



OUTGOING

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MEMORANDUM

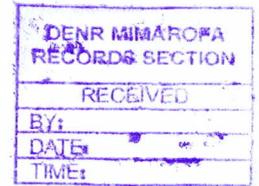
FOR : The Regional Executive Director
1515 DENR By the Bay Bldg.
Roxas Blvd. Brgy. 888, Ermita, Manila

THRU : The Assistant Regional Director for
Technical Services

FROM : The OIC, PENR Officer
Odiongan, Romblon

SUBJECT : **INDORSEMENT OF INSPECTION REPORT OF NONOK
BEACH RESORT OWNED AND OPERATED BY ATTY.
FRANCISCO F. BENEDICTO, JR. AT BRGY. LONOS,
ROMBLON, ROMBLON**

DATE : April 20, 2023



Respectfully indorsing is the inspection report of Nonok Beach Resort conducted on April 18, 2023.

During the conduct of ocular inspection it was found out that there are several huts that are built within the foreshore area while the remains of the demolished concrete platform are still visible and the only remaining permanent structures of the resort is its main building and function hall.

Order of Status Quo has been issued dated May 2, 2023 as per recommendation of the inspection team directing the concerned parties to refrain from introducing further development in the vicinity.

For your information and approval.


ARNOLDO A. BLAZA, JR.



FRANCIS J. BENEDICTO
 Rep. by Leandro J. Benedicto
 Protestant

DENR Case No. M-01-21-L

 Fli (DENR IV) 298-D
 Brgy. Lonos, Romblon, Romblon

-versus-

Area: 6, 297 square meters

FLA No. 045910-57
ATTY. FRANCISCO F. BENEDICTO, JR.
 Applicant-Protестee

FEDELINO A. AUTO
 Intervenor

X ----- X

ORDER OF STATUS QUO

UPON CONSIDERATION of the Resolution issued by the Office of the Regional Executive Director dated January 23, 2023 which denied the Motion for Partial Reconsideration submitted by Atty. Francisco S. Benedicto III, counsel of Atty. Benedicto, Jr. assailing the Decision dated August 27, 2021 issued by then Regional Executive Director Maria Lourdes G. Ferrer, *CESO III*, it is hereby ORDERED that:

1. The status quo as it existed prior to January 23, 2023 shall be maintained.
2. Both parties are prohibited to introduce additional improvements in the vicinity whether permanent or temporary over the subject foreshore area.
3. This order shall remain in effect until further order of the Regional Office.

SO ORDERED this 2 th day of May, 2023


FOR. ARNOLDO A. BLAZA, JR
 OIC, DENR Officer

Copy furnished:

Office of the Regional Executive Director
 DENR MIMAROPA
 1515 L&S Bldg., Roxas Blvd.,
 Ermita, Manila

Office of the Municipal Mayor
 LGU of Romblon, Romblon

Office of the Barangay Captain
 Lonos, Romblon, Romblon



MEMORANDUM

FOR : The OIC, PENR Officer

FROM : Special Investigator
Land Management Inspectors

SUBJECT : **CONDUCT OF MONITORING AND INSPECTION OF NONOK BEACH RESORT OPERATED BY ATTY. FRANCISCO F. BENEDICTO, JR. LOCATED AT BRGY. LONOS, ROMBLON, ROMBLON**

DATE : April 20, 2023

FACTUAL BACKGROUND

- Resolution to resolve the Motion for Partial Reconsideration submitted by Atty. Francisco S. Benedicto III, counsel of Atty. Benedicto, Jr., assailing the Decision dated August 27, 2021 issued by then Regional Executive Director Maria Lourdes G. Ferrer, CESO III.

