



OFFICE OF THE MUNICIPAL MAYOR

EXECUTIVE ORDER NO. 2019 - 16

AN EXECUTIVE ORDER CREATING THE GUBAT MANAGED ACCESS AREAS + SANCTUARY (GMAAS) MANAGEMENT BOARD, MUNICIPAL ADJUDICATION BOARD (MAB), AND MUNICIPAL BOARD OF APPEALS (MBA) OF THIS MUNICIPALITY

WHEREAS, the Municipality of Gubat owns vast coastal resources and habitats, however, these resources are under threat caused by anthropogenic factors such as poor integrated resource management, illegal fishing, weak law enforcement of fishery laws and regulations, and destruction of marine habitats resulting to ecological disturbance and imbalance;

WHEREAS, Municipal Ordinance No. 2017-011, otherwise known as "A Comprehensive Municipal Ordinance Providing for the Sustainable Management, Development, and Conservation of the Municipal Waters and Its Coastal Resources, Harmonizing and Integrating All Ordinances Pertinent Thereto, and for Other Purposes", remains as the primary municipal comprehensive ordinance to ensure improvement of biodiversity and sustainability of the coastal resources of the municipality;

WHEREAS, Section 12 of the aforementioned ordinance provides for the creation of GMAAS Management Board to serve as the primary body in charge of management and monitoring of the GMAAS;

Whereas, Section 72 of the aforementioned ordinance provides for the creation of MAB to be the primary and original authority to hear unsettled grievances referred to it by the Grievance Committee and exercise jurisdiction for adjudication of offenses in violations of this Ordinance and other existing fishery ordinances;

WHEREAS, Section 75 of the aforementioned ordinance provides for the creation of MBA to have the exclusive appellate authority to review and decide appealed cases decided by the MAB;

NOW THEREFORE I, SHARON ROSE G. ESCOTO, Municipal Mayor of the Municipality of Gubat, Province of Sorsogon, by virtue of the power vested in me by law, do hereby order the following;

SECTION 1. CREATION OF GUBAT MANAGED ACCESS AREAS + SANCTUARY (GMAAS) MANAGEMENT BOARD.

COMPOSITION:

CHAIRMAN : SB Chairman on Committee on


HON. KENNETH D. ESCANDOR

MEMBERS : Agriculture and Fisheries - YOLANDA F. PATRIARCA
: Municipal Environment and Natural Resources Officer - Designate - LEA E. SANTOS
: Municipal Fisheries and Aquatic Resources Management Council (MFARMC) -

ARMANDO FELICES
PEDRO ESPENA
JORGE ESPENOCILLA
ALLAN DINA
ELMER IGNEO
ROMEO JARABEJO
RONILO POLLO
REYNALDO DELLOSA
HECTOR DOMEGINA
JESUS ESCOTE
ANTHONY ESPERIDA
RODOLFO ESSLER
DANILO JOVEN
MICHAEL B. ESQUIJO
JOYCE G. NICOLAS
COLEEN E. LUHA
PAULENE M. ESSLER
MA. CORAZON L. ENGAY

SECRETARIAT :

Provided, that additional members from academe and people's organizations maybe invited for their involvement in the GMAAS Management Board as deemed appropriate and necessary.

Provided further, that committees may be created as deemed appropriate and necessary. Chairmanship and membership shall be defined by the GMAAS Management Board during its organizational meetings.

SECTION 2. POWERS AND FUNCTIONS. The GMAAS Management Board shall have the following powers and functions:

1. Act as the primary policy making and recommending body of GMAAS subject to the approval by the Mayor and concurrence of the Sangguniang Bayan;
2. Formulate and develop overall management plan and special management plans for different management zones within the GMAAS;
3. Develop administrative system and manual of operations of GMAAS Management Board and define the duties and responsibilities of different committees and bodies under its supervision
4. Come up with a list of disputes falling under the authority/responsibility of the Grievance Committee and the guidelines in grievance handling;
5. Promulgate the Rules of Procedure of the MAB and the MBA;
6. Manage the special trust fund derived from the funding support of the Municipality and its share from all the monies collected from payment of registration fees, licenses, permits, penalties and fines, as a consequence of coastal and fisheries law enforcement;
7. Hold regular quarterly and special meetings and thru the Chairman convene the initial meetings of different committees and bodies for them to elect and sworn in their respective officers and members;
8. Define the roles of various committees and stakeholders—including fishers, fisherfolks associations, Barangay LGUs, BFARMC, national government agencies

- (NGAs), non-government organizations (NGOs) and the Academe in the implementation of the TURF+Reserve strategy in GMAAS;
9. Develop project proposals for funding of its various programs and projects in GMAAS;
 10. Oversee the conservation and protection of protected zones, enforce the catch monitoring and reporting among the registered and license fishers, market linkaging, and the coastal and fisheries law enforcement operations within and around the municipal waters of Gubat;
 11. Consult with fishers regularly to get their feedbacks and inputs regarding the implementation of MAA+S and MPA strategy in the management of near shore fisheries.
 12. Establish a database and institutionalize data gathering to benchmark fisheries management control, monitoring and surveillance system for short and long term evaluation of the program.
 13. Undertake periodic assessment of the implementation MAA+S strategy in meeting its biological, economic and social goals.
 14. Link-up with NGAs, NGOs and Academe to avail of their technical assistance and network of scientists and experts in fisheries management at the national and regional levels.
 15. Perform such other functions as may be necessary, appropriate, or incidental for its efficient and effective governance of GMAAS.

