



ENVIRONMENTAL COMPLIANCE CERTIFICATE

ECC-4B-0808-196-3909

THIS IS TO CERTIFY THAT THE PROPONENT, **Mr. ELEGIO MALALUAN** is granted this Environmental Compliance Certificate (ECC) for the **ROCK CRUSHING PLANT PROJECT** located at **Barangay Luna, Bongabong, Oriental Mindoro** by the Department of Environment and Natural Resources (DENR), through the Environmental Management Bureau (EMB), MIMAROPA Region.

This certification is issued for the Project, with the following details:

PROJECT DESCRIPTION

The Rock Crushing Plant Project shall have a rated production capacity of 100 cubic meters per hour, within the titled property of Natividad Fernando with TCT No. T-13649 with an area of **Nine Thousand Two Hundred Forty Six (9,246) square meters** located at **Barangay Luna, Bongabong, Oriental Mindoro**.

This certification is issued in compliance to the requirements of Presidential Decree No. 1586, in accordance to Department Administrative Order No. 2003-30. The Bureau, however, is not precluded from reevaluating, adding, removing, and correcting any deficiencies or errors that may be found after issuance of this Certificate.

Issued at EMB MIMAROPA Region this _____

SEP 10 2008

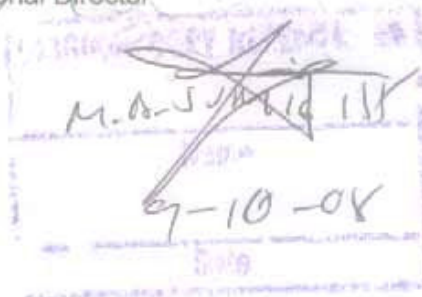
Approved by:

REYNALDO R. VILLAFUERTE
Regional Director

Recommending Approval:


BUENA FE A. RIOFLORIDO
Chief, EIA Division

CC: The RED DENR Region IV-B
The PENRO – Calapan City



DENR by the Bay Bldg., 1515 Roxas Blvd., Ermita Manila
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ELEGIO MALALUAN ROCK CRUSHING PLANT
Luna, Bongabong, Oriental Mindoro

SWORN STATEMENT OF OWNER/PROPONENT

Under the provisions of Presidential Decree 1586, I HEREBY CERTIFY that the information provided to the Department of Environment and Natural Resources (DENR) - Environmental Management Bureau (EMB), MIMAROPA Region pertaining to the Rock Crushing Project located at Barangay Luna, Bongabong, Oriental Mindoro are true and correct to the best of my personal knowledge and based on the records in my possession.

BY: 
Mr. ELEGIO MALALUAN
Proponent
TIN: 163-709-748

SUBSCRIBED AND SWORN TO before me this _____, the above-named affiant taking oath presenting Community Tax Certificate No. _____ issued on _____ at _____.

Signature of Administering Officer

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I. CONDITIONS

ENVIRONMENTAL MANAGEMENT

The proponent shall strictly implement the following mitigating, enhancement, and rehabilitating measures:

1. That green buffer zones and tree planting shall be established within and along the periphery of the project site to help attenuate noise levels, abate heat and absorb some pollutant emissions. The proponent shall enter into a Memorandum of Agreement with the concerned DENR-Provincial Environment and Natural Resources Office in the implementation of the tree planting activity. Likewise, any single tree stand when cut/fell-down shall be replaced by several seedlings, planted in appropriate areas and their growth shall be monitored to ensure survival.
2. That an effective Information, Education and Communication (IEC) Plan shall be implemented in all phases of the project including communication of environmental risks of the project implementation. Said IEC Plan shall be submitted to this Office within 60 days after the issuance of this ECC.
3. That a Social Development Program (SDP) shall be implemented for the host barangay and affected communities which shall cover livelihood training and employment, including assistance in the setting-up of a social development welfare fund for health, education, credit facilities/cooperatives that will ensure the participation of youth and women.
4. That the solid waste management scheme as provided in the Environmental Management Plan shall be implemented within six (6) months from the start of the construction/operation.

GENERAL CONDITIONS

Further administrative conditions for the grant of this Certificate shall be strictly complied:

5. That the proponent shall comply with the following environmental laws including their respective implementing rules and regulations:
 - PD 984 "Pollution Control Law"
 - PD 1586 "Philippine Environmental Impact Statement System"
 - RA 6969 "Toxic Substances and Hazardous and Nuclear Waste Control Act of 1990"
 - RA 8749 "Clean Air Act of 1999"
 - RA 9003 "Ecological and Solid Waste Management Act of 2000"
 - RA 9275 "Clean Water Act of 2004"
6. That the proponent shall allocate ample budget for the implementation of the proposed mitigating/enhancement measures during the operation and abandonment phases of the project.
7. That the proponent shall set-up a competent Environmental Unit and shall be duly accredited by this Office in accordance with DAO No. 26, series of 1992 (Appointment/Designation of Pollution Control Officers). The Environmental Unit shall be integrated in the proponent's organizational chart to handle all environment related aspects of the project implementation in addition to the monitoring requirements as specified in the Environmental Management Plan (EMP)/Environmental Monitoring Plan (EMoP) such as but not limited to the following:
 - 7.1 Monitor actual project impacts vis-à-vis the predicted impacts and management measures in the IEE Checklist Report.

