



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

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Bgy. Sta. Monica, Puerto Princesa City, Palawan

Telfax No. (048) 434 - 8791

Email Add: penropalawan@denr.gov.ph

DENR MIMAROPA RECORDS SECTION RECEIVED	
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TIME: _____	

February 28, 2023

MEMORANDUM

FOR : The Regional Executive Director
Mines and Geosciences Bureau- MIMAROPA Region
1515 L&S Bldg, Roxas Blvd.
Ermita, Manila

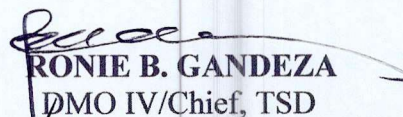
FROM : Provincial Environment and
Natural Resources Officer

SUBJECT : **INVESTIGATION REPORT ON THE ALLEGED ILLEGAL
EARTH MATERIALS EXTRACTION IN BRGY. BAHILE
PUERTO PRINCESA CITY, PALAWAN**

Forwarded is the memorandum dated 09 February 2023 of CENRO Puerto Princesa endorsing the attached investigation report of Cassandra Lynda Jalac, Science Research Specialist II an embedded personnel of MGB assigned at that office regarding the above subject.

For information, record and further instruction/s.

For the PENRO;


RONIE B. GANDEZA
DMO IV/Chief, TSD
In-Charge, Office of the PENRO

DENR-PALAWAN
PENRO-RECORDS
RELEASED
By _____
Date: 01 MAR 2023 CN *Rhea* 2023-515



Republic of the Philippines
Department of Environment and Natural Resources
Community Environment and Natural Resources Office
Brgy. Sta. Monica, Puerto Princesa City, Palawan
Tel Fax No.: (048) 433-0660

Email Address: cenropuertoprincesa@denr.gov.ph

09 February 2023

MEMORANDUM


FOR : The Regional Director
Mines and Geosciences Bureau
MIMAROPA Region

THRU : The PENR Officer
Provincial Environment and Natural Resources Office
Province of Palawan

FROM : OIC, CENRO
Community Environment and Natural Resources Office
Puerto Princesa City, Palawan

SUBJECT : INVESTIGATION REPORT ON THE ALLEGED ILLEGAL
EARTH MATERIAL EXTRACTION IN BRGY. BAHILE,
PUERTO PRINCESA CITY, PALAWAN

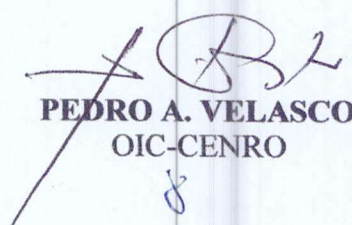
**DENR PENRO
PALAWAN RECORDS
RECEIVED**

BY: 
DATE: 12-23-2023 CN 23-1558

Respectfully endorsing the report regarding the abovementioned subject.

According to the findings of the investigation, Yurich Construction Inc. has been confirmed to be extracting aggregates in Purok Pag-asa, Brgy. Puerto Princesa City, Bahile. The activities were mentioned as requests from the barangay's residents. The quarrying area is owned by the City Government of Puerto Rico and will be used as a relocation site and new cemetery. However, Yurich Construction Inc. lacks the necessary permits/clearances to carry out such an activity and should obtain them prior to proceeding.

For your reference, record, and further instruction(s).


PEDRO A. VELASCO
OIC-CENRO



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
MIMAROPA Region
Puerto Princesa City, Palawan

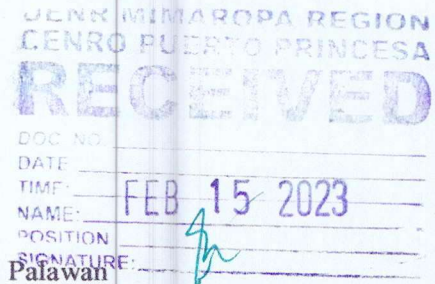
08 February 2023

MEMORANDUM

FOR : The Community Environment and
Natural Resources Officer
Brgy. Sta. Monica, Puerto Princesa City, Palawan

