

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
BUREAU OF FISHERIES
MANILA

FISHERIES ADMINISTRATIVE)

ORDER No. 26)

December 8, 1950

SUBJECT: Collection of fees incident to the filing and disposition of protests, appeals, and other petitions in connection with the administrative settlement of claims and conflicts on public fishponds or fishery concessions, etc., and of controversies on the private domain of the Republic of the Philippines under the administration of the Bureau of Fisheries.

1. Pursuant to the provisions of Section 79(b) of the Revised Administrative Code, and of Section 4 of Act 4003, as amended by Commonwealth Act 471, otherwise known as "An Act to amend and compile the laws relating to fish and other aquatic resources of the Philippine Islands, and for other purposes"; and in order to regulate the filing and disposition of claims or protests involving fishpond applications, leases, contracts, fishery concessions, etc., and the prosecution of appeals or other petitions against decisions or orders of the Director of Fisheries, as provided in Fisheries Administrative Order No. 22; the following fees shall be collected in the manner prescribed hereunder:

a. PROTESTS OR CLAIMS.- For the filing of a protest or claim required under paragraph No. 4 of Fisheries Administrative Order No. 22, dated November 18, 1947, a fee of TEN (P10.00) PESOS shall be paid by the claimant before the protest or claim is docketed.

This fee shall be collected and properly receipted for by the Director of Fisheries or his duly authorized representative if the protest or claim is filed in Manila or by the District Fishery Officer or the Officer-in-Charge of a District Office or sub-station, or his representative, if the protest is filed in the province. In case the fee is paid in any district or provincial unit, the receipt or certificate for its payment should be attached to the protest or claim when said protest or claim is forwarded to the Central Office.

b. MOTION FOR RECONSIDERATION.- For every motion for reconsideration as provided for in paragraph No. 11 of Fisheries Administrative Order No. 22, a fee of TEN (P10.00) PESOS shall be paid by the party seeking the reconsideration before any action will be taken on the motion for reconsideration. Payment shall be made simultaneously with the filing of the motion for reconsideration. Subsequent motions for reconsideration shall be subject to the same fee.

c. APPEALS.- For filing an appeal from the decision or order of the Director of Fisheries to the Secretary of Agriculture and Natural Resources, under paragraph No. 3 of Fisheries Administrative Order No. 22, a fee of TEN (P10.00) PESOS shall be paid by the appellant either to the Secretary of Agriculture and Natural Resources or to the Director of Fisheries or their respective duly authorized representatives. Failure to pay the fee within ten (10) days from the date the notice of appeal is filed may be sufficient ground for dismissing or dropping the appeal.

d. ORDERS OF EXECUTION.- For the issuance of an order of execution, a fee of FIVE (P5.00) PESOS shall be paid by the party requesting the execution.

e. PETITION FOR RELIEF.- For filing a petition for relief from the effect of a decision or order as provided for in paragraph No. 12 of Fisheries Administrative Order No. 22, a fee of TEN (P10.00) PESOS shall be paid by the petitioner. Failure to pay the fee within ten (10) days from the date the petition is filed may be sufficient ground for dismissing or dropping the petition.

The same amount of fees shall be collected in connection with cases involving fishponds of the private domain of the government under the administration of the Director of Fisheries.

The respective cashiers or disbursing officers of the Bureau of Fisheries and of the Office of the Secretary of Agriculture and Natural Resources are hereby authorized to receive and issue receipts for the fees hereinabove provided.

2. This order shall take effect on February 1, 1951.

Fernando Lopez
FERNANDO LOPEZ ✓
Secretary of Agriculture
and Natural Resources

RECOMMENDED BY:
For and in the absence of the
Director of Fisheries:

Heracio R. Montalban
HERACLIO R. MONTALBAN
Chief, Division of Fish Culture and
Fisheries Biology

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