
	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>	


27 May 2021

DENR-PAB Case No. 08-000057-21-W

TACLOBAN OIL MILLS  
Brgy. Opong, Tolosa, Leyte

Thru: **MR. KENNETH SI**  
Managing Head

**GLORIA ADVINCULA**  
Pollution Control Officer

ENVIRONMENTAL MANAGEMENT BUREAU  
 RELEASED BY:   
 DATE: 06/09/2021  
 TIME: 8:48am

Sir/Madame:

This notice is being served upon you for alleged violation of **R.A 9275** otherwise known as the Philippine Clean Water Act of 2004, based upon the compliance inspection conducted by the Provincial Environmental Monitoring Unit (PEMU) – Leyte last **17 March 2021**.

ACTS CONSTITUTING THE VIOLATION

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants without the valid required wastewater <b>Discharge Permit</b> , since <b>13 February 2021</b> .	Violation of <b>Paragraph (c), Section 27 of R.A 9275</b> , in relation to <b>Section 28</b> thereof and 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 year 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](mailto:embr8_records@emb.gov.ph), copy furnished [legalunitembr8@gmail.com](mailto: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,

  
**LETECIA R. MACEDA**  
 Regional Director



## COMPLIANCE INSPECTION FOR WATER QUALITY MANAGEMENT



## ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: WATER-03-12Date of Inspection: March 17, 2021

Mission Order No.: \_\_\_\_\_

**1. GENERAL INFORMATION**

Name of Establishment: <b>TACLOBAN OIL MILLS</b>		
Address: <b>Brgy. Opong, Tolosa, Leyte</b>		Geo Coordinates:
Nature of Business: <b>Oil Mill</b>		<b>11.0297729 125.0363222</b>
PSIC Code:	Product:	Year Established: <b>2008</b>
Operating hours/day: <b>24</b>	Operating days/week: <b>7</b>	Operating days/year: <b>365</b>

Product Lines	Production Rate as Declared in the ECC (unit/day)	Actual Production Rate (unit/day)
Name of Managing Head:	<b>Kenneth Si</b>	
Name of PCO:	<b>Gloria Advincula</b>	
PCO Accreditation No.:	<b>COA No.2015-RVIII-0026</b>	Date of Effectivity:
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
<input type="checkbox"/> New Renewal	<input type="checkbox"/>	<input type="checkbox"/>
<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 **Water Quality Compliance Monitoring**

Name of Contact Person	<b>Gloria Advincula</b>
Position / Designation	<b>PCO</b>



3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	ECC-RO8-0808-094-3116		
	ECC2			
	ECC3			
RA 6969	DENR Registry ID	GR-R8-37-00039		
	PCL Compliance Certificate			
	CCO Registry			
	Permit to Transport			
RA 8749	POA No.	POA-H-0837-0339	Aug.9, 2017	Aug.9, 2022
RA 9003	ECC for Sanitary Landfill			
RA 9275	DP No.	DP-RO8-20-00796	Feb.12, 2020	Feb.12, 2021

4. Water Supply and Wastewater Generation

A. Water Sources						
Sources of Water Supply	Daily (m <sup>3</sup> /day)	Annual (m <sup>3</sup> /day)	Specify if Others			
Surface water (river, lakes, etc.)						
Groundwater	62.6	22,849				
Water utilities						
Others (specify)						
B. Wastewater Sources						
Water Use / Sources of Wastewater	Consumed (m <sup>3</sup> /day)	Generated (m <sup>3</sup> /day)	Specify if Others			
Process Water	20.8					
Domestic Water	13.85					
Cooling Water	12.65					
Maintenance	15.3					
Storm drain						
Others (specify)						
C. Quality of Abstracted Water						
Sources of Water Supply	BOD/ COD	TSS	AVFP	Heavy Metals		Specify if Others
NONE						

5. Information on Wastewater Pollution

A. Does the Establishment have a Wastewater Treatment Plant?	<input type="checkbox"/> Yes <input type="checkbox"/> No
B. What type of WWTP?	<input type="checkbox"/> Physical <input type="checkbox"/> Biological <input type="checkbox"/> Chemical <input type="checkbox"/> Others
C. WWTP Detail	
1. Date Installed	Not determined
2. Design Capacity	
3. Cost of WWTP	
4. Annual Maintenance Cost (Php/year)	
5. Location of Discharge Point(s)	Receiving Water Body Cabiguan River
	Classification of Water Body

6. Flow Metering Device Use		Flow Meter		
7. Flow Rate		Influent	Effluent	Others (specify)
A. Components of WWTP				
Primary	Biological	Chemical	Others	
<input type="checkbox"/> Screening	<input type="checkbox"/> Activated Sludge	<input type="checkbox"/> pH Adjustment		
<input type="checkbox"/> Primary Treatment	<input type="checkbox"/> Anaerobic Digestion	<input type="checkbox"/> Disinfection		
<input type="checkbox"/> Grit Removal	<input type="checkbox"/> Tricking Filter	<input type="checkbox"/> Oxidation/Reduction		
<input type="checkbox"/> Oil/Water Separator	<input type="checkbox"/> Oxidation/Stabilization Pond	<input type="checkbox"/> Flocculation/ Coagulation		
<input type="checkbox"/> Equalization Tank	<input type="checkbox"/> Sequencing Batch Reactor	<input type="checkbox"/> Others (specify) _____		
<input type="checkbox"/> Others (specify) _____	<input type="checkbox"/> Others (specify) _____			
B. Condition of the WWTP				
1. What is the general condition of the WWTP during sampling?		<input type="checkbox"/> Properly maintained		
		<input type="checkbox"/> Inadequately maintained		
		<input type="checkbox"/> Poor maintenance		
		<input type="checkbox"/> Others		
2. Is the WWTP under construction or undergoing rehabilitation?		<input type="checkbox"/> Yes		
		<input type="checkbox"/> No		
3. If the answer is No. 2 is YES, has this been reported to EMB/LLDA?				
4. Which System or units are under construction or being modified?				
5. Estimated date of completion				
6. Treatment units utilized to treat wastewater				

