



OUTGOING
Received by: _____
Date: 03-27-23

March 20, 2023

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region

THRU : The Assistant Regional Director for Technical Services ☐ INCOMING ☐ OUTGOING _____

FROM : The OIC, PENRO

SUBJECT : **SUBMISSION OF HIGHLIGHTS OF THE MINUTES OF THE ADMINISTRATIVE HEARING INTENDED FOR MR. DANILO ROLLAN AND ARIEL VICENTE HELD AT DENR- PAM OFFICE, MGGNP, SO. LOGDECK, BRGY. TAMPAYAN, MAGDIWANG, ROMBLON DATED JANUARY 30, 2023**

DENR MIMAROPA RECORDS SECTION	
RECEIVED	
APR 25 2023	
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BY: _____	
DATE: _____	
TIME: _____	

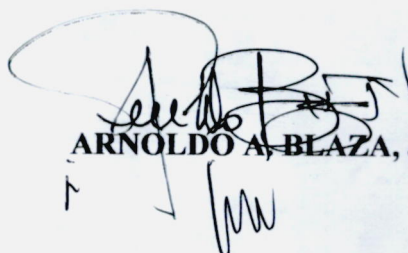
Respectfully submitting the above cited subject- matter. Per evaluation and the result of the administrative hearing, only Mr. Danilo Rollan (Chainsaw Owner) appeared during the said hearing and Mr. Ariel Vicente, the operator was nowhere to find and residence was not identified.

Attached are the pertinent documents, to wit;

1. Memorandum report from Park Ranger Martin R. Riñon et.al. dated September 09, 2022
2. Apprehension Receipt dated September 09, 2022
3. On-site Report dated September 09, 2022
4. On-site Record dated September 09, 2022
5. Seizure Receipt
6. Seizure Order
7. Geotag photos/ pictures of apprehended chainsaw
8. Copy of Attendance sheet of the Administrative hearing dated January 30, 2023
10. Copy of Notice of Hearing
11. Copy of Minutes of the Administrative Hearing

This office recommends the issuance of forfeiture order of the apprehended/confiscated chainsaw in favor of the government.

For information and further evaluation.


ARNOLDO A. BLAZA, JR.



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

February 21, 2023

MEMORANDUM

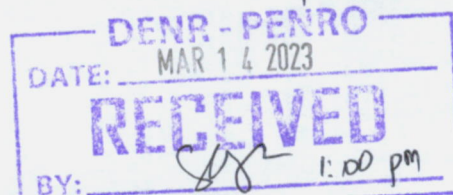
FOR : THE OIC PENR OFFICER
DENR, Odiongan, Romblon

THRU : THE CHIEF, TECHNICAL SERVICES DIVISION
DENR, Odiongan, Romblon

ATTENTION: THE CHIEF, ENFORCEMENT SECTION

FROM : THE OIC, SIBUYAN SUB-STATION and concurrent
PASu, MGGNP-PAMO
Tampayan, Magdiwang, Romblon

SUBJECT : SUBMISSION OF REPORT ON THE ADMINISTRATIVE
HEARING ON THE APPREHENDED CHAINSAW AT SO.
GOTOSAN, AZAGRA, SAN FERNANDO, ROMBLON.



Respectfully submitting the report on the above-cited subject to wit;

FACTS:

1. On September 29, 2022, a report of apprehension of one (1) unit chainsaw at So. Gotosan, Brgy. Azagra, San Fernando Romblon was submitted by the apprehending officers. The item was brought to the Sibuyan Sub-station for custody and safekeeping pending upon proper adjudication procedure to be conducted by authorized DENR Officers.
2. The said report with attachments was forwarded to the PENR Office on November 24, 2022 for further action.
3. The OIC PENR Officer returned the documents and thru a memorandum dated December 6, 2022 instructed the undersigned to conduct administrative hearing of this case pursuant to Section 3.2.a&b of DAO 97-32.

ACTIONS:

1. The report of apprehension was reviewed.
2. A confirmation was executed by the Hearing Officer
3. The respondents were invited for an administrative hearing scheduled on January 30, 2023.

M

FINDINGS:

1. The apprehended chainsaw has no legal documents for possession and was unlawfully used, so it was subjected for confiscation in accordance with Section 5 and 7 of DAO 97-32.
2. The Hearing Officer confirmed that the chainsaw strictly coincides with the item stated in the report.
3. Only Mr. Danilo Rollan, the owner of the chainsaw appear during the hearing and Mr. Ariel Vicente, the operator was nowhere to find and residence was not identified.

