
	<p>Republic of the Philippines Department of Environment and Natural Resources <b>ENVIRONMENTAL MANAGEMENT BUREAU</b> DENR Compound, Jones St. Tacloban City, Philippines</p>	
<p><b>NOTICE OF VIOLATION</b></p>		

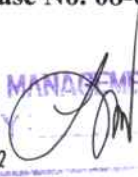
FEB 15 2022

**PRYCE GASES, INC**  
Brgy. Ilo, Sta. Margarita, Samar

Thru: **CONCEPCION S. GUBALANE**  
Managing Head

**JAYSON PARADERO**  
Pollution Control Officer

DENR-PAB Case No. 08-00013-22-A

ENVIRONMENTAL MANAGEMENT BUREAU  
RELEASED BY:   
DATE: 2/15/2022  
TIME: 11:14 am

Sir/Madame:

This notice is being served upon you for alleged violation of **R.A 8749** otherwise known as the Philippine Clean Air Act of 1999 based upon the *survey/inspection* conducted by the technical personnel of the Provincial Environmental Monitoring Unit – Samar (PEMU-Samar) last **06 August 2021**.

**ACTS CONSTITUTING THE VIOLATION**

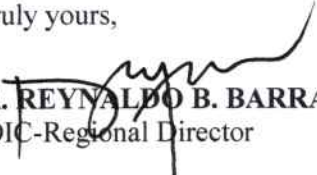
Finding/s	Prohibited Act/s
Operating Air Pollution Source Installations without Permit to Operate for Generator Sets and Underground Tanks since <b>06 August 2021</b> .	Violation of <b>Section 1, Rule XIX of DENR Administrative Order (DAO) No. 2004-26</b> , amending DAO 2000-81, in relation to <b>Section 1, Rule LVI of DAO 2000-81</b> , 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 five (5) years 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**, copy furnished **embr8\_legal@emb.gov.ph**, 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,  
  
**ENGR. REYNALDO B. BARRA**  
OIC-Regional Director



## SURVEY/INSPECTION FOR AIR QUALITY MANAGEMENT



Department: ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

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

Date of Survey/Inspection: August 06, 2021

Mission Order No.: \_\_\_\_\_

**1. GENERAL INFORMATION**Name of Establishment: **PRYCE GASES, INC.**Address: **Brgy. Ilo, Sta. Margarita, Samar**

Geo Coordinates:

Latitude: 12.0800000N

Longitude: 124.443200000E

Nature of Business: **LPG Refilling Plant**

PSIC Code: n/a

Product: **LPG**Year Established: **2018**Operating hours/day: **12 hrs.**Operating days/week: **7 days**Operating days/year: **365 days**

Product Lines	Production Rate as Declared in the ECC (unit/day)	Actual Production Rate (unit/day)
<b>LPG</b>	<b>n/d/a</b>	<b>n/d/a</b>
Name of Managing Head:	<b>CONCEPCION S. GUBALANE</b>	
Name of PCO:	<b>JAYSON A. PARADERO</b>	
PCO Accreditation No.:	<b>01-2021-2048</b>	Date of Effectivity: <b>26 March 2021</b>
Phone/Fax:	<b>n/a</b>	Email: <b>n/a</b>

**2. PURPOSE OF INSPECTION**

- ☐ Verify accuracy of information submitted by the establishment pertaining to new permit applications, renewals, or modification

	New	Renewal
<input type="checkbox"/> New Renewal		
<input type="checkbox"/> PMPIN Application	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous Waste ID Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous Waste Transporter Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous waste TSD Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> / Permit to Operate Air Pollution Control Installation	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discharge Permit	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Others <u>Survey</u>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>

- ☒ 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

**JAYSON A. PARADERO**

Position / Designation

**Plant In-Charge/PCO**



3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	ECC-R08-1806-0027	June 18, 2018	n/a
	ECC2	N/A	N/AN/A	N/A
	ECC3	N/A	N/A	
RA 6969	DENR Registry ID	OL-GR-R8-60-000755	May 25, 2021	N/A
	PCL Compliance Certificate	N/A	N/A	N/A
	CCO Registry	N/A	N/A	N/A
	Permit to Transport	N/A	N/A	N/A
RA 8749	POA No.	None	N/A	N/A
RA 9003	ECC for Sanitary Landfill	N/A	N/A	N/A
RA 9275	DP No.	R08-19-03126	Oct. 9, 2019	Oct. 9, 2020