Water Quality Field Date						
Sampling Point No. 1						
Sampling Station				Sampling Time:		AM/PM
Type of Sample						
Result Analysis						
Parameter	Value	Unit	DENR Effluent Standards	Compliant		Remarks
				Yes	No	

Water Quality Field Date						
Sampling Point No. 2						
Sampling Station		N/A		Sampling Time:		AM/PM
Type of Sample						
Result Analysis						
Parameter	Value	Unit	DENR Effluent Standards	Compliant		Remarks
				Yes	No	
N/A						



Information Summary of the previous or recent inspection/sampling:

Date of Sampling						
Sampling Station	N/A			Sampling Time:	AM/PM	
Type of Sample						
Result Analysis						
Parameter	Value	Unit	DENR Effluent Standards	Compliant		Remarks
				Yes	No	
N/A						

III. SUMMARY OF FINDINGS					
Legal Reference	Compliance Requirements	Compliant			Remarks
		Y	N	N/A	
DAO 2005-10 Rule 13.1	1. Does the establishment pay the required wastewater charge?	/			
DAO 2005-10 Rule 14.1	2. Does the establishment have a Discharge Permit?	/			
DAO 2005-10 Rule 14.5	3. Does the establishment pay the required discharge permit fee?	/			
DAO 2005-10 Rule 14.9	4. Is the permit available and valid?		/		
DAO 2005-10 Rule 14.11	5. Do the discharge points correspond to those declared in the discharge permit?	/			
	6. Is the volume discharged within the allowable volume declared in the discharge permit?	/			
	7. Is the permit posted in a proper area?	/			
DAO 2005-10 Rule 14.16	8. Are the SMRs submitted quarterly and on time?	/			
DAO 1990-35 Section 4-6	9. Are the effluent parameters compliant with the standards in DENR existing effluent standards?			/	
DAO 1990-35 Section 8	10. Does the establishment comply with the additional requirements stated in DAO 1990-35?	/			
DAO 1990-35 Section 9	11. Are the pollution control facilities properly and continuously operated?	/			
DAO 1990-35 Section 10	12. Are the methods of analysis used for effluent samples in accordance with the prescribed methods of the Department?			/	
Other Requirements	13. Are the copies of water analysis reports available?			/	
	14. Are the correspondence between the establishment and EMB			/	

15. Are the establishment's compliance violations and exceedances documented?			/	
16. Are there any pending litigation/PAB cases?		/		
17. Are there spill prevention contingency plans?			/	
18. Are there spill containment facilities available?			/	

Other Observations:

1.Oil mill was operational during time of monitoring but there was no ongoing processing/milling due to unavailability of raw materials.

2.DP-RO8-20-00796 valid only until Feb.12, 2021 but Discharge Permit renewal is already on process. As per information from Ms. Advincula, PCO of TOMI, request for water sampling to be witnessed by EMB personnel is to be scheduled.

3.POA-H-0837-0339 valid until Aug.9, 2022 for 1 unit 300 HP Kewanee Boiler, 1 unit multi cyclone dust collector, 18 units Anderson super duo expellers 25 tons each, Hammer mill, 1 unit 1000 KW generator set, 2 units 450 KW Cummins with muffler.

4.With DENR ID No. GR-R8-37-00039 issued on Feb.23, 2016 registered as hazardous waste generator.

5. With ECC tarpaulin installed on the facility façade.


Remarks and Recommendation:

To issue a Notice of Violation for operating without valid Discharge Permit in violation of paragraph (c) , section 27 of RA 9275

List of Documents Reviewed:

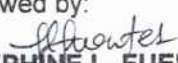
ECC, DENR ID, Permit to Operate, Discharge Permit, PCO Accreditation

Submitted by:



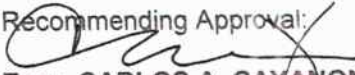
**CYRIL ANN B. BADEO**  
EMS II/ PEMU Leyte

Reviewed by:



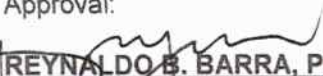
**JOSEPHINE L. FUENTES**  
Senior EMS/ OIC, PEMU Leyte

Recommending Approval:



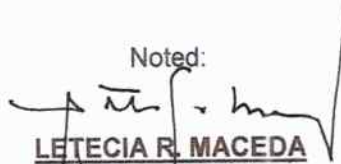
**Engr. CARLOS A. CAYANONG**  
Engineer IV/Chief, WAQMS

Approval:



**REYNALDO B. BARRA, PME**  
Chief, EMED

Noted:



**LETECIA R. MACEDA**  
Regional Director