



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 22-13 S. 2022

AN ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE & SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION"

AUTHORS : COUN. NESTOR E. DIMACUHA
COUN. ISIDRA "CHED" M. ATIENZA

CO-AUTHORS : COUN. HAMILTON G. BLANCO
COUN. KARLOS EMMANJUEL A. BUTED
COUN. ANDREA LOISE F. MACARAIG
COUN. OLIVER Z. MACATANGAY
COUN. ARMANDO C. LAZARTE
COUN. NELSON J. CHAVEZ
COUN. JOSE JONASH LUIS F. TOLENTINO
COUN. ZESTER CARLO M. HERNANDEZ
COUN. LORENZO A. GAMBOA, JR.
COUN. MICHAEL C. VILLENA
COUN. ANGELITO "DONDON" A. DIMACUHA
COUN. MARJORIE A. MANALO

SECTION 1. Section 11 including all of the sub-sections of Ordinance No. 17 Series of 2018 were AMENDED and hereby AMENDED further and now to read as follows:

SECTION 11. COLLECTION OF FEES. - Fees as determined by the management board under 5.3, will be entering the fishery refuge and sanctuary under Section 9. The management board shall monitor and evaluate the performance of the duly authorized Barangay Collection Officer and recommend procedures for control and oversee that the distribution of tickets and fees collected are carried out.

A. COLLECTION OF FEES - The payment of the entry permit that is required under Section 9 of this Ordinance shall apply to the following:

1. Those who shall enter the Buffer zone that will conduct fishing activities subject to the prohibitions under Paragraph 4 and 5 of Section 7 and Section 12 of this Ordinance.
2. All persons who use or intend to use Pulong Bato Reef and Nalayag Point Reef for purpose of diving activities.



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

2

Continuation of Ordinance No. 22-13 S. 2022

AN ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE & SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION"

3. All persons who shall be engaged in swimming, snorkeling, sailing, kayaking and any other activities related to tourism, sporting and leisure.

B. AMOUNT OF FEES - The amount of fees to be collected shall be in accordance with the following:

An Entry Permit Fee in the amount of PhP 100.00, shall be collected per person per entry from all persons who shall be involved in these enumerated under Paragraphs 1, 2 and 3 of Section 11-A of this Ordinance.

In addition to the Entry Permit Fee, any person who shall be engaged in any diving activity shall be required to pay:

Daily Diver Pass	Php	250.00
Annual Diver Pass		3,000.00
Annual Professional Diver		5,000.00
Commercial (per dive)		500.00

Any person who intends to dive in the waters of Pulong Bato Reef and Nalayag Point Reef shall secure only one Diver Pass (which is valid only for the specified date) upon payment of the prescribed fees. The same rule shall apply to Dive Professionals who practice their profession/trade using the diving areas. However, in order to avoid the inconvenience of paying the Divers Pass for every time that he/she intends to be engaged in any diving activity, and to be entitled to an unlimited access to the dive areas or recreational spots, any Diver or Dive Professional may avail of the Annual Pass offered by this Ordinance upon application of and payment of the required fees prescribed herein in City Environment and Natural Resources Office (City ENRO) as VISMB Secretariat.

No person shall be allowed to dive in any of these areas without paying the required fees and securing either the Daily Diver Pass, or the Annual Pass and Commercial Dive Pass, except for diving activities for purposes of scientific/academic research with prior consent and authority of the Management Board, upon



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

3

Continuation of Ordinance No. 22-13 S. 2022

AN ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE & SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION"

submission of required documents shall be exempt from the payment of the fees herein prescribed, subject to the submission of the result of such study or research to the Board. A 25% increase of the Php 250.00 Daily Diver Pass will be implemented every three (3) years thereafter the implementation of this ordinance.

C. MANNER OF COLLECTION

The Management Board shall designate a collection officer or authorize any duly licensed establishment areas existing nearby the sanctuary and fish refuge to collect the fees and they shall be responsible for all the funds that will be derived. All tickets (Entry Permits and Dive Passes) shall only be acquired in City Environment and Natural Resources Office (ENRO).

The Six (6) Verde Island Barangay councils, thru their authorized representatives, shall be allowed to acquire in bulk, while the duly licensed/authorized and registered resorts, hotels, pension houses owners and owners of similarly situated establishment shall be allowed to purchase in bulk from the City Environment and Natural Resources Office (City ENRO) the entry permits and dive passes for resell to their guests. Provided that these establishments shall keep and submit on a monthly basis the registry of those who enter and the divers to the Management Board, thru the City ENRO.

