f. Other nets (Panti pangmanamsi) - P100.00
g. Bukong - P100.00
h. Lambat sa ilog - 100.00

Provided that the mesh of the fish nets should not be less than three (3) cm. when stretch.

b. Fishermen using traps: - P 200.00 / year
   a. Ansag
   b. Antol
   c. Bobo or Panggal (big or small)
   d. Kulong
   e. Pagong
   f. Other Traps

c. Fishermen using other Paraphernalia
   1. Without light
   2. With torch
   3. With "petromax"
   4. Other paraphernalia

d. Fishermen using other fishing gears: P 150.00 / year

   1. Bitana
   2. Bocatol Padarao
   3. Sahid
   4. Laya
   5. Anud
   6. Sagiwsiw
   7. Patuayan
   8. Lukod
   9. Hook and Line
   10. Other Fishing gears

SECTION 25. Permit to Dock. All fishing vessels / boats more than three (3) registered gross tons shall secure a Permit to Dock to the Municipal Licensing Office upon payment of the corresponding fee for the purpose to be set by the same office.

SECTION 26. Fees for Fish Transport. All fish and fishery products transported outside the Municipality must have an auxiliary invoice to be issued by the Municipal Agriculture Office after an official inspection by his authorized representative and upon payment of fees and charges therefore at the rate fixed hereunder.

Item No.	Fee Per Set Kg.
a. Bangus	P 2.00 / kg.
b. Preserved Fish (iced, frozen, salted, dried, smoked, patis)	2.00 / kg.
c. Bagoong	150.00 per ton
d. Endangered Specie	10.00 / kg.
e. Green Snail Shell	10.00 / kg.
f. Kapis Shell (not less than 80 mm)	10.00 / kg.
g. Other Shells	10.00 / kg.
h. Endangered Specie	25.00 / kg.
i. Dried star fish	5.00 / kg.
j. Dried squid	150.00 / ton
k. Dried seaweeds (euchema)	150.00/ton

l. Dried seashore	100.00/kilo
m. Dried sharkskin	150.00 / 25 kg.
n. Salted skin of sea snakes	150.00 / 25 kg.
o. Sponge	150.00 / kg.
p. Tanned skins	150.00 / kg.
q. Slated skins	150.00 / kg.
r. Tanned skin of sea and sea reptiles	150.00 / kg
s. Bangus fry or fry of other species	15.00 / kg.
t. All other unclassified marine products	15.00/3,000 fry

Provided, further, that shippers/dealers notify the Municipal Agriculture Office or his authorized representative to conduct inspection before conduct of said inspection before, shall not required to pay the same in the Municipality but shall pay the difference for transporting to their final points of destination by water, land or by air. Any aquatic products place to their container in preparation. Provided, further, that cargoes containing fish and fish products shall be inspected by Bantay Dagat personnel or other deputized fishery wardens at the fish ports before transporting to their final points of destination by water, land or by air.

ARTICLE VII – PROCEDURE FOR APPLICATION/RENEWAL OF FISHERY PRIVILEGE

SECTION 27. Procedures for the application/renewal for fishing license or exclusive fishery privilege. The following are the procedure to be followed by the applicants in applying/renewing for fishing license, auxiliary invoiced and/or exclusive fishery privilege.

a. Application/renewal for any of the fishery license (fishermen license vessel license Mayor's Permit for fishing gear) or exclusive fishery privilege mentioned in the proceeding sections shall be made on official forms duly approved by the Sangguniang Bayan, attached to which shall include, but not limited to the following:

1. Community Tax Certificate
2. Barangay Clearance / BFARM Clearances
3. Bantay Dagat Cert. Of Inspection
4. PNP – Maritime of Philippine Coast Guard Cert. Of Vessel Registration
5. Affidavit of Ownership of Vessel or Gear Lease Contract
6. Municipal Fishing boats license for the previous year
7. If the juridical entity articles of incorporation by laws and/or certificate of registration, whenever applicable.
8. Income tax return for the previous year

For Auxiliary Invoice to transport "bangus" fry of other species within the Philippines, which shall be for a period of one (1) month to take effect from the date of the first shipment of fry.

