



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

E-2023-107157
DENR MIMAROPA
RECORDS SECTION
RECEIVED
BY: [Signature]
DATE: [Signature]
TIME: APR 28 2023
LPDO

April 18, 2023

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region

THRU : The Assistant Regional Director for Technical Services
The Chief, Legal Services Division

FROM : The OIC-PENR Officer

SUBJECT : **REQUEST FOR LEGAL OPINION REGARDING THE
COMPLETED AND UNAUTHORIZED/ILLEGAL
RECLAIMED LAND OF THE MUNICIPALITY OF
BULALACAO, ORIENTAL MINDORO**

Forwarded herewith is the Memorandum dated April 11, 2023 of the CENRO Roxas, Oriental Mindoro requesting for legal opinion regarding the request of the Municipality of Bulalacao, Oriental Mindoro for the issuance of the Survey Authority of their completed unauthorized/illegal reclaimed land.

For information and further instruction.


ALAN L. VALLE

Tracking No. 2304000182

TSD/RPS

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro
DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Camia St., San Mariano, Roxas, Oriental Mindoro

MEMORANDUM

April 11, 2023

FOR : The Regional Executive Director
DENR MIMAROPA Region
1515 by the Bay Building
Roxas Boulevard, Ermita, Manila

THRU : The OIC, PENR Office
DENR, PENRO, Calapan City

FROM : The CENR Officer,
Roxas, Oriental Mindoro

**SUBJECT : REQUEST FOR LEGAL OPINION REGARDING THE
COMPLETED AND UNAUTHORIZED / ILLEGAL RECLAIMED
LAND OF THE MUNICIPALITY OF BULALACAO, ORIENTAL
MINDORO**

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
PENRO TRACKING NO.	
RECEIVED BY:	<i>[Signature]</i>
DATE:	APR 17 2023
TIME:	

On March 29, 2023, our office, the DENR CENRO Roxas, Oriental Mindoro, received a letter from the Philippine Reclamation Authority (PRA) dated March 23, 2023, regarding the request of the Municipality of Bulalacao, Oriental Mindoro for the issuance of the Survey Authority of their completed unauthorized/illegal reclaimed land.

Please be informed that our office cannot issue the said Survey Authority due to the violations of the Municipality of Bulalacao in the conduct of its reclamation project. As clearly stated in Section 5 of DENR Administrative Order No. 2018-14:

“No reclamation project shall be allowed unless an Area Clearance is first secured from the DENR. This clearance, which already includes/covers the ECC (Environmental Compliance Certificate) or any potential impact to the environment as one of its requirements, shall be effective for five (5) years, and reclamation projects must be implemented or must commence within that period...”

Such completed unauthorized reclaimed land of the Municipality of Bulalacao is subject to forfeiture based on P.D. Nos. 3-A and 1084, E.O. No. 525, and PRA A.O. No. 2021-01 – “Rules and Procedures for the Forfeiture of Unauthorized and Illegal Reclamations through titling under the name of the Philippine Reclamation Authority (PRA)” as referred by the PRA in their letter.

Henceforth, we are humbly seeking your proper legal opinion on the matter.

Attached herein is a copy of the said letter from the PRA dated March 23, 2023, for your reference. Also attached herein are the geo-tagged photographs of the said reclaimed land comprising an area of approximately more or less 4 hectares.

For information, records, and further instruction.

[Signature]
ENGR. CAESAR E. QUEBEC

CC: **HON. ERNILO C. VILLAS**
Municipal Mayor of Bulalacao
Office of the Mayor, Municipal Hall
Brgy. Poblacion, Bulalacao, Oriental Mindoro
mayorc villas@gmail.com
hmo.lgu.bulalacao@gmail.com

ATTY. JANILO E. RUBIATO
General Manager and CEO
Philippine Reclamation Authority
7th floor, Legaspi Towers 200 Bldg.,
107 Paseo de Roxas St., Legaspi Village,
1226 Makati City
info@pea.gov.ph

