and Penal Farm (IPPF)**, Puerto Princesa City is within the jurisdiction of Bureau of Corrections (BuCor) – Iwahig Prison and Penal Farm (IPPF) of the Department of Justice by virtue of Executive Order No. 67 issued by Governor Newton Gilbert on October 15, 1912.

Furthermore, per Certification dated March 7, 2020 issued by this Office, the subject area is verified to be within **UNCLASSIFIED PUBLIC FOREST** per approved Land Classification Map No. 1167, Project No. 1-B, certified on August 22, 1935.

Hence, lands classified as **forestland/timberland/public forest** are could not be subjected to alienation and disposition pursuant to **Commonwealth Act No. 141**. Likewise, occupation within timberland areas without appropriate tenurial instrument from the DENR is considered illegal and a clear violation under the provisions of **Presidential Decree No. 705** or the "**Revised Forestry Code of the Philippines**" specifically Section 78 as amended by **Republic Act No. 7161**, series of 1991 or the "**Unlawful Occupation of Timberland Areas**".

Moreover, per letter dated May 20, 2019 from Engr. Leandro A. Caymo, Director IV, BLTI, of the **Department of Agrarian Reform (DAR)**, addressed to Mr. Jesulito O. Dalumpines, Vice-President of the said association, they were informed that the Implementing Rules and Regulations (IRR) of Executive Order No. 75, s. 2019 are still under review for finalization, hence, their request for coverage may be dealt with once the said guideline is officially issued. It is further informed

that the subject matter was referred to the department's field level units for coordination and provision of technical assistance in relation to the coverage of government-owned lands (GOLs).

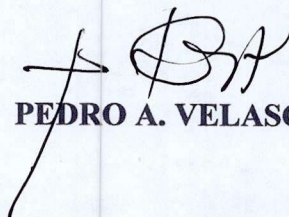
In addition, per letter dated December 4, 2020 from Undersecretary Gerald Q. Bantag, Director General of the Bureau of Corrections, Mr. Jesulito O. Dalumpines was already informed that the **BuCor lands together with that of its colonies are devoted for public service and cannot be subjected to DAR and DENR's inventory for agricultural alienation to farmers.**

The said association was already informed several times as to the stand of the BuCor regarding the matter having jurisdiction thereof. Therefore, **this Office vehemently denies the said allegation** regarding the alleged non-compliance relative to their request.

Wherefore, considering that this Office was mentioned on the said complaint and/or allegation, we are respectfully forwarding herewith the complete records (original and photocopy) regarding the subject matter filed within this Office to be included in the preparation of the Completed Staff Work (CSW) Report, consisting of two (2) folders, to wit:

1. Folder 1 – containing a total of 182 pages; and
2. Folder 2 – containing a total of 276 pages.

For record, reference and consideration.


PEDRO A. VELASCO

Cc: The RED
DENR-MIMAROPA Region
1515 L & S Building, Roxas Boulevard, Ermita, Manila

CENRO/File
DRN-2022/RPS/*cpbm

DENR MIMAROPA REGION
CENRO PUERTO PRINCESA
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