
	Republic of the Philippines Department of Environment and Natural Resources <b>ENVIRONMENTAL MANAGEMENT BUREAU</b> DENR Compound, Jones St. Tacloban City, Philippines	
	<b>NOTICE OF VIOLATION</b>	

DEC 10 2021

DENR-PAB Case No. 08-000122-21-A

**SHELL SATELLITE FILLING STATION**

Brgy. Dalakit, Catarman, Northern Samar

Thru: **REO U. DIAZ/AIDA CABIGAS**  
Managing Head

**REGIL B. DIAZ**  
Pollution Control Officer

VIRAL: **ENVIRONMENTAL MANAGEMENT BUREAU**  
 BY: 12-13-21  
 DATE: 12:00  
 TIME: 12:00

Sir/Madame:

This notice is being served upon you for alleged violation of **R.A 8749** otherwise known as the Philippine Clean Air Act of 1999 based upon the survey/inspection conducted by the technical personnel of the Provincial Environmental Monitoring Unit (PEMU) – Northern Samar last **15 September 2021**.

**ACTS CONSTITUTING THE VIOLATION**

Finding/s	Prohibited Act/s
Operating Air Pollution Sources/s and Facilities without <b>Permit to Operate</b> : standby generator set and underground fuel tanks, since <b>15 September 2021</b> .	Violation of <b>Section 1, Rule XIX</b> of DENR <b>Administrative Order (DAO) No. 2004-26</b> , amending DAO 2000-81, in relation to <b>Section 1, Rule LVI</b> of DAO 2000-81, in relation further to <b>Pollution Adjudication Board Resolution No. 01, Series of 2019</b> .

Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public, **within fifteen (15) days from receipt hereof**, your defense/position to the alleged violation which is punishable by a fine of **Nineteen Thousand Five Hundred Pesos (P19,500.00) for every five (5) years of violation** of the above cited prohibited act and to show cause why no Order should be issued against you, directing immediate cessation of the project operation.

Please submit a hard copy of your written explanation to this Office, as well as an electronic copy of the same to **embr8\_records@emb.gov.ph**, copy furnished **legalunitembr8@gmail.com**, to expedite the submission.

Please be informed that failure to submit the position paper on or before the period prescribed above shall mean a waiver of your right to contest the findings of the report and present evidence on your defense and the case may be decided based on evidence on record.

Please be guided accordingly.

Very truly yours,

**ENGR. REYNALDO B. BARRA**  
OIC-Regional Director



## SURVEY/INSPECTION FOR AIR QUALITY MANAGEMENT



Department: ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: AS-09-01

Date of Survey/Inspection: September 15, 2021

Mission Order No.: EMBR8-2021-014616

## 1. GENERAL INFORMATION

Name of Establishment: SHELL SATELLITE FILLING STATION – REO U. DIAZ

Address: BRGY. DALAKIT, CATARAMN, NORTHERN SAMAR

Geo Coordinates:

12.50406, 124.62223

Nature of Business: RETAIL OF AUTOMOTIVE FUEL

PSIC Code: 47300

Product: N/A

Year Established:

Operating hours/day: 8

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	N/A	N/A
Name of Managing Head:	REO U. DIAZ/AIDA CABIGAS	
Name of PCO:	REGIL B. DIAZ	
PCO Accreditation No.:	Not yet accredited	Date of Effectivity: N/A
Phone/Fax:	09209211792	Email: reo_diaz@yahoo.com

## 2. PURPOSE OF INSPECTION

- ☐ Verify accuracy of information submitted by the establishment pertaining to new permit applications, renewals, or modification

	New	Renewal
<input type="checkbox"/> New Renewal		
<input type="checkbox"/> PMPIN Application	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous Waste ID Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous Waste Transporter Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous waste TSD Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Permit to Operate Air Pollution Control Installation	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discharge Permit	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Others	<input type="checkbox"/>	<input type="checkbox"/>

- ☒ Determine compliance status with the 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