FROM : The Undersigned

SUBJECT : INVESTIGATION REPORT ON THE ALLEGED ILLEGAL
EARTH MATERIAL EXTRACTION IN BRGY. BAHILE,
PUERTO PRINCESA CITY, PALAWAN



Last 26 January 2023 the undersigned, personnel of the Mines and Geosciences Bureau MIMAROPA Region and the Community Environment and Natural Resources Office – Puerto Princesa City conducted an investigation on the abovementioned subject.

Background Information

This is in connection with the verbal complaint mentioned last 30 January 2023 by one of the personnel of this office regarding a quarry activity in Brgy. Bahile. The operation was mentioned to be done occasionally usually on non-working days (weekends or holidays). A quite number of truckloads have already been extracted in the area and these aggregates were mentioned to be delivered to Barangays of Buenavista and Macarascas. This operation is under Yurich Construction Inc. and was mentioned to start in the latter month of 2022. In addition, the barangay was made aware of the activity but made no complaint.

Purpose and Scope

The investigation was conducted to verify and address the complaint and, to check the status of the area in Brgy. Bahile. This monitoring includes an ocular inspection, photo documentation, and discussion with the barangay, CMRB Puerto Princesa City personnel, and the respondent (Yurich Construction Inc.).

Findings and Observations

1. The subject area is geographically located at $10^{\circ} 00' 24''$ N, $118^{\circ} 46' 56''$ E within Purok Pag-asa, Brgy. Bahile, Puerto Princesa City, Palawan (Figure 1). The area is ~37 kilometers away from CENRO Puerto Princesa City and can be reached within 45 minutes of vehicle travel.

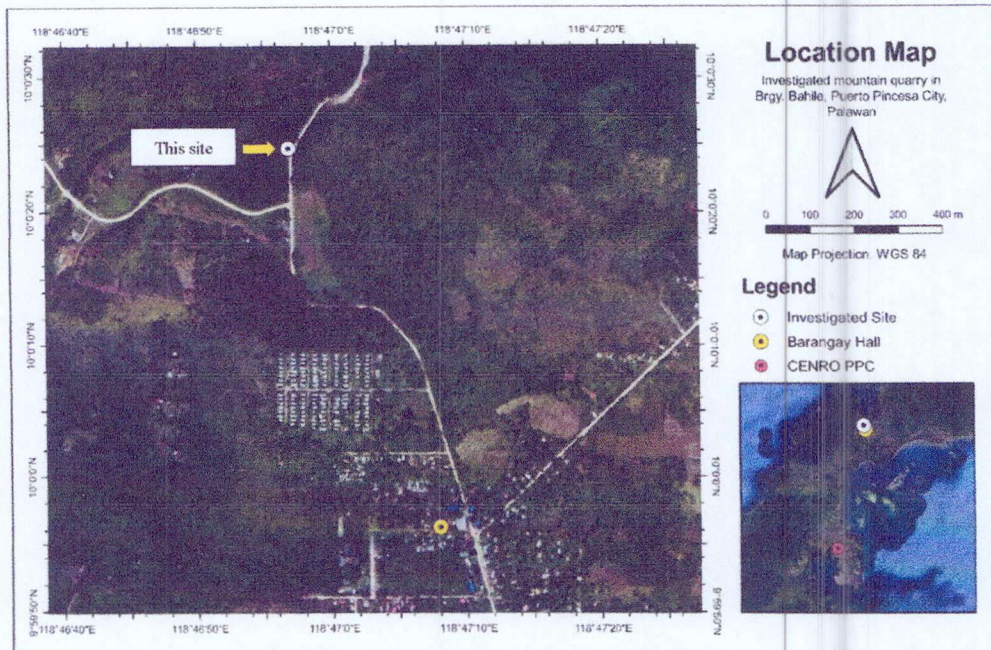


Figure 1. Location map of the investigated mountain quarry in Purok Pag-asa, Brgy. Bahile, Puerto Princesa City, Palawan.

