



OUTGOING

Received by: [Signature]
Date: 03-24-23

MEMORANDUM

FOR : The Regional Executive Director

ATT'N: The Regional Director
Environmental Management Bureau

FROM : OIC, PENR Officer

SUBJECT : **ONGOING RECLAMATION DESPITE THE ORDER OF
SUSPENSION FOR LACK OF ECC AND RECLAMATION
PERMIT**

DATE : March 21, 2023

**DENR MIMAROPA
RECORDS SECTION
RECEIVED**

APR 26 2023

☐ INCOMING ☐ OUTGOING
BY: _____ DATE NO. _____
TIME: _____

Referred herein is the letter of Atty. Petroni F. Fradejas with regard to the continuous activity of Sun West Corporation despite the clear order/s from the Regional Director of EMB-MIMAROPA to suspend or stop any further activities.

For your information, records, and instruction.

[Signature]
FOR. ARNOLDO A. BLAZA, JR.

C.c: **Atty. Petroni Fradejas**
Brgy. Liwayway, Romblon, Romblon



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

Document Routing Slip

Document Number: 2023-105514 Date Endocded: 17-Mar-2023

Sender: Atty. Petroni F. Fradejas, Counsel of Hrs. of Domingo Rios

Address: Odiongan, Romblon

Subject: Letter dated March 16, 2023 re: Ongoing reclamation despite the order of suspension for lack of ECC and reclamation permit

Addressee: Arnaldo A. Blaza, Jr., OIC-PENRO

Attachment(s): Letter; Letter dated February 16, 2023 and February 27, 2023 EMB Letter for Mary Ann Montesa (2 copies)

Urgent: No; received by Mariel Layson-Tayco

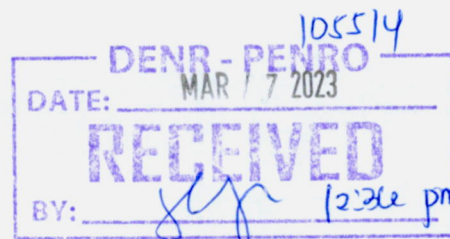
Date Received: 17-Mar-2023

ROUTING AND ACTION INFORMATION				
FROM	DATE RECEIVED	FOR/TO	DATE RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
OP	2023-03-17	PO-RECORDS	2023-03-17	Date: 2023-03-17 Status: IN From: leianegracemgan Message: Referred to the Records officer for info and appropriate action. Thank you.
	MAR 17 2023 MAR 17 2023 FORBES 1:40 PM LUM Pomer Michele MAR 22 2023		3-17-2023 3:46 PM	Chel, Pls refer to TSD. By you 3/17/23 Pls draft letter reply and prepare indorsement to R.O. ATTN: EMB - MIMAROPA director For fair information and further instruction also provide copy of this to PENRO EMB Embedded staff. Thanks Received from TSD & Forwarded to PENRO FOR REVIEW & signature. MT. 2023 Signed 03/23

FRADEJAS LAW OFFICE

Petroni F. Fradejas
[Attorney-at-Law]

2/F Fabito Building, Festin Street,
Barangay Liwayway, Odiongan, Romblon, 5505
Office Tel. No. [042]-567-5360/ CP No. 09499959851



16 March 2023

Mr. ARNOLDO A. BLAZA, Jr.
OIC- PENR Office
Office of the DENRO-PENRO
Brgy. Tabing-dagat, Odiongan,
Romblon, 5505

RE: ONGOING RECLAMATION
DESPITE THE ORDER OF SUSPENSION
FOR LACK OF ECC AND RECLAMATION
PERMIT

Sir:

On behalf of Ms. Mary Ann Montesa and other concerned citizens of Calatrava, Romblon, I write you this letter to inform your good office that even until now despite the clear order/s from Regional Director Jose Amil M. Salimo, of the Office of the EMB, MIMAROPA Region to suspend or stop any further activities thereat, the DPWH - Odiongan through Sun West Corporation, has not suspended nor stopped the construction of the coast way project with reclamation component in Calatrava, Romblon, and as a matter of fact, said corporation even speeded-up the construction by undertaking the construction activity on a 24-hour basis.