RECOMMENDATIONS:

1. The apprehended chainsaw is recommended for the issuance of forfeiture order in favor of the Government of the Philippines.
2. Since the apprehending officer have not received delivery of the product derived from the tree, considering that the hauling is impossible because the tree was not yet felled down, the charge for illegal cutting is premature.

ATTACHMENTS:

1. Transcript of Administrative Hearing with attendance and geotag pictures dated January 30, 2023.
2. Paanyaya sa Pagdinig (Invitation for Administrative Hearing) dated January 23, 2023.
3. Seizure Order and Seizure Receipt dated January 23, 2023.
4. Confirmation by the Hearing Officer.dated December 19, 2022.
5. PENRO Memorandum dated December 26, 2022.
6. Report of Apprehension dated September 9, 2022 with atachments.
 - a. Apprehension Receipt dated September 9, 2022.
 - b. On-site Report dated September 9, 2022.
 - c. On-site Record dated September 9, 2022.
 - d. Geotag pictures.

For information, record and further forward action.



MANUEL B. ROMERO



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

DENR

PENRO Sibuyan Sub-station

VERSUS

CASE No. 01-2023
For Violation of Section 5 of
R.A. 9175

DANILO ROLLAN and
ARIEL VICENTE

TRANSCRIPT

**OF THE MINUTES OF ADMINISTRATIVE HEARING ON THE APPREHENSION OF
ONE (1) UNIT CHAINSAW AT SITIO GOTOSAN, BRGY. AZAGRA, SAN FERNANDO,
ROMBLON**

DENR Sub-station, Tampayan, Magdiwang, Romblon
January 30, 2023

Appearances: Please see attached attendance.

Hearing Officer: Sa bisa ng kapangyarihang ipinagkaloob sa akin ng DAO 97-32 Section 3.2.a&b at PENRO Memorandum dated December 6, 2022, na gawin ang Administratibong Pagdinig sa kasong pagkahuli ng "Chainsaw", ng mga operatiba ng ahensyang ito noong ika 9 ng Septyembre, 2022 habang aktong pumuputol ng punong Narra sa Sitio Gotosan, Barangay Azagra, San Fernando, Romblon.

Sa oras na ito pinakikiusapan ko na ang lahat ay manahimik at hindi pinahihintulutan ang mga bagay na maaring makaantala sa pagdinig na ito.

Tinatawagan ko si Ginoong Danilo Rollan.

Magandang umaga Ginoong Rollan, handa ka ba sa pagdinig na ito?

Ginoong Rollan: Opo sir.

Hearing Officer: Nangangako ka ba na magsasabi ng katotohanan at pawang katotohanan lamang?

Ginoong Rollan: Opo Sir.

Hearing Officer: Gusto mo bang kumuha ng iyong tagapayo o abogado upang makagabay sayo sa pagdinig na ito?

Ginoong Rollan: Hindi na po Sir.

Hearing Officer: Maari ka bang magbigay ng mapagkakilanlan sa yo? (pangalan, edad, hanapbuhay, atbp.)

Ginoong Rollan: Ako po si Danilo Rollan 66 taong gulang, nakatira sa Brgy. Campalingo, San Fernando, Romblon, mangingisda, at may pamilya.

Hearing Officer: Ano ang iyong kinalaman sa hinuli at kinumpiska na Chainsaw sa Sitio Gotosan, Azagra, San Fernando, Romblon?

Ginoong Rollan: Ako po ang may-ari ng Chainsaw at doon din ako ng ginagamit ito.

Hearing Officer: Alam mo ba na bawal ang magmama-ari, magdala, at gumamit nito na hindi naka rehistro?

Ginoong Rollan: Opo Sir.

Hearing Officer: Ang Chainsaw mo ba ay naka rehistro?

Ginoong Rollan: Hindi po Sir.

Hearing Officer: Bakit mo ginamit ito?

Ginoong Rollan: Nakiusap po kasi ang mga anak ni Betty Rollan na putulin ang tanim nila na Narra para maibenta at ibili ng gamut ng nanay nila. Ang gamit po sana ng chainsaw ar para lamang po sa niyog.

Hearing Officer: Bago ko tapusin ang pagding na ito, at kung mayron po kayong sasabihin Ginoong Rollan ay binibigyan kita ng pagkakataon para magsalita. Mayron pa po ba kayong sasabihin?

Ginoong Rollan: Wala na po Sir.