MODULE AQM01: PRE-INSPECTION INFORMATION SHEET FOR EMISSION SOURCES

Emission Source Data Information	
Emission Source No.	1
Type (Brand/Model)	FILGEN
Rated Capacity	75 KVA
Fuel Type & Quantity	DIESEL
Operating Capacity	OCCASSIONAL
Control Facility	MUFFLER
Notes	Standby Genset

Emission Source Data Information	
Emission Source No.	2
Type (Brand/Model)	GREEN GEAR
Rated Capacity	n/d/a
Fuel Type & Quantity	LPG
Operating Capacity	OCCASSIONAL
Control Facility	MUFFLER
Notes	Standby Genset

Legal Provision	Regulatory Requirements	Compliant			Notes
		Y	N	N/A	
DAO 2004-26					
Rule 19 Section 1	Application for Permit to Operate has been filed for new or modified emission sources		/		
Rule 19 Section 3	As built design of the installation conforms with submitted engineering plans and specifications			/	
	Declared control facilities are installed and operational			/	
	Installation is located as proposed in the vicinity map (plant and machinery layout)			/	
	Facility design capacity is within the capacity declared in the application for permit to operate			/	
Rule 19 Section 5	Temporary Permit is still valid		/		Expired
DAO 2000-81					
Part 7 Rule 25 Section 5 a# 3	Facility is fossil fuel-fired powerplant over 10 MW rating installed with CEMS for particulates, sulfure oxide, and NOx			/	

	Facility is petroleum refinery / petrochemical industry installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is primary copper smelter installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is steel plant installed with CEMS for particulates and sulfur oxide			/	
	Facility is ferro-alloy production facility installed with CEMS for particulates			/	
	Facility is cement plant installed with CEMS for particulates			/	
Section 3a #1	Facility has the potential to emit at least 750 tons/year of regulated pollutant. Facility has CEMS and COMS.			/	
	Facility has the potential to emit at least 750 tons/year of particulate matter. Facility has COMS.			/	

#### EMB DAO 2007-22

Section 5	CEMS/COMS Specifications for Opacity is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 1			/	
	CEMS/COMS Specifications for Sulfur Dioxide and Nitrogen Oxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 2			/	
	CEMS/COMS Specifications for Carbon Dioxide and Oxygen is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 3			/	
	CEMS/COMS Specifications for Carbon Monoxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 4 and 4A			/	
	CEMS/COMS Specifications for Hydrogen Sulfide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 7			/	

#### Other Observations:

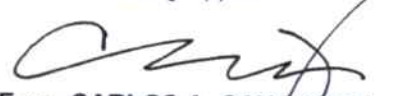
1. The plant is operational during the time of inspection.
2. The plant is producing LPGs for wholesale and retail.
3. The plant have the following equipment for processing, to wit:
  - 3.1 2 units 7.5 hp LPG pump – operating hrs. of 6/day
  - 3.2 1 unit 15 hp Gas Com. – operating of 1.8 hrs/day
  - 3.3 6 units Elizer Filling Head – w/ 6 hrs. operation/ day
  - 3.4 1 unit Pneumatic KAYA Filling Head – 2.8 kg – 1 hr. operation/day
  - 3.5 2 units generator (standby) sets, occasionally used during power interruption
4. No permit to operate in violation of RA 8749 and other environmental laws, rules and regulations.
5. Last submission of SMR is July 15, 2021.

<b>Remarks and Recommendation:</b> <ol style="list-style-type: none"><li>1. To apply on on-line application of permit to operate</li><li>2. To issue notice of violation for operating without Permit to operate Air Pollution Source/Control Installations for their Generator Sets and Underground Tanks. In violation of Section 1, Rule XIX of DENR Administrative Order (DAO) No. 2004-26, amending DAO 2000-81, in relation further to Pollution Adjudication Board Resolution No. 01, Series of 2019.</li></ol>
<b>List of Documents Reviewed:</b>
ECC

Submitted by:

  
**DR. ANTONIO A. PINO, Ph. D.**  
Head, PEMU-SAMAR

Recommending Approval:

  
**Engr. CARLOS A. CAYANONG**  
Engineer IV/Chief, WAQMS

Approval:

  
**FOR. MANUEL J. SACEDA, JR.**  
OIC, Chief EMED

Noted:

  
**ENGR. REYNALDO B. BARRA, PME**  
OIC, Regional Director