Under the foregoing, we urge your good office to take immediate action in this regard and penalize the erring party for willfully ignoring and violating the said order.

Very Truly Yours,

[Signature]
ATTY. PETRONI F. FRADEJAS
Counsel

Copy furnished:

Joe Amil M. Salino

Regional Director

DENR- EMB MIMAROPA Region

PENRO Compound, Brgy. Suqui, Calapan, Oriental Mindoro

Letter Pkg. No. RE 499 027 445
Dated: 03/17/23

Engr. Elena Castilan

District Engineer

Office of the DPWH

Odiongan, Romblon 5505

Letter Pkg. No. 581
Dated: 03/17/23

General Manager

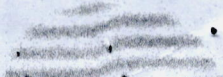
SunWest Construction and Dev't Corporation

Unit 1105 Philippine Stock Exchange Center, West Tower

Exchange Road, Ortigas Center

Pasig City, Metro Manila 1605

Letter Pkg No. RE 499 027 445
Dated: 03/17/23
22



February 16, 2023

MIS. MARY ANN MONTESA

Province of Romblon

maryannmontesa@dnpa.gov.ph

Re: REQUEST FOR INVESTIGATION ON DPWH PROJECT ALONG THE SEASHORE
AREA OF CALATRAYA, ROMBLON

Madam

Greetings in conservation!

This refers to your concern lodged to the DENR with tracking number DENR-RO-OSI-2022-003252 that recently received by this Office on 14 February 2023 requesting to conduct investigation on the DPWH Project along the seashore of Calatraya, Romblon.

Please be informed that this Office conducted field investigation on the said subject matter in collaboration with DENR-Environmental Management Bureau (EMB), DPWH-District Engineering Office (DEO) and Municipal LGU of Calatraya, Romblon on 8 February 2023. It ascertained that the said beachfront do not possess critical habitat like sea grass mangrove ecosystem and not even declared as marine protected area.

Accordingly, the DENR-EMB MIMAROPA Region issued Notice of Violation (NOV) dated 10 February 2023 on the basis of constructing a causeway project with reclamation component without approved Environmental Compliance Certificate (ECC) under Item 3.5.3 of EMB-MC No. 2014-005. Thus, this memorandum provides that a causeway project with reclamation component require an ECC prior to project implementation.

Since it falls under reclamation, the Philippine Reclamation Authority (PRA) has jurisdiction over the said project and the proponent shall apply "ARFA CLEARANCE" from the DENR as one of the requirements.

Moreover, Regional Director Joe Arnel M. Salino already directed the DPWH-DEO to suspend any further developments relative to the construction and operation of the causeway project including the reclamation activities upon receipt of the said Order.

Again, thank you very much and we hope that we have addressed this concern accordingly.

Very truly yours,

ARNOLDO A. SALINO, JR.
OIC, PE-NR Officer

CC: SEC for Field Operation



February 27, 2023

MIS. MARY ANN MONTESA

Province of Romblon

maryannmontesa@denr.gov.ph

**Re: FOLLOW-UP ON THE ON-GOING CONSTRUCTION OF SUNWEST ON THE
CAUSEWAY IN CALATRAVA, ROMBLON**

Madam,

Greetings in conservation!

This pertains to your concern referred to the DENR-PEMRO dated 22 and 27 February 2023 informing us about the on-going construction of Sunwest on the Causeway in Calatrava, Romblon with photos.

We acknowledged your utmost concern as mentioned in the said letter namely the non-compliance of the DPWH to issue order or notice to the contractor for the suspension of the construction of parking lot or causeway in the beachfront of Calatrava, Romblon and eventually, the contractor took advantage of it.

Upon receipt of your letter, we immediately coordinated the DPWH-District Engineering Office on 23 & 27 February 2023 but the District Engineer is still on official travel at Manila. Per information from the Project Engineer Noli Morales, the contractor is about to suspend their work within this day. It means that after 10 February 2023, the DEO did not implement the Notice of Violation especially the suspension of any developments relative to the construction and operation of the causeway project.