Hearing Officer: Maraming salamat, at dito ko na tinatapos ang pagdinig na ito.



MANUEL B. ROMERO
Hearing Officer

GEOTAG PICTURES:

Pictures showing SupECOMS Forester Manuel Romero (Hearing Officer) and Mr. Danilo Rollan (Respondent) during the Administrative Hearing on the apprehension of one (1) unit chainsaw.



[Handwritten signature]

ATTENDANCE SHEET

SUBJECT : Administrative hearing on the Apprehension of one (1) unit of Power Chainsaw with 36" guide bar in Sitio Gutusan, Brgy. Azagra, San Fernando, Romblon.

DATE : January 30, 2023

TIME : 10:00 am

VENUE : MGGNP-PA Management Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon

NAME	AFFILIATION/ADDRESS	SIGNATURE
DANNO ROLLAN	CAMPALINGO SAN FERNANDO ROLLAN	DANNO ROLLAN
JOHN KHALEPH K. M. GEM	TAMPAYAN, MAGDIWANG, ROMBLON	JOHN KHALEPH K. M. GEM
MANUEL ROMERO	DENR/Tampayan, Magdiwang	MANUEL ROMERO



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

Ika 23 ng Enero, 2023

PAANYAYA SA PAGDINIG

Mr. DANILO ROLLAN

Brgy. Campalingo, San Fernando
Romblon



Ginoong Rollan,

Ito ay kaugnay sa nakumpiska na Power Chainsaw ng operatiba ng DENR Sibuyan Sub-station, Magdiwang, Romblon noong ika-9 ng Septyembre 2022 sa Brgy. Azagra, San Fernando, Romblon habang kasalukuyang naglalagari ng punong Narra,

Sa pag-iimbestiga, walang maipakitang rehistro ng nasabing chainsaw at ito ay pansamantalang dinala sa opisina ng DENR Sub-station para sa pansamantalang kustodiya at pagsusuri sa mga records kung ito ay naka rehistro.

Ayon sa resulta ng pagsusuri ang nasabing chainsaw ay hindi nakarehistro sa DENR at ang pag-aari, paggamit o pagdala nito ay labag sa Batas Gobyerno R.A. 9175 o Chainsaw Act of 2002.

Dahil dito, kayo ay inaanyayahan na pumunta sa opisina ng DENR, Sub-staton, Tampayan, Magdiwang, Romblon sa ganap na ika-10 ng umaga sa Enero 30, 2023 para sa Administratibong Pagdinig base sa itinadhana ng kautusan ng DENR Administrative Order No. 97-32.

Ang inyong hindi pagdalo sa nasabing pagdinig na walang sapat na dahilan ay nagangahulugan na kayo ay hindi interesado at ang opisinang ito ay gagawa nang kaukulang aksiyon base sa mga nakalap na impormasyon at dokumento para sa ulat na isumite sa mataas na awtoridad ng ahensiyang ito.

Salamat.

Daniilo Rollan

1 - 26 - 23


MANUEL B. ROMERO
Hearing Officer



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

Ika 23 ng Enero, 2023

PAANYAYA SA PAGDINIG

Mr. ARIEL VICENTE
Brgy. Mabulo, San Fernando
Romblon



Ginoong Vicente,

Ito ay kaugnay sa nakumpiska na Power Chainsaw ng operatiba ng DENR Sibuyan Sub-station, Magdiwang, Romblon noong ika-9 ng Septyembre 2022 sa Brgy. Azagra, San Fernando, Romblon habang kasalukuyang naglalagari ng punong Narra,

Sa pag-iimbestiga, walang maipakitang rehistro ng nasabing chainsaw at ito ay pansamantalang dinala sa opisina ng DENR Sub-station para sa pansamantalang kustodiya at pagsusuri sa mga records kung ito ay naka rehistro.

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Salamat.


MANUEL B. ROMERO
Hearing Officer

mis-identification

This person cannot be found.



SEIZURE RECEIPT

No. _____

The following apprehended items with Apprehension Receipt No. _____ are administrative seizure pursuant to Section 3 of DAO 97-32

A. FOREST PRODUCTS

Species	No. of Pieces	Dimension	Volume (BdFt)	Estimated Value

Name/Address of on-site offenders and nature of participation

NAME	ADDRESS	NATURE OF PARTICIPATION
1. <u>Ariel Vicente</u>	<u>Brgy. Mabulo, España, Romblon</u>	<u>Chainsaw Operator</u>
2. <u>Danilo Rollan</u>	<u>Brgy. Campalingo, San Fernando, Romblon</u>	<u>Chainsaw Owner</u>

B. CONVEYANCE

Name of Registration Owner _____
Address _____
Type of Vehicle _____
Model _____
Engine Motor Serial No. _____
Chassis Serial No. _____
Certificate of Registration No. _____
Estimated Fair Market Value Php. 50,000.00

C. EQUIPMENT AND OTHER IMPLEMENTS (Briefly describe the physical appearance and condition of each item and estimated fair market value).

