

Republic of the Philippines
Department of Environment and Natural Resources

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE MIMAROPA Region

MAR 0 2 2023

TIME:

DENR MIMAROPA RECORDS SECTION

MAR 1 3 2023

DATS NO.

☐INCOMING ☐OUTGOING

MEMORANDUM

FOR

The Regional Executive Director

MIMAROPA Region

1515 DENR By the Bay Building, Roxas Blvd.

Barangay 668, Ermita, Manila

THRU:

Assistant Regional Director

For Technical Services

FROM

The OIC PENR Officer

SUBJECT:

CONDUCT OF SITE INVESTIGATION OF COMPOSITE TEAM

FROM EMB, PENRO'S AND CENRO'S PERSONNEL REGARDING THE OIL SPILL INCIDENT AT ABRA DE ILOG, OCCIDENTAL

MINDORO

Respectfully forwarded is the investigation report on oil spill incident at Abra Pier located in Barangay Lumangbayan, Abra de Ilog, Occidental Mindoro.

For your information and record.

For the OIC-PENRO

ABE R FRANCISCO





DISPOSITION FORM

Doc. Date: March 02, 2023

Company Name: ENVIRONMENTAL MANAGEMENT BUREAU -

IIS No.

: R4B-2023-003931

REGION IV - B (MIMAROPA)

Subject / Title:

SITE INVESTIGATION AT ABRA DE ILOG PIER REGARDING ON OIL SPILL INCIDENT OF M/V VIVA STO.

ubject / Title: DOMINGO.

TO: All Officials/Personnel Concerned:

Please accomplish and route this properly with the corresponding attached communication/documents. The Official or employee in-charge to whom this document is routed shall act promptly and expeditiously without discrimination as prescribed in the SECSIME or within fifteen (15) working days from receipt thereof, failure to do is punishable by LAW under RA 6713 and negligence to Memorandum Circular No. 44 issued by the Office of the President of the Philippines "Directing all Government Agencies and Instrumentalities, including government-owned or controlled corporations to respond to all public requests and concerns within 15 days (15 from the receipt thereof)

For strict compliance.

| ROUTED | | | | |
|--|--------------------|--|-----------------|---|
| BY (Official Code/ Sender Initial) | DATE (mm/dd/yy) | TO (Official Code/ Receiver Initial) | TIME (AM/PM) | ACTION REMARKS STATUS |
| Alexander M. Coden | 03/02/2023 | Ferdinand B. Omani | 03:59 PM | For information/guidance/reference. Urgent. |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Use code for comment/instruction and desired action:

A - For information / guidance / reference

B - For comments / recommendations

C - Pls. take up with me

K - Pls. release/file

D - Pls. draft answer memo

E - Pls. appropriatte action

F - Pls. immediate investigation

J - For study/evaluation

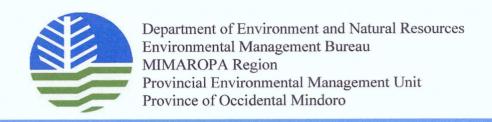
G - Pls. Attach supporting papers

H - Pls. for approval L - Update stat of case

I - For initial/signature

Important Reminder!

Do not tamper. Continue on separate sheet if necessary. Attach this always with the document to be routed as this shall form an integral part of the document process.



March 2, 2023

MEMORANDUM

FOR :

