



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU

Regional Office No. VIII
DENR 8 Compound, Brgy. 2, Jones Extension, Tacloban City



CHEMICAL & HAZARDOUS WASTE MANAGEMENT SECTION
COMPLIANCE INSPECTION REPORT FOR HAZARDOUS WASTE GENERATORS

Report Control Number:	HWG - 4	Table monitoring
Date of Inspection:	January 17, 2022	

1. GENERAL INFORMATION

Name of Establishment:	SMART COMMUNICATIONS, INC.	
Address:	Brgy. Malabal, Calbiga, Samar	Geo Coordinates: 11.633794868045072, 125.01433214709128
Nature of Business:	Telecommunication	
PSIC Code:	Product: N/A	Year Established: No data available
Operating Hours/day: 24	Operating days/week: 7	Operating days/year: 365

Product Lines	Production Rate as declared in the ECC (unit/day)	Actual Production Rate (Unit / day)
	N/A	
Name of Managing Head:	Emmanuel M. Argamos	
Name of PCO:	Marvin Arsel R. Cabalo	
PCO Accreditation:	2019-RVIII-0058	Date of Effectivity: 4/17/2019 - 4/17/2022
Phone Fax:		Email:

2. PURPOSE OF INSPECTION

Verify accuracy of information submitted by the establishment pertaining to new permit applications, renewals, or modification	New	Renewal
PMPIN Application		
/ Hazardous Waste ID Registration		
hazardous Waste Transporter Registration		
Hazardous Waste TSD Registration		
Permit to Operate Air Pollution Control Installation		
Discharge Permit		
Others		
Determine compliance status with environmental regulations, permit conditions, and other requirements		
Investigate community complaints		
Check status of voluntary commitment		
Industrial EcoWatch		
Philippine Environmental Partnership Program (PEPP)		
Pollution Adjudication Board (PAB)		
Others : Hazardous Waste Compliance Monitoring		
Name of Contact Person	None	
Position / Designation		

3. COMPLIANCE STATUS

3.1 DENR permits/Licenses/Clearances

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC 1	ECC-08-050523-0140	05/24/2005	N/A
	ECC 2			
	ECC 3			
RA 6969	DENR ID	GR-R8-60-00402	10/22/2018	N/A
	PCL Cert.	N/A		
	CCO Registry	N/A		
	PTT	N/A		
RA 8749	PO No.	17-POA-I-0837-0471	09/11/2017	9/11/2021
RA 9003	ECC SLF	N/A		
RA 9275	DP No.	N/A		

I. GENERAL HAZWASTE GENERATOR INFORMATION*

Hazwaste Generator ID:	GR-R8-60-00402	Date of Issue:	10/22/2018
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Types of Hazardous Wastes Generated based on the Generator's Registration

Waste Generating Process	Type of Hazardous Waste	Quantity	Unit
	Used Oil	No data available	

* To be accomplished prior to site inspection

Legal Reference Revised DAO 2013-22	Compliance Requirement	Compliant?			Remarks
		Y	N	N/A	

II. REGISTRATION / PERMIT REQUIREMENTS

Chapter 3.3	Is the establishment registered with EMB-DENR as a Hazardous Waste Generator? Has the establishment paid the Application fee? DENR ID No. : <u>GR-R8-60-00402</u> Category: Large <u> </u> Small <u> </u>	/			
Chapter 3.3(a)	Has the establishment designated a Pollution Control Officer (PCO)? Name of PCO: <u>Marvin Arsel R. Cabalo</u> PCO Accreditation No.: <u>2019-RVIII-0058</u>	/			
Chapter 3.3(b)	Is the establishment registered online?	/			
Chapter 3.3(c)	Does the establishment have a permit to construct or operate hazardous waste TSD premise? (If yes, accomplish Compliance Inspection Checklist for TSD facilities) Has the establishment submitted the Hazardous Waste Management Module of the SMR?		/		
Chapter 3.3(c)	Has the establishment submitted the Hazardous Waste Generators Quarterly Report Form? (Quarterly for Large, Annual for Small)			/	

III. HAZARDOUS WASTE MANAGEMENT (Chapter 3.5)

Chapter 3.3 (d)	Does the establishment comply with the Hazardous Waste Storage and Transport Requirements?		/	Table monitoring
Chapter 3.3 (f)	Does the establishment comply with the Hazardous Waste Storage Transport Manifest System?		/	Table monitoring
Chapter 3.3 (h)	Does the establishment communicate the hazards posed by improper handling, storage, transpoer and use of hazardous wastes and their containers to employees?		/	Table monitoring

