

Republic of the Philippines
Department of Agriculture and Natural Resources
Philippine Fisheries Commission
Manila

FISHERIES ADMINISTRATIVE)

ORDER NO. 45-1)

December 8, 1965

SUBJECT: Amending FAO No. 45 - Rules and regulations governing the gathering of seaweeds producing agar-agar.

1. Sections one (1), nine (9), ten (10), eleven (11), twelve (12) and fifteen (15) of Fisheries Administrative Order No. 45, are hereby amended to read as follows:

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

- a. Seaweeds (red algae) of the Class Rhodophyceae which are sources of agar, carrageenia and other extracts, locally known as gulaman dagat (Tagalog); gulaman (Visaya); gurguraman (Ilocano); and gozo (Cebu-Visaya). -- Gracilaria spp., Gelidium spp., Eucheuma spp., etc.
- b. Seaweeds (brown algae) of the Class Phaeophyceae which are sources of alginic acid and alginates -- Sargassum ssp., Fucus spp., etc.
- c. Other seaweeds producing agrogums, algin, carrageenins and other commercial extracts.

SECTION 9.- Bond.- Before any commercial license or permit is issued, the applicant,

shall as guaranty of good faith for satisfactory compliance with the Fisheries Act; the rules and regulations; the terms and conditions of the license or permit; and the payment of annual rentals or fees due; be required to deposit with the Commissioner of Fisheries, the amount of ₱25.00 per square kilometer of area, in cash, to be paid in advance.

SECTION 10.- Grounds for suspension or cancellation of applications, license or permit.- The application or license and/or permit may be suspended or cancelled for any of the following causes:

- a. Serious or continued violation of the Fisheries Act; the rules and regulations promulgated thereunder; the terms and conditions of the license or permit; and the orders and instructions of this Office.
- b. Repudiation of the area granted.
- c. Lack of interest; abandonment of the water area; or voluntary request of the licensee or permittee.
- d. When public interests so require
- e. Failure of the applicant to cause and/or facilitate the inspection, investigation, and survey of the water area within ninety (90) days from the date of filing of the application.
- f. Failure or refusal to pay without justifiable cause the fees, bond deposit, rentals or additional charges in accordance with the provisions of this Order.

SECTION 11.- Government share in the seaweeds gathered or collected.- There shall be paid to the Philippine Fisheries Commission an amount equivalent to five per centum (5%)

of the market value of seaweeds gathered or collected. Seaweeds gathered or collected not in accordance with the provisions of this Order shall be subject to confiscation without prejudice to criminal action that may be taken against the offender in accordance with the penal provisions of this Order. Seaweeds confiscated by virtue hereof shall be sold at public auction to the highest bidder and the proceeds thereof remitted to the Commissioner of Fisheries.

SECTION 12.- Annual license fee-schedule of payment.- There shall be paid to the Philippine Fisheries Commission an annual license fee in the amount of ₱25.00 per square kilometer or fraction thereof. This fee shall be paid in advance. If the annual fee due on any concession is not paid within the period in which the payment may be received without penalty, the amount of the same shall be increased by ten per centum (10%), the increment to be part of the fee. Should the concession fee remain delinquent fifty days after the same becomes due, the original fee shall be increased by one hundred per centum (100%) and after six months, the concession shall be cancelled and the bond deposit, if any, shall be confiscated without prejudice to criminal proceedings against the delinquent concessionaire under the penal provisions of this Order.

SECTION 15.- Expiration and renewal of license.-

- a. A license granted under this Order shall expire as stipulated in the license; unless revoked or suspended earlier, for cause.
- b. A license may be renewed or extended upon its expiration for another period but not exceeding that for which the original license ~~was~~ issued or granted. Provided, however, that all subsequent renewals thereof shall not exceed a total of twenty years.
- c. A license which has expired may be renewed upon the filing of a renewal application accompanied by the

FAD NO. 45-1

required application fee of
₱5.00 either in cash or postal
money order payable to the Com-
missioner of Fisheries.

2. This Administrative Order shall take effect upon its approval.

1965

Jose Y. Feliciano
JOSE Y. FELICIANO

Acting Secretary of Agriculture
and Natural Resources

RECOMMENDED BY:

Arsenio N. Moldan, Jr.
ARSENIO N. MOLDAN, JR.

Acting Commissioner of Fisheries

FAO NO. 45-1