

## MEMORANDUM CIRCULAR NO. 175

Series of 2002

**TO : ALL CONCERNED MOTOR BANCA AND SIMILAR WATERCRAFT OWNERS/OPERATORS ALL OTHERS CONCERNED**

**SUBJECT: MANDATORY DISPLAY OF THE MAXIMUM AUTHORIZED PASSENGER CAPACITY FOR PASSENGER-CARRYING MOTOR BANCAS WITH OPEN-DECK ACCOMMODATION AND SIMILAR WATERCRAFTS.**

In line with the declared national policy to foster maritime safety and pursuant to the provisions of Presidential Decree No. 474 and Executive Order Nos. 125/125-A, the Maritime Industry Authority Board, during its 28 June 2002 Regular Meeting approved the following;

### **COVERAGE AND REQUIREMENT**

All motor bancas with open deck accommodation and/or similar watercrafts carrying passengers, including those used in tourism-related activities (i.e; island hopping, diving, whale watching, river/bay cruising) shall display their MAXIMUM AUTHORIZED PASSENGER CAPACITY;

- *on the freeboard side (both starboard and port side) of the watercraft which can be seen and read by boarding passengers; and*
- *in a conspicuous place onboard the watercraft, which can be seen and read by passengers while on board.*

### **COMPLIANCE AND IMPLEMENTATION:**

- **Display on the freeboard side.**

The following shall be painted on the freeboard side of the watercraft, using a color in relation to the background to be readable at a distance, and the size of the letters being the maximum possible above waterline at full capacity;

“MAXIMUM AUTHORIZED PASSENGER CAPACITY: \_\_\_\_\_ ‘

- **Display onboard watercraft.**

1. The notice shall be printed on a hard/strong material preferably marine plywood, steel plate or similar material using black or blue color print, and posted on the mast of the watercraft or any other conspicuous place;
2. The minimum size of the notice shall be 500mm x 400mm;
3. The notice shall be updated from time to time to reflect the latest maximum authorized passenger capacity of the motor banca/watercraft and validity of the CI; and,

4. The text of the notice shall read as follows:

<p>(Business Name of the Shipping Operator) (Address and Telephone No.)</p> <p><b><u>NOTICE TO ALL PASSENGERS</u></b></p> <p>This motor banca/watercraft, <u>(Name of the Motor Banca)</u> is authorized to carry _____ ( ) passengers as indicated in the Certificate of Inspection (CI) No. _____ issued by the Philippine Coast Guard (PCG) on _____ and valid until _____.</p> <p style="text-align: center;">_____ Master</p> <p>Report any violation to the nearest PCG station or MARINA Office Or call DOTC Action Center: 7890-Metro Manila/ 02-7890-other areas <i>Posted in compliance with the Memorandum Circular No. _____ dated _____ of the Maritime Industry Authority (MARINA).</i></p>
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**RESPONSIBILITY, FINES AND PENALTIES:**

It shall be the duty and responsibility of the owner/operator and the Master of the motor banca/watercraft to ensure strict adherence to this circular, at all times, and any violation of the provisions thereof shall be subject to the following penalties:

<b>Offenses/Violation</b>	<b>First Violation</b>	<b>Second Violation</b>
a. Owner/Operator (Single Proprietorship)	P 5,000.00 + suspension of CPC/PA/SP for a period not exceeding 15 days	P 10,000.00 + revocation/ cancellation of CPC/PA/SP
b. Owner/Operator (Partnership/ Corporation)	P 10,000.00 + suspension of CPC/PA/SP for a period not exceeding 30 days	P 20,000.00 + revocation/ cancellation of CPC/PA/SP
c. Master	P 10,000.00 + suspension of SIRB and/or QDC for a period not exceeding 30 days	P 20,000.00 + revocation/ cancellation of SIRB and/or QDC

**DEADLINE FOR COMPLIANCE:**

All covered watercrafts are given thirty (30) days from the effectivity of this Memorandum Circular to comply with the herein adopted requirement.

This Memorandum Circular shall be effective upon its publication once in a newspaper of general circular in the Philippines.

Manila, Philippines, 28 June 2002.

**ATTY. OSCAR M. SEVILLA**  
Administrator

**SECRETARY'S CERTIFICATE**

This is to certify that the above-mentioned Memorandum Circular No. 175 has been approved in the 160<sup>th</sup> Regular Meeting of the MARINA Board of Director held on 28 June 2002.

ATTY. GLORIA J. VICTORIA-BANAS  
Corporate Board Secretary

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