THE REGIONAL DIRECTOR

DENR EMB MIMAROPA Region

Ermita, Manila

THRU

PROVINCIAL ENVIRONMENTAL MANAGEMENT OFFICER

Mamburao, Occidental Mindoro

FROM

ENVIRONMENTAL MANAGEMENT SPECIALIST I

Mamburao, Occidental Mindoro

SUBJECT

CONDUCT OF SITE INVESTIGATION AT ABRA DE ILOG

PIER REGARDING ON OIL SPILL INCIDENT OF M/V VIVA

STO. DOMINGO

That on March 1, 2023, MPDC Mr. Emerito Cristalino was called our attention with the above-mentioned shipboard incident happened at Abra De Ilog pier. The undersigned technical personnel together with PENROs and CENROs personnel executed and proceeded at the said site located at Brgy. Lumang Bayan, Abra De Ilog, Occidental Mindoro on March 2, 2023 to conduct such activity and immediately validate/assess the possible adverse risks to the environment and nearby communities. The team coordinated and accompanied by different concerned agencies from PPA represented by Mr. Leonido Agosilla, Mr. Hansel M. Sales of Philippine Coast Guard and his team.

FINDINGS/OBSERVATIONS TO WIT:

- 1. A spot report was first submitted by CENR Officer For. Anastacio A. Santos to Regional Executive Director dated March 1, 2023. Initial gathered information was the estimated volume of oil spill of 1,000 liters of bunker oil plus additives. (Attached as annex A)
- 2. An incident report and marine protest by the master of the vessel Mr. Fernando Palacio De Mesa was also submitted to MARINA and PCG. The report contained that the possible volume of bunker oil which was escaped to the sea is about 25-30 liters only. (Attached as Annex B)
- 3. During the conduct of initial inspection conducted by CENRO personnel and staff of MPDC Abra De Ilog last March 1, 2023, it was found out that there is a trace of oil spill along the shoreline of so. Amazona, Brgy. Wawa. Thus, it has been proven (through the previous pictures taken by the team) that the claims of Mr. Fernando De Mesa of the estimated volume of bunker oil spill of 25-30 liters is inaccurate.
- 4. At the time of inspection, it was noted that the wind direction is going east to Brgy. Lumang bayan and Wawa, a rough sea was also observed.

- 5. Accordingly, the said M/V Viva Sto. Domingo of Viva Peñafrancia Lines was released at 3 am this morning by the PCG.
- 6. The team walked along the stretch of the shoreline from Brgy. Lumang Bayan up to Brgy. Wawa to see if there still any traces of the said oil spill. As to date, we found out that the previous area with traces of oil spill was already cleared of oil. The PCG personnel had already conducted a cleanup and retrieval operation on oil spill. Approximately 1 sack of sand with oil was removed in the area.

RECOMMENDATION:

- 1. To determine the actual condition/status of water quality in the area, the team recommends water quality sampling in the three (3) sampling points located at Pier, So. Amazona, and So. Kabignayan.
- 2. To advise/remind officially the concerned government agencies such as PPA, PCG, and MARINA to strictly follow the protocols and provisions of RA 6969 in ensuring the safety of the cargo vehicles as well as hazardous/toxic products that they will transport.
- 3. Imposition of maximum penalty/fine to the shipping company Viva Peñafrancia Lines for violating the provisions of RA 9275 such as discharging pollutants in the water body as well as any applicable provisions of RA 6969.

For his information and records.

Prepared by:

JAYLAN C: NOCON

Noted by:

ALEXANDER M. CODEN







Spot report Oil spill_Abra de llog.pdf (page 1 of 3)



EMAIL FOR TRANSMISSION March 1, 2023

TO

: THE REGIONAL EXECUTIVE DIRECTOR

DENR MIMAROPA REGION

1515 DENR BY THE BAY BLDG., ROXAS BLVD.,

BARANGAY 688, ERMITA, MANILA

ATTN: ASST. REGIONAL DIRECTOR FOR TECHNICAL SERVICES

THRU : THE PENR OFFICER

FROM : THE CENR OFFICER

PLEASE BE INFORMED THAT ABOUT 3:04 PM OF MARCH 1, 2023, WITH THE INFORMATION FROM MPDC EMERITO CRISTALINO REGARDING AN OIL SPILL INCIDENT THAT HAVE HAPPENED AT ABRA DE ILOG PIER OCCIDENTAL MINDORO DUE TO HUMAN ERROR. THE FOLLOWING INFORMATION ARE AVAILABLE AS OF THIS WRITING:

ESTIMATED VOLUME : 1,000 LITERS

MATERIALS

BUNKER FUEL OIL PLUS ADDITIVES

AREA CONCERNED

ABRA DE ILOG PIER TO SO. AMASONA, BRGY, LUMANGBAYAN, ABRA DE ILOG

(SO. BAGOLAYAG, BRGY, WAWA FOR

VALIDATION)

NAME OF VESSEL

: VIVA PEÑAFRANCIA

NAME OF COMPANY : STAR HORSE

COURSE OF ACTION TAKEN BY THE OPERATIONS MANAGER OF THE STAR HORSE COMPANY THEY HAVE HIRED MOTORIZED BANCA TO MANUALLY SCOOP THE FUEL. THERE IS NO FLOATING OIL BOOMS IN PLACE TO CONTAIN THE SPREAD OF THE FUEL.

WITH THE INITIAL INFORMATION THE UNDERSIGNED IS REQUESTING FOR ASSISTANCE FROM THE EMB TO ASSESS THE EXTENT OF DAMAGE IN THE SURROUNDING SPECIFICALLY ON THE WATER QUALITY IN THE AREA.

MORE COMPREHENSIVE REPORT SHALL BE SUBMITTED ONCE ALL VITAL INFORMATION ARE GATHERED, THANKS AND REGARDS.

CENRO SANTOS

FOR ANASTACIO A. SANTOS, MPA CENR OFFICER

National Rdl. Brgy, Sto. Niño, Sablayan, Occidental Mindoro

NOTICE OF INCIDENT REPORT

March 01, 2023,

TO: Starhorse Shipping Lines, Inc.

CC: PPA-Abra De llog

CC:PCG Abra De Ilog

CC: Maritime Police Abra De Ilog

On or around 0640H, 01 March 2023, while our vessel was docking at ramp # 3 Abra de llog Port. Our crew secured the ship's mooring lines to the port, we start to unload rolling cargoes. At around 0653H, 1 (one) rolling cargoes with bunker oil remained at the ships portside forward portion driving with Mr. Danilo Maghinay, residence of Brgy. Balagtas, Batangas City with plate # RLH 518, and began move back to the rear starboardside of the vessel and its rear part hitting our cardeck store room. According to him (tanker truck driver) he was outside of his tanker and was checking the cause of its engine's failure, when the truck suddenly moved backward. At that time the tanker truck still had a wedge.

The collision of the tanker truck to the deck store triggered the bunker oil leak from the tanker truck. Our crew immediately took our (SOPEP) Ships Oil Pollution Emergency Response equipment to control the oil leakage and prevent oil spill from the ship to the sea. The crew placed the scupper plug into ship's drainage and start barricade the saw dust to control the oil slick and collecting the oil slick into the empty drums.

After collecting the oil slick, We estimated about 4.5 drums from the car deck and 25 to 30 liters to escaped to the sea. At that moment we try to retrived the oil slick into the water.

At that time the weather condition is strong wind and rough sea at the port of Abra de Ilog, Occidental Mindoro.

Except for the aforesaid damages to our car deck store room, this incident resulted no injury to our ship officer and crew.

Sincerely Yours

CAPT. Fernando P. De Mesa

M/V Viva Sto. Domingo

Driven ro.

PPA Port of Abra de llog

MARINE PROTEST

: FERNANDO PALACIO DE MESA Name

Age Civil Status : Married

Address : Barangay Malabrigo, Lobo, Batangas

Shipping Firm : Starhorse Shipping Lines, Inc.

