

	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>	

22 June 2021

**JULIO T. PORAGUE SLAUGHTERHOUSE PROJECT**  
Brgy. Cagsalaosao, Calbayog City, Samar

Thru: **MR. JULIO T. PORAGUE**  
Managing Head

DENR-PAB Case No. 08-000066 -21-W

ENVIRONMENTAL MANAGEMENT BUREAU  
 RELEASED BY:   
 DATE: 06/25/2021  
 TIME: 1:06 PM

**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 technical personnel of the Provincial Environmental Monitoring Unit (PEMU) – Samar last **21 May 2021**.

**ACTS CONSTITUTING THE VIOLATION**

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants <b>without</b> a valid required wastewater <b>Discharge Permit</b> since <b>21 May 2021</b> .	Violation of <b>Section 14, Article 2, Chapter 2 of DENR Administrative Order No. 2005-10, Implementing Rules and Regulations of RA 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> .

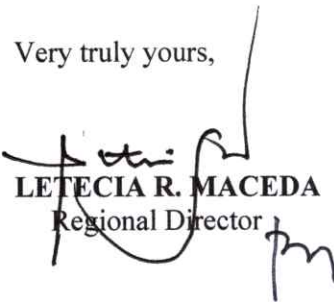
Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public,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



## SURVEY/INSPECTION FOR WATER QUALITY MANAGEMENT



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

Report Control Number: \_\_\_\_\_

Date of Survey/Inspection: 5/21/2021Mission Order No.: EMBR8-2021-008140**1. GENERAL INFORMATION**

Name of Establishment:

**CONSTRUCTION OF SLAUGHTERHOUSE (JULIO T. PORAGUE)**

Address:

Brgy. Cagsalaosao, Calbayog City, Samar

Geo Coordinates:

12.08252°N, 124.54406°E

Nature of Business:

**Abattoir**

PSIC Code:

**10110**

Product:

**N/A**

Year Established: 2013

Operating hours/day:

**3**

Operating days/week:

**7**

Operating days/year:

**365**

Product Lines	Production Rate as Declared in the ECC (unit/day)	Actual Production Rate (unit/day)
	<b>N/A</b>	

Name of Managing Head:

**Julio T. Poraque**

Name of PCO:

**None**

PCO Accreditation No.:

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**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 Survey☒☐☐☐

- ☒ 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 \_\_\_\_\_

Name of Contact Person

**Cresencio Tan**

Position / Designation

**Cashier**



3. COMPLIANCE STATUS  
3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	ECC-R08-1209-0112	10/9/2012	
	ECC2			
RA 6969	DENR Registry ID	N/A		
	PCL Compliance Certificate			
	CCO Registry			
	Permit to Transport			
RA 8749	POA No.	N/A		
RA 9003	ECC for Sanitary Landfill	N/A		
RA 9275	DP No.	None		

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			
Water utilities	2.6		78 m <sup>3</sup> /month
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			
Domestic Water	No data available		
Cooling Water			
Maintenance			
Storm drain			
Others (specify)			

C. Quality of Abstracted Water

Sources of Water Supply	BOD/ COD	TSS	AVFP	Heavy Metals	Specify if Others
N/A					

5. Information on Wastewater Pollution

A. Does the Establishment have a Wastewater Treatment Plant?

☒ Yes  
☐ No

B. What type of WWTP?

☒ Physical  
☐ Biological  
☐ Chemical  
☐ Others

C. WWTP Detail

1. Date Installed	2013	
2. Design Capacity	No data available	
3. Cost of WWTP	No data available	
4. Annual Maintenance Cost (Php/year)	No data available	
5. Location of Discharge Point(s)	Receiving Water Body	Classification of Water Body
Within the establishment		
	<input type="checkbox"/> V-weir	Other (specify)
	<input type="checkbox"/> Flow Meter	None
6. Flow Metering Device Use		
7. Flow Rate	Influent	Effluent
		Others (specify)
		None

