

**MUNICIPAL ORDINANCE NO. 2020-15**  
Series of 2020

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**AN ORDINANCE INSTITUTING AND IMPLEMENTING THE REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT IN ACCORDANCE WITH THE JOINT MEMORANDUM CIRCULAR NO. 2018-02 BY THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT RELATIVE TO THE NATIONAL GUIDELINES FOR THE REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT WITHIN THE TERRITORIAL JURISDICTION OF BONGABONG**

**WHEREAS**, Republic Act No. 10601, otherwise known as the Agricultural and Fishery Mechanization Law” was enacted into law on June 5, 2013;

**WHEREAS**, Section 19 of RA No. 10601 mandates all owners of agricultural and fishery machinery and equipment to register these with the agricultural offices of municipal and city government units;

**WHEREAS**, pursuant to Section 19 of RA No. 10601, the Department of Agriculture (DA) and the Department of Interior and Local Government (DILG) issued Joint Memorandum Circular No. 2018-02 dated August 2, 2018 providing for the national guidelines on the registration of ownership of agricultural and fishery machinery and equipment at the city and municipal local government units;

**WHEREAS**, the purpose of the Joint Memorandum Circular is to establish ownership and create a national database of machinery and equipment for planning and monitoring purposes, in accordance with Republic Act No. 10601;

**WHEREAS**, the registration of agricultural and fishery machinery and equipment in the City/Municipality of BONGABONG would ensure the quality and safety of agri-fishery machinery and equipment as well as rational planning and programming of government investments and resources;

**WHEREAS**, the DA, DBM, DILG and CSC, pursuant to Section 29 of RA 10601 issued Joint Memorandum Circular No. 02 Series of 2020 mandating all LGUs to strengthen or create their Provincial, City and Municipal Agricultural Engineering Group, separate from that of the CAO/MAO to undertake, among others the registration of agricultural and fishery machinery and equipment.

**NOW THEREFORE, BE IT ENACTED BY THE SANGGUNIANG BAYAN IN SESSION DULY ASSEMBLED, THAT:**

**SECTION 1. TITLE.** This Ordinance shall be referred as the MANDATORY REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERY MACHINERY

AND EQUIPMENT in the Municipality of BONGABONG and shall hereafter be called the Ordinance.

**SECTION 2. SCOPE/COVERAGE.** The ordinance shall cover the one-time registration of ownership of agriculture and fishery machinery and equipment by any individual-owner, registered farmer cooperatives and farmer-associations, and private entities, which are registered in the Securities and Exchange Commission, Department of Trade and Industry, Department of Labor and Employment or the Cooperative Development Authority. The said agricultural and fishery machinery and equipment are those used for crop, livestock and fishery production, harvesting, processing, storage, manufacture, preserving, transporting and distribution, research, extension and instruction which include, but are not limited to the list of agricultural and fishery machinery and equipment enumerated in Annex A. Furthermore, agricultural and fishery machinery and equipment owned and operated by government entities are likewise covered by with this registration.

**SECTION 3. DEFINITION OF TERMS.** For purposes of this Ordinance, the following terminologies are used and defined as follows:

- a) **Agricultural and Fishery Machinery** – refers to machinery and equipment for the production, harvesting, processing, storage, manufacture, preserving, transporting, and distribution of agricultural and fishery products. These include, but not limited to, tractors, and their attachments, power tillers, seeders, equipment, irrigation equipment and accessories, greenhouse and maintenance conditioning equipment, livestock equipment, fishery equipment, slaughtering such as milling machines, dryers, threshers, grain and other strippers, agricultural transport machinery and storage facilities including cold storage, reefer vans, and fishery machinery includes newly imported as well as pone that has not been used since its date of manufacture.
- b) **Processing Complexes** – integrated system of equipment and facilities for processing of agricultural and fishery products.

**SECTION 4. REGISTRY OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT** – The Municipal Agriculture Office (MAO) shall maintain and update a registry of agricultural and fishery machinery and equipment. The MAO shall submit a list quarterly to the Provincial Agriculture Office for consolidation.

The machinery owner shall report to the MAO when the machinery or equipment is no longer operational so that it can be deleted from the registry of the MAO.

**SECTION 6. REGISTRATION OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT PRESENTLY REGISTERED BY THE CONCERENED NATIONAL GOVERNMENT AGENCIES** – The registration of agricultural and fishery machinery and equipment presently being undertaken buy concerned government agencies, such as by the Bureau of Fishery and Aquatic Resources (BFAR) for fishing

boats; Philippine Coconut Authority (PCA) on oil mills and other concerned national government agencies shall be included in the registry agricultural and fishery machinery and equipment of the Municipality.

**SECTION 7. GENERAL GUIDELINES FOR THE ISSUANCE OF CERTIFICATE OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT REGISTRATION (CAFMER)** – Upon the effectivity of this Ordinance, the MAO shall conduct a massive inventory of agricultural and fishery machinery and equipment for purposes of registration.