SECTION 3. CREATION OF COMMITTEES. The Management Board shall create committees with corresponding membership:

A. Fisheries Management Committee

Chairperson:	Yolanda F. Patriarca
Co-Chair:	Michael B. Esquijo
Members:	Rodolfo Esller Danilo Joven

B. Protected Zone and Habitat Management Committee

Chairperson:	Lea E. Santos
Co-Chair:	Joyce G. Nicolas
Members:	Armando P. Felices ✓ Bagacay Punong Barangay ✓ Rizal Punong Barangay
External support:	✓ Representative from Sorsogon Kingcrab Raisers Inc. ✓ Municipal Tourism Officer ✓ Gubat Adventourism Inc. ✓ GSSA

C. Catch and Local Monitoring and Reporting Committee

Chairperson:	Coleen E. Luha
Co-Chair:	Michael B. Esquijo
Members:	Rodolfo Esller Ronilo Pollo Hector Domegina Elmer Igneo Fish Catch Monitoring Enumerators
External support:	Local Monitoring Team

D. Coastal and Fishery Law Enforcement Committee

Chairperson: Michael B. Esquijo
Co-Chair: Allan P. Dina
Members: Lea E. Santos
Anthony Esperida
Municipal Fishery Law Enforcement Team
/ Gubat Philippine National Police - Chief of Police
External support: / Atty. Augusto Caesar Ermino

E. Links to Market and Livelihood Dev't Committee

Chairperson: Patrick Erestain
Co-Chair: Pedro Espena
Members: / MSWDO
Joyce G. Nicolas
External support: GSSA
Gubat Adventourism Inc.
/ Gubat Young Farmers Association
/ ABS-CBN Lingkod Kalikasan Foundation, Inc.

F. Information, Education, and Social Marketing Committee

Chairperson: Lea E. Santos
Co-Chair: Ramilo Fajardo
Members: Jesus Escote
Romeo Jarabejo
External support: / All Punong Barangay
/ Sangguniang Kabataan
MAYAD

G. Ways and Means Committee

Chairperson: / Faustino Taclan Jr.
Co-Chair: / Municipal Budget Officer
Members: Hon. Kenneth D. Escandor
Reynaldo Dellosa
External support: All Punong Barangay
/ Municipal Treasurer
/ Municipal Accountant

SECTION 4. DUTIES AND RESPONSIBILITIES OF COMMITTEES. The following are the roles and responsibilities of the Committees:

A. Fisheries Management Committee

1. Identify activities for the proper protection and management of Fisheries Management (FM) and recommend the corresponding budget;
2. Draft the management plan for Fisheries Management;
3. Oversee the activities conducted in the Fisheries Zones (operation of granted concession, tourism activities);
4. Conduct periodic assessments in Fisheries Zones;
5. Oversee the fisherfolk, boat and gear registration (BoatR, FishR and GearR);
6. Maintain a database for management control, biophysical monitoring and evaluation system;

7. Together with the IE-SM Committee, initiate feedbacking sessions in the communities on the status and concerns of Fisheries Zones;
8. Set administrative procedures and formulate the manual of operations for the Fisheries Zones;
9. Recommend policy amendments based on results of regular monitoring and evaluation and feedbacking sessions in the communities;
10. Render regular reports to the Board;
11. Perform such other functions as may be needed for the sustainable management of Fisheries Zones.

B. Protected Zone and Habitat Management Committee

1. Identify activities for the proper protection and management of Protected Zones and Habitat Management (PZHM) and recommend the corresponding budget;
2. Draft the management plan for Protected Zones and Habitat Management;
3. Oversee the activities conducted in the Protected Zones and Habitat Zones (monitoring and evaluation, tourism, conservation);
4. Conduct periodic assessments in Protected Zones and Habitat Zones;
5. Maintain a database for management control, biophysical monitoring and evaluation system for Protected and Habitat Zones.
6. Together with the IE-SM Committee, initiate feedbacking sessions in the communities on the status and concerns of Protected Zones and Zones;
7. Set administrative procedures and formulate the manual of operations for the Protected Zones and Habitat Zones;
8. Recommend policy amendments based on results of regular monitoring and evaluation and feedbacking sessions in the communities;
9. Render regular reports to the Board;
10. Perform such other functions as may be needed for the sustainable management of Protected Zones and Habitats and Fisheries Zones.

