

MEMORANDUM CIRCULAR NO.41

TO : ALL FILIPINO DECK , ENGINE AND RADIO OFFICERS /RATINGS FORMING PART OF NAVIGATIONAL WATCH,SHIPPING COMPANIES AND MANNING AGENCIES.

SUBJECT : GUIDELINES FOR THE ISSUANCE OG ENDORSEMENT OF CERTIFICATES AND RATING CERTIFICATE IN COMPLIANCE WITH THE REQUIREMENT OF STCW 1978 CONVENTION

Please be informed that in its meeting on 20 January 1988, the Board approved the following guidelines for the of issuance of certificates pursuant to the International Convention on Standards of Training , Certification and Watch keeping for Seafarers (STCW) 1978 which was acceded and deposited to the International Maritime Organization (IMO) by the Philippine Government on 11 January and 22 February 1984, respectively , and Executive Orders Nos. 125 and 125-A , to wit:

COVERAGE

1. OFFICERS

- 1.1 All officers who were issued certificate of competency or license by the Professional Regulation Commission (PRC) and by the National Telecommunication Commission (NTC) in the case Radio Officers and have served it before 22 May 1984,(the date the Convention entered into force for the Philippines) said certificate shall be considered as valid after entry into force of the Convention and may be issued an Endorsement of Certificates for the same position .
- 1.2 All officers who had commenced sea serving before the Convention entered into force but were issued certificate or license by the PRC or NTC after entry force , said certificate shall be considered as valid may likewise be issued an STCW Endorsement for the upgraded position . However , succeeding up grading of license will have to conform with the STCW requirements which means that they have passed the upgrading course/modules packaged and conducted for deck engine marine officers by the National Maritime Polytechnic(NMP)at Tacloban , Leyte in particular.

1.3 All other officers who had commenced sea service and were issued certificates of competency or licenses after entry into force for the Convention shall take the upgrading courses/modules packaged and conducted for deck engine marine officers by the NMP at Tacloban , Leyte before endorsement of their certificate can be made.

2. Ratings

2.1 Only seamen performing deck or engine watchkeeping duties shall be certificated/endorsed.

2.2 Ratings who have served watchkeeping duties for a period of not less than one (1) year within the last five (5) years preceding 22 May 1984 shall be qualified for certification/endorsement.

I. CERTIFICATES ISSUED

1. Certificate of Endorsement

1.1 All officers, deck, engine and radio, shall be required to have their license endorsed by Maritime Industry Authority provided they present together with the license their health certificates, from MARINA-recognized/accredited hospitals, seaman's book for the required sea service, request from employer, crew's contract or certification from employer that they are line-up for employment, the required STCW certificates and other requirements as may be deemed by MARINA.

1.2 Officers and ratings who are to have specific duties and responsibilities in connection with cargo and cargo equipment on oil, chemical or liquefied gas tankers shall take and complete a specialized training program appropriate to their duties and type of ship they are to board. Certificates obtained from special training shall have to be endorsed by MARINA.

2. Rating's Certificate

Only seafarers forming part of navigational or engine watch shall be issued the Rating's Certificate, provided they comply with the following requirements:

2.1 At least 18 years of age

- 2.2 Must have passed a thorough physical examination with emphasis on hearing and eyesight from a MARINA-accredited recognized hospital/clinic.
- 2.3 Must be a holder of BSMT or NAME degree (except for ratings falling under II.2 of above).
- 2.4 Must have served on board vessels of more than:
 - In deck dept. – 250 GRT for six (6) months as part of navigational watch
 - In engine dept. - 750 kw. For one (1) year as part of engine watch
- 2.5 Must have knowledge or training in the requirements of Regulation II/6 or III/6 (except for ratings under II.2 of above).
- 2.6 Other requirements as may be deemed necessary by MARINA.

II. PROFESSIONAL ENHANCEMENT

Every deck and engine officer holding a Certificate who (a) is serving at sea of (b) one who intends to return to sea after a period ashore shall be required every five(5) years to attend a MARINA approved special training course, as appropriate to their experience and duties, to ensure their continued proficiency and updating of knowledge.

III. APPLICANT

1. Seafarers seeking endorsement or certification may apply in person provided they submit the required documents to MARINA.
2. Shipping companies and manning agencies, through their liaison officers, shall be permitted to apply in behalf of their seafarers provided they submit the required documents. In case the seafarers being applied for employed on board ships and the documents to be submitted to MARINA are not complete, the applicant-company shall be required to execute an affidavit guaranteeing the authenticity of documents of their seafarers, and they will present the needed documents on agreed date. Otherwise, a penalty as stipulated therein shall be paid by applicant-company to MARINA if documents are not presented on agreed time.

IV. FEES AND FINES

1. Any person who submit any false statement or misrepresentation in his application , fraudulent certificates certificate or documents shall be disqualified to practice profession, criminal prosecution and Administrative penalty of P50,000.00.
2. Sipping companies or manning agencies requesting or recommending endorsement for and/or in behalf of particular seaman shall be held responsible for the document submitted to this Authority and if any of which found to be spurious the company will be made liable as follows:

First Infraction- Administrative penalty of P100,000

Second Infraction-Administrative penalty of P200,000

Third Infraction-Administrative penalty of P300,000 and suspension of
Companies License for one
(1) month

Fourth Infraction- Cancellation of company's license by the proper agency
Upon recommendation of
MARINA

E. SHEDULE OF FEES:

1. Issuance of endorsement certificate including authentication of documents.....P200.00 per certificate issued

Strict compliance herewith is hereby enjoined.

This Memorandum Circular shall take effect fifteen (15) days after publication in the Official Gazette .

Manila, Philippines , 20 January 1988.

PHILIP S. TUAZON
Administrator

Approved:
RAINERIO O. REYES
Minister of Transportation & Communications

Attested By:
MANUEL C. DOMINGO
Chairman
Maritime Industry Board