



25 June 2003

**FLAG STATE ADMINISTRATION ADVISORY NO. 42**

Series of 2003

**TO : ALL DOMESTIC SHIPOWNERS / OPERATORS/ MASTER / OFFICERS / CREW AND ALL CONCERNED**

**SUBJECT : DRUG AND ALCOHOL TESTING OF ALL SEAFARERS SERVING ON BOARD PASSANGER-CARRYING SHIPS IN THE DOMESTIC TRADE**

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In compliance with six (6)-point directive of the President Gloria Macapagal Arroyo to further prevent future accidents as sea, and pursuant to Presidential Degree No. 474 and E.O. 125, as amended, the following guidelines are hereby promulgated:

**I. COVERAGE:**

This Flag State Administration Advisory shall cover all seafarers serving onboard passenger-carrying Philippine-registered ships in the domestic trade.

**II. GENERAL PROVISIONS:**

1. The use of prohibited drugs by any seafarer is strictly prohibited;
2. The drinking of alcohol, or any beverage or drink containing alcohol, by any seafarer while onboard, whether on duty/watch or not, is likewise strictly prohibited;
3. The testing for the drug and/or alcohol use shall be conducted on a random basis, while the ship is in port or in transit, and shall be at the expense of the shipowner/shipoperator;
4. The testing for drug and/or alcohol use shall be mandatory and shall be conducted immediately after the occurrence of a maritime accident or incident for all officers and crew of the ship/s involved therein; and;
5. The results of all drug and alcohol tests conducted for each seafarer shall be reflected in his Seafarer's Identification and

Record Book (SIRB) without prejudice to any administrative, civil and criminal action or proceeding which may be instituted against him by the aggrieved parties.

### **III. COMPANY'S DRUG AND ALCOHOL POLICY:**

1. Within thirty (30) days date hereof, all shipowners/shipoperators of passenger-carrying ships, as part of their Safety Management System (SMS), shall submit to this authority Enforcement Office or the Maritime Regional Office concerned their drug and alcohol policy for evaluation and approval.
2. An audit or re-audit in accordance with ISM or NSM, as appropriate, shall be conducted taking into consideration the MARINA-approved drug and alcohol policy; and,
3. The Master shall have the primary duty and responsibility in ensuring the general provisions outlined in Rule II above, including the MARINA-approved drug and alcohol policy, are strictly observed and/or enforced by all concerned.

### **IV. AMENDMENT OF EXISTING CIRCULARS:**

Necessary amendment of the relevant MARINA Memorandum circulars shall be submitted to the MARINA Board, after due consultation with the affected sectors, within thirty (30) days from date hereof.

### **V. EFFECTIVITY:**

This advisory shall take affect immediately.

For strict compliance.

**(Sgd.) OSCAR M. SEVILLA**  
Administrator

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