

Department of Agriculture and Natural Resources
BUREAU OF FISHERIES
Manila

FISHERIES ADMINISTRATIVE ORDER)
NO. 14-7)

August 31, 1954

SUBJECT: Amending Sections 33, 35, and 37 of
Fisheries Administrative Order No. 14.

Section 1.- Section 33 of Fisheries Administrative Order No. 14, is hereby amended by adding sub-section (t) thereof to read, as follows:

"(t) - Extent and period of improvement and development - The permittee or lessee is under obligation to introduce permanent improvements in the area covered by permit or lease in the following manner: at least one-fifth of the area covered by such permit or lease shall be developed within two (2) years from the issuance of the original permit or lease; and, the remaining portion shall be completely developed within a period of five (5) years, also, from the issuance of the original permit or lease."

Sec. 2.- Section 35 of Fisheries Administrative Order No. 14, is hereby amended to read, as follows:

"35. Suspension or cancellation.- The application, permit or lease may be suspended or cancelled for any of the following reasons:

"(a) Serious or continued violation of the Fishery and/or Forest laws and the regulations promulgated thereunder or terms of the permit or lease.

"(b) Repudiation or abandonment of the area granted.

"(c) Request of the permittee or lessee.

"(d) When the public interests so require.

"(e) Failure to pay without justifiable cause the fee, rental, additional charges, and/or bond deposit as provided in Sections 16, 21, and 27 of this Order, or within 120 days from the date the required fee, rental

and bond deposit become due and payable, without prejudice to any action the Government may take to recover the amount due.

"(f) Failure on the part of the permittee or lessee to comply with the provisions of Section 33, sub-section (t) hereof.

"The cancellation of the permit for any of the causes mentioned in sub-sections (a), (b), (e), and/or (f) hereof shall carry with it the forfeiture of the bond to the government.

"The cancellation of a permit or lease agreement shall be made by the issuing officer."

Sec. 3.- Section 37 of Fisheries Administrative Order No. 14, is hereby amended to read, as follows:

"37. When a transfer or sub-lease of area and improvements may be allowed.- If a permittee or lessee had, unless otherwise specifically provided, held the permit or lease and actually operated and made improvements on the area for at least three (3) years, he/she may request permission to sub-lease or transfer the area and improvements under certain conditions.

"(a) Transfer subject to approval - A sub-lease or transfer shall only be valid when first approved by the Director under such terms and conditions as may be prescribed, otherwise, it shall be null and void. A transfer not previously approved or reported shall be considered sufficient cause for the cancellation of the permit or lease and forfeiture of the bond and for granting the area to a qualified applicant or bidder, as provided in sub-section (r) of Section 33 of this Order.


"(b) Unpaid rentals - In case of transfer, if the permittee or lessee has unpaid rental or rentals, the heirs or assigns or transferee shall settle all such unpaid rentals before a new permit may be granted, other-

wise, the lease of the area shall be advertised as provided in Sections 14 and 15 hereof; and the transferee shall secure a new permit as prescribed in sub-section (r) of Section 33 of this Order."

Sec. 4.- Date of Effectivity - This Order shall take effect upon its approval.

SALVADOR ARANETA
Secretary of Agriculture
and Natural Resources

RECOMMENDED BY:


D. V. VILLADOLID
Director of Fisheries