

Memorandum Circular

No. 5

March 8, 1990

TO: All Concerned

**SUBJECT: Guidelines on the Cutting of Mangrove
Tree Species Within Approved FLA Area**

1. In recognition of the need to further develop areas approved for fishpond purposes, the cutting of mangrove species within existing Fishpond Lease Agreement (FLA) areas is now allowed pursuant to Section 7 of DENR Administrative Order No. 15 dated February 01, 1990 subject to the following conditions:
 - 1.1 Cutting is in consonance with the development of the area;
 - 1.2 No cutting of trees within duly approved FLA areas shall be allowed without the benefit of a cutting permit;
 - 1.3 Buffer zones must be maintained and developed pursuant to P.D. 705 and Ministry Administrative Order No. 42 Series of 1986;
 - 1.4 The trees cut in FLA areas shall be turned over to the DENR for disposition through public bidding, with priority given to the FLA developer;
 - 1.5 An area equivalent to the aggregate size where mangroves are clearcut shall be planted with mangrove species by the FLA developer;
 - 1.6 A Performance Bond shall be put up by the permittee or FLA developer equivalent to the estimated value of the mangrove timber to be gathered.
2. For the purpose of this Circular, mangrove cutting permits within FLA areas covering 100 cubic meters and above shall be issued by the concerned Assistant Secretary for Field Operations. Those permits covering volumes less than 100 cubic meters, shall be issued by the RED concerned. Copies of all cutting permits issued in this connection shall be furnished the Director, Forest Management Bureau, and the Coastal Resources Management Committee.
3. Violation of any of the foregoing conditions or of any applicable laws, rules and regulations by the permittee/FLA developer shall cause cancellation of the permit and the consequent forfeiture of the bond. Steps shall also be taken leading to the cancellation of the FLA if and when warranted.
4. This Circular takes effect immediately.

FULGENCIO S. FACTORAN, JR.

Secretary