: 20 San Antonio Street Address

Our Lady of Lourdes Subdivision Barangay Isabang, Lucena City : M/V "VIVA STO. DOMINGO"

Master of : Cargo/Roll-on Roll-off

Type/Class:

Port of Registry : Batangas : 04-0006613 Official Number : 816.00 Gross Tons Net Tons : 244.00

After being duly sworn to under the law, the undersigned hereby declare and state in protest, that:

On or about 0314 hours, this morning of March 1, 2023, our vessel, M/V "VIVA STO. DOMINGO", loaded with 15 units of rolling cargoes, left the Port of Batangas and arrived safely at the Port of Abra de llog (Occidental Mindoro) at around 0640 hours.

Strong winds and rough sea conditions were prevailing at that time at the Port of Abra de llog (Occidental Mindoro). Our crew then secured the ship's mooring lines to the port's mooring posts.

At around 0653 hours, 14 rolling cargoes disembarked from the vessel. However, one (1) unit tanker truck with plate no. RLH 518 loaded with bunker oil remained stationary at the ship's portside forward portion then began to move back to the rear starboard side of the vessel, its rear part hitting our card deck store room.

As per the statement of the tanker truck driver, Danilo Maghinay of Barangay Balagtas, Batangas City, he was outside of his tanker truck and was checking the cause of its engine's failure to start when the tanker truck suddenly moved backward.

The collision of the tanker truck's rear portion with our car deck storeroom triggered the bunker oil leak from the tanker truck. Our crew then immediately took our Shipboard Oil Pollution Emergency Plan (SOPEP) equipment to suppress the oil leakage and prevent oil slick from the ship's car deck to the sea.

Our crew likewise immediately placed a scupper plug into the ship's drainage and transferred leaked bunker oil from the car deck to the ship's empty drums. Around 4.50 drums of leaked bunker oil have been transferred to the ship's drums with an estimated 25 to 30 liters of bunker oil has escaped to the sea.

I am hereby filing this document for the information of the Maritime Industry Authority and the Philippine Coast Guard regarding the foregoing shipboard incident.

Except for the aforesaid damages to our car deck store room, this incident resulted in no injury or death to our ship officers and crew.

I declare that all of our officers, ratings, and crew exercised extraordinary diligence and care and exerted all appropriate safety measures in trying to prevent the incident from happening.

I am executing this Marine Protest to attest to the truth of the foregoing facts and for whatever legal purpose this may serve.

FERNANDO PALACIO DE MESA
. Master of the Vessel
MARINA Professional License ID
No. SRN 6511180013

Valid Until June 27, 2027

SUBSCRIBED AND SWORN to before me, PROTESTANT-MASTER exhibiting to me his Maritime Industry Authority Seafarer's Identification No. 1511872 valid until May 3, 2029.

ATTY. CIRILO Q TEJOSO, JR.

NOTARY PUBLIC

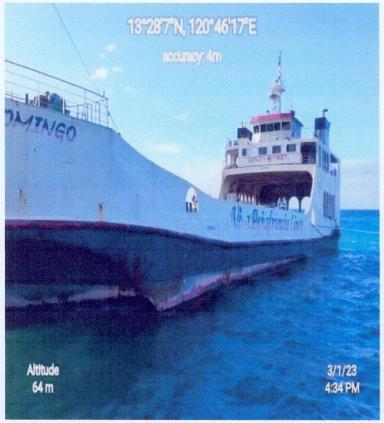
Rizal St. Brgy. 9 Mamburao, Occ. Mindoro My Commission Expires on Dec. 31, 2023 Roll of Atterney's No. 41944, May 8, 1997 MCLE No. VII-0010789/February 18, 2022 IBP No. 180593/11-28-2022/Occ. Mindoro PTR No. 3524596/01-03-2023/Occ. Mindoro Email Address: juntejoso@yahoo.com.ph

Doc. No. __113; Page No. __37; Book No. __136; Series of 2023



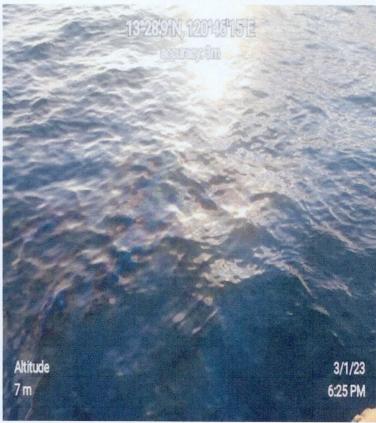


PHOTOGRAPHS TAKEN BY CENRO SABLAYAN PERSONNEL AND MPDC STAFF DURING THEIR CONDUCT OF INITIAL INVESTIGATION DATED MARCH 1, 2023.