C. Catch and Local Monitoring and Reporting Committee

1. Identify and nominate enumerators from among residents of coastal barangays for designation by (the Barangay Chair or Mayor);
2. Periodically analyze the consolidated catch data submitted by enumerators to the encoders, and correspondingly recommend annual adaptive fisheries management targets and measures to the Board;
3. Lobby for the provision of logistical support to the enumerators and the maintenance of the catch monitoring database equipment (or lobby for the procurement of supplies and equipment for enumerators, i.e., office supplies, weighing scales, tape measures, raincoats, rubber gloves, flashlights, umbrellas, hats, booties and honoraria);
4. Conduct regular meetings with the enumerators to discuss and address catch monitoring concerns;
5. Identify and facilitate the conduct of appropriate training or refresher sessions for catch reporting;
6. Together with the IE-SM Committee, conduct feedbacking to the communities on fish catch trends;
7. Establish an incentive mechanism for enumerators and for fishers reporting their catch;
8. Render regular reports to the Board;
9. Perform such other functions as may be needed for effective catch monitoring and reporting.

10. Formulate a monitoring and evaluation (M&E) plan and budget;
11. Secure yearly budget for M&E activities;
12. Recruit and train potential additional members for local monitoring including data analysis;
13. Prepare logistics during regular monitoring activities;
14. Analyze monitoring data and prepare corresponding reports for presentation to the Board;
15. Lobby for the provision of logistical support to the local monitoring team and the maintenance of the equipment (procurement of supplies and equipment for local monitoring team);
16. Conduct regular meetings with the local monitoring team and update skills on underwater monitoring methodology;
17. Identify and facilitate the conduct of appropriate training or refresher sessions on biophysical assessment;
18. Together with the IEC-SM Committee, conduct feedbacking to the communities on biophysical results;
19. Conduct regular inventory of the local monitoring equipment and logistics;
20. Render regular reports to the Board;
21. Perform such other functions as may be needed for effective coastal resources assessment.

D. Coastal and Fishery Law Enforcement Committee

1. Recommend for approval by the MAA+S Governing Board the Annual Enforcement Plan including its budget prepared by the composite Municipal Coastal and Fisheries Law Enforcement (CFLE) Team;
2. Request for the approved budget and other support funds for the implementation of the Municipal CFLE Plan;
3. Monitor logbook recording of enforcers for consolidated monthly reporting;
4. Oversee enforcement activities including surveillance and patrolling;
5. Lobby for the provision of logistical support to the Municipal CFLE Team;
6. Conduct regular meetings with enforcers to discuss and address enforcement concerns;
7. Set administrative procedures and formulate the manual of operations for the Municipal CFLE Team;
8. Together with the IE-SM committee, promote compliance of coastal and fisheries laws and ordinances and update communities on enforcement activities during barangay assemblies, PO meetings, and other appropriate venues;
9. Recommend policy amendments based on results of enforcement activities and recording;
10. Render regular reports to the Board;
11. Perform such other functions related to CFL enforcement, as may be prescribed by law or ordinance.

E. Links to Market and Livelihood Dev't Committee

1. Plan and facilitate the procurement of fishing gear, as needed by local fisherfolk, following regulations set in the MAA+S ordinance;
2. Identify and facilitate the conduct of trainings for and the operationalization of alternative or supplementary sources of income to ease fishing pressure in the MAA and during lean fishing season (e.g., food processing, livestock raising, farming, savings clubs, ecotourism);

3. Identify sources of external support and seek assistance in developing marketing strategies for identified local quality products as alternative or supplementary sources of income;
4. Network with NGOs and NGAs for funding and technical support;
5. Conduct monitoring and evaluation of identified alternative or supplemental livelihood projects;
6. Together with the IEC-SM Committee, conduct regular information drives on capacity building for alternative and supplemental livelihood projects;
7. Assist in the formation and organizing of savings clubs;
8. Draft the management plan for Livelihood Development and Market Linkaging;
9. Render regular reports to the Board;
10. Perform such other functions as may be needed to promote livelihood development and market linkaging.

F. Information, Education, and Social Marketing Committee

1. Formulate IE and SM plans and lead activities in schools and communities;
2. Facilitate the designing and production of information and behavior change materials;
3. Together with concerned committees, conduct information drives in the community during barangay assemblies, PTA and other appropriate meetings on the promotion of programs and activities related to MAA+S implementation and sustainable fisheries management;
4. Lobby or solicit logistical support for information, education and social marketing activities and materials;
5. Render regular reports to the Board;
6. Perform such other functions as may be needed to promote sustainable fisheries management.