With this, we have already informed the DENR-FMB for their further action and if you have any queries or concerns about the project implementation, you can directly refer it to DPWH-DEO for their information or immediate action.

Again, thank you very much and we hope that we have addressed this concern accordingly.

Very truly yours,


ARNOLDO A. BLAZA, JR.
OIC, PE/RE Officer

Cc: Regional Executive Director-MIMAROPA Regional Office
RDD for Technical Services



Department of Environment and Natural Resources
Environmental Management Bureau
MIMAROPA Region

DATE

MARY ANN MONTESA
maryannmontesa@yahoo.com

Dear Ms. Montesa

Isang makakalikasang araw!

This is to acknowledge receipt of your email complaints dated 21 and 22 February 2023 in relation to the alleged ongoing construction of Sunwest Construction and Development Corporation of the Causeway project located at Brgy. Poblacion, Calatrava, Romblon.

Please be informed that this Office has already issued a Notice of Violation (NOV) dated 10 February 2023 against the project for undertaking reclamation activities without a valid Environmental Compliance Certificate (ECC) issued by this Office. Furthermore, the DPWH - Romblon District Engineering Office was also directed to **SUSPEND** any further developments relative to the construction and operation of the causeway project including the reclamation activities **EFFECTIVE IMMEDIATELY** upon receipt of the NOV until and unless a valid ECC has been secured.

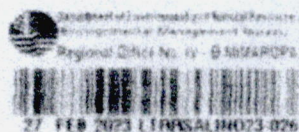
In addition, it was agreed during the Technical Conference conducted last 13 February 2023 that a Certification shall be secured from the Philippine Reclamation Authority to determine whether the causeway project involves reclamation activities and that an ECC application shall be filed before our Office. As a matter of due process, we have also required DPWH to submit a Position Paper within ten (10) days from the conduct of Technical Conference to explain their side in connection with the abovementioned violation.

Moreover, we have already referred this matter to the Office of the Regional Director, DPWH - MIMAROPA Region for the updating status of the project and compliance with regard to the abovementioned NOV and Technical Conference.

We thank you in bringing this matter to our attention and rest assured that this is being taken very seriously. Should you have any further queries, you may communicate with us through our official email address, enb@mimaropa.denr.gov.ph.

Very truly yours,


JOE AMADOR M. SALINO
Regional Director



R4B-2023-002335

PEMRO Compound, Brgy. Naga, Calapan City, Oriental Mindoro
Regional Executive Office, 6th Floor DENR by the Bay Bldg., 1515 Roxas Blvd., Ermita, Manila
Office of the Regional Director: (02) 8536 9286, Administrative and Finance Division: (02) 8536 9286
Environmental Management and Enforcement Division: (02) 8633 2587, Clearance and Permitting Division: (02) 8633 2587
Records Management Unit: (02) 8633 8500
Email Address: enb@mimaropa.denr.gov.ph
Website: www.denr.gov.ph/mimaropa



FRADEJAS LAW OFFICE

Petroni F. Fradejas
[Attorney-at-Law]
2/F Fabito Building, Festin Street,
Barangay Liwayway, Odiongan, Romblon, 5505
Office Tel. No. [042]-567-5360/ CP No. 09499959851

16 March 2023

Mr. ARNOLDO A. BLAZA, Jr.
OIC- PENR Office
Office of the DENRO-PENRO
Brgy. Tabing-dagat, Odiongan,
Romblon, 5505

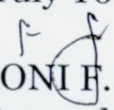
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DESPITE THE ORDER OF SUSPENSION
FOR LACK OF ECC AND RECLAMATION
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Sir:

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Very Truly Yours,


ATTY. PETRONI F. FRADEJAS
Counsel

Copy furnished:

Joe Amil M. Salino

Regional Director

DENR- EMB MIMAROPA Region

PENRO Compound, Brgy. Suqui, Calapan, Oriental Mindoro

Letter Pkg. No. RE 699 027 665

Dated: 03/17/23

Engr. Elena Castilan

District Engineer

Office of the DPWH

Odiongan, Romblon 5505

Letter Pkg. No. 589

Dated: 03/17/23

General Manager

SunWest Construction and Dev't Corporation

Unit 1105 Philippine Stock Exchange Center, West Tower

Exchange Road, Ortigas Center

Pasig City, Metro Manila 1605

Letter Pkg. No. RE 699 027 665

Dated: 03/17/23

22

February 16, 2023

MS. MARY ANN MONTESA

Province of Romblon

maryannmontesa@yahoo.com

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Madam

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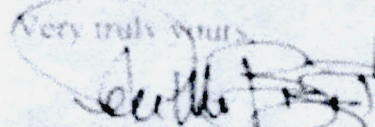
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Again, thank you very much and we hope that we have addressed this concern accordingly.

Very truly yours,


ARNOLDO A. BLAZA, JR.
OIC, PEER Officer

Cc: CSEC for Field Operation



February 27, 2023

MS. MARY ANN MONTESA

Province of Romblon

maryannmontesa@yahoo.com

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Upon receipt of your letter, we immediately coordinated the DPWH-District Engineering Office on 23 & 27 February 2023 but the District Engineer is still on official travel at Manila. Per information from the Project Engineer Noel Morales, the contractor is about to suspend their work within this day. It means that after 19 February 2023, the DEO did not implement the Notice of Violation especially the suspension of any developments relative to the construction and operation of the causeway project.

With this, we have already informed the DENR-PLNRO for their further action and if you have any queries or concerns about the project implementation, you can directly refer it to DPWH-DEO for their information or immediate action.

Again, thank you very much and we hope that we have addressed this concern accordingly.

Very truly yours,


ARNOLDO A. BLAZA, JR.
OIC, PLNRO Office

*Cc: Regional Executive Director, MIMAROPA Regional Office
ATTN: Technical Services*



Department of Environment and Natural Resources
Environmental Management Bureau
MIMAROPA Region

DATE

MARY ANN MONTESA
maryannmontesa@yahoo.com

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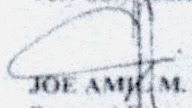
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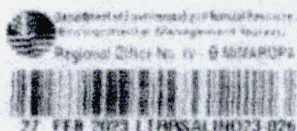
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Very truly yours,

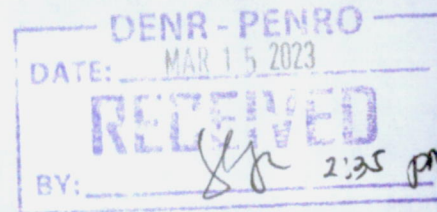

JOE AMIL M. SALINO
Regional Director



R4B-2023-002335

PIERO Compound, Brgy. Naga, Calapan City, Oriental Mindoro
Regional Satellite Office: 6th Floor DENR by-the-Bay Bldg., 1515 Roxas Blvd., Ermita, Manila
Office of the Regional Director: (02) 8536 9286, Administrative and Finance Division: (02) 8536 9286
Environmental Management and Enforcement Division: (02) 8633 2587, Clearance and Permitting Division: (02) 8633 2587
Records Management Unit: (02) 8633 8500
Email Address: embmimaropa@emb.gov.ph
Website: www.mimmaropa.gov.ph





2:05 PM (7 minutes ago)

M

MARY ANN MONTESA
to Undersecretary, DENR, n/a

Good day po.

Thanks for your email regarding my concern.

Per RA 11032 DPWH and DENR failed to respond regarding my request to have copy of notice of violation and letter of suspension. This is a simple request since February.

I reached out every week to follow up the request. Siguro bahala na ang DIOS sa mga taong hindi ginagawa ang dapat gawin. Pinapabayaan nalang ang backhoe na sirain ang aming beachfront.

Salamat

Mary Montesa



Um power

kindly draft reply inform the party that we endorse this request to DENR Region Office for their immediate action and that this office has no record or file provided by DENR MAMAROPA Region.

Thanks
B