- ☐ Others AIR SURVEY

Name of Contact Person	REGIL B. DIAZ
Position / Designation	PCO DESIGNATE



3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	08-060913-0086 (R08-892)	9/13/2006	N/A
	ECC2	N/A		
	ECC3	N/A		
RA 6969	DENR Registry ID	NONE		
	PCL Compliance Certificate	NONE		
	CCO Registry	NONE		
	Permit to Transport	N/A		
RA 8749	POA No.	ON PROCESS		
RA 9003	ECC for Sanitary Landfill	N/A		
RA 9275	DP No.	NONE		

MODULE AQM01: PRE-INSPECTION INFORMATION SHEET FOR EMISSION SOURCES

Emission Source Data Information	
Emission Source No.	1
Type (Brand/Model)	
Rated Capacity	
Fuel Type & Quantity	DIESEL
Operating Capacity	
Control Facility	
Notes: standby generator set	

Emission Source Data Information	
Emission Source No.	2
Type (Brand/Model)	Fuel UGTs
Rated Capacity	
Fuel Type & Quantity	
Operating Capacity	
Control Facility	
Notes: 2 units fuel UGTs for diesel at 24 KL & 10 KL; 2 units UGTs for gasoline at 16 KL each	

Legal Provision	Regulatory Requirements	Compliant			Notes
		Y	N	N/A	
DAO 2004-26					
Rule 19 Section 1	Application for Permit to Operate has been filed for new or modified emission sources	/			PTO application No. 103722
Rule 19 Section 3	As built design of the installation conforms with submitted engineering plans and specifications			/	
	Declared control facilities are installed and operational			/	
	Installation is located as proposed in the vicinity map (plant and machinery layout)			/	
	Facility design capacity is within the capacity declared in the application for permit to operate			/	
Rule 19 Section 5	Temporary Permit is still valid			/	
DAO 2000-81					
Part 7 Rule 25 Section 5 a# 3	Facility is fossil fuel-fired powerplant over 10 MW rating installed with CEMS for particulates, sulfure oxide, and NOx			/	

	Facility is petroleum refinery / petrochemical industry installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is primary copper smelter installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is steel plant installed with CEMS for particulates and sulfur oxide			/	
	Facility is ferro-alloy production facility installed with CEMS for particulates			/	
	Facility is cement plant installed with CEMS for particulates			/	
Section 3a #1	Facility has the potential to emit at least 750 tons/year of regulated pollutant. Facility has CEMS and COMS.			/	
	Facility has the potential to emit at least 750 tons/year of particulate matter. Facility has COMS.			/	
<b>EMB DAO 2007-22</b>					
Section 5	CEMS/COMS Specifications for Opacity is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 1			/	
	CEMS/COMS Specifications for Sulfur Dioxide and Nitrogen Oxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 2			/	
	CEMS/COMS Specifications for Carbon Dioxide and Oxygen is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 3			/	
	CEMS/COMS Specifications for Carbon Monoxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 4 and 4A			/	
	CEMS/COMS Specifications for Hydrogen Sulfide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 7			/	
<b>Other Observations:</b>					
1. The establishment is operational during inspection; 2. Permit to Operate for standby generator set and fuel UGTs is already for payment as CPD with PTO Application No. 103722.					
<b>Remarks and Recommendation:</b>					
<ul style="list-style-type: none"> <li>For issuance of Notice of Violation for operating air pollution source/s and facilities without Permit to Operate in violation to Section 1, Rule XIX of DENR Administrative Order (DAO) No. 2004-26, amending DAO 2000-81, in relation to Section 1, Rule LVI of DAO 2000-81, in relation further to Pollution Adjudication Board Resolution No. 01, Series of 2019.</li> </ul>					
<b>List of Documents Reviewed:</b>					
ECC					

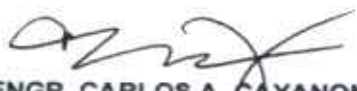
**GEOTAGGED PHOTOS OF THE ESTABLISHMENT**



Submitted by:

  
**ROWENA B. PABIA**  
SEMS/OIC PEMO

Recommending Approval:

  
**ENGR. CARLOS A. CAYANONG**  
Engineer IV/Chief, WAQMS

Approved by:

  
**MANUEL J. SACEDA JR.**  
OIC Chief, EMED

Noted:

  
**REYNALDO B. BARRA, PME**  
OIC Regional Director