1. In case of public fishponds, copy of fishponds lease agreement (FLA)
2. In case of private fishponds, copy of supporting documents of Lease Contract
3. In case of fishpen/fish cage owner or operators copy of BFARMC License whichever is applicable.
4. Sketch of fishpond showing the nursery and other portion of the fishpond;
5. Estimated stocking rate per hectare per season for the develop of fishpond or fishpen;
6. Fry concession contract of any showing source quality and price of fry;
7. Corporation or partnership documents when applicable;
8. Fry or fingerlings contact. If any with fishpond fishpen, fishcages or nursery owner or operator.

b. All application shall be forwarded to the Municipal Mayor who shall ensure through the Bantay Dagat which shall be tasked with the inspection of person, boats, fishing gears and other paraphernalia fishery records and contracts, private ports and warehouses used in the fishery, and the operation site, that the license applied for will not prejudice interest and that the portion of area for which an application for lease has been presented in not covered by any existing lease. Thereafter the appropriate fees and charges shall be paid in the bond filed for exclusive privileges in accordance with the guidelines for granting preferential right:

c. Following the process for granting preferential right and no qualified applicants have been found, the following shall be the procedure for the granting of exclusive fishery privileges:

1. A Committee on Auction which shall be composed by the Municipal Treasurer as Chairman and two (2) members of the Sangguniang Bayan as members shall advertise a notice for the raffle in areas or zones of the Municipal Waters available for creating fish corrals, pens and cages or operating oyster, pearl, seaweed or other culture beds, or taking catching banqus fry or fry of other species for propagation by posting said notice in a newspaper published in the locality for the period of not less than fifteen (15) days;

2. The Sangguniang Bayan shall in a resolution provided for a notice calling for a raffle for the Exclusive Fishery Privilege specify the time and place of the raffle the number of permits to be issued the bond to be deposited before and by individual or entity is entitled to participate the procedure to be followed by the Committee on Auction, before any exclusive fishery privilege is granted. The bond which is guarantee of good faith and for satisfactory compliance with the terms of the lease or grant, shall be in cash or real estate situated within the Philippines or guaranteed by a surely company authorized for the purpose in an amount less than two (2) years rental;

d). For transport fees and charges before transporting any shall or other marine/aquatic products the shipper, collector, dealer or possessor shall secure an Auxiliary Invoice from the Municipal Agricultural Office. This Invoice shall state the kind quantity value and origin of the aquatic products the fees which have been paid and who received the payment giving therein the number of the official receipt. The Auxiliary Invoice shall be made in quadruplicate and shall accompany the products described therein, from which it must not be separated until the said products have reached their destination.

ARTICLE VIII - DUTIES OF LICENSEES, PERMITEES AND EXCLUSIVE FISHERY PRIVILEGE HOLDER

SECTION 28. Duties of Licenses, Permitees and Exclusive Privilage Holders.

1. To take precaution as may be necessary to prevent injury to the municipal waters and the marine/aquatic products included therein: especially the corals; and to ensure environmental protection at all times;

2. To assume responsibility for the use of fishing boat and any or all acts of his agents, employees or laborers, including those of contractors connected with his fishing operations, or in the established, management or operation of the lease contract or during the fishing expedition such as transport and or possession or dynamite, cyanide and other poisonous or noxious substances as well as any fish caught through unlawful means;

3. To keep and submit all records and reports of transaction in connection with the license, permit or lease in such formal as required by the terms and conditions of the license and as may be required by law;

4. To permit or render assistance to any Bantay Dagat personnel or any other duly authorized Fishery Wardens for purposes of inspection, searching and examining any person, documents/records, places of operation including storage areas, auxiliary boats or goods aboard the boat,

5. To provide fish samples in the Deputized Fishery Warden Enforcement Officer for scientific analysis or examination to determine whether the same was caught by means of explosives or poisonous or obnoxious substances by either the Cyanide Detection Center or the Department of Agriculture Fish Laboratory;

6. To carry at all times the license, permit or lease contract ready to exhibit them upon demand by any enforcing officer thereof;

7. To vacate the area covered by the Exclusive Fishery Privilege upon its expiration or as directed by authorized municipal officials unless renewed or cancelled;

8. To clear, remove, destroy or demolish any debris, material, structure or gear or the vacate area placed or constructed on the site of the Exclusive Fishery Privilege upon expiration or cancellation of the privilege;

9. To refrain from constructing any fish pen, "baklad" cage or any fish trap or device on place or places fronting beach resort areas.

ARTICLE IX ENFORCEMENT

SECTION 29. Enforcement of this Ordinance. This Ordinance shall be implemented by duly authorized personnel of the Municipal Government, specifically the Municipal Agriculturist Office, Treasurer's Office and the various concerned divisions of the Municipal Government, the respective BFARMC's and National Police Maritime and other deputized agencies and Fishery Wardens; Provided, that purpose be identified by wearing their Fishery Wardens or Deputy Fishery Wardens card issued by the Municipal Government; Provided further, that legal assistance be provided the Fish Warden or law enforcement in case of charges of harassment arising from the enforcement of this Ordinance shall be tried in Roxas; Provided finally, that rewards/incentives be granted to the Fishery Warden or Law Enforcement Officer for any arrest, apprehension of fishery law violators. Such reward shall be deducted from administrative fines or proceed of sales arising from said apprehension not to exceed thirty five (35%) percent of payments made to the Office of the Municipal Treasurer and the Sangguniang Bayan in aid of legislation, appropriate fund and include in the municipal annual budget to augment operation of the composite team.