One (1) unit unregistered power chainsaw with 36" guide bar without top cover

Violation of Sec. 77, of PD 705 as amended by RA 7161 and Sec. 7, par. 1 & 4 of RA 9175 otherwise known as Chainsaw Act.

The items were apprehended by PR Martin R. Riñon, PR Ronald M. Dangoy, PR Norbert R. Rubio, PR Jhon Khaleph R. Rocero, and FPO Felma R. Posia at Sitio Gutosan, Barangay Azagra, San Fernando, Romblon on September 9, 2022. Said apprehended one (1) unit unregistered power chainsaw are confiscated in favor of the government with claimant, as the case maybe.

The same items are under custody of Property Custodian FR Mark Adonis G. Romero. Further, these apprehended items are now deposited at DENR Sibuyan Sub-Station PAMO Complex, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon.

That the undersigned hereby acknowledge that the above listed item(s) are now in ADMINISTRATIVE SEIZURE and that I, as authorized Seizing Officer, assume the possession and control for the custodial legist, pending the conduct of administrative confiscation proceedings for their disposition.

Therefore issue this Seizure Receipt No. SIB-_____ this 2nd day of January 2023
at DENR-Sibuyan Sub-Station/PAM Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon.

MANUEL B. ROMERO
SEIZURE OFFICER



The subject Forest Products and other items were apprehended while under the possession/control/ ownership of.

Name	Address	Civil Status	Age	Participation	Status of the Person
Ariel Vicente	Brgy. Mabulo, San Fernando, Romblon	Married		Chainsaw Operator	
Danilo Rollan	Brgy. Campalingo, San Fernando, Romblon	Married		Chainsaw Owner	

2. The subject Forest Products and other items have undergone the following Seizure proceedings

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/Municipality	Barangay	Sitio		
September 9, 2022	Romblon	San Fernando	Azagra	Gutosan	Arnoldo A. Blaza, Jr./OIC PENR Officer	Violation Viol. of Sec. 77 of P.D. 705 as amended by RA 7161 and Viol of Sec. 7 par. 1 & 4 of RA 9175

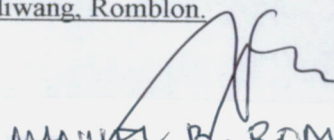
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Witnesses			
PR Martin R. Riñon	09/09/2022	10:33 AM	Sibuyan Sub-Station/PAM Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon
PR Ronald M. Dangoy	09/09/2022	10:33 AM	Sibuyan Sub-Station/PAM Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon
PR Jhon Khaleph R. Rocero	09/09/2022	10:33 AM	Sibuyan Sub-Station/PAM Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon
PR Norbert R. Rubio	09/09/2022	10:33 AM	Sibuyan Sub-Station/PAM Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon
FPO Felma R. Posia	09/09/2022	10:33 AM	Sibuyan Sub-Station/PAM Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon

After thorough evaluation of the Apprehension Report dated September 9, 2022 and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the offender is probably guilty thereof.

Hence, the foregoing forest products/conveyance/equipment/implement are hereby ordered seized and now under government custody (except government-owned vehicle).

So ordered this 23rd day of January, year 2023 at Sibuyan Sub-Station/Protected Area Management Office, So. Logdeck, Brgy. Tampayan, Magdiwang, Romblon.


MANUEL B. ROMERO
SEIZURE OFFICER

Copy furnished:



SEIZURE ORDER

PENRO Control No: SIB-2022-004
E-FMS No:

Pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 the following forest products are hereby ordered seized, to wit:

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Items	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/U nit of Measurem ent	Estimate d Fair Market Value	Impounding Area	Custodian

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Fair Market Value	Custodian

Type	Make/Model/ Year	Plate No.	Color/Markings	CR No.	OR No.

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Estimated Fair Market Value	Custodian*

*turned over to the highest officer of the Regional Office concerned if government-owned vehicle.