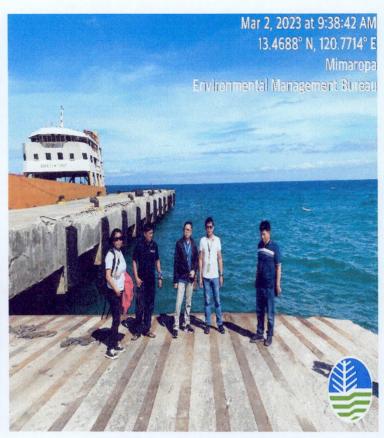


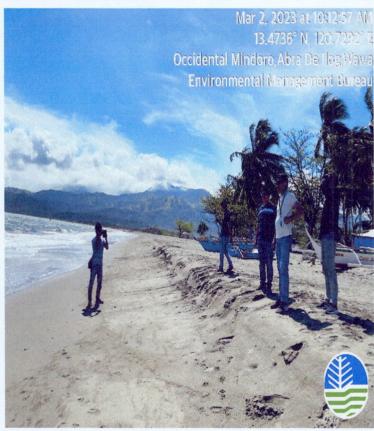


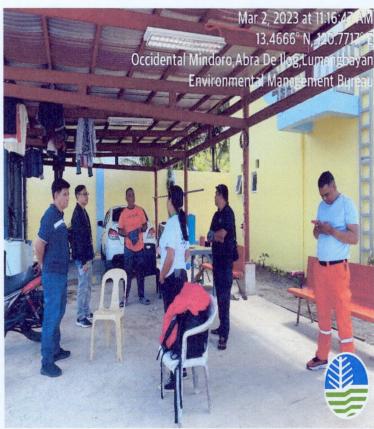


PHOTOGRAPHS TAKEN BY CENRO SABLAYAN PERSONNEL AND MPDC STAFF DURING THEIR CONDUCT OF INITIAL INVESTIGATION DATED MARCH 1, 2023.

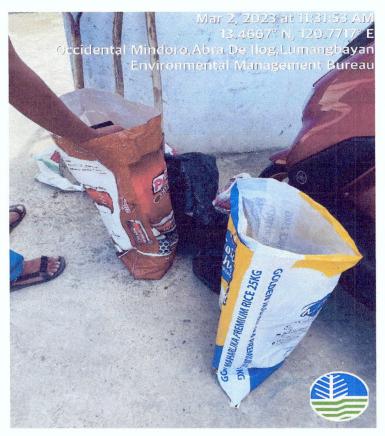


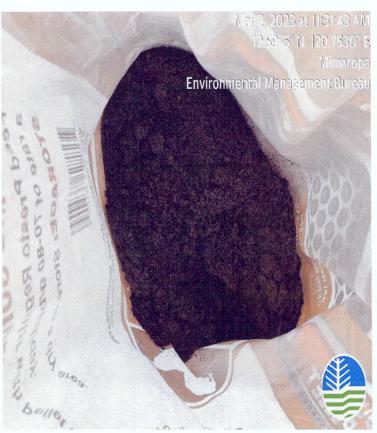






PHOTOGRAPHS TAKEN DURING OUR CONDUCT OF COORDINATION AND INVESTIGATION WITH PPA AND PCG PERSONNEL DATED MARCH 2, 2023.





PHOTOGRAPHS SHOWING THE RETRIEVED SAND WITH OIL