III-A. Storage Requirements

Chapter 6.1.1	Are the establishment's storage facilities:		N / A	
Chapter 6.1.1 (a)	Accessible in cases of emergency and for purposes of inspection and monitoring?		/	
Chapter 6.1.1 (b)	Enclosed but adequately ventilated?		/	
Chapter 6.1.1(c)	Equipped with floors that are impermeable to liquids and resistant to attack by chemicals not slippery, and constructed to retain spillages?		/	
Chapter 6.1.1 (d)	Properly secured and not easily accessed by unauthorized persons?		/	
Chapter 6.1.1 (e)	Equipped with proper waste segregation according to chemical properties and waste type?		/	
Chapter 6.1.1 (f)	Proper drum handling and storage:		N / A	
	Are drums in upright position and stacked not more than two drums high?		/	
	Are drums placed on pallets that allow passage of water and circulation of air?		/	
	Are drums leak free?		/	
	Are filled drums not stored on their side?		/	
	Are drums stored horizontally on racks provided with support for the entire length of the drum?		/	
	Are drums that are stored with materials that permeate polyethylene provided with adequate ventilation?		/	
	Are adequate safety precautions observed at all times when handling filled drums?		/	
Chapter 6.1.1 (g)	Is the establishment equipped with full emergency response equipment?		/	
Chapter 6.1.2	Does the establishment maintain maximum number of years for accumulation / storage of hazardous waste? (Not more than 1 year for large generators, and three years for small generators)		/	

III-B. Packaging Requirements

Chapter 6.1.3	Does the establishment use appropriate types of containers for each type of wastes?		/	used oil only
	Does the establishment use polyethylene drums for acids and bases?		/	
	Does the establishment use metal drums for flammable, solvents and paints?		/	
	Does the establishment use fiber drums for granular materials?		/	
Chapter 6.4	Does the establishment follow proper packaging requirements?		/	
Chapter 6.4.1	Are vessels, containers, tanks and containment buildings used for storage of hazardous wastes:		N / A	
Chapter 6.4.1 (a)	In good condition without leaks or damage?		/	
Chapter 6.4.1 (b)	Made from materials suitable for the characteristics of the wastes to be stored?		/	
Chapter 6.4.1 (c)	Equipped with a strong lid or cap to prevent spillage during transport?		/	
Chapter 6.4.1	Does the establishment follow and implement proper packaging procedures?		/	

III-C. Labelling Requirements

Chapter 6.2.1 (a)	Are the labels within the required minimum size (20cm x 30cm) or readable five (5) meters from the vehicle?		/	
Chapter 6.2.1 (b)	Are the colors of the label (yellow for background and black for letters) conspicuously marked in paint or other permanent form of marking?		/	
Chapter 6.2.1 ©	Are the materials of the labels scratch proof and resistant to tampering and weathering?		/	
Chapter 6.2.2	Are the labels attached to the side of the vessel to the side of the vessel, container, or tank?		/	
Chapter 6.2.1 (e)	Are the labels accompanied by a placard corresponding to the characteristics of wastes contained in the vessel, container, tank, or containment building?		/	
Chapter 6.3.1 (a)	Are placards within the minimum size (25cm x 25cm) for vessels, containers, and tanks or readable from five (5) meters afar?		/	
Chapter 6.3.1 (b)	Are placards for waste transporting vehicles, readable from 10 meters?		/	
Chapter 6.3.1 (c)	Are the placards square and rotated 45 degrees to form a diamond?		/	
Chapter 6.3.1 (d)	Do the placards have a parallel line on each of the four sides drawn to form an inner diamond 95% of the outer diamond?		/	
Chapter 6.3.1 (e)	Do the colors of the placard follow the colors specified according to the class of hazardous waste?		/	
Chapter 6.3.2	Are the placards attached to the side of the vessel, container, or tank?		/	

III-D. Waste Transport / Treatment Requirements

Chapter 3.5(3)	Does the establishment ensure that transporters and treaters hired are duly accredited by DENR?		/	
Chapter 3.5(4)	Does the establishment comply with online hazardous waste manifest system in transporting hazardous waste for offsite treatment, storage, and disposal?		/	
Chapter 3.5(5)	Does the establishment ensure that treatment / disposal is completed?		/	

IV. EMERGENCY CONTINGENCY REQUIREMENTS

Chapter 3.3(g) / Chapter 8	Has the establishment submitted an Emergency Contingency Plan to EMB?		/	
	Does the Emergency Contingency Plan include:			
Chapter 8.2.1	Emergency Response Organizational Structure (including member of the organization and their responsibilities)?		/	
Chapter 8.2.2	List of potential emergency scenarios?		/	
Chapter 8.2.3	Specific procedure for responding to spills or chemical releases?		/	
Chapter 8.2.4	Schedule and conduct of drills?		/	
Chapter 8.3	Training on Emergency Response Organizations		/	

Chapter 8.4	Does the establishment have records of all response activities?		/		
	Does the establishment submit Incident Reports to DENR?		/		
Chapter 8.5	Does the establishment update the Contingency Program based on changes in process operations, use of new chemicals and / or generation of new hazardous waste, change in emergency response organizational structure, actual release of chemicals, and / or significant change in response procedure?		/		
Chapter 3.5(2)	Does the establishment have a Spill Response Plan that includes:		/		
	Immediate reporting to EMB-DENR?		/		
	Securing / containing of the affected area?		/		
	Cleaning up of spilled or leaked hazardous waste?		/		