2. A courtesy call was first paid to the barangay to discuss the purpose of the investigation and to acquire further information regarding the activity. The Punong Barangay, Hon. Dennis Borromeo affirmed that there was an extraction in the area. He mentioned that the activity was for the housing project of the City Government of Puerto Princesa, Palawan. The area is planned to be flattened and will be allotted as a relocation site for the illegal settlers currently occupying Puroks Manabali and Tarunayan, Brgy. Bahile. Further, the site is also planned to be the new cemetery of the barangay. Kap. Borromeo clarified that the site is owned by the City Government, hence did not intervene in the extraction activity conducted by Yurich Construction Inc. As per his statement, the extracted aggregates were delivered to the wharf project in Brgy. Buenavista. When asked if the barangay has any documents related to the extraction, none was provided.
3. Upon site verification, no operation nor heavy equipment was observed. The only evidence of extraction found were tire tracks and marks of a backhoe bucket. The height of the excavated area varies from 5-10 meters and its length is approximately 100 meters (*see Photo Documentation*).

4. Permits or any other related documents were verified by the undersigned to the CMRB Puerto Princesa City. It was mentioned that no permit/clearance/document was issued to Yurich Construction Inc. to conduct such activity in the area.
5. Yurich confirmed that they had extracted from the site. It was stated that their extraction was based on the requests of the community (Annex-1) and the site was proposed by the barangay captain. They explained that the area was already quarried before their operation. However, they have no idea who started the extraction of the area.
6. The exact month of the extraction cannot be verified but based on the latest satellite image, it occurred after July 2022 (Annex-2).

Comments and Recommendations

1. Given that Yurich Construction Inc. conducted extraction without the necessary permit, this constitutes a violation of Section 103 of the Philippine Mining Act of 1995 or Republic Act No. 7942.

Theft of Minerals – Any person extracting minerals and disposing the same without mining agreement, lease, permit, license, or steals minerals or ores or the products thereof from mines or mills or processing plants shall, upon conviction, be imprisoned from six (6) months to six (6) years or pay a fine from ten thousand pesos (Php 10, 000.00) to twenty thousand pesos (Php 20,000.00), or both, at the discretion of the appropriate court. In addition, he shall be liable to pay damages and compensation for the minerals removed, extracted, and disposed of. XXX

Further, the extracted materials are considered to be illegally sourced mineral/mineral products. Section 116 Chapter XII of DAO 2010-21 defines this as,

Illegally sourced minerals/mineral products are those which are mined, extracted, removed, and/or disposed of without the authority or permit under existing mining laws, rules and regulations.

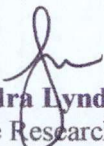
It is therefore recommended that a cease-and-desist be issued to the company having no legal documents to conduct quarry activity. However, if the company wanted to pursue the activity, permits, and clearances from different agencies should be acquired.

2. Endorse this report to the CMRB Puerto Princesa City for their further investigation and review of violation(s). Close monitoring of the area is also recommended to avoid further damage.

3. The barangay official is reminded of Section 389, Item 9 of the Republic Act No. 7160, also known as the Local Government Code of 1991.

Enforce laws and regulations relating to pollution control and protection of the environment.

For your reference, record, and further instruction(s).


Casandra Lynda Jalac
Science Research Specialist II
MGB MIMAROPA – Embedded Personnel

Annex-1

Republika ng Pilipinas
Lungsod ng Puerto Princesa
TANGGAPAN NG PUNONG BARANGAY
Barangay Bahile

Enero 09, 2023

LUCILO R. BAYRON
Punong Lungsod
Lungsod ng Puerto Princesa

THRU: DENNIS E. BORRONEO
Punong Barangay
Bgy. Bahile, PPC

Sir,

Magandang Araw po!