A. Components of WWTP			
Primary	Biological	Chemical	Others
<input type="checkbox"/> Screening <input checked="" type="checkbox"/> Primary Treatment <input type="checkbox"/> Grit Removal <input type="checkbox"/> Oil/Water Separator <input type="checkbox"/> Equalization Tank <input type="checkbox"/> Others (specify) _____	<input type="checkbox"/> Activated Sludge <input checked="" type="checkbox"/> Anaerobic Digestion <input type="checkbox"/> Tricking Filter <input type="checkbox"/> Oxidation/Stabilization Pond <input type="checkbox"/> Sequencing Batch Reactor <input type="checkbox"/> Others (specify) _____	<input type="checkbox"/> pH Adjustment <input type="checkbox"/> Disinfection <input type="checkbox"/> Oxidation/Reduction <input type="checkbox"/> Flocculation/ Coagulation <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 checked="" 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 checked="" 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      Not conducted, there is no discharging effluent during the inspection						
Sampling Point No. 1						
Sampling Station			Sampling Time:			
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 14.1	1. Has the establishment submitted two notarized copies of accomplished application form?		/		Not yet applied for Discharge Permit.
DAO 2005-10 Rule 14.2	2. Has the establishment submitted Sewer and Drainage Plan Drawing of appropriate scale in as standard size sheet and in accordance with good engineering practice?		/		-do-
	3. Has the establishment submitted water quality analysis of abstracted water and the appropriate bills?		/		-do-
	4. Has the establishment submitted Pollution Prevention/Environmental Management System Plan or Program?		/		

DAO 2005-10 Rule 14.6	5. Has the establishment submitted copy of the Environmental Compliance Certificate or Certificate of Non-Coverage?				-do-
	6. Does the establishment have a DENR ID Number as hazardous waste generator, as applicable?			/	
	7. Has the establishment designated or appointed a PCO?		/		
	8. Does the establishment use its effluent for Agricultural Purposes?		/		If yes, proceed to succeeding items
	a. Has the establishment submitted certified true copy of land ownership or notarized copy of agreement between the owner of the land where the effluent is to be applied and the discharger/permittee?				
	b. Has the establishment submitted proof that wastewater to be used for land application does not contain toxic or substances (as defined in RA 6969)?				
	c. Does the establishment's wastewater applied for agricultural purposes directly or indirectly seep or drain into groundwater or nearby surface waters which will affect the quality of such ground and/or surface water?				
	d. Has the establishment submitted a Certification from the Department of Agriculture (DA) stating that the quantity, quality and distribution methodology of application are suited for agricultural purposes?				
	e. Does the establishment use land application only during periods of low surface water flow to enhance loading limits compliance?				
	f. Has the establishment submitted baseline groundwater quality data and self-monitoring report within the discharge areas, and installed at least one groundwater monitoring well which shall be drilled in each dominant direction of groundwater movement?				
	g. Has the establishment submitted an emergency plan – which shall respond to emergencies that can prevent or minimize damage to equipment, land, groundwater, etc., and/or public health?				
	h. Does the plan highlight the design considerations, systems operation, treatment/monitoring of soil, crops, effluent and groundwater before/after irrigation? Such requirements shall be in addition to Section 14.2.				



<b>Other Observations:</b> <ol style="list-style-type: none"><li>1. The establishment is in normal operation during the conduct of survey.</li><li>2. The following are facilities which the establishment is consist of:<ul style="list-style-type: none"><li>- Slaughterhouse building</li><li>- Animal holding pen</li><li>- 4 chambers septic system wastewater treatment facility.</li></ul></li><li>3. Their operation is scheduled from 12:00 AM followed by cleaning/washing of bloods and offal after the operation.</li><li>4. Wastewater generated (animal blood and offal) are all directly discharge at their 4 chambers septic system tank.</li><li>5. There is no effluent discharge during the conduct of survey. Effluent discharge point is at their constructed Fish pond.</li></ol>
<b>Remarks and Recommendation:</b> <ol style="list-style-type: none"><li>1. For issuance of Notice of Violation for operating with expired Discharge Permit, as per Section 14, Article 2, Chapter 2 of DAO 2005-10, IRR of RA 9275 also known as the Philippine Clean Water Act of 2004.</li><li>2. To improve their wastewater treatment facility.</li></ol>
<b>List of Documents Reviewed:</b>

Photo Documents:

Wastewater treatment facility



Animal holding pen area





Slaughterhouse facility area



Submitted by:

*A. Taboada*  
**ROY ALEXANDER H. TABOADA**  
EMS – II

Checked and reviewed by:

*Antonio A. Pino*  
**ANTONIO A. PINO, Ph.D.**  
Head, PEMU Samar

Recommending approval:

*Engr. Carlos A. Cayanong*  
**ENGR. CARLOS A. CAYANONG**  
Chief, AWQMS

Approved by:

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

Noted by:

*Letecia R. Maceda*  
**LETECIA R. MACEDA**  
Regional Director