



Republic of the Philippines  
Department of Environment and Natural Resources  
**ENVIRONMENTAL MANAGEMENT BUREAU**  
DENR Compound, Jones St. Tacloban City, Philippines

**NOTICE OF VIOLATION**


06 May 2021

**DENR-PAB Case No. 08-000041-21-W**

**PNP PRO 8 INFIRMARY**

Camp Ruperto Kangleon, Campetic, Palo, Leyte

Thru: **RIZALITO D. CELEDONIO**  
Pollution Control Officer

ENVIRONMENTAL MANAGEMENT BUREAU  
RELEASED BY:   
DATE: 5-14-21  
TIME: 9-

**Dear Sir/Madame:**

This notice is being served upon you for alleged violation of **RA 9275** otherwise known as the **Philippine Clean Water Act of 2004**, based upon the desk review conducted by the Clearance and Permitting Division – Air and Water Permitting Section (CPD-AWPS) of this Office last **28 April 2021**, on your online application for Discharge Permit renewal filed last **26 April 2021**.

**ACTS CONSTITUTING THE VIOLATION**

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants without a valid wastewater <b>Discharge Permit</b> , since <b>09 January 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> .

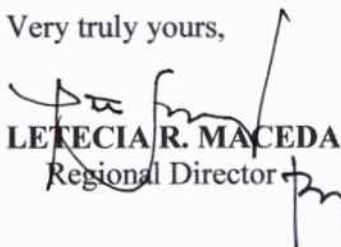
Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public, **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



Republic of the Philippines  
Department of Environment and Natural Resources  
**ENVIRONMENTAL MANAGEMENT BUREAU**  
Regional Office No. VIII  
DENR Compound, Jones St., Tacloban City, Philippines



FOR : **THE DIVISION CHIEF**  
Clearance and Permitting Division

FROM : **THE UNDERSIGNED STAFF**  
Air & Wastewater Permitting Section

SUBJECT : **DESK REVIEW REPORT INVOLVING THE  
PNP PRO 8 INFIRMARY LOCATED AT CAMP  
RUPUERTO KANGLEON, CAMPETIC, PALO, LEYTE.**

DATE : **28 APRIL 2021**

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## BACKGROUND/ PROCEEDINGS

On 26 April 2021, **PNP PRO 8 INFIRMARY** filed an online application (Application No. 125984) for the renewal of its Wastewater Discharge Permit. This desk review report was prepared on 28 April 2021 for the purpose of issuance of Notice of Violation for the said firm.

## FINDINGS/OBSERVATIONS

Based on the aforementioned application, the following findings were observed:

1. **PNP PRO 8 INFIRMARY** has been issued a Discharge Permit on **08 January 2020**, with Permit No. **DP-R08-20-00071** which was only valid until **08 January 2021**. *Copy of the said discharge permit is attached;*
2. **PNP PRO 8 INFIRMARY** is represented **Rizalito D. Celedonio** (0915 687 9621/ 832-5528) as the Pollution Control Officer;
3. Apparently, **PNP PRO 8 INFIRMARY** has been in operation without a valid Discharge Permit since **09 January 2021**;

## REMARKS

1. **Section 14 of Republic Act No. 9275 or the Philippine Clean Water Act of 2004** provides that the Department shall require owners or operators of facilities that discharge regulated effluents pursuant to the same Act to secure a permit to discharge;
2. In relation thereto, **Rule 14.1 of DENR Administrative Order No. 2005-10** explicitly provides that **any person** that shall discharge in any manner into Philippine Waters and/or Land shall secure a Discharge Permit;
3. This is further reiterated in a Memorandum dated 20 June 2018 issued by the EMB Director which clarifies that in the implementation and issuance of



Discharge Permits, **all establishments** must secure a Discharge Permit regardless of volume of wastewater.

4. One of the Permit Conditions provided for under the expired Discharge Permit issued to **PNP PRO 8 INFIRMARY** requires the permit holder to **renew the discharge permit at least one (1) month before expiry date**;
5. **Paragraph (c) of Section 27, R.A 9275** or the Philippine Clean Water Act of 2004 prohibits the operation of facilities which discharges regulated water pollutants **without the valid required permits**, as in this case, the Wastewater Discharge Permit;
6. Any establishment found to have violated the foregoing provisions shall be liable under **Section 28 of Republic Act 9275**, in relation to **Pollution Adjudication Board Resolution No. 01, Series of 2019**.