Application and Collection of Fees for Annual Diver Pass or Annual Professional Diver Pass shall only be processed and accepted by the Management Board thru the City ENRO.

D. DISTRIBUTION OF FEES

The total collected fees will be distributed as follows:

- 25% - Verde Island Sanctuary Management Board
- 30% - Collecting Barangay
- 45% - Remaining Five (5) Barangays



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

4

Continuation of Ordinance No. 22-13 S. 2022

AN ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE & SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION"

The revenues collected shall be remitted to the City Environment and Natural Resources Office (ENRO) weekly provided that Official Receipt (OR) of VISMB shall be issued by the City ENRO to the remitting person or barangay upon remittance and to establishments upon purchase.

The City ENRO shall distribute the share of 30% to the Collecting Barangay and said Barangay shall issue to the City ENRO the Official Barangay Receipt bonded by the City Treasurer's Office upon receipt of the 30% share equally monthly. The 45% share for the remaining five (5) Barangays shall be distributed equally monthly and said Barangays shall issue Official Barangay Receipt bonded by the City Treasurer's Office to the City ENRO upon receipt of the 45% share. The 25% share for the VISMB shall be deposited to the account of Verde Island Sanctuary Management Board by the City ENRO.

The Director of Finance of the Management Board shall be given the authority to check whether the proceeds of the program are properly accounted for and the propriety of the enforcement of the provisions of this Ordinance with respect to the distribution and disbursement of the fees collected.

E. DISBURSEMENT OF FUNDS

All the fees collected shall be exclusively distributed and appropriated for the implementation of VISMB and Barangay Programs and other expenses which are necessary essential for protection, preservation and conservation of the environment with utmost priority on the Sanctuary and Fishery Refuge areas.

For purposes of compliance, accounting and auditing of the above provision, the barangays shall submit program design or proposals that shall utilize the revenues for the approval, monitoring and assessment of VISMB.



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

5

Continuation of Ordinance No. 22-13 S. 2022

AN ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE & SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION"

F. CREATION OF TRUST FUND

The Management Board will establish a trust fund wherein all the financial support that the board will generate outside the users will be deposited.

SECTION 2. REPEALING CLAUSE. - All provisions of City Ordinances, executive orders or resolutions inconsistent herewith are hereby repealed and/or modified accordingly.

SECTION 3. SEPARABILITY CLAUSE. - If for any reason or reasons that any part of this Ordinance shall be held unconstitutional or invalid other parts hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 4. EFFECTIVITY. - This ordinance shall take effect fifteen (15) days after its complete publication in a newspapers of general circulation in the province and Cities of Batangas.

ENACTED by the Sangguniang Panlungsod this 23rd day of August 2022.

ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:

ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer

APPROVED:

BEVERLEY ROSE A. DIMACUHA
City Mayor

Date Approved: **SEP 08 2022**

REPUBLIC OF THE PHILIPPINES
BATANGAS CITY

OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON AUGUST 23, 2022 AT THE SANGGUNIANG SESSION HALL

PRESENT:

Hon. Alyssa Renee A. Cruz,	Presiding Officer
Hon. Hamilton G. Blanco,	Councilor
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Andrea Loise F. Macaraig,	“
Hon. Nestor E. Dimacuha,	“
Hon. Armando C. Lazarte,	“
Hon. Nelson J. Chavez,	“
Hon. Jose Jonash Luis F. Tolentino,	“
Hon. Zester Carlo M. Hernandez,	“
Hon. Isidra “Ched” M. Atienza,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Michael C. Villena,	“
Hon. Angelito “Dondon” A. Dimacuha,	(ABC-Rep.)
Hon. Marjorie A. Manalo,	(SK-Rep.)
Hon. Oliver Z. Macatangay,	Councilor

“On motion of Councilor Nestor Dimacuha duly seconded, the following Resolution was Adopted:

RESOLUTION NO. 22-233 S. 2022

APPROVING ON SECOND AND FINAL READING THE ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS “AN ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE AND SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION”

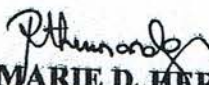
RESOLVED, to approve on Second and Final Reading the Ordinance entitled: “An Ordinance Amending Section 11 of Ordinance No. 17 S. 2018 As Amended Otherwise Known as An Ordinance Declaring Pulong Bato in San Agapito and Nalayag Point in San Agustin Kanluran both in Isla Verde, Batangas City a Fishery Refuge and Sanctuary, Its Utilization, Management, Protection and Conservation”.

UNANIMOUSLY APPROVED.”

