

Republic of the Philippines
Department of Agriculture and Natural Resources
BUREAU OF FISHERIES
Manila

FISHERIES ADMINISTRATIVE)
ORDER NO. 13 :
REVISED .)

SUBJECT: Establishing closed season for the conservation of sardines, herrings and mackerels in the Visayan Sea, and revising Fish and Game Administrative Order No. 13, as amended and for other purposes.

Pursuant to the provisions of Section Four and Article III of Act Numbered Four Thousand and Three, as amended, and for the protection and conservation of certain species of fish known as sardines and herrings (Clupeidae), and Hasa-hasa and alumahan (mackerels or scombridae), in the Visayan Sea, a revised Fish and Game Administrative Order No. 13, as amended, is hereby promulgated for the information and compliance of all concerned;

1. Definition. - For the purpose of this Administrative Order, the following terms as used herein shall be construed as follows:

(a) Sardines and herrings shall include the following species of fish belonging to the Family Clupeidae and known under various local names: Sardinella fimbriata, fimbriated sardines, tumsoy, lao-lao, tabagak, tamban liryan; Sardinella perferata, deep-bodied herrings, halo-baybay, tamban, lapad, tamban lison, lapa; Sardinella longiceps, Indian sardines, tamban tuloy, haul-haul; Dussumieria acuta, round dwarf-herring, tulis, balantiyong, and hilos-hilos.

(b) Mackerels shall mean species of fish belonging to the Family Scombridae and known under the following scientific and local names; Rastrelliger brach somus, short-bodied mackerels, hasa-hasa; and Rastrelliger chrysozonus, stripped mackerels, alumahan and bulao.

(c) Fry or young of sardines and mackerels shall refer to be fry or young of the species mentioned in Sections i(a) and i (b) above, and known under local names of lupoy, silinyasi, liatsay or manansi.

(d) Stretched mesh of a fish net shall mean the distance between two full knots when the legs of the meshes are drawn together until they are taut.

2. Prohibition. - (a) It shall be unlawful for any person, association or corporation to kill or catch, or cause to be killed or caught or taken from those waters, purchase, sell, offer or expose for sale or have in his possession or under his control, any sexually mature sardines, herrings, hasa-hasa and alumahan or other larvae, fry or young known as lupoy, silinyasi or linatsay, during the close season, from November 15, to March 15, inclusive, of every year in that portion of the Visayan Sea and adjoining waters enclosed by a line drawn through the following points and coastlines; From the mouth of Danao River on the northeastern tip of the island of Negros, through Santa Fe on the southeastern tip of Bantayan Island to Madridejos; through the lighthouse of Tanguingue Island; through the lighthouse on Gigantes Island; to Clutaya Island; to Culasi Point in Capiz province; eastward along the northern coast of Capiz to Bulacaue Point in Carlos, Iloilo; southward along the eastern coast of Iloilo to the mouth of Talisay River; westward across the Guimaras Strait to Tomonton Point in Occidental Negros; Eastward along the northern coast of the Island of Negros and back to the mouth of Danao River in Escalante, Oriental Negros.

(b) It shall be unlawful for any person, association or corporation to catch fish of any species at any time of the year in the area described in the preceding paragraph with any fishing gear using net with meshes less than two centimeters when stretched.

3. Restrictions. - Licenses, permits or contracts issued under Act No. 4003, and pertinent regulations or municipal ordinance promulgated thereunder, shall contain provisions to the effect that:

(a) The terms and conditions of the license, permit or contract shall be subject to change at the discretion of the Secretary of Agriculture and Natural Resources.

(a) The licensee or permittee shall be responsible for any and all the acts of his agents and employees, contractors and employees of the contractors connected with his fishing operation.

4. Exemption. - (a) For scientific, educational, personal or propagation purposes, any person, association, institution or corporation of good repute may be granted by the Secretary of Agriculture and Natural Resources, free of charge, a permit to catch or cause to be caught the species mentioned in this Administrative Order, subject to such conditions as the Secretary of Agriculture and Natural Resources may deem wise to impose for the proper protection and conservation of those species.

(b) For propagation purposes not connected with any scientific or educational purposes, the proper municipal official or officials may issue licenses in accordance with sections 67 and 69 or 70 of Act No. 4003, for taking fry of all species for which fees may be fixed and collected subject to such conditions as the Secretary of Agriculture and Natural Resources may deem wise to impose.

(c) Fish caught under these licenses or permits but used for the purpose other than those mentioned herein above shall be subject to the penalty as if no permit has been granted.

5. Penalty. - Any violation of the provisions of this Administrative Order shall subject the offender to prosecution and, upon conviction, he shall suffer the penalty provided in Section 83 of Act. No. 4003, as amended which is a fine of not more than two hundred pesos or imprisonment for not more than six months, or both, in the discretion of the court.

6. Repealing Clause-- Fish and Game Administrative Order No. 13, Fisheries Administrative Order Nos. 13-2, and all other administrative Orders and regulations or parts thereof which are inconsistent with the provisions of this administrative Order, are hereby repealed.

7. Effectivity - This Fisheries Administrative Order shall take effect fifteen (15) days after its publication in the Official Gazette.

(SGD) BENJAMIN M. GOZON
Secretary of Agriculture
and Natural Resources

RECOMMENDED BY:

(SGD) ARSENIO H. ROLDAN, JR.
Director of Fisheries

APPROVED:

By Authority of the President:

(SGD) RUFINO G. HECHANOVA
Executive Secretary

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