Alto po si **GNG. MARICAR CUDALINA** naa hurbong guwang at residente ng Bgy. Bahile, Lungsod ng Puerto Princesa ay dumugtong sa inyong tanggapang sa kasalilang na is ko po sarang hunting/magnequesting ng 1 load truck na lupang panambok partikular sa Pk. Pngkapa, Bgy. Bahile, PPC.

Nawa po ako ay inyong matutungan tungkol dito.

Maraming Salamat po!

Gumagaling:

Maricar Cudalina
GNG. MARICAR CUDALINA

Noted by:
Dennis E. Borroneo
Hon. DENNIS E. BORRONEO
Punong Barangay

Republika ng Pilipinas
Lungsod ng Puerto Princesa
TANGGAPAN NG PUNONG BARANGAY
Barangay Bahile

Enero 09, 2023

LUCILO R. BAYRON
Punong Lungsod
Lungsod ng Puerto Princesa

THRU: DENNIS E. BORRONEO
Punong Barangay
Bgy. Bahile, PPC

Sir,

Magandang Araw po!

Alto po si **GNG. SUSANA D. PALOMAS** naa hurbong guwang at residente ng Bgy. Bahile, Lungsod ng Puerto Princesa ay dumugtong sa inyong tanggapang sa kasalilang na is ko po sarang hunting/magnequesting ng 1 load truck na lupang panambok partikular sa Pk. Pngkapa, Bgy. Bahile, PPC.

Nawa po ako ay inyong matutungan tungkol dito.

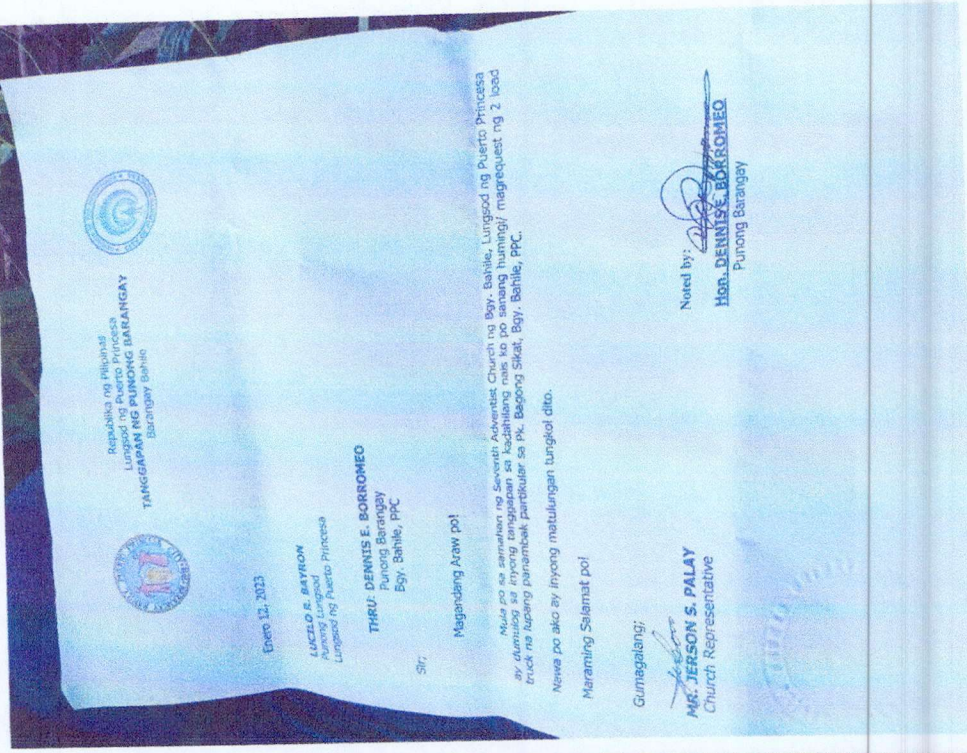
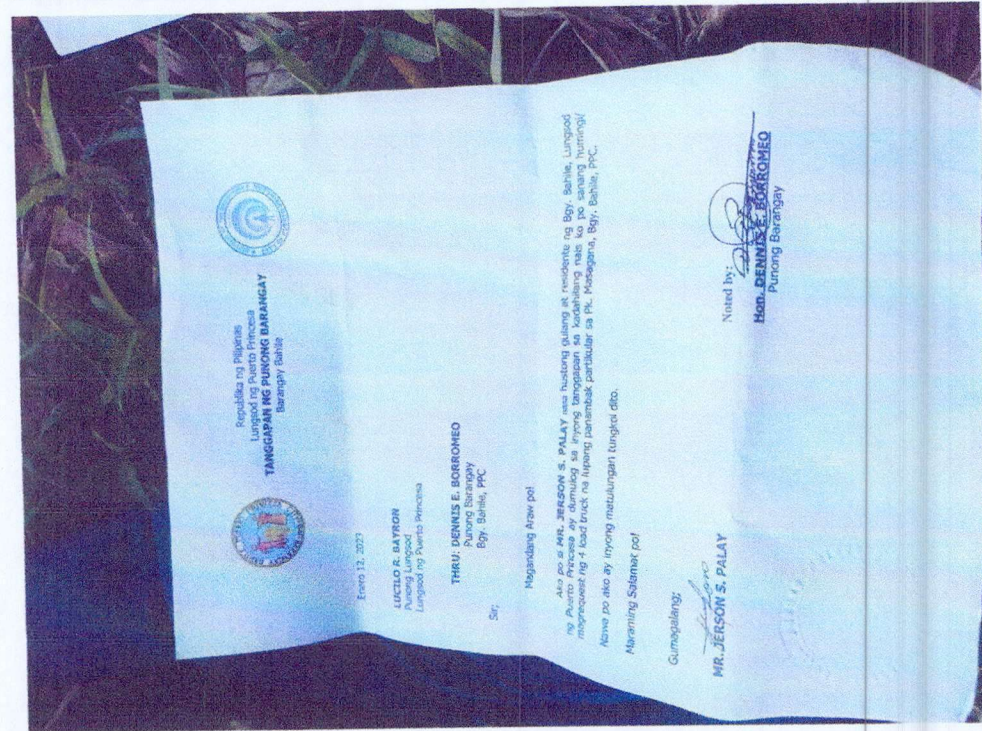
Maraming Salamat po!