Contact No. : 0917 876 9985/ 0917 113 5572

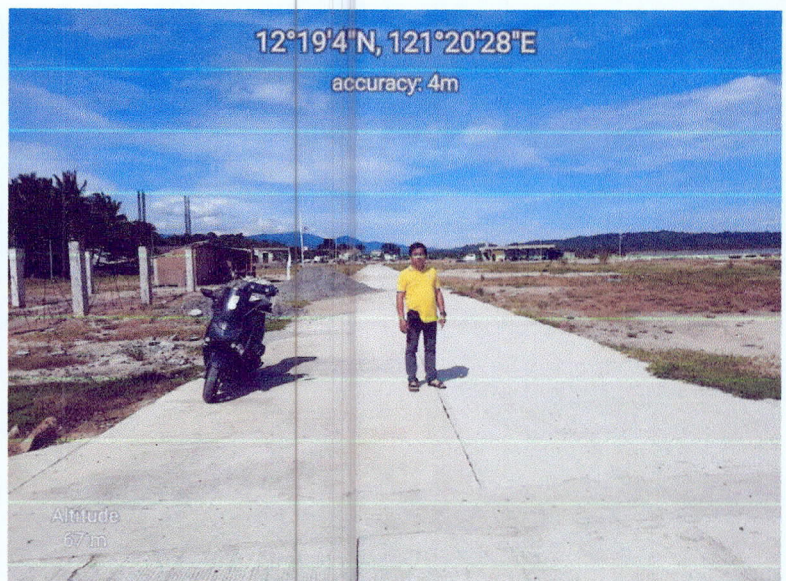
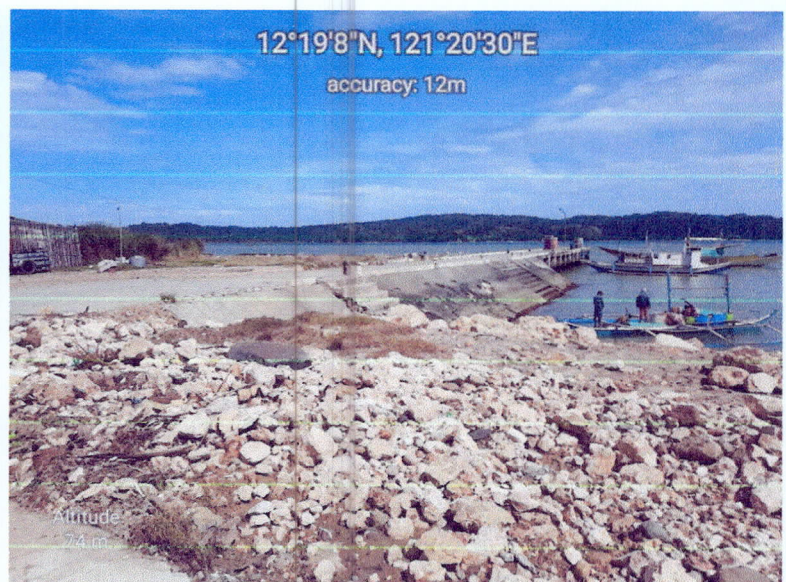
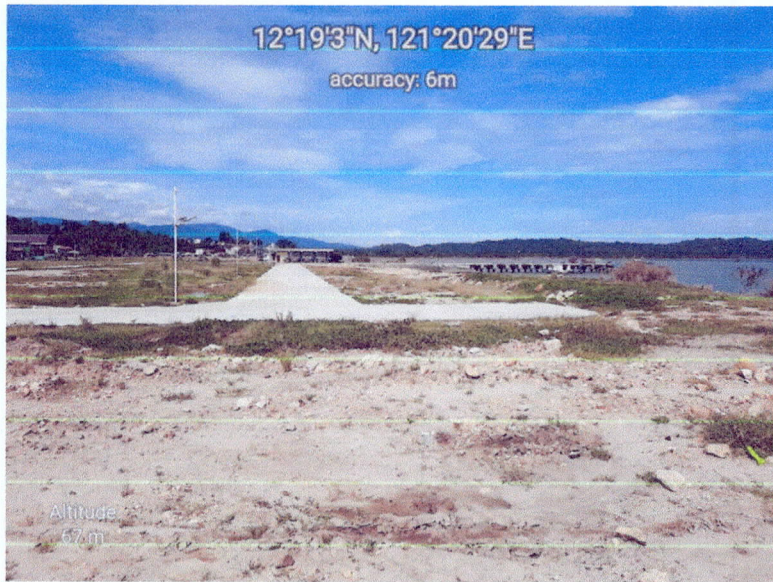
VOP: (043) 289-7118

Email: cenroroxas_orientalmin@yahoo.com



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Camia St., San Mariano, Roxas, Oriental Mindoro

Geo-tagged Photographs of the
Municipality of Bulalacao's Reclaimed Land





Republic of the Philippines
OFFICE OF THE PRESIDENT
PHILIPPINE RECLAMATION AUTHORITY

7th floor, Legaspi Towers 200 Bldg., 107 Paseo de Roxas St., Legaspi Village, 1226 City of Makati

Tel.No.: (02) 8459-5000 • Facsimile No.: (02) 8815-2662

Website: www.pea.gov.ph • Email: info@pea.gov.ph

23 March 2023

ENGR. CAESAR E. QUEBEC
CENR Officer
Department of Environment and
Natural Resources – Community
Environment and Natural Resources
(DENR-CENRO) Roxas, Oriental Mindoro
Camia St., San Mariano, Roxas, Oriental Mindoro
cenroroxasormindoro@denr.gov.ph



Dear **CENRO Quebec**:

This refers to your letter dated 13 January 2023 (**Annex A**), received on 16 February 2023, relative to the Municipality of Bulalacao's request for issuance of approved Survey Authority (SA) of the completed unauthorized reclaimed land (**Annex B**).