If Animal						
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian	Estimated Fair Market Value
None						

Equipment Involved				
Type	Quantity	Details	Custodian	Estimated Fair Market Value
Power Chainsaw	1	36" guide bar without top cover	FR Mark Adonis G. Romero	Php. 20,000.00

Implements Involved				
Type	Quantity	Details	Custodian	Estimated Fair Market Value
None				




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

CONFIRMATION

I hereby confirm that the item (Chainsaw) delivered strictly coincide with the list reflected in the documents of apprehension submitted by the apprehending officers on September 9, 2022.

Done this 19th day of December, 2022 at Sibuyan Sub-station, Tampayan, Magdiwang, Romblon, Phillipines.


MANUEL B. ROMERO
Hearing Officer



December 06, 2022

MEMORANDUM

FOR : The Protected Area Superintendent
MGGNP, Sibuyan Sub-station

FROM : The OIC, PENR Officer
Odiongan, Romblon

SUBJECT : **CONDUCT OF ADMINISTRATIVE HEARING ON THE
APPREHENDED FOREST PRODUCTS, TOOLS AND
MACHINERIES TRANSPIRED IN SIBUYAN ISLAND, ROMBLON**

Respectfully forwarding the copy of the Completed Staff Work Report of the Apprehending Officers from MGGNP Sibuyan Sub-station as follows:

- 1) Apprehension of Two (2) unit of Chainsaw located in Brgy. Cambalo, Cajidiocan, Romblon
- 2) Apprehension of One (1) unit of Chainsaw located in Brgy. Azagra, San Fernando, Romblon
- 3) Apprehension of One (1) unit of Motorcycle and Twenty (20) sacks of wood charcoal located in Brgy. España, San Fernando, Romblon

In this regard, please conduct administrative hearing pursuant to Sec.3.2 (b&c) of DAO 97-32.

For your information and appropriate action.


ARNOLDO A. BLAZA, JR.



MEMORANDUM

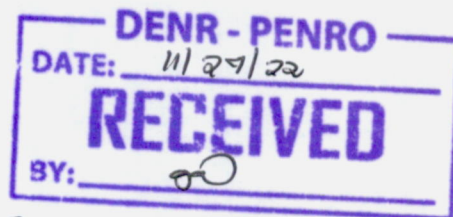
FOR : The PENR Officer
Odiongan, Romblon

THRU : Protected Area Superintendent (PASu)
And In-charge Sibuyan Sub Station

FROM : MARTIN R. RIÑON, et., al.
Park Ranger

SUBJECT : **REPORT ON THE APPREHENSION OF ONE (1) UNIT
UNREGISTERED POWER CHAINSAW WITH 36" GUIDE
BAR IN SITIO GUTOSAN, BARANGAY AZAGRA, SAN
FERNANDO, ROMBLON ON SEPTEMBER 9, 2022 AT AROUND
9:33 IN THE MORNING.**

DATE : **SEPTEMBER 9, 2022**



Respectfully submitting the Apprehension Report of one (1) unit unregistered power chainsaw in So. Gutosan, Barangay Azagra, San Fernando, Romblon, on September 9, 2022.

REFERENCE:

Pursuant to the report of the concerned citizen to the undersigned Forest Officers that there was an ongoing chainsaw operation in So. Gutosan, Barangay Azagra, San Fernando, Romblon.

ACTIONS/FINDINGS:

That on September 9, 2022, Right after we received the information the team assigned in Guard Post 3 composed of the following DENR personnel namely: PR Martin R. Riñon, PR Ronald M. Dangoy, PR John Khaleph Rocero, PR Norbert R. Rubio and FPO Felma R. Posia, proceed to the reported target area to verify the said report led by PR Martin R. Riñon. At around 9:33 in the morning the team reached the target area and we heard the sound of chainsaw operating on the same location. We search the exact location of the chainsaw operation and after a couple of minutes we found the area wherein the chainsaw operating we have seen and caught on the act one (1) power chainsaw operated by a certain person Mr. Ariel Vicente by cutting a narra tree together with the owner of the power chainsaw Mr. Danilo Rollan. We approached the persons operating the chainsaw and we requested them to turn it off the engine of the power chainsaw and we introduced to them ourselves as DENR personnel assigned at Sibuyan Sub Station by showing our ARTA Identification Card. We asked the names of the persons found in the area and they revealed that their names are: 1.) Ariel Vicente Filipino citizen and a resident of Barangay Mabulo, San Fernando, Romblon, operator of the chainsaw and 2.) Danilo Rollan, Filipino citizen and also a resident of Barangay Campalingo, San Fernando, Romblon, chainsaw owner.

