

Republic of the Philippines  
Department of Agriculture and Natural Resources  
PHILIPPINE FISHERIES COMMISSION<sup>e</sup>  
Intramuros, Manila

FISHERIES ADMINISTRATIVE )  
  :  
ORDER NO. 40-4                    )

March 12, 1971

SUBJECT: Further amending Section 1 of Fisheries  
Administrative Order No. 40, as amended.

Pursuant to the provisions of Section 4 of the Fisheries Act, as amended and Section 4(h) of Republic Act No. 3512, Section 1 of Fisheries Administrative Order No. 40, as amended, is hereby further amended to read as follows:

Section 1. - Prohibition. - It shall be unlawful for any person, association or corporation to fish in any fishing area of the Philippines, with the use of fine-meshed nets and/or sinamay cloth at the bunt or bag, except when catching species that by their very nature are small even if they are already mature such as ipon, alamang, babios, sinarapan, dilis, padas, dulong, hipon tagunton, snails, bañgus fry, eel elvers, banak fry and sugpo fry, etc. *eel*

"Fine-meshed nets", for the purpose of this Order, shall include all nets, used in fishing or intended for fishing purposes, with less than two centimeters when stretched."

Section 2. - Penalty. - Any violation of this Fisheries Administrative Order shall subject the offender to prosecution and, upon conviction, he shall suffer the penalty provided in Section 83 of Act 4003, as amended, which is a fine of not more than two hundred pesos or imprisonment not exceeding six months, or both in the discretion of the Court.

Section 3. - Repealing provisions. - All administrative orders and regulations or parts thereof inconsistent with the provisions hereof are hereby repealed.

Section 4. - Effectivity. - This Administrative Order shall take effect sixty <sup>30</sup>(60) days after the publication in the Official Gazette.

APPROVED:

RECOMMENDED BY:

ANDRES M. MANE  
Commissioner of Fisheries

ARTURO R. TANCO, JR.  
Secretary of Agriculture and  
Natural Resources

39