

Republic of the Philippines
Province of Cagayan
Municipality of Claveria

OFFICE OF THE SANGGUNIANG BAYAN

RESOLUTION NO. 119, S – 2011

AMENDING SOME SECTIONS OF MUNICIPAL ORDINANCE SERIES OF 2000 ENTITLED "AN ORDINANCE PROVIDING THE DEVELOPMENT, CONSERVATION, REGULATION AND MANAGEMENT OF COASTAL FISHERIES AND AQUATIC RESOURCES WITHIN THE JURISDICTION OF CLAVERIA, CAGAYAN AND FOR OTHER PURPOSES".

WHEREAS, the Municipal Fisheries and Aquatic Resources Management Council (MFARMC) is mandated by law to act as recommendatory and consultative body to the Sangguniang Bayan relative to fishery matters had recommended some amendments of Municipal Ordinance No. 07 Series of 2000; and

WHEREAS, it is imperative to amend the subject ordinance as there are necessary changes and revisions of some sections to cope with updated fishery policies, rules and regulations.

WHEREFORE, upon unanimous concurrence by all the members present, be it

ENACTED, as it is hereby enacted by the Sangguniang Bayan in session assembled this 26th day October 2011 to Amend Some Sections of Municipal Ordinance No. 07 – 2000.

ORDINANCE NO. 06, S – 2011

Sponsored by Committee on Laws & Rules, Committee on Agriculture
and Committee on Fisheries & Aquatic Resources

- Section 1. Title This Ordinance shall be known as an "*Ordinance Amending Some Sections of Municipal Ordinance No. 07 Series of 2000*".
- Section 2. The Title of Municipal Ordinance No. 07 – 2000 is hereby amended by inserting the words "*protection*" between coastal and fisheries respectively to read as follows"
- " An ordinance providing for the development, conservation, *protection*, regulation and management of coastal, inland fisheries and aquatic resources within the territorial jurisdiction of Claveria, Cagayan and for other purposes"
- Section 3. Subsections of Section 4.f (Zone 6 – Municipal Sanctuary Area) are hereby amended as follows:
- 3.a Section 4.f.1 delete the words "*including Taggat Lagoon*" to read as "*At Barangay Taggat Norte*" (near the Lakay-lakay point)
- 3.b Delete *sub-section 4.f.4*
- 3.c Delete *Sub-section 4.1.2 of Section 4.1 (Reservation Area for Foreshore land for Eco-Tourism Development)*

MJ

Alfonso

R

Edallela

M

Secretary

Chairman

- 3.d Section 4.1.4 delete "*fish landing building*" to read as "Taggat Norte – the whole area of the lagoon and Lakay-lakay point extending up to the "*TN seawall*".
- Section 4. The title of Chapter III, insert *INLAND* between "*coastal and*" and "*municipal waters*" to read as "*Conservation and Utilization of Coastal and Inland Municipal Waters*".
- Section 5. Section 5.b (Establishment of Closed Season) shall be amended as follows:
- "There shall be closed season for gathering of hereunder listed aquatic resources in the municipal waters, Fishing Management Areas and Other Areas reserved for the use of municipal fusherfolks) as follows:
- 5.a Goby fries shall not allowed to be gathered inclusive within thirty (30) days from its appearance each year for conservation and ecological purposes; and
- 5.b Gathering of barnacles (ronoron in the local dialect) shall only be allowed starting from the month of April to June each year.
- Section 6. Section 7 (Banning the Catching of Juveniles) Inclusion of some other banned juvenile aquatic species to be caught to read as follows"
- "It shall be unlawful to catch juveniles for commercial purposes especially grown species such as *crablets, mullets, ealvers, padas and tirong*".
- Section 7. Section 9 (Grant of Fishing Privilege in Municipal Waters) is hereby amended by deleting "*Philippine Coast Guard*" in the paragraph and change it to "*Municipal Agriculture Office*".
- Section 8. Paragraph c of Section 14 (Licensing Procedures) is hereby amended as follows. "An official receipt of payment from the Municipal Treasurer's Office of the application fee of One Hundred Pesos (P100.00) which is non-transferable and non refundable.
- Section 9. Section 23 (Licensing of Fishing Boat) is hereby amended and read as follows:
- "The Mayor shall issue the license upon inspection and verification of the MFARMC and upon recommendation by the Municipal Agriculture Office to person, cooperative, partnership, association, firm or organization to operate fishing boat/vessel three (3) gross tonnage or less. The licensed fishing boat/vessel shall be numbered upon registration. Payment of license fees shall be made annually on or before January 31st. Provided, no such special permit shall be required of a fishing vessel in a scientific research or educational purposes within the municipal waters.
- Section 10. Section 27 (Color Coding and Number) is hereby amended as follows:

A. Specifications:

Length of Vessel (in meters)	Thickness & Heights of Number & Letters
11 meters but less than 15 meters	2" x 10"
0.5 meters but less than 10 meters	2" x 8"

M *Alfonso* *Z* *Edel* *PA* *Antonio* *Gallego* *X*

B. Marks

1. The markings shall be colored red and be marked in the starboard as high as possible above the waterline on both sides;
2. For purpose of determining the origin of the boat/vessel the following markings shall be strictly followed;

2.a For motorized boat/vessel

The initial of the Province (CAG) followed by the assigned municipal code (07), the number issued by the MAO and the initial of the barangay where the vessel originated.

