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Republic of the Philippines
Province of Cebu
MUNICIPALITY OF CATMON
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OFFICE OF THE SANGGUNIANG BAYAN
EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE 15TH
SANGGUNIANG BAYAN OF CATMON, CEBU HELD ON JULY 24, 2018 AT
2:15 IN THE AFTERNOON AT THE SESSION HALL, CATMON MUNICIPAL
BUILDING, CATMON, CEBU.

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|-----------|-------------------------------|--|
| Present : | Hon. Earl Tidy H. Oyas | - Municipal Councilor Presiding Officer |
| | Hon. Iris I. Baylon-Gestopa | - Municipal Vice-Mayor |
| | Hon. Marvin M. Molde | - Municipal Councilor |
| | Hon. Victoriano R. Duran, Jr. | - Municipal Councilor |
| | Hon. Vicente O. Colonia | - Municipal Councilor |
| | Hon. Romulo B. Colonia | - Municipal Councilor |
| | Hon. Beven B. Recamadas | - Municipal Councilor |
| | Hon. Armid S. Oyas | - Municipal Councilor |
| | Hon. Estrella F. Tagapulot | - Municipal Councilor |
| | Hon. Andres P. Arche, Jr. | - A B C President |
| | Hon. Haley J. Pupa | - S K F President |

Absent : None

RESOLUTION NO. 61, S. OF 2018

MUNICIPAL ORDINANCE NO. 7-A, S. OF 2018

**A RESOLUTION ENACTING AN ORDINANCE DECLARING AN
ESTABLISHMENT OF THE CATMON COMMUNITY FISH LANDING
CENTER AS THE CENTRAL STATION FOR TRADING AND MONITORING
OF FISH AND OTHER MARINE PRODUCTS.**

WHEREAS, Section 25, Article II of the Constitution, ensures the autonomy of local governments and the Local Government Code of 1991 of Republic Act 7160 implementing the above-cited constitutional mandate, empowers the Local Government Units to adopt measures to safeguard, conserve and manage coastal and marine resources within its municipal waters;

WHEREAS, Section 16 of Fisheries Code of 1998 or Republic Act 8550 has mandates through Fisheries Administrative Order No. 196 the creation of the Fisheries and Aquatic Resources Management Council (FARMC) as a consultative body to assist in the development, management and protection, utilization and conservation of its marine sanctuary;

WHEREAS, the MFARMC of Catmon identified the need to improve/develop coastal resource management infrastructure, particularly in a centralized market area is in consonance with the various programs and priority projects of the government that contribute to the social and economic growth of the community;

WHEREAS, the establishment of a Community Fish Landing Center (CFLC) at the Catmondaan Public Market at the site of the old slaughter house will provide efficient and convenient trade and sell of fish and marine products from fisherfolk to consumers, to ensuring food and economic security and sustainability;

NOW, THEREFORE, on motion of Hon. Vicente O. Colonia and seconded by Hon. Andres P. Arche, Jr., be it


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Resolution No. 61, S. of 2018


RESOLVED, as it is **HEREBY RESOLVED**, to enact an ordinance declaring an establishment of the **Catmon Community Fish Landing Center** as the central station for trading and monitoring of fish and other marine products.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the afore-quoted resolution.


ARNOLD R. DURAN
SB Secretary

ATTESTED:


EARL TIDY H. OYAS
Municipal Councilor
Presiding Officer

APPROVED: MG. 1, 2018


DAN M. JUSAY
Municipal Mayor



Republic of the Philippines
Province of Cebu
Municipality of Catmon

OFFICE OF MUNICIPAL AGRICULTURE

EXCERPTS FROM THE MINUTES OF THE MUNICIPAL FISHERIES AND AQUATIC RESOURCES MANAGEMENT COUNCIL MEETING HELD ON NOVEMBER 23, 2018 AT 8:00 IN THE MORNING AT THE COMMUNITY FISH LANDING CENTER, CATMONDAAN, CATMON CEBU

