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

FISHERIES ADMINISTRATIVE) April 23, 1959
ORDER NO. 14-11

SUBJECT: Amending Subsections (c) and (d) of Section 3 of Fisheries Administrative Order No. 14, as amended by F.A.O No. 14-6, and adding thereto Subsections (e), (f) and (g).

Section 1. - Subsections (c) and (d) of Section 3, of Fisheries Administrative Order Numbered Fourteen, as amended, by Fisheries Administrative Order Numbered Fourteen-Six (14-6) is hereby further amended to read as follows:

"(c). Any person qualified under the law to acquire public forest lands for fishpond purposes in accordance with Section 63 of Act 4003, as amended, and the rules and regulations promulgated thereunder, may be granted a permit or lease covering an area not exceeding fifty (50) hectares, subject to the exceptions herein provided for. A person who is actually a holder of a fishpond permit or lease covering an area as provided herein, shall be precluded from acquiring any right or interest in another permit or lease, even if his interest is that of a stockholder or member of a corporation, partnership or company.

A husband and wife living together shall not hold under individual or separate permits or leases an aggregate area exceeding fifty (50) hectares. A husband and wife, who are living separately by virtue of a decree of legal separation granted under the Civil Code of the Philippines, may each apply for a fishpond permit or lease covering an area of not more than fifty (50) hectares.

"(d). An association or corporation, duly registered with the Securities and Exchange Commission and authorized by law to transact business in the Philippines, may be granted a permit or lease covering an area not exceeding four hundred (400) hectares subject to the exceptions herein provided for; Provided, however, That if the total area covered by the permit and/or lease of the members or stockholders is less than four hundred (400) hectares, the permit or lease that may be granted to said association or corporation, shall be only for the area necessary to complete the maximum area allowed to such association or corporation, including the aggregate area held under permit or lease by the members or stockholders.

Section 2. - Subsections (e), (f), and (g) are hereby added to Section 3, FAO No. 14, as amended, to read as follows:

- "(e) The provisions of the preceding paragraphs (c) and (d), notwithstanding, the Secretary of Agriculture and Natural Resources may, in his discretion, increase or decrease the areathat may be granted for reasons of public interests, taking into consideration (1) the financial capacity or qualification of the applicant; (2) the importance of the project or industry for which the area is applied for; and (3) the technical training and background of the applicant.
- "(f) A yearly fishpond permit may be issued covering an area allowed under this order, for not more than three (3) years, subject to the following conditions; that the applicant shall, at the date of filing of an application, and as a guaranty of his financial capacity or qualification, deposit with the Director of Fisheries, or his duly authorized representative, the amount equivalent to one-fifth (1/5) of the total amount of improvement required for the whole area, based at P500.00 per hectare, either in cash, saving deposits, postal money order, cashier's check, certified check or manager's check issued by any recognized commercial or rural banking institution; but that said deposit or deposits shall be returned to the applicant, upon issuance of the corresponding permit, or immediately after the rejection or cancellation of the application filed covering the area.

The conditions hereinabove provided shall apply to all pending applications.

"(g) A long term lease for a period not exceeding twenty (20) years may be issued to a fishpond permittee, covering only portion or portions of the area fully developed within three years; undeveloped portion or portions under said permit, upon proper segregation, will be made available to other qualified applicants.

Section 3. - All regulations or parts thereof which are inconsistent with the provisions of this Order are hereby repealed.

Section 4. - This Administrative Order shall take effect upon its approval.

(SGD.) AMANDO M. DALISAY
Acting Secretary of Agriculture
and Natural Resources

RECOMMENDED:

HERACLIO R. MONTALBAN Director of Fisheries

APPROVED:

By authority of the President:

JUAN C. PAJO Executive Secretary

CERTIFIED TRUE COPY:

EMILIANO PUNZAL Chief, Records Division Executive Office

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