



Republic of the Philippines  
Province of Iloilo  
**MUNICIPALITY OF OTON**  
OFFICE OF THE SANGGUNIANG BAYAN

**EXCERPT** from the Minutes of Session of the Sangguniang Bayan of Oton, Iloilo recorded during its Regular Session held at the SB Session Hall last **May 2, 2012** at 9:00 in the morning.

<p><b>PRESENT:</b></p> <p>Hon. Jose Neil P. Olivares Hon. Leonida C. Alison Hon. Felix L. Flores Hon. Jafet P. Salinas Hon. Francisca C. Egeletia Hon. Juan Miguel M. Flores Hon. Serafin N. Clavel II Hon. Virginia F. Olivares Hon. Rodolfo Z. Alconga, Jr. Hon. Eual Brian U. Villavicencio, Jr.</p> <p><b>ON OFFICIAL BUSINESS:</b></p> <p>Hon. Margarito T. Clavel III</p>	<p>Vice Mayor (Presiding Officer) SB Member SB Member SB Member SB Member SB Member SB Member SB Member SB Member (SRMF Representative) SB Member (Liga ng mga Barangay Representative)</p>
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**ORDINANCE NO. 2012 – 248**

**AN ORDINANCE AMENDING SECTION 3 AND 10 OF ORDINANCE NO. 2004 -131 ALSO KNOWN AS ORDINANCE REGULATING THE USE OF FINE MESH NETS IN CATCHING SHRIMP OR HIPON FOR COMMERCIAL PURPOSES AND IMPOSING FEES THEREOF.**

**ON MOTION** of the Committee on Agriculture and Aquatic Resources composed by Hon. Leonida C. Alison, Hon. Rodolfo Z. Alconga, Jr. and Hon. Margarito T. Clavel III which was duly seconded by Hon. Rodolfo Z. Alconga, Jr.

**BE IT ORDAINED** by this Sanggunian, that:

**SECTION 1. Introductory Clause.** Per observation of the Bureau of Fisheries and Aquatic Resources (BFAR) and the Municipal Fisheries and Aquatic Resources Management Council (MFARMC), 80% of fish juveniles and larvae and only 20% of shrimp (hipon) are caught in the fine mesh nets allowed under Municipal Ordinance No. 2004-131. Such is destructive to the aquatic eco-system since per study and recommendation of the Southeast Asian Fisheries Development Council (SEAFDEC), it should be 90% shrimp / hipon and only 5% of other species caught in the fine mesh nets;

The purpose of amending this Ordinance is to promote the sustainability of fish catch.

Section 3, Demarcated Areas. (Ord. No. 2004 – 131) provides that catching of shrimps or hipon for commercial purposes shall be allowed only in the demarcated areas of the Municipal Waters of Oton along its boundaries between Arevalo of Iloilo City, Brgy. Alegre of Oton and Brgy. Barroc, Tigbauan and Brgy. Cabanbanan, this Municipality.

It was recommended during the report of the Committee on Agriculture and Aquatic Resources that Section 3 should be amended to limit the period of shrimp fishing or hipon until May 2012 in the area between Arevalo, Iloilo City and Brgy. Alegre, Oton, Iloilo.

Section 10 of Ordinance No. 2004 – 131 provides four (4) limitations / prohibitions only, that is, Pars. a – d, and there is a need to add two (2) more limitations / prohibitions as Pars. e and f.

**SECTION 2.** Sections 3 and 10 of Municipal Ordinance No. 2004-131 shall be amended into:

**SECTION 3. Demarcated Areas.**

a.) Catching of shrimps or hipon for commercial purposes shall be allowed only in the demarcated areas of the municipal waters of Oton along its boundaries between Arevalo,

Iloilo City and Brgy. Alegre, Oton, Brgy. Barroc, Tigbauan and Brgy. Cabanbanan, this Municipality.

- b.) **Operation(s) for catching of shrimps or hipon for commercial purposes along the boundaries between Arevalo, Iloilo City and Brgy. Alegre, Oton, Iloilo shall be allowed until May 2012 only.**

**SECTION 10. Limitations / Prohibitions.**

- a) Fishing rights for catching shrimps or hipon for commercial purposes shall be limited to fisherfolks identified in the Registry of Municipal Fisherfolk as provided in Section 19 of R.A 8550 which states – the LGU shall maintain a registry of municipal fisherfolk, who are fishing or may desire to fish in municipal waters for the purpose of determining priorities among them, of limiting entry into the municipal waters, and of monitoring fishing activities and/or other related purposes: Provided, that the FARMC shall submit to the LGU the list of priorities for its consideration.
- b) Pursuant to Section 20 of R.A 8550, an organization or cooperative member whose household is already in possession of a fishery right other than for fish capture cannot enjoy the fishing rights granted to the organization or cooperative.
- c) It shall be unlawful to conduct catching of shrimp or hipon for commercial purposes during the closed season.
- d) It shall be unlawful to use active fishing gear in catching hipon.
- e) **It shall be unlawful to use filter nets (sungkit) whether licensed or not to operate within 200 meters from the mouth of hipunan units in the Municipal Waters of Oton.**
- f) **Installation of hipunan units shall be limited to only two hundred fifty (250) units per season.**

**SECTION 3. Repealing Clause.** All municipal ordinances or parts of any municipal ordinance inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

**SECTION 4. Separability Clause.** If any provision of this Ordinance is held invalid, the other provisions not affected thereby shall continue in operation.

**SECTION 5. Effectivity Clause.** This Ordinance shall take effect upon approval.

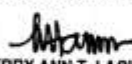
**SECTION 6. Copies.** This Ordinance shall be furnished to the Office of the Mayor; MACO, MFARMC-Bantay Dagat, Barangay Concerned and the Sangguniang Panlalawigan of Iloilo for information, guidance and review respectively.

UNANIMOUSLY APPROVED.


I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

Concurred


  
**JAFET P. SALINAS**  
Chair, Committee on Rules and Privileges

  
**KERRY ANN T. LACIFICAR**  
Secretary to the Sanggunian

Attested:

  
**JOSE NEIL P. OLIVARES**  
Vice Mayor  
Presiding Officer

Approved:

  
**VICENTE B. FLORES, JR.**  
Municipal Mayor

Date Approved: MAY 25 2012

Date Posted: MAY 25 2012 /jod/