



Republic of the Philippines
Department of Environment and Natural Resources
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
MIMAROPA Region

MAR 28 2023

MEMORANDUM

FOR : The Regional Executive Director
1515 DENR By the Bay Building,
Roxas Boulevard,
Barangay 668, Ermita, Manila

THRU : The ARD for Technical Services

FROM : The PENR Officer
Mamburao, Occidental Mindoro

SUBJECT : **COMPLIANCE MONITORING REPORT OF FOREST
LAND USE AGREEMENT FOR TOURISM PURPOSES
HOLDER MARIAN WARNS WITH FLAgT No. DENR-
IV-MIMAROPA- 2282031-0004**

DENR MIMAROPA RECORDS SECTION	
RECEIVED	
APR 14 2023	
<input checked="" type="checkbox"/> INCOMING	<input type="checkbox"/> OUTGOING
BY: _____	DATE NO. _____
TIME: _____	

Respectfully forwarded herewith is the memorandum dated March 21, 2023 from CENRO Sablayan regarding the Monitoring of the Forest Land Use Agreement for Tourism (FLAgT) No. DENR-IV-MIMAROPA-2282031-0004 issued to Ms. Marian Warns located at Sitio Balabara. Barangay Tambo, Ambil Island, Looc, Occidental Mindoro

In this regard, the findings of CENRO Sablayan team failed to comply with the terms and conditions as stipulated in the agreement which will be sufficient ground for cancellation of the said agreement as follows:

1. No Annual Report submitted
2. No Approved CDMP
3. No Environmental Compliance Certificate (ECC)
4. No Copy of Official Receipt of Government Share

For information and further instruction.


ERNEST E. TAÑADA

TSD-MES



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment And Natural Resources Office
So. Balud, Sto. Niño, Sablayan, Occidental Mindoro
Email: denrcsby02@gmail.com

March 21, 2023

MEMORANDUM

FOR : The Regional Executive Director
1515 DENR by the Bay Bldg., Roxas Blvd.,
Barangay 668, Ermita Manila

THRU : The PENR Officer
DENR- PENRO, Mamburao, Occidental Mindoro

FROM : The Community Environment and Natural Resources Officer

SUBJECT : **COMPLIANCE MONITORING REPORT OF TENURE HOLDER MARIAN WARNS WITH FLAGT NO. DENR-IV-MIMAROPA-2282031-0004 LOCATED IN SITIO BALABARA, BRGY. TAMBO, AMBIL ISLAND LOOC, OCCIDENTAL MINDORO**

Respectfully forwarded is the monitoring report of Enforcement and Monitoring Section on the compliance of FlagT holder Marian Warns with FLAGT No. DENR-IV-MIMAROPA-2282031-0004.

Based on the findings of the team, the FlagT Holder failed to comply with the terms and conditions stipulated under the agreement which shall be sufficient ground for the cancellation of the agreement as follows:

1. No Annual Report submitted
2. No Approved CDMP;
3. No Environmental Compliance Certificate (ECC);
4. No Copy of Official Receipt of government share.

Please be informed further that on September 2022, this office recommended Cancellation of the above- mentioned FlagT for non- compliance of the Terms and Conditions of the Agreement in spite of the issuance of three consecutive Notices.

For information, evaluation and further instruction if any.

For the CENR Officer:

ISAIAS A. GUIMOD
DMO IV
In-Charge of Office

RECORDS	
RECEIVED BY: <i>[Signature]</i>	
DATE: 03/22	TIME: 4:00pm
RELEASED BY:	
DATE:	TIME:

PENRO	
RECEIVED BY: <i>[Signature]</i>	
DATE: 3/23	TIME: 9:53am

TSD	
RECEIVED BY: <i>[Signature]</i>	
DATE: 3/23	TIME: 2:20pm
RELEASED BY:	
DATE: 3/24/23	TIME: 10:00am



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment And Natural Resources Office
So.Balud, Sto. Niño, Sablayan, Occidental Mindoro
Email: denrcsby02@gmail.com

March 20, 2023

MEMORANDUM

FOR : The CENR Officer

FROM : The Monitoring Team
CENRO Sablayan
Mamburao, Occidental Mindoro

SUBJECT : **COMPLIANCE MONITORING REPORT OF FLAGT
HOLDER MARIAN WARNS WITH FLAGT NO. DENR-IV-
MIMAROPA-2282031-0004 LOCATED IN SITIO
BALABARA, BRGY. TAMBO, AMBIL ISLAND LOOC,
OCCIDENTAL MINDORO**

This is in compliance with FY 2023 Work and Financial Plan on the Compliance Monitoring of Tenure or permit holders. Enforcement and Monitoring Section of CENRO Sablayan proceeded to the FlagT area of **Ms. Marian Warns** (Lessee/ Holder) purposely to monitor and evaluate whether the lessee followed and complied according to the terms and condition.