Continuation of Resolution No. 22-233 S. 2022

APPROVING ON SECOND AND FINAL READING THE ORDINANCE AMENDING SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "AN ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE AND SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION"

I hereby certify that the foregoing Resolution No. 22-233 S. 2022 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on August 23, 2022.


ROSEMARIE D. HERNANDEZ
Board Secretary IV

NOTED:


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer

ODT/RDH/ystringchuy...

Republic of the Philippines
Batangas City

OFFICE OF THE SANGGUNIANG PANLUNGSOD

COMMITTEE REPORT

TO : **THE HONORABLE VICE MAYOR & PRESIDING OFFICER ATTY. ALYSSA RENE A. CRUZ & THE HONORABLE SANGGUNIANG PANLUNGSOD MEMBERS**

FROM : **THE COMMITTEE ON LAWS, RULES AND REGULATIONS.**

SUBJECT : **RESOLUTION NO. 113 S. 2022**
THE PROPOSED AMENDMENT ON SECTION 11 OF ORDINANCE NO. 17 S. 2018 AS AMENDED OTHERWISE KNOWN AS "AN ORDINANCE DECLARING PULONG BATO IN SAN AGAPITO AND NALAYAG POINT IN SAN AGUSTIN KANLURAN BOTH IN ISLA VERDE, BATANGAS CITY A FISHERY REFUGE AND SANCTUARY, ITS UTILIZATION, MANAGEMENT, PROTECTION AND CONSERVATION."

Sir/Mesdames:

Referred to the Committee is the aforementioned subject, present during the Committee Hearing held on August 10, 2022 at 2pm, in the Sangguniang Panlungsod Session hall are, the Committee Chairman Nestor "Boy" E. Dimacuja, members Honorable Karlos Emmanuel A. Buted, Isidra M. Atienza, Nelson J. Chavez, and Armando C. Lazarte, also presents are the following SP Members Honorable Andrea Loise F. Macaraig, Dr. Jonash F. Tolentino, Zester M. Hernandez, Lorenzo A. Gamboa, Michael C. Villena and SK Federation President Marjorie A. Manalo. Invited guest who attended hearing are the (6) six Brgy. Captain of Verde Island namely Mr. Bryan Cueto OIC – San Agapito, Mr. Leobert E. Claro, of San Agustin Kanluran, Mr. Estelito P. Gualberto, Mr. Francis De Castro of San Agapito and Mr. Rodante B. Ebor of Liponpon, from CENRO it was represented by Ms. Katriona Leign Closa, & Sean Leoric M. Casas of City Tourism Office.

Moving forward, the Committee requested Ms. Katriona Leign Closa of CENRO, to explain the purview of the aforementioned subject. It was eloquently discussed, followed by cascades of questions and inquires by the Committee & SP Members who actively exhausted their views. Epitome of questions & inquires were intellectually and confidently answered by the resource person which afterward resulted to an **agreement** of all the parties concerns.

More boldly, operations of the diving spot and other related activities at Nalayag Point in San Agustin Kanluran and Pulong in San Agapito, astounding attractions were relatively discussed, marketing strategy of the tourism spots, specially the safety of the foreign and domestic tourist who frequent at the sites was also given utmost considerations apropos the attractiveness of the island and to ensure their well-being.

In view of the foregoing, the Committee recommends the following:

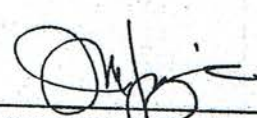
1. Submission of the Proposed Amendment of Section 11 Ordinance #17, S. 2018 as Amended otherwise known as "An Ordinance declaring Pulong Bato in San Agapito and Nalayag Point in San Agustin Kanluran both in Isla Verde, Batangas City a Fishery Refuge and Sanctuary, its Utilization Management, Protection and Conservation for **second reading** come next session.
2. Compliance of the Resorts/Hotels on the following:
 - 2.1 Accreditation of the Resorts / Hotels from DOT.
 - 2.2 Required all Resorts / Hotels who cater diving activities PADI Certificate.
 - 2.3 Provision of lifeguard tower / post and personnel.
3. Adaption of the Committee Report.

Respectfully Submitted : August 16, 2022

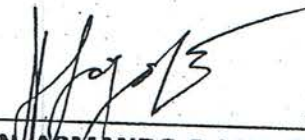


HON. NESTOR E. DIMACUHA
Chairman

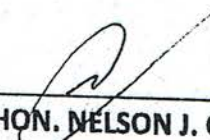
HON. KARLOS EMMANJUEL A. BUTED
Member



HON. ISIDRA M. ATIENZA
Member



HON. ARMANDO C. LAZARTE
Member



HON. NELSON J. CHAVEZ
Member