Example:

CAG-07-001-TS (for Taggat Sur)

2.b For non-motorized vessels:

2.b.1 Beach Seine (Daklis)

The assigned municipal code (07), type of vessel (BS) followed by the registered number issued by the MAO.

Example:

07 BS-001

2.b.2 Ordinary Banca:

The assigned municipal code (07), type of vessel (B) followed by the registered number issued by the MAO.

Example:

07B-001

2.b.3 Small Banca with Outrigger (Lampiting)

The assigned municipal code (07), type of vessel (SB) followed by the registered number issued by the MAO.

Example:

07SB-001

Section 11. Sub-sections of Section 28 (General Schedule of Fishery Rentals, License, Permit Fees and Charges)) are hereby amended as follows:

11.1 Application fee for any privilege

P100.00

11.2	Certification fee	50.00
11.3	Auxiliary Invoice	
	for fries per kalag	40.00
	for patis.bagoong per liter	1.00
	for iced/frozen fish per kilo	1.00
	lobster (live)/kilo	5.00
	lobster (frozen/kilo)	2.00
	others (curacha, squid, barnacles, etc)	1.00
11.4	Fish inspection fee –for inspection services	
	rendered per kilo of fish catch	.50
11.5	License fees to be paid not later than	
	January 31 st	
5.1	Fish Cages	
	7 meters x 7 meters	P200.00/annum
	7 meters x 14 meters	400.00/annum
5.2	Type of fishing gear	
5.2.1	Daklis	800.00
5.2.2	Bubo	50.00
5.2.3	Kaput	500.00
11.6	Fishing Boats	
6.1	Motorized with three (3) tons	
	and below capacity	500.00
11.7	Post Harvest Facilities	
7.1	Dealer/Broker of fish	
7.1.1	Prawn/Shrimps/seaweed or	
	aigae below P10,000.00 capital	400.00
7.1.2	Capital of P10,000.00 and above	1,000.00

Section 12. Chapter vi (Grounds for Cancellation or Termination of License)

12.1 Modify item 2 to read as follows:

"In case of death of licensee, a new license shall be issued to the qualified heirs and assigns after filing of a new application within sixty (60) days after death of the licensee".

12.2 Add Item 11 to read as follows:

"Voluntary termination of license"

Section 13. Paragraph B of Section 37 (Reporting and Monitoring) – delete *"Maritime and PCG"* and change to *"MFARMC"* to read as follows xxx, all fishery and aquatic products being shipped out of the municipality shall be monitored by the said office in cooperation with the Office of the Treasurer, BFAR, PNP, MFARMC, xxx

Section 14. Sub-section "a" of Section 38 (Municipal Sanctuary Area and Reserves) is hereby amended to read as follows:

14.a Barangay Taggat Norte with Babatoven as the point of reference.

Station	Latitude	Longitude
1	18 37.215'	121 01.792
2	18 38.571'	121 01.061
3	18 38.101'	121 03.769
4	18 36.600'	121 03.249

14.b Delete Sub-section "b" of Section 38

Section 15. Paragraph 4 of Chapter XII (Prohibitions & Restrictions), Section 45 (Fishing through Explosives, Noxious or Poisonous Substance, and/or Electricity) is hereby amended by inserting the word *"compressor"* to read as follows:

*"The discovery of dynamite, other explosives, and chemical compounds which contain combustible elements, or noxious substances or equipment or device for electro-fishing **"and compressor"** in any fishing vessel or xxx.*

Section 16. Repealing Clause – All previous ordinances, rules and regulations or part thereof which are inconsistent with this ordinance are hereby repealed or modified accordingly.

Section 17. Separability Clause – If for any reason or reasons any provision of this ordinance is declared unconstitutional or invalid, the other portions or provisions hereof which are not affected, thereby, shall continue to be in full force and effect.

Section 18. Effectivity – This Ordinance shall take effect fifteen days (15) after a copy is posted in three (3) conspicuous places within the municipality.

[Handwritten signatures and initials at the bottom of the page, including names like 'M', 'Alonso', 'Edel', 'J.R.', 'Perry', 'Placido', and 'X']

ADOPTED this 16th day of November 2011 at Claveria, Cagayan.

CERTIFIED CORRECT:



CHARLES B. BALANAY
Secretary
Sangguniang Bayan

SANGGUNIANG BAYAN MEMBERS



ARNOLD T. LAYUS, JR.



ANGELITA A. BARIUAN




JERRY JEFFERSON P. ONG



RICHMOND JAY D. TUMANENG



PONCE R. PULIDO, MD.



ELISEA Q. TABLADA



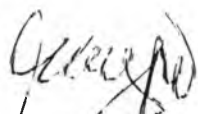
PEDRO C. AGBAYANI



SOLFERINO A. AGURA, JR., MD.


REYN M. NIDUAZA

ATTESTED:



ROMEO R. RAFOL
SB Member/Temporary Presiding Officer

APPROVED:



CELIA T. LAYUS, MD.
Local Chief Executive
Date: 11-28-11