The Deputized Fishery Wardens from the Office of the Municipal Agriculture Office Bantay Dagat, the PNP-Maritime and other law enforcement agencies are hereby instructed to take lead in the enforcement of fisheries and environmental laws in collaboration and coordination with the BFARMC.

SECTION 30. Authority of Inspection and of removal of article involved in the Alleged Offense. Fishery Wardens, Deputy Fishery Wardens and other enforcement officer for fisheries are hereby authorized to inspect any part of the fishing vessels, gear, and storage areas, cages, corals, pens, operation sites, machinery species utilized for the fishery and all documents pertaining to the fishing operation; to seize and/or remove any such article which he believes to have been involved in a fishery offense; and to remove any

obstruction at the expense of the lease, license or occupant thereof, whenever applicable.

ARTICLE X - PENALTIES

SECTION 31. Compliance with Penalties of National Laws. The Municipal Government notes its full support and application for the Fisheries Code of the Philippines, Fisheries Administrative Orders (FAOs) regulations and policies especially with regard to their penalties.

SECTION 32. Penalties. Any individual, cooperative, partnership, association or corporation found violating any of the following offense shall be punished for each offense by a fine of not less than P1,000.00 but not exceeding P5,000.00 or imprisonment of not less than one month, but not exceeding six (6) months or both such fine and imprisonment in the discretion of the court.

a. Engaging in fishing or fishery activity not qualified under Section 5 hereof.
b. Engaging in fishing or fishery activity without Fisherman's License and/or Vessel License and/or License Permit for fishing gear or paraphernalia and/or Auxiliary Invoice.
c. Engaging in baby trawl fishing, baling, pa-aling and hulbot-hulbot
d. Any violation of the restrictions under Section 8 hereof.
e. Non compliance with vessel identification under Section 14 hereof
f. Sport fishing without permit from the Office of the Municipal Mayor
g. Mangrove Conversion
h. Access in the municipal waters without corresponding agreement between the Mayor of adjoining municipalities and the Municipal Mayor of Roxas.
i. Unlawful obstructing, delaying or evading the authorized inspection and/or movement of the fishing vessel gear or paraphernalia and/or fish or fishery products;
j. Deputized Fishery Wardens, other law enforcement or government officials --- with the offenders without prejudice to immediate suspensions.
k. Deputized Fishery Wardens or law enforcement who exceed their authorities.

SECTION 33. Administrative Fines, confiscation/seize and cancellation/non-renewal of permit. Without prejudice to civil and/or criminal prosecution in the regulation courts, the Municipal Mayor is hereby empowered to impose upon the offenders and administrative fines or not more than P5,000.00 and/or to seize and confiscate fish or other marine/aquatic products unlawfully caught — of taken and/or impound the fishing boat/vessel and any equipment and gear associated with the offense and/or cancel and not the license permit or exclusive fishery privilege upon any of the following grounds;

a. Any violation under Section 31 hereof, and other provisions of this ordinance the National Fishery Code and Fisheries Administrative Orders and other fishery national and local laws;
b. Fraudulent and/or false misinterpretation made by the applicant
c. Possession of explosive materials for the fabrication of explosives, noxious or poisonous substances, electro-fishing devices on have on board fish caught any of the foregoing means other contraband smuggled good and fish caught by unlawful means other contraband smuggled good and fish caught or other prohibited articles;
d. Possession of fish caught by unlawful means;
e. Failure to assume responsibility for the use of his fishing boat and any or all acts of his agent, employees or laborers. Including those of the contractors connected with his fishing operation or in the establishment management or operation of the less contract or during the fishing expedition much as transport and/or possession of dynamite sodium cyanide or any other cyanide poisonous or noxious substance as well as the caught through unlawful means;
f. Failure to notify the office of the Municipal Mayor within thirty (3) days of the same or lease of the fishing boat to another person;

g. Employ by the boat owner of unlicensed fishermen;

ARTICLE XI - REPEALING CLAUSE

SECTION 34. Ordinances, orders or regulations inconsistent herewith are hereby repealed.

ARTICLE XII - SEPARABILITY PROVISION

SECTION 35. If any provision of this Ordinance is declared unconstitutional, the remaining provisions shall not be affected such declaration.

SECTION 36. This Ordinance shall take effect upon approval.

On motion of Councilor Eduardo G. Villamin duly seconded by all members present

THIS ORDINANCE WAS UNANIMOUSLY APPROVED.

26 June 2000.

CERTIFIED TRUE AND CORRECT:

(SGD.) VIOLETA P. FUENTES
Secretary to the Sanggunian

ATTESTED:

(SGD.) GONZALO C. SINEL, JR.
Municipal Vice Mayor /
Presiding Officer

APPROVED:

(SGD.) JESUS M. DIMAPILIS
Municipal Mayor

Certified true copy from the original:

MERCEDITA B. VILLALOBOS
Clerk IV