ACTIONS

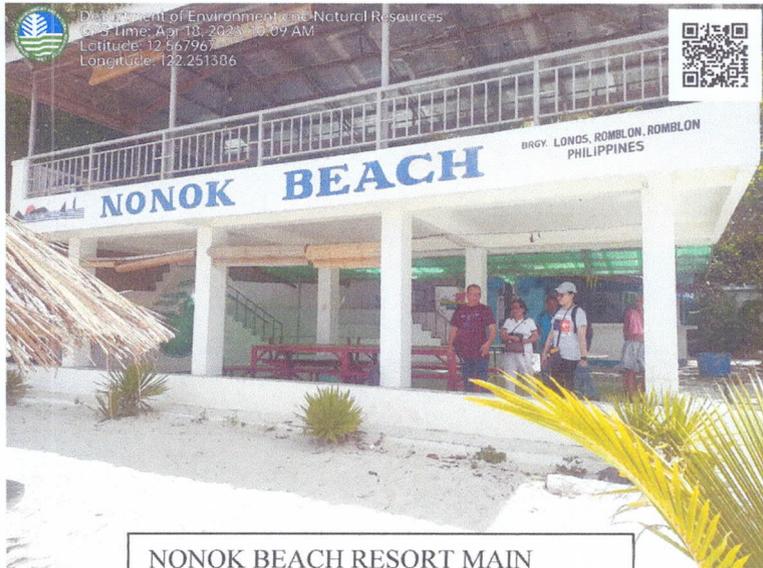
In compliance with the instruction of the Chief of Regulation and Permitting Section, Allan T. Sendiong, the undersigned conducted an ocular inspection on April 18, 2023 in the vicinity of Nonok Beach Resort at Brgy. Lonos, Romblon, Romblon.

FINDINGS

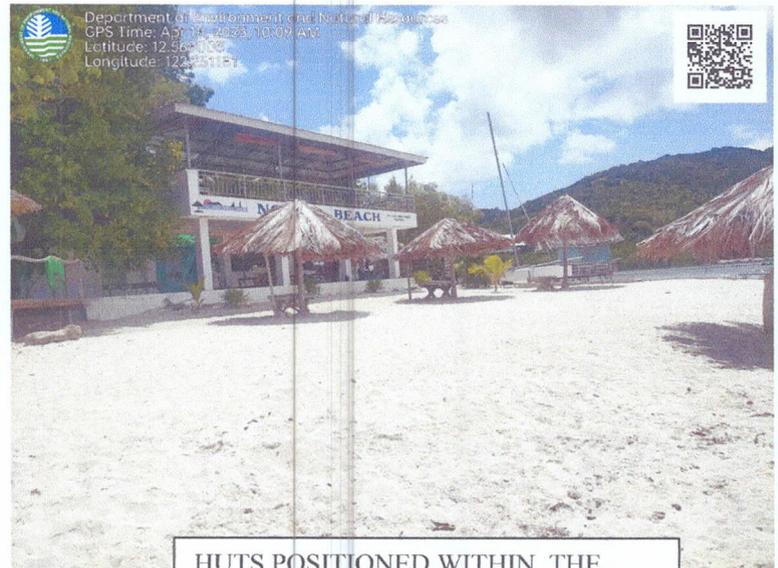
1. At present the remains of the demolished concrete platform are still in the foreshore part of the beach;
2. That there are several huts positioned within the foreshore area;
3. That the remaining concrete structure left in the area is its main building and function hall which are well-within the 20-meter legal easement
4. That the main gate of the resort have been barred using boulders of rock as ordered by Mayor Gerard S. Montojo of Romblon, Romblon



