



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

ADMINISTRATIVE ORDER


No. 01

Series of 2022

SUBJECT: GUIDELINES IN THE IMPLEMENTATION OF FAO 259 IN RELATION TO THE CERTIFICATE OF NECESSITY TO IMPORT 60,000 MT OF FROZEN SMALL PELAGIC FISH FOR WET MARKETS FOR THE BENEFIT OF THE CONSUMING PUBLIC

To effectively implement the provisions of Fisheries Administrative Order No. 259 (FAO 259) in relation to the issuance of SPS Import Clearances (SPSICs) for the Certificate of Necessity to Import 60,000 MT of frozen small pelagic fish for wet markets during the first quarter of 2022 (hereinafter referred to as "Q1 2022 CNI 60,000 MT"), the following directives are hereby issued:

1. To augment the local catch in view of the severe damage of Typhoon Odette to the fisheries and aquaculture sector and given that closed fishing season in three (3) major fishing grounds (Visayan Sea, Northern Palawan and Basilan-Sulu-Zamboanga) are still in effect, all SPSICs under the Q1 2022 CNI 60,000 MT shall be issued before the lifting of the closed fishing season and shall automatically expire on March 31, 2022.
2. The imported frozen small pelagic fish under the Q1 2022 CNI 60,000 MT shall be immediately disposed within twenty (20) days upon arrival thereof. Performance in the disposal as well as disposition reports may be taken as one of the considerations in determining the qualified importers for the next CNI that may be issued.
3. A bill of lading or pro-forma invoice shall form part of the documentary requirements for the issuance of SPS Import Clearances to be issued under the Q1 2022 CNI 60,000 MT.
4. Only importers of good standing may be allowed to participate in the importation. For this purpose, importer of good standing shall mean that the importer has met all of the following qualifications:
 - a) The importer was able to import at least seventy percent (70%) of the total volume issued during the last importation period;
 - b) Importer has not been filed with any case by BFAR in relation to violation of any food safety or importation rules and regulations;


 *A food-secure and resilient Philippines*
with empowered and prosperous farmers and fisherfolk



- c) The importer is willing to sell the imported fish at a price determined after the auction which shall not exceed 90 pesos and shall be traded only in any of the PFDA-designated trading area or PFDA fish ports for effective monitoring of fish disposition;
 - d) The importer is willing to pay five hundred pesos (P 500) for every metric ton of volume awarded;
 - e) From the Custom Clearing House, the importer shall directly unload and trade the imported products at the PFDA Fish Ports or PFDA designated trading areas;
 - f) The importer shall source-out supply from respectable source and not engaged in IUU Fishing; and
 - g) The importer must be able to ship-out the imported small pelagic fish species from the port of origin within twenty (20) days from the receipt of SPSICs. As a proof thereof, the importer shall submit a bill of lading to DA-BFAR; and
 - h) The importer shall allow BFAR Inspectors, quarantine officers, and law enforcers to conduct inspection and monitoring of the imported fish stored in the BFAR-registered storage facility and provide data for the purpose of performance evaluation of said CNI.
5. The 60,000 MT volume shall be apportioned through an auction system among the registered and qualified importers who met the aforementioned requirements.
 6. Right after the conduct of the auction is completed, the importer shall immediately apply for SPSIC, and BFAR shall immediately process such applications and endorse the same to the Secretary for approval.
 7. In the application for SPSIC, the importer shall indicate the Port of Entry and Final Destination of the imported small pelagic fish under this CNI. All importers shall likewise observe the timeline for applications of SPSICs as may be provided by BFAR.
 8. All qualified importers shall strictly comply with Food Safety Standards provided under the law and relevant regulations.
 9. Transfer of allocation shall not be allowed.

This Order shall take effect immediately and shall remain in force until the arrival of the last shipment for this importation period.

Done this 18th day of January 2022.


WILLIAM D. DAR, Ph.D.
 Secretary

DEPARTMENT OF AGRICULTURE

 In replying pls cite this code :
 For Signature: S-01-22-0227
 Received : 01/18/2022 03:09 PM

A food-secure and resilient Philippines
 with empowered and prosperous farmers and fisherfolk