PRESENT:

Roman Pupa

Doroteo Rojo

Cecil Pono

Elmer Dumabok

Brigido Iroc

Reynaldo Montejo

Genido Poro

Teofanes B. Nacional

Isagani Armacin

Anecito Branzuela

-Chairman/President

-Vice Chairman/Vice President

-Secretary

-Treasurer

-Auditor

-PRO Catmondaan

-PRO Macaas

-PRO Flores

-PRO San Jose

-PRO Panalipan

ABSENT:

Fernando A. Porio

Nilo Sususco

-PRO Binongkalan

- Sgt. at Arms

RESOLUTION NO. 2 OF 2018

RESOLUTION RESPECTFULLY REQUESTING SANGGUNIANG BAYAN MEMBERS OF CATMON, CEBU TO PASS AN ORDINANCE DECLARING THE RULES AND REGULATIONS OF THE CATMON COMMUNITY FISH LANDING CENTER.

WHEREAS, Section 25, Article II of the 1987 Constitution, ensures the autonomy of local governments and the Local Government Code of 1991 of Republic Act 7160 implementing the above-cited constitutional mandate, empowers the Local Government Units to adopt measures to safeguard, conserve, and manage coastal and marine resources within its municipal waters;

WHEREAS, Section 16 of Fisheries Code of 1998 or Republic Act 8550 has mandates through Fisheries Administrative Order No. 196 the creation of the Fisheries and Aquatic Resources Management Council (FARMC) as a consultative body to assist in the development, management, and protection, utilization and conservation of its marine sanctuary;

WHEREAS, the MFARMC of Catmon identified the need to improve/develop coastal resource management infrastructure, particularly in a centralized market area is in consonance with the various programs and priority projects of the government that contribute to the social and economic growth of the community;

WHEREAS, the creation of a Community Fish Landing Center (CFLC) in central barangay Catmondaan will provide efficient and convenient trade and sell of fish and marine products from fisherfolk to consumers, to ensuring food and economic security and sustainability;

NOW THEREFORE, in view of the foregoing premises, upon motion made by Saturnino Nuneza, duly second by Elias Porio, be it RESOLVED as it is hereby RESOLVED to respectfully

request the Sangguniang Bayan to adopt the ordinance to establish the Catmon Community Fish Landing Center;

RESOLVED FINALLY, to furnish copy of this Resolution to the Sangguniang Bayan of the Municipality of Catmon for their information and appropriate action;

APPROVED, this 23RD day of November 2018.

I hereby certify to the correctness of the above stated resolution as to form.

CECIL P. PONO
MFARMC Secretary

Attested and Approved: _____ 2018

ROMAN M. PUPA
MFARMC Chairman

MUNICIPAL ORDINANCE DRAFT NO. 1 OF 2018

AN ORDINANCE DECLARING AND ESTABLISHING THE CATMON COMMUNITY FISH LANDING CENTER (CFLC) AS THE CENTRAL STATION FOR DOCKING, LOADING AND UNLOADING OF FISHING VESSELS AND TRADING OF FISH AND OTHER MARINE PRODUCTS IN THE MUNICIPALITY AND IMPOSING REGULATORY FEES AND CHARGES.

Section 1. Title of the Ordinance:

This ordinance shall be known as the "Catmon Community Fish Landing Center (CCFLC) of 2018".

