



Republic of the Philippines  
Department of Environment and Natural Resources  
**POLLUTION ADJUDICATION BOARD**  
EMB Building., DENR Compound., Visayas Avenue, Diliman, Quezon City  
Tel/Fax No. 928-1221

**MEMORANDUM**

To : **ALL REGIONAL EXECUTIVE DIRECTORS**  
Department of Environment and Natural Resources

**ALL REGIONAL DIRECTORS**  
Environmental Management Bureau

From : **THE CHAIRPERSON**

Date : **NOV 05 2003**

Subject : **Strict compliance with the prescribed periods and directives provided for in PAB Resolution 1-C, Series of 1997, as amended (Revised Rules of the Pollution Adjudication Board (PAB) on Pleading Practice and Procedure in Pollution Cases)**

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In its effort to expedite transmittal of its decisions to the Regional Offices and in order for the early and speedy implementation thereof, the PAB had engaged the services of a courier to do the same instead of the usual postal service.

However, it has come to the attention of the PAB that despite this effort to hasten the process of transmittal, some of the Regional Offices had not complied with the prescribed period of reporting back to the PAB the proceedings of the service or implementation of the Orders. Your attention is therefore invited to the last paragraph of any Order being made by the Board which explicitly directs the RED as follows: *"The Regional Executive Director or his duly authorized representative is hereby directed to serve and execute this Order within seventy-two (72) hours from receipt hereof. A report shall likewise be submitted to the Board within forty-eight (48) hours from execution stating the proceedings taken therein."*

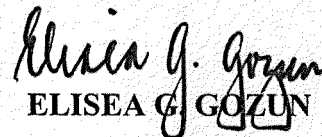
Furthermore, we would also like to remind your Office to comply with the requirements of PAB Resolution I-C as follows:

1. Rule IV, Section 9, which categorically provides that *"The Regional Office shall furnish the Board monthly reports on the status of all cases"*;

6/02

2. Rule VI, Section I, Paragraph C, which provides that "*Execution of a commitment from respondent to abate or mitigate the pollution complained of, xxx, which in no case shall be more than ninety (90) days. Xxx. The Hearing Officer shall furnish the Board copies of commitments executed by respondent within seventy-two (72) hours from submission thereof.*";
3. Companies found to be in violation of P.D. 984 and its implementing rules and regulations shall be penalized in accordance with Rule VI, Section VII, which clearly provides that "*Upon the expiration of the period agreed upon the Technical Conference, xxx. If it is determined after the inspection the respondent now complies with the DENR Standards, the case shall be elevated to the Board within fifteen (15) days with a recommendation of the fines to be imposed. Xxx. Where the commitments made by respondent during the Technical Conference shall take more than ninety (90) days to complete, xxx . The Regional Office within fifteen (15) days, elevate the case to the Board with the appropriate recommendations, xxx*";
4. The Regional Office is required to file its comments **within ten (10) days** from receipt of every Motion as provided for in Rule IX, Section 1, Paragraph 2 and Section 6 thereof

For your information and strict compliance.

  
ELISEA G. GOZUN