V. PERSONEL TRAINING REQUIREMENTS

Chapter 9	Does the establishment train staff and personnel on:		N / A		
Chapter 9(a)	Hazardous Waste Management?		/		
Chapter 9(b)	Contingency Plan?		/		
Chapter 9(c)	Compliance Monitoring Procedures?		/		
Chapter 7.1	Does the establishment use a manifest form from the EMB Regional Office having jurisdiction over it?		/		
	Does the establishment complete in duplicate required portions for waste generators?		/		
	Does the establishment give a copy of the Spill Response Plan and the 2nd to 6th copies of the manifest to the recognized waste transporter?		/		
	Does the establishment retain and store 1st copy of the manifest 24 months from the date of receipt of the copy of the manifest by the Regional Office having jurisdiction over the location of the waste generator?		/		
	Does the generator confirm the designated water treater's acceptance of the hazardous waste by receiving the 4th copy of the manifest from the designated waste treater?		/		

VI. HAZARDOUS WASTE MANIFEST SYSTEM

Chapter 7.1	Does the generator confirm the designated waste treater's completion of recycling, reprocessing, treatment or disposal of the hazardous waste by receiving a certificate of completion issued by the designated water treater with a photocopy of the 6th copy of the manifest attached?		/		
	Hazardous Waste Record (Online)		/		
	Has the generator paid the corresponding fees upon receipt of notification via email (get copy of OR)?		/		
	Does the generator have the copy of Notice of Acceptance from the EMB-RO notifying the approval of their application?		/		

Other Observations:

1. The establishment is covered with Permit to Operate Air Pollution Source Installations for their Generator set. And Hazardous Waste Generator ID.
2. Submission of Self Monitoring Report is not regularly submitted.
3. Their existing Permit to Operate is already expired last September 11, 2021.

Remarks and Recommendations:

1. To update their HWG Registration through online hwms.emb.gov.ph
2. To submit Self Monitoring report (SMR) Regularly
3. For issuance of Notice of Violation for failure to renew their Permit to Operate in violation of Section 1, Rule XIX DENR Administrative Order No. 2004-26, amending Section 1 Rule XIX of DAO No. 2000-81, in relation to Section 47 of R.A. 8749, and in relation further to PAB Resolution No. (2019-01.

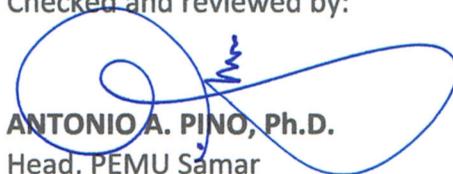
List of Documents Reviewed:

1. Permit to Operate

Prepared by:


ROY ALEXANDER H. TABOADA
EMS - II

Checked and reviewed by:


ANTONIO A. PINO, Ph.D.
Head, PEMU Samar

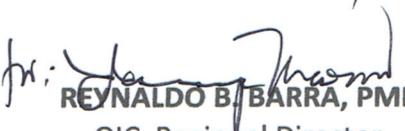
Recommending Approval:


ENGR. LIZA A. TAN
OIC, Chief CHWMS

Approved by:


MANUEL J. SACEDA JR.
OIC, Chief EMED

Noted by:


REYNALDO B. BARRA, PME
OIC, Regional Director



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MEMORANDUM

FOR : **THE REGIONAL DIRECTOR**
Environmental Management Bureau Region VIII

ATTENTION : **LEGAL UNIT**

FROM : **THE UNDERSIGNED**

SUBJECT : **RECOMMENDATION FOR THE ISSUANCE OF NOTICE
OF VIOLATION (NOV) TO SMART COMMUNICATIONS,
INC.**

DATE : **24 FEBRUARY 2022**

The undersigned conducted Table compliance monitoring at Smart Communications, Inc. located in Brgy. Malabal, Calbiga, Samar on January 17, 2022 to determine compliance status of firm with the environmental regulations, permit conditions, and other requirements. The following are the findings and recommendations formulated, to wit:

Findings and Observations:

1. Their existing Permit to Operate is already expired last September 11, 2021.

Remarks and Recommendations:

1. For issuance of Notice of Violation for failure to renew their Permit to Operate in violation of Section 1, Rule XIX DENR Administrative Order No. 2004-26, amending Section 1 Rule XIX of DAO No. 2000-81, in relation to Section 47 of R.A. 8749, and in relation further to PAB Resolution No. 2019-01.

Prepared by:

ROY ALEXANDER H. TABOADA
EMS - II

Concurred by:

ANTONIO A. PINO, Ph.D.
Head, PEMU Samar

Recommending Approval:

ENGR. LIZA A. TAN
OIC-Chief, CHWMS

Approved by:

FOR. MANUEL J. SACEDA JR.
OIC-Chief, EMED