The Tenurial instrument under report is the FLAgT Area of **Ms. Marian Warns** at So.Balabara, Barangay Tambo, Ambil Island Looc, Occidental Mindoro with complete details enumerated as follows:

A. FLAgT PROFILE

FLAgT No.	-DENR-IV-MIMAROPA-2282031-0004
NAME OF TENURE HOLDER:	-MARIAN WARNS
LOCATION	-So.Balabara, Barangay Tambo,Ambil Island, Looc Occidental Mindoro
AREA IN HECTARES	-0.99 HECTARES
DATE ISSUED	- February 02, 1996
EXPIRY DATE	- February 28, 2031
ANNUAL REPORT	- None
CDMP	- None
ECC	- None
ANNUAL GOVERNMENT SHARE	-Updated, (payment made at RO)



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So. Balud, Sto. Niño, Sablayan, Occidental Mindoro
Email: denrcsby02@gmail.com

The Tenorial Instrument Monitoring and Assessment tool is hereto attached duly accomplished filled up base on the interview conducted to the Care Taker .

I. LOCATION AND AREA

1. The FlagT Area cover about 0.99 hectares located at Ambil Island. Barangay Tambo, Looc, Occidental Mindoro.
2. The area covered by the FlagT is generally level to rolling and elevation above sea level from 0 to 10 meters.
3. There is no river but only small intermittent creeks found in the area.
4. The vegetation in the area are dominated by Bolong-eta , Bari, Talisay, Molave, Palo Maria, Bangkal, Ipil-ipil and Butong species.
5. No infrastructure development established in the area of FlagT because it composes of fine sand and clear water.

II. COMPLIANCE TO TERMS AND CONDITIONS

1. Holder failed to comply Annual accomplishment report and non-compliance of Environmental Compliance Certificate (ECC)
2. Accordingly, Rental Fees are updated and yet to be verified at the Regional Office.
3. Non-submission of copy of Official Receipt of government share.
4. Non-submission of Approved CDMF

III. ISSUES AND CONCERN

1. The bathing area needs improvement.




IV. COMMENTS AND RECOMMENDATIONS

As of this date, the FlagT Holder failed to comply with terms and conditions of the agreement to submit the following documents, to wit:

1. Annual Report;
2. Approved CDMP;
3. Environmental Compliance Certificate (ECC);
4. Furnish us the copy of Official Receipt of government share.

In this regard, the Monitoring Team recommends the Cancellation of FlagT No. 2282031-0004 for non-compliance of the Terms and Conditions set forth in the approved Agreement.

For your information evaluation and further instruction, if any.


ARISTON S.J. RAMOS
Forester II/ Chief EMS
Team Leader


KARREEN D. ALVAREZ
Forest Technician II/Monitoring Unit Head


DENNIS E. FERATERO
Forest Technician I/ Member


LILIBETH E. ARIOLA
Park Ranger/ Member

MONITORING AND EVALUATION FORM

Monitoring Date:

Monitoring Time:

Monitoring Team/Members:

1. FLAgT Information:			
Name of FLAgT:			Area (Ha): 0.99 HECTARES
Address: Sitio Balabara, Brgy Tambo, Ambil Island, DENR-IV-MIMAROPA-2282031-0004			
		Type of Agreement: Forest Land-Used Agreement for Tourism(FLAgT).	Year Approved: February 02, 1996
Name of FLAGt Holder: MARIAN WARNS			
Name of Contact Person/Designation:			
Contact Numbers:			
Email:			

2. Nature of Improvement:						
Plantation (Area Planted Developed)			Infrastructure (if,any)			Others Observation
Name of Species	Area Planted (Ha)	No. Of Trees Planted	Kind	Dimension	Estimated Value	

Compliance to the terms and conditions of the tenurial instrument:

	Yes	No	Remarks
1. The FlagT Holder shall comply the following under item number 1 conditions for FlagT Area			
1.A. – Aleast 90% of the plantable area:			
a. Plant forest species	<input type="checkbox"/>	<input type="checkbox"/>	
b. Non-Timber species (Rattan, Bamboo etc...)	<input type="checkbox"/>	<input type="checkbox"/>	
1.B – Planted with following conditions:			
a. At least 50% minimum stocking density of five hundred (500) seedlings per hectare within one (1) year from grant the Agreement.	<input type="checkbox"/>	<input type="checkbox"/>	
b. At least 75% cumulative plantation established on the second year.	<input type="checkbox"/>	<input type="checkbox"/>	
c. At least 100% planted on the third year with no case the stocking density be lower than five hundred (500) saplings/trees per hectares.	<input type="checkbox"/>	<input type="checkbox"/>	

1.C – Cash Crops:			
a. Planted crops with in FlagT Area.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Devoted not more than 10% of the area for permanent agricultural purpose.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
2. Introduction of Exotic species untested in Philippine conditions	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	No observed
3. Cutting of trees within FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
4. Reforested area along river	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	The awarded FlagT
5. Converted FlagT area to other land use	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
6. Provided management and financial services for the development of FlagT area.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Activities committed to community development	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
8. Observe rights of workers/employees	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Prevention and responses to arrest gully erosions	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	No observed of gully erosion within FlagT area
10. Protection of natural and protected forest within or adjacent to the FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Protection from forest fires and other forms of forest destruction and encroachment	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
12. Prevention and protection from pollutive activities within or in the vicinity of the FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
13. Obstruction or in any manner prevent passage through FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	The awarded area - was not enclosed w/ fence
14. Protection and conservation of unique, rare, or endangered trees, palms, wildlife found within the FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Natural (flora & fauna) conserved, monitor known wild animals, natural resources were properly protected by the management personnel the same
15. Alteration or modification of boundaries or legal status of the FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
16. Cooperation on LGU, PENRO and RD in the development and execution of the agreement	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
17. Transfer, convey and sell rights of FlagT Holder to any person, cooperative or association	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
18. Utilization of SIFMA area or portion/s thereof for other government project	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
19. Women participation in the project planning implementation	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
20. Submission of annual report	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	No submission of annual report
21. Utilization of harvested crops and trees except under environmental protection and ecological balance	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
22. Use of FlagT as collateral to obtain loans for the area improvement	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
23. Upon expiration of the agreement all improvements introduced, including forest crops shall remain within the FlagT area	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
24. Fair compensation for any improvements due to FlagT holder or Government	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
25. Payment of annual rental due to government	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
26. Termination of the agreement upon death of the FlagT Holder	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
27. Cancellation of the agreement (through the fault of the FlagT Holder)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
28. Renewal of agreement	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
29. Amendment of agreement	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
30. Breach of any provision in the agreement	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
31. Any dispute between FlagT holder and DENR	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	

Other Findings:

Comments/ Recommendations:

Submitted by:

Ramon P. Girones

Lilibeth E. Crisob

Dennis E. Ferreras

Reviewed by:



51 P 206007 1528740

accuracy: 11m

Altitude
64 m

07/03/2023
10:20 am



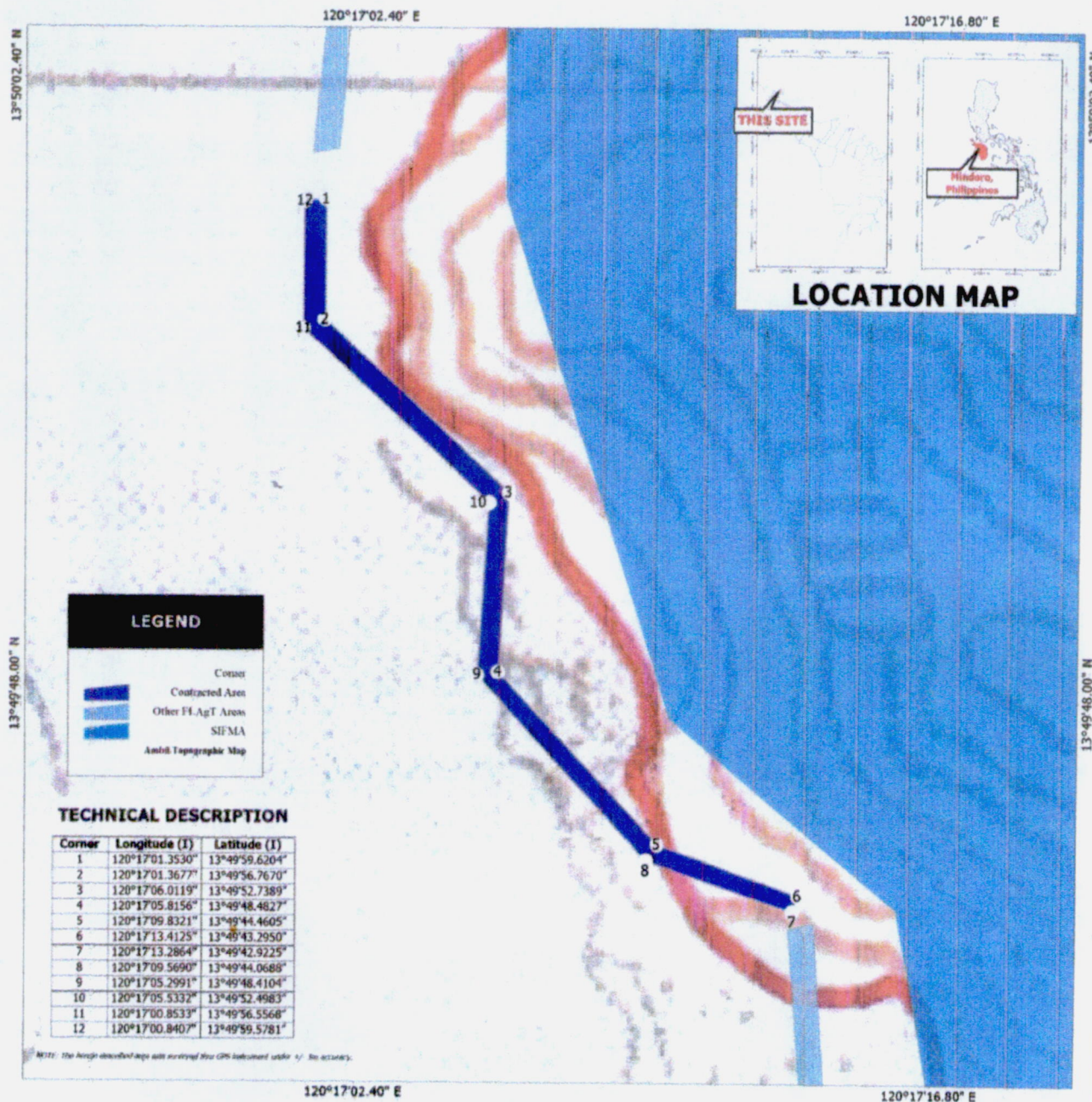
51 P 206088 1529094

accuracy: 4m

Altitude

07/03/2023
9:25 am





SKETCH MAP OF THE AREA COVERED BY FOREST LAND USE AGREEMENT FOR TOURISM PURPOSES (FLAgT)

** BATHING ESTABLISHMENT **
UNIQUE I.D. NO.: 06-175100-01-00003-000001

BY

MARIAN P. WARNS

LOCATED AT
SITIO : BALABARA
BARANGAY : TAMBO
MUNICIPALITY : LOOC
PROVINCE : OCCIDENTAL MINDORO
APPROXIMATE AREA : 00.99 HECTARE



SCALE : 1:4000

Datum : World Geodetic System 1984 (WGS84)
Coordinate System : Universal Transverse Mercator Zone 54 (N)



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MIMAROPA Region IV-B
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brgy. Sto. Niño, Sablayan, Occidental Mindoro

We hereby certify that this is the correct map through GPS survey under Forest Land Use Agreement for Tourism Purposes (FLAgT) 'Bathing Establishment' with Unique I.D. No. 06-175100-01-00003-000001 of Ms. Marian P. Warns as described herein.

This map was prepared based from the submitted compilation sketch and other references available in the office.

Prepared by:

DERNISAL PERALERO
PT-1, EIS Coordinator

Checked by:

ARISTON B. RAMOS
Forester I, Chief, EMS

Noted by:

ISAAC S. GUINOD
DM-IV