



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

SPECIAL ORDER
NO. 1002
Series of 2022

SUBJECT: GUIDELINES IN THE IMPLEMENTATION OF FAO 259 IN RELATION TO THE CERTIFICATE OF NECESSITY TO IMPORT 25,000 MT OF FROZEN ROUND SCAD, BIGEYE SCAD, MACKEREL, BONITO AND MOONFISH FOR WET MARKETS DURING THE CLOSED FISHING SEASON STARTING NOVEMBER 2022 TO JANUARY 2023

To provide for a clear and efficient implementation of Fisheries Administrative Order No. 259, series of 2018 (FAO 259) in relation to the issuance of SPS Import Clearances (SPSICs) for the Certificate of Necessity to Import 25,000 MT of frozen Round Scad, Bigeye Scad, Mackerel, Bonito and Moonfish for wet markets during the closed fishing season starting November 2022 to January 2023 (the "CNI 25,000 MT"), these guidelines are hereby issued for the information and guidance of all concerned.

1. The Maximum Importable Volume of 25,000 MT shall be allocated to registered importers based on the following:
 - For registered importers belonging to the commercial fishing sector, the 80% of the Maximum Importable Volume shall be allocated based on the fish landings of the commercial fishing operators for the past three (3) years immediately preceding this importation period as Certified by any of the following:
 - a) PFDA Port Manager;
 - b) BFAR Regional Director; or
 - c) Municipal Port Administrator.
 - For the fisheries associations/cooperatives, the 20% of the Maximum Importable Volume shall be allocated based on their disposition reports from the immediately preceding importation period.
2. All SPS Import Clearances (SPSICs) under the CNI 25,000 MT shall be issued on or before December 15, 2022. The validity period thereof shall be forty-five (45) days from date of issuance. Provided that, no SPSICs under this CNI shall be deemed valid after January 30, 2023.
3. The Bureau of Fisheries and Aquatic Resources (BFAR) shall encourage the immediate disposal of the imported fish under CNI 25,000 MT to ensure that it will not overlap with the local catch by the end of the closed fishing season.



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

4. A bill of lading or pro-forma invoice shall form part of the documentary requirements for the issuance of SPSICs to be issued under the CNI 25,000 MT.
5. The following importers are disqualified from applying SPSICs under the current Certificate of Necessity to Import:
 - a) those with pending case/s in relation to violations of any food safety or importation rules and regulations;
 - b) those who were not able to secure BOC accreditation and/or clearance at the start of this importation period; and
 - c) those who were not able to submit complete and updated requirements under FAO 259 within five (5) working days from the issuance of this Order.
6. The importer shall source-out supply from respectable source not engaged in IUU Fishing;
7. Importers who were able to register within five (5) working days from the issuance of this Order shall qualify to participate in the importation under the CNI 25,000 MT provided that said importers are compliant with the qualifications and requirements under FAO 259.
8. The importers shall allow BFAR and PFDA Inspectors, BFAR quarantine officers, and law enforcers to conduct inspection and monitoring of the imported fish stored in the BFAR-registered storage facility and provide the DA-BFAR a weekly summary of stocks inventory for the information of the undersigned.
9. All qualified importers shall strictly comply with Food Safety Standards provided under the law and relevant regulations.
10. Transfer of allocation shall not be allowed.
11. SPSICs issued are non-extendable and non-transferable.

This Order shall take effect immediately and shall remain in force unless revoked in writing. All previous issuances inconsistent with the provisions of this Order is hereby revoked.

Done this 10th day of November 2022.


DOMINGO F. PANGANIBAN
Senior Undersecretary



DA-CO-OSEC-SO20221107-00348