The owner/user of agricultural or fishery machinery and equipment shall submit to the Municipal Agriculture Office the following documents:

- a. Certificate of Location/Address of the owner of Agricultural or Fishery Machinery/Equipment from the Punong Barangay;
- b. Duly accomplished prescribed Registration Application Form as per Annex B; and
- c. Any evidence of acquisition/ownership of agricultural or fishery machinery and equipment such as Delivery Receipt (DR), Sales Invoice (SI), Official Receipt (OR) or Deed of Donation, Memorandum of Agreement (MAO) or Memorandum of Understanding (MOU). In cases that these documents are not available, the barangay office where the owner resides shall execute an affidavit attesting to the lawful ownership of the machinery or equipment.

The MAO shall verify and evaluate the submitted documents. Upon finding that the owner of the machinery/equipment has complied with all the documentary requirements and has paid the registration fee, the MAO shall process and recommend the issuance of CAFMER (Annex C) for approval by the Municipal Mayor or his duly authorized representative. The registration sticker shall be issued by the MAO after the application form has been approved. The MAO shall keep a copy of the approved CAFMER.

**SECTION 8. PROCEDURE IN CASE OF AMENDMENT TO THE CERTIFICATE OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT REGISTRATION (CAFMER).** The office of the Municipal Mayor shall issue a Certificate of Clearance and an amended CAFMER in the following instances:

- a. Transfer of Ownership of the agricultural or fishery machinery or equipment- The documents stated in the preceding section, the Original CAFMER and Certificate of Clearance shall be required in the application for the amended CAFMER; and
- b. Transfer of Location to another city/municipality – A new registration form shall be secured which shall be approved by the city where the owner has transferred.

The office of the Municipal Mayor shall issue a Certificate of Clearance to the owner for submission to the municipality where the owner has transferred within 30 days.

The portion in the application from which states “For Deletion/Cancellation of Agricultural and Fishery Machinery and Equipment Registration” should be filled up.

The MAO shall delete the agricultural or fishery machinery or equipment in the municipality. Likewise, the machinery or equipment owner shall report to the MAO on any non-serviceable machinery or equipment so that it can be deleted from the registry of the MAO. The issuance of the amended CAFMER will require the owner to undergo another registration process. Thus, the owner will pay the registration fee as provided for this Ordinance.

In the event such machinery or equipment is involved in any criminal or civil case regarding question of ownership as reported by the Barangay Officials, no Certificate of Clearance shall be issued by the MAO.

**SECTION 9. REGISTRATION FEES.** – The registration fee of agricultural or fishery machinery or equipment shall be Three Hundred Pesos (Php 300.00) inclusive of the cost of the registration plate to be issued by the MAO to the owner. This is on top of other fees for such equipment or machinery charged under the revenue code of the Municipality

The agricultural or fishery machinery or equipment owned by cooperatives duly registered under R.A No. 6810 (Magna Carta for Countryside and Barangay Business Enterprise (Kalakalan 2000 and R.A. No. 6938 (Cooperative Code of the Philippines) shall be exempted from payment of registration fee pursuant to Section 133 of the Local Government Code of the Philippines.

**SECTION 10. INCENTIVES FOR THE REGISTRATION OF AGRICULTURAL AND FISHERY MACHINERY AND EQUIPMENT.** The following are the incentives that may be granted:

- a. Registration may be used in the availment of government incentives/subsidies;
- b. Registered machinery may be used as loan collateral;
- c. Registration will facilitate the location of lost agricultural and fishery machinery units;
- d. Availment of Common Service Facilities (CSF) services in the municipality; and
- e. Provision of insurance (e.g. Registry System for Basic Sectors in Agriculture) for registered agricultural and fishery machinery and equipment.

The MAO shall coordinate with the Philippine Crop Insurance (PCIC) for the most appropriate insurance package for agricultural and fishery implements, in reference to the Registry system for Basic Sectors in Agriculture (RSBSA) of the DA-ICTS.

**SECTION 11. PUBLIC INFORMATION CAMPAIGN** – The MAO in collaboration with the Municipal Information Office and Sangguniang Barangay shall undertake information campaign on the implementation of the registration of ownership of agriculture and fishery machinery and equipment;

**SECTION 12. FUNDING.** Funding for the implementation of the registration of agricultural and fishery machinery and equipment and other activities on the registration of ownership of agricultural and fishery machinery and equipment shall be incorporated in the annual investment plan of the Municipal Government of Bongabong.

**SECTION 13. REPEALING CLAUSE.** All existing ordinances, rules and regulations, as well as orders inconsistent herewith are hereby repealed or modified accordingly.

**SECTION 14. SEPARABILITY CLAUSE.** Should any of the provision of this Ordinance be declared unconstitutional by any court of competent jurisdiction, all other remaining portions not so declared shall remain valid and effective.

**SECTION 15. EFFECTIVE CLAUSE.** This Ordinance shall take effect immediately upon approval and compliance with posting in three conspicuous places in the Municipality and in the bulletin boards of the thirty-six (36) barangays.

Certified true:

**Atty. EDUARDO M. MAGSINO**  
Secretary to the Sanggunian

Attested by:

**Hon. RICHARD S. CANDELARIO**  
Vice-Mayor and Presiding Officer

Approved:

**Hon. ELEGIO A. MALALUAN, O.D.**  
Municipal Mayor  
Date: \_\_\_\_\_