

[MARINA MEMORANDUM CIRCULAR NO. 89, October 07, 1994]

IMPLEMENTING GUIDELINES FOR VESSEL SAFETY REGULATIONS

The Maritime Industry Authority Board in its meeting on 07 October 1994, has approved and promulgated the following guidelines in the implementation of vessel safety regulations pursuant to the provisions of Executive Order No. 125, as amended, Department of Transportation and Communications Memorandum dated 07 September 1994 and MARINA Memorandum Circular No. 88, s. 94, approved by the MARINA Board on 15 September 1994.

I Objective

This Circular serves to provide implementing guidelines to ensure the following:

1. Compliance with safety regulations prior to registration under Philippine Laws; and
2. Maintenance of safety qualifications.

II Coverage

This Guidelines shall apply to:

1. All types of vessels required to be registered in the Philippines under existing laws;
2. All vessels engaged in towing/pushing and/or carrying goods and passengers for hire regardless of tonnage;
3. All vessels acquired under PD 760 as amended; and
4. All vessels of foreign registry temporarily used in Philippine waters.

The following vessels shall not be covered:

1. Warships and naval vessels;
2. Non-motorized bancas, sailboats and other waterborne contrivance of less than 3 GRT.

III General Provision

The Maritime Industry Authority (MARINA) is vested with the vessel safety regulatory functions over all vessels registered under Philippine laws.

IV

Specific Guidelines

A. Plans Approval

1. Vessel plans must be submitted to MARINA for approval prior to any construction, conversion, alteration or rehabilitation to ensure-compliance with safety rules and regulations.
2. For vessels approved by MARINA for acquisition, the plans are to be submitted for approval prior to the vessel's registration.

B. Admeasurement of Vessel

1. All vessels 3 GRT and above shall be admeasured prior to their registration.
2. The admeasurement of vessels shall be conducted/required upon the completion of her construction conversion/alteration/rehabilitation, or prior to registration.
3. All classed vessels shall not be readmeasured. The shipowner shall submit the Tonnage Certificate issued by IACS — member classification society recognized by the Philippine government.
4. Admeasurement of vessels shall be conducted by MARINA. The pro forma Admeasurement Report Data shall be forwarded to the MARINA office which has jurisdiction over the vessel's homeport.
5. The information in the Admeasurement Data Report shall be conclusive. Should there be any change thereof caused by alteration/conversion/rehabilitation, the vessel shall undergo another admeasurement which shall be the basis for the issuance of an amended certificate of Vessel Registry, save correction of typographical or arithmetical errors in measurement which shall be certified by the admeasuring officer and annotated at the back of the said certificate.

C. Inspection of Vessel

1. All Philippine registered vessels shall be inspected by MARINA to ascertain manning requirements and/or the detailed requirements regarding the condition of the hull, machineries, auxiliaries, navigational, firefighting and life-saving equipment as provided for in the Revised Philippine Merchant Marine Rules and Regulations (RPMRR).
2. Vessels shall be inspected under the following circumstances:
 - a) Vessels not yet registered
 1. upon completion of local construction
 2. if acquired abroad, prior to release from the custody of the Bureau of Customs
 3. prior to registration under Philippine flag
 - b) Vessels already registered
 1. upon completion of repair/conversion/ alteration/ rehabilitation