



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU
Regional Office No. VIII
DENR Compound, Jones St., Tacloban City, Philippines
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25 April 2021

ENGR. CEFERINO C. MALINAO/MA. FE D. MALINAO

Complainant

Brgy. Taotaon, Inopacan, Leyte

ENVIRONMENTAL MANAGEMENT BUREAU
RELEASED BY: 4-27-2022
DATE: 8:00
TIME:

Dear **Sir/Madame**,

Environmental Greetings!

This has reference to your letter-complaint dated 22 March 2022 submitted to this Office last 24 March 2022, against the backyard piggery operation of Mr. & Mrs. Helen Dotarot in Brgy. Taotaon, Inopacan, Leyte.

Pursuant thereto, please be informed that an investigation was conducted by legal and technical personnel of this Office and the findings revealed that the subject piggery operation caters a total number of twenty (20) pig heads only, thus, not falling under the purview of **Presidential Decree No. 1586** (piggeries with ≤ 100 heads are not covered) or is not required to secure an Environmental Compliance Certificate (ECC) from this Office.

As such, please be informed that this Office has deemed it proper to endorse the complaint to the Local Government Unit of Inopacan, Leyte, as regulations on sewage and household wastes disposal, including the abatement of the foul odor having been classified as a Nuisance, are expressly defined as a function delegated to and thus fall under the jurisdiction of the Local Government Unit of Inopacan Leyte, in accordance to **Paragraph 3.3, Item (b) and (c), Section 3 of DENR Administrative Order 1992-30** which provides that:

"Section 3. Devolved Functions, Programs, and Projects –

Pursuant to Section 17 of the Code and subject to the provisions herein, particularly the policies enunciated in Section 1, above, the following functions, programs, and projects of the DENR are hereby devolved to the concerned LGU's:

3.3 Environmental Management

(b) Implementation of solid waste disposal and other environmental management systems and services related to general hygiene and **sanitation**, such as **sewage and household wastes disposal**;

(c) Abatement of noise and **other forms of nuisance** as defined by law."

Similarly, the **General Welfare Clause⁴ of the Local Government Code** empowers Local Government Units to ensure and support, among other things, the promotion of health and safety, enhance the right of the people to a balanced ecology, and preserve the comfort and convenience of their inhabitants.

Pursuant to the above provisions of law, the said complaint has been submitted for the proper action of the LGU concerned. For your reference, please find attached copy of the letter-endorsement. Thank you very much for your cooperation.

Respectfully yours,

ENGR. REYNALDO B. BARRA
OIC- Regional Director

⁴ Section 16, Local Government Code R.A. 7160