Gumagaling:

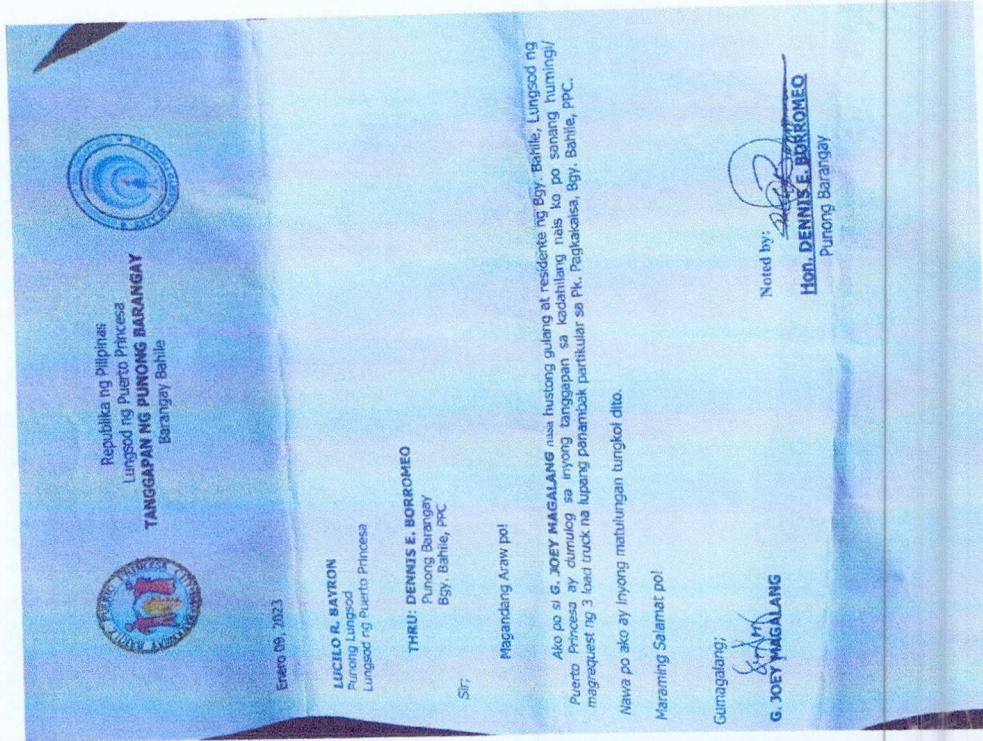
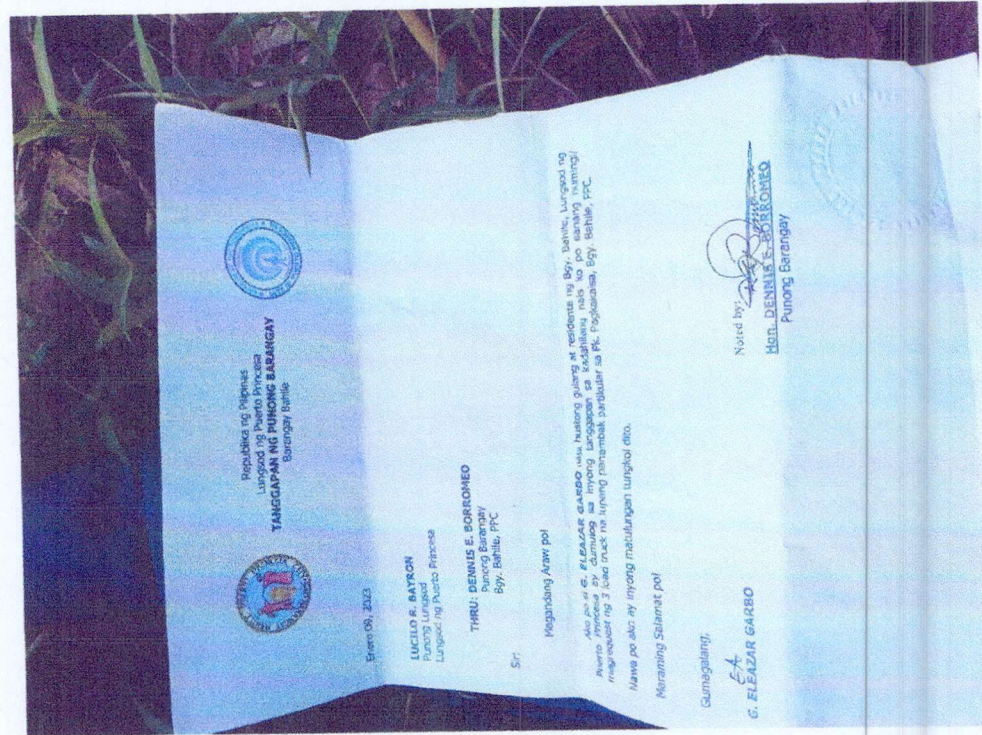
Susana D. Palomas
GNG. SUSANA D. PALOMAS

Noted by:
Dennis E. Borroneo
Hon. DENNIS E. BORRONEO
Punong Barangay

South National Highway, Brgy. Sta. Monica,
Puerto Princesa City
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Annex-2



South National Highway, Brgy. Sta. Monica,
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Photo Documentation



The current state of the area in Purok Pag-asa, Brgy. Bahile. The height ranges from 5 to 10 meters, with a maximum length of 100 meters.

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