

**[DOE DEPARTMENT CIRCULAR NO. 95-10-008,
October 30, 1995]**

**DIRECTING ALL OPERATORS OF OIL RIGS OR PLATFORMS,
POWER PLANTS, OIL TANKERS AND BARGES CARRYING,
PRODUCING AND/OR UTILIZING CRUDE OIL-BASED PRODUCTS
TO REPORT ALL OIL SPILLS OR ENVIRONMENTAL INCIDENTS TO
THE DEPARTMENT OF ENERGY**

WHEREAS, under Section 2 (b) of R.A. 7638, known as the "Department of Energy Act of 1992" (the "Act"), it is declared the policy of the State to rationalize, integrate and coordinate the various programs of the Government towards self-sufficiency and enhanced productivity in power and energy without sacrificing ecological concerns;

WHEREAS, the Department of Energy (DOE) has been mandated under Section 5 (g) of the Act to formulate and implement programs, including a system of providing incentives and penalties, for the judicious and efficient use of energy-consuming sectors of the economy;

WHEREAS, the DOE and its bureaus are authorized to impose and collect fees, surcharges, fines and penalties under the Act, as provided under Section 21 of the Act;

WHEREAS, pursuant to Sections 12 (b) (7) to (9) of the Act, the DOE has the power to: (a) monitor the implementation of energy projects in coordination with the Department of Environment and Natural Resources to ensure compliance with prescribed environmental standards; (b) recommend appropriate courses of action to resolve major issues which may impede energy project siting or result in adverse environmental impact; and (c) require industrial, commercial, and transport establishments to collect or cause the collection of waste oil for recycling as fuel or lubricating oil;

NOW, THEREFORE, the following guidelines are hereby issued for the information, guidance and implementation of all concerned:

SECTION 1. The owner, agent, lessee, operator or representative of any tanker, barge ship or facility used in relation to the petroleum and/or energy industries, oil rigs or platforms and power plants carrying and/or utilizing oil and/or other oil-based products shall submit a verbal report, within four (4) hours, and a written report within twenty four (24) hours, to the DOE Secretary through the Environmental Protection and Monitoring Division (EPMD), Energy Industry Administration Bureau (EIAB) or Energy Resource Development Bureau (EIAB) or Energy Resource Development Bureau (ERDB), as the case may be, any incident whether accidental or intentional of spill, leak, discharge, disposal of oil and/or oil-based products or hydrocarbon contaminated wastewaters and similar occurrences through the most practicable and fastest means of communication possible.