

**[POEA MEMORANDUM CIRCULAR NO. 85 S. 1992,
December 17, 1992]**

HIRING OF FILIPINO FISHERMEN FOR TAIWAN

In line with the Governing Board decision to continue the deployment of Filipino fishermen to Taiwan, Section 4 of Memorandum Circular No. 64 and paragraph D of Memorandum Circular No. 72, both series of 1992, are hereby repealed.

Relative thereto, the following guidelines shall apply in the accreditation and renewal of accreditation of Taiwan principals, enrollment of Taiwan-registered vessels and non-Taiwan-registered vessels with Taiwanese principal, additional crew order of Taiwan principals with valid accreditation, and contract processing.

A. Requirements for Accreditation of New Principal and Renewal of Accreditation - The requirements for accreditation of Taiwan principals hiring Filipino fishermen to work inside/outside Taiwan territorial waters shall be the following:

- a. Manning agreement and Special Power of Attorney authenticated by the Manila Economic and Cultural Office (MECO) and verified by the Philippine Labor Center (PLC) in Taiwan;
- b. Commercial registration or business license of the principal (if necessary)
- c. Crew complement together with a certificate of adequate crew accommodation and medical provision and salary scale verified by the PLC, MECO in Taiwan;
- d. Vessel particulars;
- e. Affidavit of Undertaking (for every vessel) prescribed by POEA.
- f. Certification from Fishing Association from which the vessel is a registered member;
- g. Council of Labor Affairs (CLA) approval;
- h. Master Employment Contract verified by PLC.

B. The requirements for enrollment of Taiwan-registered vessel/s and Taiwan principal/s with valid accreditation shall be items c to h of A above.

C. Accreditation approved and issued prior to the suspension of processing:

Processing of previously approved crew order and request for additional crew shall require the submission of documents as enumerated in A above such as CLA approval, Master Employment Contract, Affidavit of Undertaking prescribed by

POEA, crew complement together with the salary scale verified by CLA.

D. The existing requirements for contract processing shall apply.

This Circular takes effect immediately.

Adopted: 17 Dec. 1992

(SGD.) FELICISIMO O. JOSON, JR.
Administrator

REPUBLIC OF THE PHILIPPINES)
MUNICIPALITY OF MANDALUYONG,) (,
METRO MANILA) S.S.

JOINT AFFIDAVIT

We, _____, of legal age, _____, a resident of _____, and hereinafter referred to as the PRINCIPAL and _____, of legal age, _____ and hereinafter referred to as the AGENT after being duly sworn to in accordance with law hereby depose and undertake that:

1. The following shall be the site of embarkation and disembarkation of the fishermen:

a. Initial Embarkation _____

b. Disembarkation after each fishing expiration

c. Re-embarkation before each fishing expedition

d. Final disembarkation _____

2. Ensure that the place of disembarkation and re-embarkation after and before each fishing expedition as identified above shall be one and the same during the contract period;

3. Ensure adequate crew accommodation and food not only onboard the vessel both also on embarkation as well as disembarkation site for employed fishermen;

4. Medical provision on board the vessel and in embarkation/disembarkation sites shall always be available to the fishermen;

5. We have executed this undertaking in provided better protection and

promote the welfare of the fishermen during their term of employment;
and

6. Failure on our part to provide for the above shall merit appropriate sanctions and possible blacklisting of principal.

_____ PRINCIPAL _____ AGENT

SUBSCRIBED AND SWORN TO BEFORE ME THIS _____th day of _____, 1992, with Principal exhibiting to me his/her _____ number _____, issued at _____ on _____ and Agent exhibiting to me his/her _____ number _____, issued at _____ on _____.

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Series of 1992.

NOTARY PUBLIC

EMPLOYMENT CONTRACT
(Fishermen for Taiwan)

This Employment Contract is executed and entered into by and between _____,
(name of employer/principal)

represented by _____,
(name of representative and Philippine agent)

with office address at _____, known as the EMPLOYER.

— and —

_____ recruited and
(name of fisherman)

hired by the Employer's representative hereinafter known as the FISHERMAN provides for the following terms and conditions of employment.

I
Duration and Effectivity of Contract

One (1) year commencing from FISHERMAN'S departure from point of hire to site of employment; contract is extendible for another one (1) year upon mutual agreement between the EMPLOYER and FISHERMAN.