



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Office of the Secretary
Elliptical Road, Diliman, Quezon City

GRATUITOUS PERMIT

No. 0151-18

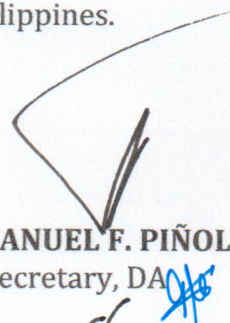
Gratuitous Permit for the Silliman University and Florida Institute of Technology to collect aquatic samples for scientific research

Pursuant to Sections 2, 5, 9, 11 and 15 of Republic Act No. 9147 or the Wildlife Resources Conservation and Protection Act of 2001, and relevant provisions of Republic Act No. 8550, as amended by the RA 10654 or the Philippine Fisheries Code of 1998, this Gratuitous Permit (GP) is hereby issued to the **Florida Institute of Technology** through **Ms. EDNA R. SABATER**, Researcher, with its collaborating research institution, **Silliman University** for the collection of aquatic samples relative to the conduct of the collaborative scientific research, entitled: "*Identification of Blue Whale Species in the Bohol Sea and Isotopic Compositions of Cetaceans in the Bohol Sea*", subject to the following terms and conditions:

1. Collection shall be for the purpose required of the Project to be undertaken only in study site in the Philippines as identified in the research proposal to include the Provinces of Bohol (Municipalities of Anda, Baclayon, Dauis, Garcia-Hernandez, Jagna, Lila and Panglao), Dumaguete (Dumaguete City), Negros Oriental (Municipality of Bacong) and Siquijor (Enrique Villanueva, Larena, Lazi, Maria and Siquijor) with Free Prior Informed Consent (FPIC) of Indigenous People (IPs), or Prior Informed Consent (PIC) from the Local Government Units (LGUs), Protected Area Management Board (PAMB), and other related agencies or institutions concerned.
2. Employ appropriate collection methods for live specimens that will not inflict or cause harm or damage to the species and minimize adverse impacts on the ecosystem of the proposed area of collection. Only such quantity that would pose no threat to the environment and the population of the species in the wild that is reasonably necessary for the project undertaking, shall be collected.
3. A detailed work plan shall be submitted to the Fisheries Regulatory and Licensing Division (FRLD) prior to the conduct of any collection or research activity and shall include a list of personnel and scientists/research affiliates involved in the implementation of the Project for the period covered by this Permit, including the nature and extent of their involvement and the specimen and aquatic wildlife to be collected. The detailed work plan shall form an integral part of this Permit as Annex A.
4. The Permittees shall obtain the written approval of the DA-BFAR, through the FRLD, prior to effecting any changes to the work plan. Failure of the DA-BFAR-FRLD to respond within fifteen (15) working days shall be construed as approval of the proposed changes.
5. The Permittees shall submit a report within sixty (60) days from last collection, which shall incorporate a complete inventory of specimens and aquatic wildlife collected for the period covered by this Permit, including biological resources which may have been accidentally collected, indicating the taxonomic description and their English, Latin and vernacular names, the collection dates, collection sites, name of collectors, and respective Prior Informed Consent (PIC) coverage. The report should also include the specimens and volume of collection transferred to any foreign entity.
6. The Permittees shall commit to ensure that no specimens collected shall be shipped out of the country without complying with the complete regulatory permits/clearances and procedures under applicable laws; and if so allowed, ensure that the specimens are free from diseases and compliant to quarantine procedures.

7. All Filipino citizens and any Philippine governmental entity authorized for the purpose shall be allowed access to specimens covered by this Permit which may be deposited at any of the participating institutions as covered by the MOA or to an internationally recognized ex-situ depository or gene bank, subject to the execution of a Material Transfer Agreement approved by DA-BFAR;
8. The Permittees shall commit to make available to the Philippine government and resource providers all discoveries of commercial products made or derived from biological resources obtained from this research as covered under this Permit;
9. Any attempt to obtain intellectual property rights, license or otherwise develop said intellectual property to inventions developed from the bioresources collected shall require prior consultation and a written consent from the DA, duly endorsed by the Bureau of Fisheries and Aquatic Resources. This written consent shall be embodied in a separate agreement signed by the Parties indicating ownership, licensing or royalty provisions, among others.
10. Owing to the perpetual ownership of the Republic of the Philippines over the collected biological and genetic resources, the Permittees shall commit to secure the prior and written approval of DA-BFAR before entering into any Material Transfer Agreement (MTA) involving any specimen collected under the Project with a non-party to this MOA.
11. The Permittees shall commit to deposit holotypes of newly described species, should there be any discovered in the course of the research, to the National Museum of the Philippines, pursuant to RA 10066 and its Implementing Guidelines.
12. Non-compliance of the conditions stated herein or to any applicable provision of Philippine law and the Memorandum of Agreement covering the conduct of this Project, shall have the effect of automatic cancellation or revocation of this Permit upon notice, confiscation of collected materials in favor of the government and imposition of perpetual ban on access to biological resources in the Philippines.
13. This Permit shall be valid for one (1) year upon approval hereof, and shall be surrendered to DA-BFAR upon expiration of the term herein provided.
14. The Permittees acknowledge to have read and understood the terms and conditions herein set forth and commit compliance thereto and abide by the Memorandum of Agreement covering the conduct of the research following applicable guidelines on scientific research.

Issued this 05 day of JULY, 2018 in Quezon City, Philippines.


EMMANUEL F. PIÑOL
Secretary, DA

DEPARTMENT OF AGRICULTURE

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