

Administrative Order

No. 49

November 6, 1992

SUBJECT : Regulating the Possession, Ownership or Use of Power Chainsaws Within the Province of Palawan

Pursuant to the provisions of Republic Act No. 7611, otherwise known as the Strategic Environmental Plan for Palawan Act, and in order to effectively conserve and protect the remaining forest resources within the province, the following regulations are hereby promulgated for the guidance and compliance of all concerned:

Sec. 1. Basic Policy and Objective. It is the policy and objective of the State to promulgate and implement rules and regulations that will effectively promote the protection, conservation and sustainable management of the forest resources of the Province of Palawan in accordance with the provisions of Republic Act 7611. Towards this end, the ownership, possession and use of chainsaws shall be regulated.

Sec. 2. Definition. As used in this Order, the term chainsaw refers to any portable power saw (electric or gasoline engine powered) that has teeth linked together to form an endless chain and is usually used for the cutting of timber.

Sec. 3. Registration of Chainsaws. Owners of chainsaws within the province are hereby required to register the same with the Provincial Environment and Natural Resources Office of the DENR within thirty (30) days from the effectivity of this Order. Thereafter, registered chainsaws may only be transported to/and used within the province in areas which are duly covered by existing timber utilization permit. Failure to register shall subject the owner thereof to liability under paragraph 4 of this Section.

The Provincial Environment and Natural Resources Officer (PENRO) is hereby authorized to issue a Certificate of registration which is valid for one year, renewable for a like period. The Certificate of Registration, an authenticated copy of which must be carried by the chainsaw operator at all times, shall contain the following descriptions and information in a form prescribed in Annex "A" hereof:

1. Chainsaw Registration No.
2. Name of Owner
3. Date of Purchase
4. Brand
5. Model
6. Serial Number

7. Horsepower
8. Purpose of the Chainsaw
9. Areas/Location where the Chainsaw is to be used; and
10. Limitations of use.

Furthermore, a durable sticker must be pasted on the chainsaw bearing the signature of the PENRO who issued the Certificate of Registration indicating the Certificate of Registration Number and the validity period of registration.

Any chainsaw, whether registered or not, found in the possession of, or being used by any person within the province in areas not covered by a timber utilization permit shall be subject to confiscation in favor of the government without prejudice to criminal prosecution, if evidence warrants. The owner must present proof that such chainsaws are not being used for illegal purposes.

Sec. 4. Registration Fee. A registration fee of P50.00 shall be collected for every chainsaw registered.

Sec. 5. Repealing Clause. All memoranda, rules and regulations which are inconsistent with this Order are hereby repealed and/or amended accordingly.

Sec. 6. Effectivity. This Order shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

ANGEL C. ALCALA
Secretary