



ENVIRONMENTAL COMPLIANCE CERTIFICATE

(Issued under Presidential decree 1586)
ECC-4B-002-ORMIN-2110-2007

THIS IS TO CERTIFY THAT PROPONENT **Ms. Zosima B. Ascan**, is granted this Environmental Compliance Certificate (ECC), for the proposed **Additional Volume of Gold Ore Extraction Project**, located at **Brgy. Tabinay, Puerto Galera, Oriental Mindoro** by the Department of Environment and Natural Resources (DENR), through the Environmental Management Bureau, Region IV-B (MIMAROPA).

SUBJECT ONLY to the conditions and restrictions set-out in this certificate.

This certification is issued for the **Expansion of Small-Scale Gold Ore Extraction Project**, with the following details:

PROJECT DESCRIPTION

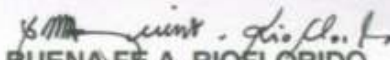
The proposed **Expansion of Small-Scale Gold Ore Extraction Project** with an extraction rated of **Forty One Thousand (41,000) Metric Tons of Gold Ore per Annum**, covers a total land area of Thirty Nine Thousand Six Hundred Thirty Two (39,632.0) Square Meters located at Brgy. Tabinay, Puerto Galera, Oriental Mindoro.

This Environmental Compliance Certificate (ECC) supersedes ECC-4B-197-ORMIN-2110-2005 issued to Zosima B. Ascan dated 11 October 2005.


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 Manila, Philippines this 7th day of Feb., 2007.

Recommending Approval:


BUENA FE A. RIOFLORIDO
Chief, EIA Division

Approved by:


REYNALDO R. VILLAFUERTE
Regional Director

I. CONDITIONS

ENVIRONMENTAL MANAGEMENT

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

1. That the top soil shall be stockpiled in a safe place and shall be used as final grading material;
2. That appropriate measures shall be undertaken for the avoidance of noise and dust pollution during operation activities;
3. That a concrete siltation pond shall be constructed to avoid seepage;
4. That the entire project site shall be provided with adequate drainage facilities to prevent excessive surface run-off;
5. That tree planting shall be conducted with appropriate tree species in an open space within the project site;
6. That the submitted **Environmental Management Plan (EMP)** shall be strictly implemented;

GENERAL CONDITIONS

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

1. That the proponent shall comply with the following:
 - PD 1586 *Philippine Environmental Impact Statement System*, DAO 2003-30
 - RA 6969 *Toxic and Hazardous Waste Act of 1990*, DAO 29
 - RA 8749 *Clean Air Act of 1999*, DAO 2000-81
 - RA 9003 *Ecological Solid Waste Management Act of 2000*, DAO 2001-34
 - RA 9275 *Clean Water Act of 2004*, DAO 2005-10
 - RA 7942 *Mining Act of 1995*, DAO 9640 & DAO 9730 *Small-Scale Mine Safety Rules and Regulations*
2. That the proponent shall set up the following:
 - 2.1. That a **Memorandum of Agreement (MOA)** shall be entered into by the proponent with the **ECC Holders Association** to become part of their MMT and in setting up the corresponding **Environmental Monitoring Fund (EMF)** prior to project implementation;
 - 2.2. A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT such as conduct meetings, training, sampling and analysis, hiring of technical experts, meals, accommodations, supplies and materials, communication, and transportation.

The amount and mechanics of the EMF, and the establishment of the MMT shall be determined by the EMB-MIMAROPA Region and the proponent in consultation with stakeholder-communities and other concerned agencies. This MOA shall be submitted to EMB-MIMAROPA within sixty (60) days upon receipt of this Certificate.

3. That a Pollution Control Officer (PCO) shall be appointed by the proponent who shall continue to competently handle the environment-related aspects of the project. In addition to the monitoring requirements as specified in the Environmental Monitoring Plan, the PCO shall also:
 - 3.1 Monitor actual project impact vis-à-vis the predicted impacts and management measures in the IEE;
 - 3.2 Accordingly recommend revisions to the Environmental Management Plan (EMP) as necessary;
 - 3.3 Ensure that the appropriate post-assessment permits are in place;
 - 3.4 Ensure that monitoring and reporting are carried out as required; and
 - 3.5 Assure compliance with the conditions of the approved ECC.
4. That the proponent shall make available a budget of **Twenty Five Thousand Pesos (Php 25,000.00)** based on the project schedule as indicated in the submitted Environmental Management Plan (EMP) Summary for the implementation of the project and proposed mitigating measures in the construction and operational phase. An accomplishment report on the implemented mitigating measures and the corresponding cost of the EMP activities shall be submitted to this Office on a quarterly basis for monitoring;
5. That permits/clearances from other concerned agencies shall be secured prior to project implementation to be submitted to this Office;
6. That a **Self - Monitoring Report** shall be submitted to this Office quarterly;
7. That any authorized DENR-EMB Region IV-B personnel can initiate an on-the-spot inspection and monitoring even without prior notice;
8. That should the implementation of the project cause adverse environmental impacts and pose nuisance to the public health and safety, as determined by the DENR-EMB and other concerned agencies, the operation shall be temporarily suspended after prior notice and due process until such time appropriate remedial measures are effected and any damage resulting from the same are properly compensated;
9. That any false information, misrepresentation or omission of material facts in the submitted documents shall be sufficient ground for the cancellation or suspension of this ECC;
10. That in case of abandonment, the Proponent shall notify the EMB Regional Office concerned within three (3) months prior to the abandonment and the Proponent shall submit its abandonment mitigation plan;
11. That a 2' x 4' billboard containing this message : " **Notice to the Public, This project (title of the project) of (Name of the proponent) has been issued an Environmental Compliance Certificate (ECC Number) by the Environmental Management Bureau of the Department of Environment and Natural Resources, Region IV-B, on (date).**" This message must be installed at all entry and exit points and at all perimeters of the project facing the road to inform the general public within thirty (30) days from receipt of the certificate. A copy of the certificate shall also be posted by the Proponent at the barangay bulletin board of the affected barangays within thirty (30) days from receipt of the certificate. An accomplishment report which shall include picture verification of compliance to the posting of notices and the billboards shall be submitted to this Office within ninety (90) days from receipt of 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 Environmental Performance Report and Management Plan (EPRMP) submitted. Should there be an expansion of the project beyond the project description, construction of other structures beyond those stated in the EPRMP document; or any change in the activity, shall be made subject to a new Environmental Impact Assessment.
2. That land clearing shall be limited to the project description.
3. That in case of transfer of ownership 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.

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.

III. SUGGESTION TO THE PROJECT DESIGN, CONTRACTOR AND CONSTRUCTIONS

1. That compliance to occupational health and safety of the workers shall be ensured by the proponent by provision and use of Personal Protective Equipment (PPE) such as protective masks and other devices during operation phase; and
2. That contingency measures shall be implemented in case of accidents, power failure, and other emergencies.

OR No. :
Proposed fee :

CC: The RED DENR Region IV-B
The PENRO - Oriental Mindoro
The CENRO - Calapan City

ECC-4B-004-GRMIN-2110-2007
Gold Ore Extraction Project
R04B-ECC-002-07

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