



Republic of the Philippines
Province of Aklan
MUNICIPALITY OF MALAY



Office of the Sangguniang Bayan

MUNICIPAL ORDINANCE NO. 75

Series of 1994

AN ORDINANCE MODIFYING MUNICIPAL ORDINANCE NO. 48-B, S. 1991 BY DEFINING THE TERM "COMPRESSOR" AS USED IN THIS ORDINANCE AND INCREASING THE PENALTY TO INCLUDE CONFISCATION OF THEIR FISHING PARAPHERNALIA.

(Sponsors: Hon. Lusany C. Supetran
Hon. Wilbec M. Gelito)

WHEREAS, in Municipal Ordinance No. 48-B, s. 1991 one of the fishing paraphernalia that is explicitly prohibited in our Municipal Waters is termed "Compressor";

WHEREAS, this term is not clearly defined in said ordinance and so some philosophic interpreters argue that compressor per se is not harmful to fishing because this machine or device is only used to help divers to remain under sea for a longer time;

WHEREAS, local fishermen however, observed that with the use of compressor, the corals which is the habitat of many fishes is destroyed and that with its strong air pressure many fishes, especially small ones died;

Thus, to amend Municipal Ordinance No. 48-B, s. 1991, its full text shall be;

SECTION 1. - PROHIBITED ACTS. No person or group of persons is/are allowed to fish in the Municipal Waters of Malay using fishing gears like compressor, panti-kalabaw, doldog or moro-ami, holbot-holbot and other similar fishing gears proven to be harmful to our marine and aquatic resources.

SECTION 2. - DEFINITION OF TERMS. As used in this Ordinance, the term "compressor" is defined - as an air tank of different sizes, usually pumped in by a small engine, with attached accessories like a long plastic hose where a person can breath and stay longer underwater. When used in fishing, the fisherman using compressor is usually equipped with a spear gun or "pana" to catch fish.

SECTION 3. - PENALTY. The penalty for violation of this ordinance is increased to TWO THOUSAND FIVE HUNDRED PESOS (₱2,500.00), confiscation of the fishing paraphernalia by the apprehending authority or an imprisonment of not more than six (6) months or both fine and imprisonment according to the discretion of the court.

SECTION 4. - Any ordinance inconsistent herewith is hereby amended or repealed.

SECTION 5. - **EFFECTIVITY.** This ordinance shall take effect thirty (30) days after its approval and proper publication.

ENACTED AND APPROVED. OCTOBER 3, 1994.

CERTIFIED TRUE COPY:



CONCORDIA S. ALCANTARA

Secretary to the Sangguniang Bayan

