



September 25, 2023

MEMORANDUM

TO : The OIC, CENR Officer
 DENR, CENRO **Guinbalan**

FROM : The OIC, PENR Officer
 Province of Iloilo

SUBJECT : **ORDER OF INVESTIGATION PENRO CLAIM CONFLICT NO. 09-04-23**



JOHN NEIL G. BARCARLOS,
PAUL ERIK G. BARCARLOS,
AND
JULIE KRISTY B. TAN,
Claimants-Protestants,

Location: Brgy. Alegre, Oton, Iloilo

Foreshore Area adjacent to Lot No. 1-C, Psd-06-011610

-versus-

Area: 1,460 sq. m.

FLA No. 063034-12
ADELFA BRIONES,
Applicants-Respondents.

X ----- X

Returned is the Formal Protest of the above-captioned case together with the corresponding Order of Investigation. With this, an Assignment Order of Investigation is hereby issued by the undersigned to the OIC, CENR Officer of DENR CENRO Sara or any of his duly authorized representatives, for the conduct of Formal Investigation as the matter herein falls within the administrative jurisdiction of that Office.

Thereafter and upon termination of the investigation, a Terminal Report shall be submitted to the Office of the Regional Executive Director together with the complete records of this case for resolution.

For appropriate action.

SALVADOR C. MANGLINONG, JR.



- Copy Furnished:
- **JOHN NEIL G. BARCARLOS**
Luna St., La Paz, Iloilo City
 - **PAUL ERIK G. BARCARLOS**
Brgy. Tagbuk, Jaro, Iloilo City
 - **JULIE KRISTY B. TAN**
Blk. 6, Lot 10, Bougainvillea St., Gran Plains, Jaro, Iloilo City
 - **ADELFA BRIONES**
Brgy. Alegre, Oton, Iloilo

KJL / ZJED/ ADH / AEB

Handwritten notes in the top left corner:
 PENRO ILOILO
 FOR PROTEST
 (09-04-23)



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
PROVINCIAL ENVIRONMENT & NATURAL RESOURCES OFFICE
Old Rotary Park, Port Area, Parola, Iloilo City
Tel./Fax No. 3369542

PENRO CLAIM CONFLICT NO. 09-04-23

**JOHN NEIL G. BARCARLOS,
PAUL ERIK G. BARCARLOS, AND
JULIE KRISTY B. TAN**
Claimants-Protestants,

Location: Brgy. Alegre, Oton, Iloilo
**Foreshore Area adjacent to Lot No. 1-C,
Psd-06-011610**
Area: 1,460 sq. m.

-versus-

FLA No. 063034-12
ADELFA BRIONES
Applicant-Respondent.

x-----x

ORDER OF INVESTIGATION

It appearing that a protest in due form has been filed by **JOHN NEIL G. BARCARLOS, PAUL ERIK G. BARCARLOS, AND JULIE KRISTY B. TAN** against **FLA No. 063034-12 ADELFA BRIONES** over the **Foreshore Area adjacent to Lot No. 1-C, Psd-06-011610** located at **Brgy. Alegre, Oton, Iloilo** alleging in substance among others, to wit:

That Claimants-Protestants, are the new owners of a parcel of land covered by Transfer Certificate of Title No. T-13375, Lot No. 1-C situated at Brgy. Alegre, Oton, Iloilo, as evidenced by a Deed of Sale as per Doc. No. 159, Page No. 32, Book No. XXXIII, Series of 2022, Notary Public- Atty. Rex C. Muzones, Date of Instrument, May 24, 2022;

That the abovementioned lot is adjacent to a foreshore land which is currently occupied by Adelfa Resort;

That based on the information the Claimants-Protestants gathered, Adelfa Resort does not own any lot near the vicinity and is not holding any Foreshore Lease Agreement (FLA) to legally occupy, develop, utilize, and manage the said area;

That Applicant-Respondent has been filing an application for FLA since 2003 but failed to acquire the approval of DENR CENRO, Guimbal as evidenced by a Certification issued by DENR CENRO, Guimbal;

That the Foreshore Lease Application No. 063034-12 has been used by Adelfa Resort as its safety blanket to claim ownership over the said land depriving other interested applicants of their rights to file for a new application;

That the Claimants-Protestants, as the new owners of the property adjacent to the said foreshore land, are requesting the office to grant the preferential rights over the application of a FLA which, under the law, is given to riparian owner.

WHEREFORE, in view of the foregoing and in order to ascertain the legal and factual issues raised in the instant Protest, the CENR Officer of CENRO Guimbal, Iloilo, or his duly authorized representative is hereby directed to conduct an investigation in accordance with Chapter II of DAO 2016-31, "Procedure in the Investigation and Resolution of Land Claims and Conflict Cases". Thereafter, submit terminal report for the Regional Executive Director through this Office for the proper disposition of this Case.

SO ORDERED.

September 25, 2023, DENR, PENRO, Iloilo.


SALVADOR C. MANGLINONG, JR.
OIC, PENR Officer


KDL / ZJED / ADH / ABB

Copy Furnished:

- **JOHN NEIL G. BARCARLOS**
Luna St., La Paz, Iloilo City
- **PAUL ERIK G. BARCARLOS**
Brgy. Tagbak, Jaro, Iloilo City
- **JULIE KRISTY B. TAN**
Blk. 6, Lot 10, Bougainvillea St., Gran Plains, Jaro, Iloilo City
- **ADELFA BRIONES**
Brgy. Alegre, Oton, Iloilo
- **For Posting/ PENRO ISA**
PENRO Website