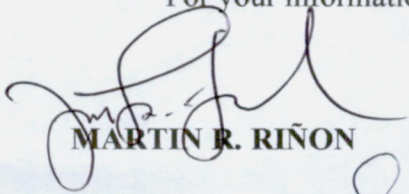
Mr. Danilo Rollan, disclosed also that the owner of a narra tree is Mr. Larenio Rutor, a resident of Sitio Gutosan, Barangay Azagra, San Fernando, Romblon. We asked Mr. Danilo Rollan, if he has a cutting permit for the narra tree and chainsaw registration for his chainsaw but he revealed that he does not have any of which document. We also verified the serial number of the said chainsaw but it was defaced or no serial number can be seen.

Therefore, undersigned Forest Officers informed their nature of offense that they were operated a power chainsaw without the Registration or License is a violation of RA 9175 or the Chainsaw Act. Hence, we confiscated their chainsaw in violation of Sec. 7, par. 1 & 4 of R.A. 9175 otherwise known as the Chainsaw Act and they were informed their RIGHTS and we also issued an Apprehension Receipt but they refused to sign and refuse to receive the copy of Apprehension Receipt. The said apprehended one (1) unit power chainsaw was brought to the PAM Office at Sitio Logdeck, Barangay Tampayan, Magdiwang, Romblon, for safekeeping.

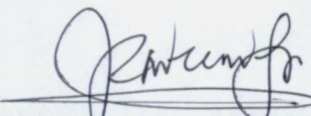
RECOMMENDATION:

Based on the information gathered, the offenders was caught by cutting of one (1) Narra Tree species without legal documents such as cutting permit using unregistered power chainsaw. That aforesaid offender/s is found to be liable for violation of Sec. 77 of PD 705, as amended by RA No. 7161 and violation of Sec. 7, par. 1 & 4 of RA 9175 otherwise known as Chainsaw Act. Hence, it is therefore recommend the said apprehended chainsaw be confiscated in favor of the government and the offender shall be invited for Administrative Hearing based on DAO 97-32.

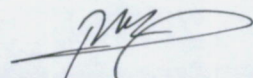
For your information and records.



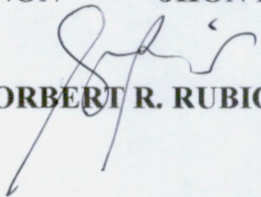
MARTIN R. RIÑON



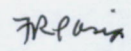
JHON KHALEPH R. ROCERO



RONALD M. DANGOY

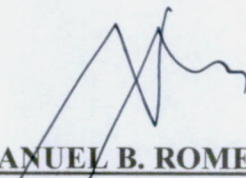


NORBERT R. RUBIO



FELMA R. POSIA

Noted by:



MANUEL B. ROMERO
Protected Area Superintendent
And In-Charge Sibuyan Sub-Station



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

DENR IV-B _____ SN _____
9/9/2022
(Date)

APPREHENSION RECEIPT

Pursuant to the provisions of PD 705, as amended by Executive Order No. 277, the following forest products and/or machinery, equipment, tools and conveyance, to wit:

Quantity	Unit	Articles & Description	Estimated Value
1	Unit	Power chainsaw with 36" guide bar without top cover color orange	₱ 20,000.00

IS HEREBY DECLARED UNDER APPREHENSION FOR THE FOLLOWING REASONS:

The same have been apprehended, subject forest products and machinery, equipment, tools and conveyance should be kept and protected from defacement in any manner, destruction or loss and should not be altered or removed until otherwise ordered by the Secretary of the Department of Environment and Natural Resources or his duly authorized representative or any Court of Justice of the Philippines.

Done this 9th day of Sept. 2022 at So. Subayan, Brgy. Azara, San Fdo., Romblon.

APPREHENDING OFFICERS

(Print name and Signature)

1. PR. MARCO R. RIVON
Address: Dep. Camp. Azara, San Fdo., Romblon
2. PR. ROBERT R. RUBIO
Address: Dep. Camp. Azara, San Fdo., Romblon
3. PR. RONALD DANGAY
Address: _____

4. F.P.O. FELMA R. POSIA
Address: Dep. Camp. Azara, San Fdo., Romblon
5. PR. JOHN KHALEPH R. ROCERO
Address: _____
6. _____
Address: _____

OWNER/CLAIMANT REPRESENTATIVE /DRIVER

(Print Name and Signature)

1. ARIEL VICENTE - Chainsaw operator
2. Address: Dep. Mahaba, San Fdo., Romblon

2. DANILLO BOLLAH - Chainsaw owner
Brgy. Campalingo, San Fdo., Romblon

Custodian:

Note: they refuse to sign. 9/9/2022

Name and Signature

Official Designation

Office

Note:

1. The owner, possessor and/or claimant of the apprehended articles is hereby requested to see the nearest PENR Office and is given three (3) days from the date of apprehension.