Please be informed that the completed unauthorized reclaimed land is subject to forfeiture pursuant to Presidential Decree (PD) Nos. 3-A and 1084, Executive Order No. 525 and PRA Administrative Order (AO) No. 2021-01, "Rules and Procedures for the Forfeiture of Unauthorized and Illegal Reclamations Through Titling Under the Name of the PRA". The request for SA is in compliance with the Department of Environment and Natural Resources (DENR) requirement under DENR AO No. 2018-14 Chapter III, "Rules and Procedures on the Issuance of Proclamation and Special Patent Over Existing Reclaimed Lands".

Moreover, a request for area clearance is applicable to reclamation projects that undergoes the regular process of approval pursuant to PRA AO No. 2019-4 (PRA Approval) of EO No. 74 (Transferring the PRA to the Office of the President, delegating to the PRA Governing Board the Power of the President to Approve Reclamation Projects, and for Other Purposes) and not to illegally completed reclaimed land as in the case of Municipality of Bulalacao.

Finally, this letter is also an authorization for the Municipality of Bulalacao and/or Engr. Renan Dayanghirang to follow-up and coordinate this matter with your Office, pay the DENR fees and comply with the requirements relative to the issuance of the approved Survey Authority.

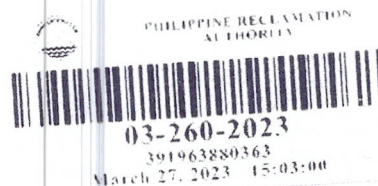
Copies of the aforementioned laws and issuances are available on the PRA website (www.pea.gov.ph).

Your attention and timely action on this request is highly appreciated. Thank you.

Very truly yours,

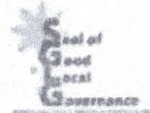

ATTY. JANILO E. RUBIATO
General Manager and CEO

Cf. **HON. ERNILO C. VILLAS**
Municipal Mayor of Bulalacao
Office of the Mayor, Municipal Hall
Barangay Poblacion, Bulalacao, Oriental Mindoro
mayorc villas@gmail.com
hrmo.lgu.bulalacao@gmail.com





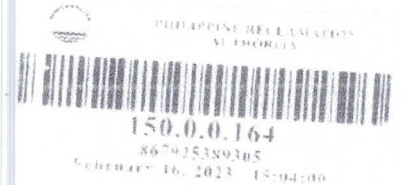
Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF BULALACAO



2016 Awardee
PAMANA
Office of the Municipal Administrator
OPAPP-PAMANA AREA

January 18, 2023

ATTY. JANILO E. RUBIATO
General Manager and CEO
Philippine Reclamation Authority
7th Floor Legaspi Towers 200 Bldg.
107 Paseo de Roxas St. Legaspi Village
Makati City



Dear Atty Rubiato,

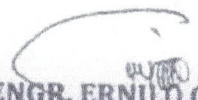
The municipality of Bulalacao has an existing reclaimed area which we intend to apply for proclamation thru your good office. The site was already inspected by your team last August 2022.

As advised by your team, we requested for Survey Clearance at Community Environment and Natural Resources Office to facilitate the proclamation but their reply was to secure first Area Clearance from your office. Attached herewith is their reply requesting for Area Clearance

In line with this, may we request for your most appropriate action on the request of CENRO for Area Clearance.

Thank you so much and we are praying for the utmost consideration of this request.

Sincerely yours,


ENGR. ERNILO C. VILLAS
Municipal Mayor

2025 VISION:

"BEAUTIFUL AND BOUNTIFUL BULALACAO"

By 2025, BULALACAO shines as:

- The Nature-based Agro-Tourism Hub of Mindoro Island;
- Valued Producer of Renewable Energy;
- Take-off Point to Southern Philippines;
- The Investor's Haven in MIMAROPA Region.



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Camia St., San Mariano, Roxas, Oriental Mindoro
Contact No.: 0917 876 9985 / 0917 169 0232
VOIP: (043) 289-7118
Email: cenroroxasormindoro@denr.gov.ph

January 13, 2023

HON. ERNILO C. VILLAS
Municipal Mayor
Barangay Poblacion,
5214 Bulalacao, Oriental Mindoro

Dear Mayor Villas,

Greetings!

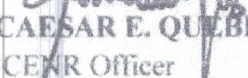
This pertains to your Reclamation Project at Bulalacao Bay located at Poblacion, Bulalacao, Oriental Mindoro.

Be informed that the Area Clearance first will be served before Survey Authority will be issued.

Relative thereto, we advised your Office to secure first the Area Clearance so that we can already process the Survey Authority in consonance with the DENR Administrative Order No. 2018-14 dated August 14, 2018 entitled "Guidelines on the Issuance of Area Clearance for Reclamation Projects and Proclamation/Special Patents over Reclaimed Lands".

Attached herewith are the copies of DAO No. 2018-14 and DAO No. 2022-11 for your ready reference.

Very truly yours,


ENGR. CAESAR E. QULBEC
CENR Officer

Tracking No. 2209000626
Tracking No. 2210000875

RPS/pff/emg