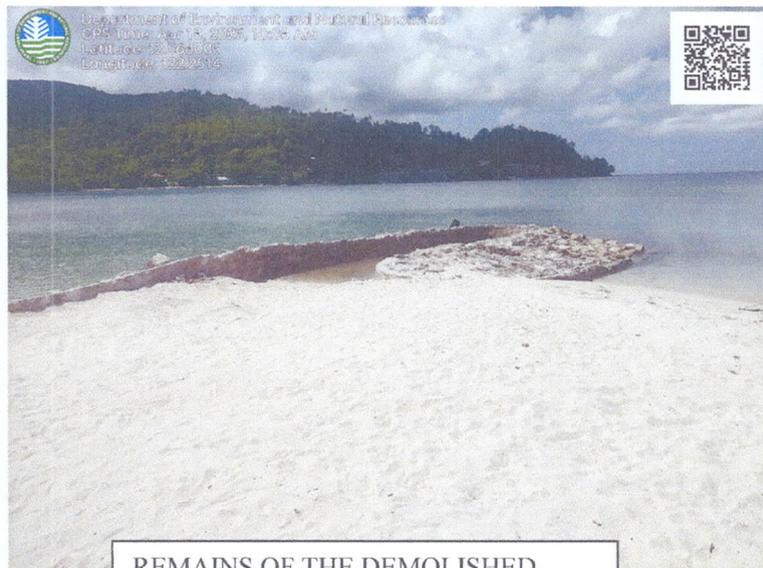
COURTEST CALL TO THE OFFICE OF
THE BARANGAY OF LONOS,
ROMBLON, ROMBLON



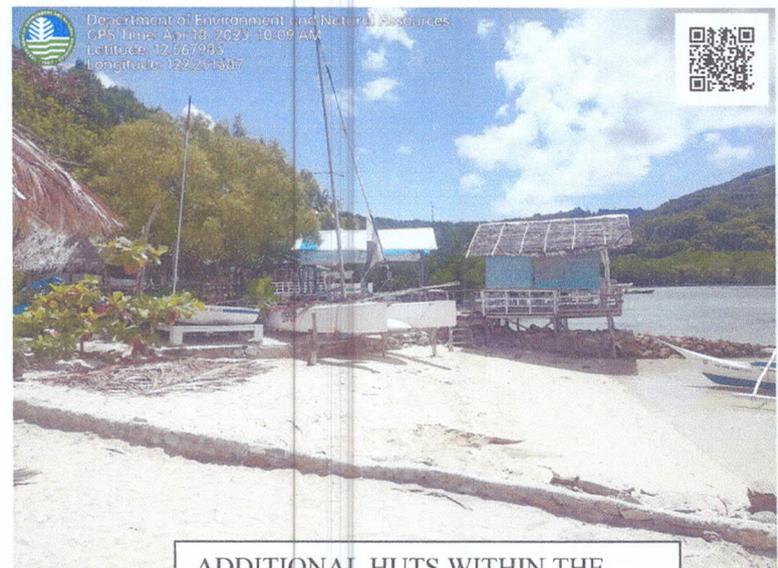
NONOK BEACH RESORT MAIN BUILDING



HUTS POSITIONED WITHIN THE LEGAL EASEMENT



REMAINS OF THE DEMOLISHED CONCRETE PLATFORM



ADDITIONAL HUTS WITHIN THE FORESHORE PART OF THE BEACH

LEGAL BASIS

Presidential Decree No. 1067 otherwise known as The Water Code of the Philippines

ARTICLE 51. The banks of rivers and streams and the shores of the seas and lakes throughout their entire length and within a zone of three (3) meters in urban areas, twenty (20) meters in agricultural areas and forty (40) meters in forest areas, along their margins, are subject to the easement of public use in the interest of recreation, navigation, floatage, fishing and salvage. No person shall be allowed to stay in this zone longer than what is necessary for recreation, navigation, floatage, fishing or salvage or to build structures of any kind.



COMMENT/RECOMMENDATIONS

The Nonok Beach Resort owned and operated by Atty. Francisco F. Benedicto, Jr. has been barred to operate by the Office of the Municipal Mayor of Romblon, Romblon by putting boulders in front of the main gate. Yet, the resort appears to have been accepting guests by evidence of the newly erected huts. The only permanent structures found in the vicinity are the main building and the remains of the demolished concrete platform.

IN VIEW HEREOF, in order for Nonok Beach Resort to remain compliant to the directive of the Regional Office which is not to introduce additional improvements the undersigned recommends the issuance of Order of Status Quo and to regularly monitor the area.

ATTACHMENTS:

- 1.) Geotagged pictures

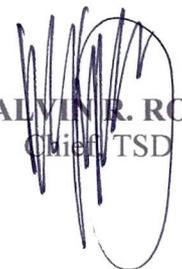
Submitted by;


ROMER E. GERVACIO
Land Management Inspector


CHRISTINE GRACE N. PASIONA
Land Management Inspector


ERIC F. HINDAP
Special Investigator

Noted by:


MALVIN R. ROCERO
Chief, TSD