Section 2. Definition of Terms:

- i. **Central** - concentrated point of docking and loading or unloading of fishes and aquatic products.
- ii. **Fishing Vessel** – includes boats (motorized or non- motorized) and watercraft used or capable of being used as means for catching fish at municipal waters.
- iii. **Landing**- docking at municipal fish landing area.
- iv. **Market Fee**- the fee collected from the fish broker/fish producer/supplier who trades fish at the fish port premises.
- v. **Small Commercial Fishing Boat** – motorized or non- motorized less than 3 gross tons operating inside the municipal waters.
- vi. **Berthing Fee** - the amount charged to any vessel that stays or berths in the areas of jurisdiction of the port. The fee is collected from the boat owner on as per docking basis at a rate as listed below.
- vii. **Transshipment Fee**- The fee collected per kilogram from the fish producer/supplier who transports fish outside the fish landing and/or to the trader/viajero buying fish direct from the fish producer to be transported outside the locality.
- viii. **Watercraft**- sea vessel
- ix. **Fish Landing** - Buildings and facilities where fishing vessels can unload aquatic/ marine products and wherein any fish trading can be conducted by legitimate fish traders/ dealers or brokers.
- x. **Fisherfolk Organization** –refers to group duly accredited by the municipal government through the Sangguniang Bayan that shall enter a memorandum of agreement (MOA) with the local government unit for this purpose.

Section 3. Objective of the Ordinance:

- i. To empower the community for marine conservation and promote equity and sustainable use of marine resources;
- ii. To provide food security through biodiversity conservation, monitoring, and sustainable development;
- iii. To manage the municipal waters by instituting regulations and management over human activities and trade of sea-based goods;
- iv. To foster community empowerment of the residents; and
- v. To develop sustainable livelihood options for local communities.

Section 4. Location and Delineation:

The Catmon Community Fish Landing Center will be located in Barangay Catmondaan, at the back of the Catmondaan market. All fishing boats/vessels shall moor and anchor within the shoreline of Barangay Catmondaan. For purposes of this ordinance, the shoreline of Barangay Catmondaan will start from the border of barangay Macaas in the North and barangay Panalipan in the South.

Upon approval of this ordinance, no private entities shall be allowed to operate another fish landing center within the territorial jurisdiction of this municipality, unless authorized by this ordinance.

Section 5. Administration and Control:

This aforementioned fish landing center is hereby placed under the joint administration and control of three (3) bodies equally: The Local Government Unit through the Office of the Mayor, the Municipal Fisheries and Aquatic Resources Council, and the local Fisherfolk Organizations. These bodies will cooperatively prepare the implementing rules and regulations that may be necessary for the effective implementation of this ordinance. Administrative Provision.

Transitory Period:

The Office of the Municipal Agriculturist is mandated to organize and train the fisherfolk organization and its officers shall jointly managed the CCFLC as designated by the Municipal Mayor. After three 2 years of effectiveness of this ordinance, the operation of CCFLC shall be turned over to the Fisherfolk Organization duly accredited by the Sangguniang Bayan and duly evaluated to be capable to run the CCFLC.

Share of Income:

Prior to the turn-over to the fisherfolk organization, the income of the CCFLC shall accrue to the general fund of the local government.

After the turn over, the gross receipts shall be divided as follows:

- i. Eighty percent (70%) shall be the share of the fisherfolk organization/MARMC to cover utilities, personnel, security and other operational expenses including maintenance to ensure the effective and efficient service of fish landing as the legitimate fish landing area of the whole municipality.
- ii. Twenty percent (20%) shall be the share of The Local Government Unit to cover land rental costs.
- iii. Ten percent (10%) shall be the share of Barangay Catmondaan in which the CFLC is situated.

Section 6. Use, Fee and Other Revenues:

One of the main intended uses for the CFLC is reporting of fisherfolk catch. All fish intended for sale must be reported to the CFLC. Additionally, all fisherfolk should record and report their catch (both intended for sale and personal consumption) monthly to the CFLC. Records should include fish weight, length, species, catching method, and location caught. Failure to report is subject to fines and revoking of accreditation.

LGU-Catmon shall impose and collect fees and services or users charges for any service rendered in connection with the operation of above cited public utilities owned, operated and maintained by the Municipality, rates of which shall be based on existing revenue ordinance. Charges shall be based on docking fee, quantity of fish catch in tubs/boxes or other containers in kilograms.