ON SITE REPORT ON

APPREHENSION OF ONE (1) PC. FINISHED FOREST PRODUCT FURNITURE (DISH CABINET) NARRA SPECIES.

1. Time of Apprehension : 10:33 A.M.
2. Date of Apprehension : September 9, 2022
3. Place : So. Gutosan, Brgy. Azagra, San Fernando, Romblon.
4. Name and Address of Offender on Site:

Name: Artiel Vicente

Address: Brgy. Mabulo, San Fernando, Romblon

Name: Danilo Rollan

Address: Brgy. Campalingo,
San Fernando, Romblon

5. Name of persons accompanying or providing on-site assistance to apprehending officers:

Name

Address

None

6. Circumstances that lead to the apprehension of apprehended items (e.g. spot check, discoveries of abandoned items, surveillance, etc.)

Pursuant to the report of a concerned citizen

7. Name of Local Government Officials present and /or other persons witnessing the apprehensions:

None

8. Preliminary description of the items being confiscated:

Quantity	Unit	Articles & Description	Estimated Value
1 1	Unit Pc	Power Chainsaw unregistered with 36" guide bar Narra Tree	Php.20,000.00 <u>Php. 25,000.00</u> Php. 45,000.00

9. Place, time and date of origin and intended destination/consignee of items being apprehended:

Sitio Gutosan, Brgy. Azagra, San Fernando, Romblon/10:33 A.M. September 9, 2022

10. Other Data Information (**None**)

MARTIN R. RIÑON
Park Ranger

JHON KHALEPH R. ROCERO
Park Ranger

Name of Apprehending Officers:

RONALD M. DANGOY
Park Ranger

FELMA R. POSIA
FPO

NORBERT R. RUBIO
Park Ranger

Witnesses: None

ON SITE RECORD

Name of Offense : Violation of Sec. 77 of PD 705, as amended by RA 7161 and Viol. of Se. 7, par. 1 & 4 of RA 9175 otherwise known as Chainsaw Act.

Location : So. Gutosan, Brgy. Azagra, San Fernando, Romblon

- a) Name of owner : Larenio Rutor
b) Address : Brgy. Azagra, San Fernando, Romblon
c) Names of person found in Possession, exercising control and or supervision over, or performing or otherwise involved in possession, supervision, control, cutting, gathering, processing and or transporting the items:

Name : Ariel Vicente
Address : Brgy. Mabulo, San Fernando, Romblon

Name : Danilo Rollan
Address : Brgy. Campalingo, San Fernando, Romblon

- d) Itemized List of All On-Site forest products, Machinery, Equipment, Tools and implements used.

Quantity	Unit	Articles & Description	Estimated Value
1	Unit	Power Chainsaw	Php.20,000.00
1	Pc	Narra Tree	Php. 25, 000.00
			Php. 45,000.00

Name and Signature of Apprehending Officers:

MARTIN R. RINON
Park Ranger

JHON KHALEPH R. ROCERO
Park Ranger

RONALD M. DANGOY
Park Ranger

NORBERT R. RUBIO
Park Ranger

FELMA R. POSIA
FPO

Name and Signature of Offenders:

1. Larenio Rutor

2. Ariel Vicente

3. Danilo Rollan

Time : 10:33 a.m.
Date : September 9, 2022
Place : So. Gutosan, Brgy. Azagra,
San Fernando, Romblon

Time : 10:33 a.m.
Date : September 9, 2022
Place : So. Gutosan, Brgy. Azagra,
San Fernando, Romblon

Witnesses:

Note: If offender refuses to sign such refusal shall be written his presence.