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- 7.2 Submit a semi-annual environmental monitoring report (on or before January 15 and July 15 of each year the project is operational) provided with supporting documents which serves as summary of all the SMRs submitted quarterly pursuant to DAO 2003-30 (Implementing Rules and Regulations of PD 1586).
- 7.3 Ensure that all post-assessment permits/clearances from other concerned government agencies are secured and in place.
- 7.4 Submit a quarterly monitoring report using the prescribed format of the Self-Monitoring Report (SMR) pursuant to DAO 2003-27. Submit an Abandonment Plan two (2) months prior to the abandonment activities. It shall include rehabilitation measures/clean-up, remediation of areas possibly contaminated with toxic/hazardous substances and presentation of options on proposed alternative projects in the area.
8. That a billboard containing this message: **"Notice to the Public, This ROCK CRUSHING PLANT PROJECT of Mr. ELEGIO MALALUAN has been issued an Environmental Compliance Certificate (ECC-R4B-0808-196-3909) by the Department of Environment and Natural Resources - Environmental Management Bureau MIMAROPA Region on _____."** shall be installed at all entry and exit points and in the perimeter of the project facing the road to inform the general public within thirty (30) days from receipt of the certificate.
9. That a copy of the ECC shall be posted in a conspicuous location of the project site clearly visible to the public and shall be adequately framed or otherwise protected against damage and at the barangay bulletin board of the host barangay(s) within thirty (30) days from receipt of the ECC.
10. That any authorized DENR-EMB personnel, with proper identification card and travel/mission order, shall be allowed unconditional access to conduct an on-the-spot inspection and monitoring without the need for prior notice to oversee compliance to the ECC.

II. RESTRICTIONS

The proponent is strictly subject to the following restrictions:

1. That no other activities should be undertaken other than what was stipulated in the IEE Checklist Report. Should there be an expansion of the project beyond the project description, construction of other structures beyond those stated in the IEE Checklist Report; or any change in the activity, shall be made subject to a new Environmental Impact Assessment (EIA) requirements.
2. That all appropriate construction, operational and resource-use permits/clearances from other national and local government agencies concerned shall be secured prior to the implementation of the project.
3. That in case of transfer of ownership/operation of this project, these same conditions and restrictions shall apply and the transferee shall be required to notify the EMB Regional Office concerned within fifteen (15) days as regards to the transfer of ownership.
4. That the proponent (**Mr. ELEGIO MALALUAN**) shall be severally accountable for any misrepresentation and failure to state material information in the submitted documents.

The conditions stipulated in this Certificate shall be deemed final within fifteen (15) days from receipt hereof and all conditions set forth above shall be complied with by the herein grantee. This ECC is deemed expired if not implemented within five (5) years from the date of issuance and the proponent shall have to apply for a new ECC if it intends to pursue the project.

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Non-compliance with any of the provisions of this certificate shall be a sufficient cause for the cancellation or suspension of this certificate and/or imposition of a fine in an amount not to exceed Fifty Thousand Pesos (50,000.00) for every violation thereof.

PROJECT ASSESSMENT PLANNING TOOL

For the assistance of the Proponents and Government agencies concerned in the management of the project and for better coordination in mitigation on the impact of the project on its surrounding areas and to the environment.

By way of recommendation, the following have been taken notice of by the undersigned and are forwarding these recommendations to the parties and authorities concerned for proper appreciation and action.

REGULATORY CONDITIONS	
1. The proponent shall comply with, but not limited to the following: 1.1. Sanitation Code of the Philippines; 1.2. Labor Code of the Philippines including occupational health and safety; 1.3. Building Code of the Philippines; 1.4. R.A. 7942 (Philippine Mining Act of 1995).	DOH DOLE-Bureau of Working Condition Municipal Planning & Dev't. Office/LGU Concerned Mines and Geosciences Bureau
ENVIRONMENTAL PLANNING RECOMMENDATIONS FOR THE PROPONENT	
2. Close monitoring of the project should be undertaken by the proponent to maintain a high level of safety and efficiency at all stages of the operation and to immediately address any environmental hazard/ change that may take place.	Proponent

For dissemination and proper action of the parties concerned.

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