

**EXCERPTS FROM THE MINUTES OF THE 71<sup>ST</sup> REGULAR SESSION OF THE 8<sup>TH</sup> SANGGUNIANG BAYAN OF LOON, PROVINCE OF BOHOL HELD ON THE 11<sup>TH</sup> DAY OF NOVEMBER, 2002 AT THE SANGGUNIANG BAYAN SESSION HALL-**

PRESENT : Hon. Raul P. Barbarona, Vice Mayor, Presiding Officer  
Hon. Clovis L. Nazareno, SB Member  
Hon. Fortunato N. Garay, SB Member  
Hon. Cesar R. Pedrigal, SB Member  
Hon. Zenon R. Perez, SB Member  
Hon. Titus Clark U. Miranda, SB Member  
Hon. Hermenegildo M. California, SB Member  
Hon. Nicolas M. Labastilla, SB Member  
Hon. Leticia M. Maratas, SB Member  
Hon. Edwin R. Ladeza, LnB President, Ex-Officio Member  
Hon. Allan Rey M. Palban, SKMF President, Ex-Officio Member

ABSENT : None

**MUNICIPAL ORDINANCE NO. 02-011**

Series of 2002

**AN ORDINANCE DECLARING A SHELL GARDEN AND FISH SANCTUARY IN THE MUNICIPAL WATERS OF BARANGAY CALAYUGAN NORTE, LOON, BOHOL-**

(Author: Honorable Clovis L. Nazareno)

“WHEREAS, the fisherfolks of Calayugan Norte are very desirous that the seawaters within their barangay will be protected from different illegal methods of fishing;

“WHEREAS, these illegal methods of fishing destroy the seashore and seaweeds which are supposed to be the breeding place of the different kinds and species of seashells and fish;

“WHEREAS, the destruction of the area when left alone, without any remedy initiated by the fisherfolks and the local government will result to a lifeless and barren seashore;

“NOW, THREERFORE, premises considered, on motion of Honorable SB Member Clovis L. Nazareno duly seconded by Honorable SB Member Letecia M. Maratas, be it ordained by the Sangguniang Bayan of Loon, Bohol in session duly assembled:

**SECTION 1. TITLE – AN ORDINANCE DECLARING A SHELL GARDEN AND FISH SANCTUARY IN THE MUNICIPAL SEAWATERS OF CALAYUGAN NORTE, MUNICIPALITY OF LOON-**

**SECTION 2. DEFINITION OF TERMS:**

2.1 Fish Refuge and Sanctuary – an area declared by the Sangguniang Bayan and to be managed by fisherfolks organization of the barangay to guarantee their food security and to ensure that fish stocks will remain and be abundant for the future generation.

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- 2.2 Spawning Ground – the breeding place for the different species of fish and sea shells and other marine life.
- 2.3 Fish Coral or Bungsod – a stationary weir or trap to capture fish, consisting of rows of bamboo stocks, nylon nets and other materials fenced with split bamboo mattings or wire mattings with one or more enclosures, usually with easy entrance but difficult exit and with or without leaders to direct the fish to the catching area or chambers, purse or bags.
- 2.4 Buffer Zone or Marine Reserve – an area ten (10) meters distance around the sanctuary in the case of Calayugan Norte shell garden and sanctuary in which case only passive fishing gears will be allowed:

SECTION 3. TECHNICAL DESCRIPTION OF THE AREA:

- a) Seawaters at Calayugan Norte, Loon, Bohol containing an area of six point fifty seven hectares (6.57 has.) with Technical Description as follows:

LINE	DEARING	DISTANCE
1-2	N 75 – 41 E	9.99 M
2-3	N 72 – 27 E	13.07 M
3-4	N 54 – 22 E	22.37 M
4-5	N 59 – 13 E	34.42 M
5-6	N 57 – 07 E	67.51 M
6-7	N 76 – 58 E	23.46 M
7-8	N 36 – 44 E	45.99 M
8-9	N 33 – 48 E	133.06 M
9-10	N 55 – 16 E	26.36 M
10-11	N 56 – 42 E	45.73 M
11-12	S 59 - 02 E	52.02 M
12-13	S 45 – 12 W	450.11 M
13-1	N 48 – 21 W	180.06 M

SECTION 4. PROHIBITION:

- 4.1 It is unlawful for any person or group of persons to fish or gather sea shells and other marine life in the area of the sanctuary.
- 4.2 No person shall be allowed to establish a fish coral or bungsod within two hundred (200) meters distance from the shell garden and sanctuary.
- 4.3 A total ban or diving or snorkeling within the shell and fish sanctuary is hereby declared except for study purposes only.
- 4.4 No boat of any kind will be allowed to drop anchorage in the shell garden and sanctuary ad within the ten (10) meter buffer-zone or marine reserve.
- 4.5 At the buffer-zone, only the following passive fishing gears or methods of fishing be allowed, pangal, pasol, and spear fishing (pana) without the use of scuba diving equipment or compressor.

SECTION 5. EXEMPTIONS:

- 5.1 Only barangay residents of Calayugan Norte may fish or glean within the area known as buffer-zone. This will ensure the equitable benefit of the shell garden and fish sanctuary to be mainly distributed to those residents who guard and ensure the continuity of the area.
- 5.2 Any person wishing to conduct a scientific study of the area may do so only after having secured a written authorization from the Mayor and upon presentation of proof of prior consultation with the MFARMC and barangay residents where the shell and sanctuary is situated and after payment of a permit fee of one hundred pesos (P100.00) per study, Provided the researcher will furnish a copy of their findings to the municipality.

SECTION 6. PENAL PROVISION – Any person violating any of the provisions of this ordinance shall be subjected to the following penalties:

1<sup>st</sup> offense – P1,000.00 per person plus confiscation of the fish caught.

2<sup>nd</sup> offense – P1,500.00 per person plus confiscation of the fish caught and equipment used.

3<sup>rd</sup> offense – P2,000.00 per person plus confiscation of the fish caught and the equipments used or imprisonment of 2 months or both upon the discretion of the court.

SECTION 7. REPEALING CLAUSE – Any or all provisions of existing ordinance found to be inconsistent hereto are hereby repealed.

SECTION 8. EFFECTIVITY CLAUSE – This ordinance shall take effect immediately upon approval and posting in the barangay hall of Calayugan Norte and the municipality of Loon, Bohol.

“UNANIMOUSLY APPROVED.”

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I hereby certify to the correctness of the above-quoted Municipal Ordinance.

**ATTY. RAUL P. BARBARONA**  
Vice Mayor  
(Presiding Officer)

A T T E S T E D:

**FIDELINO P. CORITICO**  
Secretary to the Sanggunian

A P P R O V E D:

**CESAR TOMAS M. LOPEZ, M.D.**  
Municipal Mayor

Date Approved: \_\_\_\_\_