G. Ways and Means Committee

1. Identify possible sources of revenue to fund sustainable fisheries management programs, projects and activities;
2. Draft the management plan for mobilizing resources to support sustainable fisheries management PPAs;
3. Network with NGAs and NGOs for funding and technical support;
4. Proactively seek grant opportunities to fund sustainable fisheries management PPAs;
5. Develop project proposals or activity designs for submission to funding agencies and support institutions;
6. Render regular reports to the Board;
7. Perform such as other functions as may be needed to raise funds and mobilize resources for sustainable fisheries management.

SECTION 5. TERMS OF OFFICE. The term of office of the GMAAS Management Board shall be for three (3) years inclusive of the term of the Mayor: Provided, however, that after the expiration of the term of the Mayor the GMAAS Management Board shall continue to discharge their duties until after new appointments are issued by the appointing authority. Any vacancy that may occur shall be filled up by appointment for the unexpired term only.

SECTION 6. CREATION OF MUNICIPAL ADJUDICATION BOARD (MAB)

COMPOSITION:

<i>CHAIRMAN</i>	: Municipal Agriculturist -	YOLANDA F. PATRIARCA
<i>VICE</i>	: Municipal Environment and	
<i>CHAIRMAN</i>	Natural Resources Officer -	
	Designate -	LEA E. SANTOS
<i>MEMBERS</i>	: Municipal Planning and	
	Development Officer -	FAUSTINO TACLAN JR.
	MFARMC Chairman -	ARMANDO P. FELICES
	Priest/Pastor -	ROMMEL J. BONTO
<i>SECRETARIAT</i>	: AT Fisheries -	MICHAEL B. ESQUIJO

SECTION 7. POWERS AND FUNCTIONS OF MAB. The MAB is hereby vested with the primary and original authority to hear and decide unsettled grievances referred to it by the Grievance Committee. It shall also exercise jurisdiction for adjudication of offenses in violation of this Ordinance and other existing fishery ordinances whereby the offender was apprehended and expressed willingness to admit his offense and pay the corresponding fine. Provided, That if the offender fails to pay the fine he shall render community service and attend fisheries class. The MAB may, upon proper complaint or recommendation from GMAAS Management Board, impose upon habitual offenders the penalty of suspension or revocation of license to fish or permit to operate fishpen, fish cage, fish corrals or seaweeds farm and/or the denial of their application for renewal therefor. The resolution of the MAB shall become final and executory after the lapse of fifteen (15) days from receipt thereof and no appeal is taken to the Municipal Board of Appeals (MBA) as provided in the succeeding sections.

SECTION 8. TERMS OF OFFICE OF MAB. The term of office of the MAB shall be for three (3) years inclusive of the term of the Mayor: Provided, however, after the expiration of the term of the Mayor the MAB shall continue to discharge their duties until after new appointments are issued by the appointing authority. Any vacancy that may occur shall be filled up by appointment for the unexpired term only.

SECTION 9. CREATION OF MUNICIPAL BOARD OF APPEALS (MBA)

COMPOSITION:

<i>CHAIRMAN</i>	: Municipal Mayor -	HON. SHARON ROSE G. ESCOTO
<i>VICE</i>	: Municipal Local	
<i>CHAIRMAN</i>	Government Operations	
	Officer -	SHIRLEY DEL VALLE
<i>MEMBERS</i>	: SB Chairman, Committee	
	On Agriculture &	HON. KENNETH D. ESCANDOR
	Fisheries -	
	MFARMC Chairman -	ARMANDO P. FELICES
	NGO Representative -	ALLAN ESPALLARDO
<i>SECRETARIAT</i>	: AT Fisheries -	MICHAEL B. ESQUIJO

SECTION 10. POWERS AND FUNCTIONS OF MBA. The MBA shall have the exclusive appellate authority to review and decide appealed cases decided by the MAB, to determine whether or not the decision is in accord with law and evidence on record and within its delegated authority. It may affirm in its entirety, modify or reverse it. Although no hearings shall be required but the MBA thru the Chairman may require submission of position papers before decision is rendered. The decision shall be in writing and furnished to the parties and it shall be final and immediately executory. No further appeal shall be entertained or allowed

SECTION 11. CAPACITY BUILDING. For this purpose, the Municipal Adjudication Board (MAB) and Municipal Board of Appeals (MBA) in partnership with NGAs and NGOs shall conduct seminars, workshops and other capacity building activities for the members of the MAB and MBA in the discharge of their duties and responsibilities.

SECTION 12. REPEALING CLAUSE. All prior issuances and orders inconsistent with this Executive Order are hereby repealed.

SECTION 13. EFFECTIVITY. This order shall take effect immediately.

SO ORDERED.

APPROVED, this 17th day of July, 2019 in the Municipality of Gubat, Province of Sorsogon


SHARON ROSE G. ESCOTO
Municipal Mayor