MEMORANDUM

FOR : The OIC PENR Officer
Odiongan, Romblon

THRU : Protected Area Superintendent (PASu)
and In-charge Sibuyan Sub-Station

FROM : MARTIN R. RIÑON, et., al.
Park Ranger

SUBJECT : SPOT REPORT ON THE APPREHENSION OF ONE (1) UNIT
UNREGISTERED POWER CHAINSAW WITH THIRTY SIX
INCHES (36") GUIDE BAR IN SITIO GUTOSAN BARANGAY
AZAGRA, SAN FERNANDO, ROMBLON ON SEPTEMBER 9,
2022 AT AROUND 9:33 IN THE MORNING

DATE : SEPTEMBER 9, 2022

WHAT : Apprehension of one (1) unit power chainsaw with 36" guide bar
Without top cover and color orange.

WHERE : So. Gutosan, Barangay Azagra, San Fernando, Romblon

WHEN : September 9, 2022


WHO : Ariel Vicente, Danilo Rollan and Larenio Rutor

WHY : Violation of Sec. 7 par. 1 & 4 of R.A. 9175 otherwise known as
Chainsaw Act of 2002 and Sec. 77, of PD 705 as amended by RA
7161

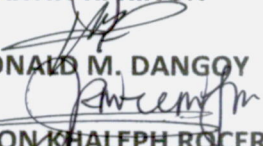
HOW : At around 08:30 o'clock in the morning undersigned Forest Officers received an information from a concern citizen that there is an ongoing chainsaw operation particularly in Sitio Gutosan, Barangay Azagra, San Fernando, Romblon. Right after we received the information the team assigned in Guard Post 3 composed of the following DENR personnel namely: PR Martin R. Riñon, PR Ronald M. Dangoy, PR John Khaleph Rocero, PR Norbert R. Rubio and FPO Felma R. Posia, proceed to the reported target area to verify the said report led by PR Martin R. Riñon. At around 9:33 in the morning the team reached the target area and we heard the sound of chainsaw operating on the same location. We search the exact location of the chainsaw operation and after a couple of minutes we found the area wherein the chainsaw operating we have seen and caught on the act one (1) power chainsaw operated by a certain person Mr. Ariel Vicente by cutting a narra tree together with the owner of the power chainsaw Mr. Danilo Rollan. We approached the persons operating the chainsaw and we requested them to turn it off the engine of the power chainsaw and we introduced to them ourselves as DENR personnel assigned at Sibuyan Sub Station by showing our ARTA Identification Card. We asked the names of the persons found in the area and they revealed that their names are: 1.) Ariel Vicente Filipino citizen and a resident of Barangay Mabulo, San Fernando, Romblon, operator of the chainsaw and 2.) Danilo Rollan, Filipino citizen and also a resident of Barangay Campalingo, San Fernando, Romblon, chainsaw owner.

Mr. Danilo Rollan, disclosed also that the owner of a narra tree is Mr. Larenio Rutor, a resident of Sitio Gutosan, Barangay Azagra, San Fernando, Romblon. We asked Mr. Danilo Rollan, if he has a cutting permit for the narra tree and chainsaw registration for his chainsaw but he revealed that he does not have any of which document. We also verified the serial number of the said chainsaw but it was defaced or no serial number can be seen. Therefore, undersigned Forest Officers informed their nature of offense that they were operated a power chainsaw without the Registration or License is a violation of RA 9175 or the Chainsaw Act. Hence, we confiscated their chainsaw in violation of Sec. 7, par. 1 & 4 of R.A. 9175 otherwise known as the Chainsaw Act and they were informed their RIGHTS and we also issued an Apprehension Receipt but they refused to sign and refuse to receive the copy of Apprehension Receipt. The said apprehended one (1) unit power chainsaw was brought to the PAM Office at Sitio Logdeck, Barangay Tampayan, Magdiwang, Romblon, for safekeeping.

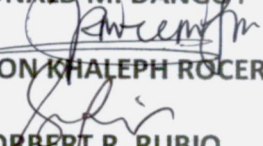
For your information and records.



MARTIN R. RIÑON



RONALD M. DANGOY



JHON KHALEPH ROCERO

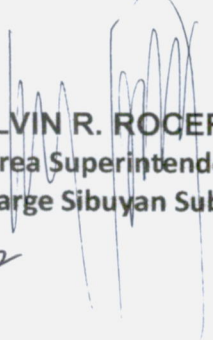


NORBERT R. RUBIO



FELMA R. POSIA

Noted by:



MALVIN R. ROCERO
Protected Area Superintendent (PASu)
And In-Charge Sibuyan Sub-Station

11/17/22



Photo of Unregistered Power Chainsaw used for cutting of narra tree



Photo of Chainsaw owner Danilo Rollan and operator Ariel Vicente



Picture of the apprehended unregistered power chainsaw