All fees and charges shall be issued ticket stubs or corresponding forms or receipt by the Office of the Municipal Treasurer and shall accrue to the general fund of the municipality.

- i. Berthing fee. Immediately after docking, operators and/or boat owner shall pay the required berthing fee. No watercraft shall be allowed to leave the Catmon Community Fish Landing Center without paying the berthing fee and other charges prescribed by the local government unit of Catmon.
 - i. Small Scale Commercial Fishing Boat (Catmon Resident).....Php 5.00/docking

- ii. Small Scale Commercial Fishing Boat (Non-Catmon Resident).....Php 10.00/docking
- ii. Berthing in excess of 1 dayPhp10.00/day
- ii. Market Fee. All fish brokers or supplier who displays fish for sale inside or within the fish landing center premises shall pay a market fee of fifty (50) centavos per kilogram for marine/aquatic product intended for local consumption and fifty (50) centavos per kilogram for marine/aquatic product intended for export (outside of Catmon).
- iii. Transshipment Fee. All fish producers or suppliers who transport fish outside the CCFLC and traders buying fish direct from the fish producers or suppliers to be transported outside the locality shall pay a transshipment fee of fifty (50) centavos per kilogram of fish or marine product.
- iv. Water Fee. Any person fetching water from any faucet or water outlet inside the TCFLC premises shall pay the following schedule of rates:
 - i. 20-liter container or less.....Php 1.00
- v. Accreditation Fee. No person without first paying an annual accreditation fee of Php 250.00 to the Municipal Treasurer; and being issued thereto a certificate of accreditation may enjoy any and all privileges of a CCFLC client, and transact business inside the CCFLC.
- vi. Space Rentals. The following shall be collected for occupying the open spaces in the CCFLC Building, to wit:
 - i. Php 10.00 per stall/day

Section 7. Exemption:

Vessel owned and operated by the National, Provincial, Municipal and Barangay governments are exempt from these impositions.

Section 8: Prohibitions and Penalties:

- i. Gambling of any form, drinking of intoxicating liquor and smoking are strictly prohibited inside the CCFLC.
- ii. No endangered marine species/products that are prohibited under existing laws and local ordinances shall be allowed to land or to be traded in the fish landing center and its premises.
- iii. No major repair and/or construction of fishing vessels is allowed within the fish landing center and its premises.
- iv. All owners and operators of fishing vessels that dock in the fish landing center shall maintain the cleanliness and seaworthiness of their vessels and avoid all forms of pollution (including plastics and food waste) within the fish landing center and its immediate docking areas.

Penalties: Owners/operators of fishing boats/vessels who violates Section No. 3 and Restrictions shall suffer the following penalties. First offense ONE THOUSAND PESOS (P1,000.00), second offense, ONE THOUSAND FIVE HUNDRED PESOS (P1,500.00), third offense TWO THOUSAND FIVE HUNDRED PESOS (P2,500.00) and cancellation of permit to operate within the territorial waters of Catmon and confiscation of catch fishing boats/vessels and/or imprisonment of not less than ten (10) days and not more than thirty (30) days upon the discretion of the court.

Where to Pay: The fee imposed in this ordinance shall be paid to the Municipal Treasurer or her duly authorized representatives.

Surcharge: Notwithstanding the foregoing penalties, a violator shall pay a penalty charge which shall be equivalent to 25% of the fees he failed to pay in addition to the payment of such fees.

Section 9. Separability Clause:

Should any provision of this ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, those parts or provisions hereof which are not affected thereby shall be in full force.

Section 10. Repealing Clause.

All ordinances, rules and regulations, or parts thereof, whose provisions are in conflict with or contrary to the provisions of this ordinance are hereby repealed, amended and modified accordingly.

Section 11. Effectivity Clause.

This ordinance shall take effect fifteen days after the last day of posting.