#### RECOMMENDATIONS

1. To issue a Notice of Violation against **PNP PRO 8 INFIRMARY** for operating without a valid Discharge Permit, in violation of **Paragraph (c), Section 27 of R.A 9275** which, IF found guilty, shall be liable under **Section 28 of R.A 9275**, in relation to **Pollution Adjudication Board Resolution No. 01, Series of 2019**;
2. Pursuant to **PAB Resolution No. 01-2019**, to defer from the issuance of a Discharge Permit until resolution of the case or payment of the corresponding fine, if warranted;
3. For further appropriate actions as may be determined after due process.

Reviewed by:

  
**AIKEE C. SILLEZA**  
EMS II

Concurred by:

  
**HENNENCY G. HAYAG, PME**  
OIC-Chief, AWPS

Approved by:

  
**MARIBEL B. MUNSAYAC**  
Chief, CPD

Noted by:

  
**LETECIA R. MACEDA**  
Regional Director





Republic of the Philippines  
Department of Environmental and Natural Resources  
**ENVIRONMENTAL MANAGEMENT BUREAU**  
Region VIII  
DENR Compound, Jones Street, Barangay 2, Tacloban City  
Tel No: (053) 832-10-88

Date: Jan 08, 2020

Permit No.: DP-R08-20-00071

New

**WASTEWATER DISCHARGE PERMIT**

Pursuant to Section 14, Article 2, of the RA 9275 otherwise known as the "Philippine Clean Water Act of 2004", this permit is hereby granted to **FERNANDO M MERCADO** with office address at **CAMP RUPUERTO KANGLEON, Campetik, Palo, Leyte** for its establishment:

<b>PNP PRO 8 INFIRMARY</b>	<b>CAMP RUPUERTO KANGLEON Campetik PALO</b>
TIN No. 088-079-0000	

To discharge **Domestic Wastewater** subject to the following conditions:

1. The discharge volume of the wastewater generated shall not exceed **67.42 m3/day**.
2. The maximum wastewater generation of **67.42 m3/day** shall be from the domestic wastes.
3. Submit Self-Monitoring (SMR) based on the following schedule:

Quarter	Coverage	Submission	Quarter	Coverage	Submission
First	Jan-Mar	1-15 Apr.	Third	Jul-Sep.	1-15 Oct.
Second	Apr-Jun.	1-15 Jul.	Fourth	Oct-Dec.	1-15 Jan.

4. Channel your domestic wastewater generation into your **Wastewater Treatment Facility - Septic Tank**.
5. Submit Certificate of desludging/siphoning of the **Septic Tank** and treatment of the same by an accredited service provider.
6. Submit Certificate of PCO Accreditation within **six (6) months** from the date of issuance of this permit. Make sure that the managing head had already attended the required eight (8) hours training on environmental management covering the basic environmental laws, rules and regulations and the duties and responsibilities of the PCO.
7. Allow the entry of our duly authorized representative(s) to conduct inspection within your premises.
8. This permit, together with the corresponding Official Receipts of Payment, shall be adequately framed and posted in a conspicuous place at the plant/establishment.
9. This permit shall be renewed at least **thirty (30) days** prior to its expiration.

**This permit is valid up to Jan 08, 2021, unless revoked or suspended by this Office in writing.**

*Non-compliance with the above conditions and/or any pertinent provisions of RA 9275 otherwise known as "Philippine Clean Water Act of 2004", a corresponding penalty in the amount of P10,000-P200,000 per violation shall be imposed.*

Recommended by:

Approved by:

  
REYNALDO B. BARRA PNE  
Chief, Clearance and Permitting Division

  
Letecia R. Maceda  
Regional Director

Permit Fee : Php 2500.00  
Filing Fee : Php 55.00  
PD1856 : Php 10.00

O.R. No. : 5608915 Date : Dec. 5, 2019  
O.R. No. : 5608916,5609577,56068 Date : Dec. 5, 2019  
O.R. No. : 5608916,5609577,56068 Date : Dec. 5, 2019



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