

## **MEMORANDUM CIRCULAR NO. 58-B**

**TO : ALL OVERSEAS SHIPPING COMPANIES AND OTHER MARITIME ENTITIES CONCERNED**

**SUBJECT : BAN ON THE ACQUISITION, PURCHASE AND CHARTER OF IRAQI MERCHANT VESSELS FOR REGISTRATION UNDER THE PHILIPPINE FLAG**

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Considering that economic sanctions imposed by the United Nations Security Council against Iraq has not been lifted and the provisions of UN Security Council Resolution No. 661 (1990) remain in effect, efforts are geared towards averting attempts to re-flag merchant vessels.

Therefore, pursuant to paragraph 4 of the United Nations Security Council Resolution 661(1990) which provides that ALL STATES SHALL NOT MAKE AVAILABLE TO THE GOVERNMENT OF IRAQ OR TO ANY COMMERCIAL INDUSTRIAL OR PUBLIC UTILITY UNDERTAKING IN IRAQ OR KUWAIT, ANY FUNDS OR ANY OTHER FINANCIAL OR ECONOMIC RESOURCES AND SHALL PREVENT THEIR NATIONALS AND ANY PERSONS WITHIN THEIR TERRITORIES FROM REMOVING FROM THEIR TERRITORIES OR OTHERWISE MAKING AVAILABLE TO THAT GOVERNMENT OR TO ANY SUCH UNDERTAKING ANY SUCH FUNDS OR RESOURCES AND FROM REMMITING ANY OTHER FUNDS TO PERSONS OR BUDIES WITHIN IRAQ OR KUWAIT EXCEPT PAYMENTS EXCLUSIVELY FOR STRICTLY MEDICAL OR HUMANITARIAN PURPOSES AND, IN HUMANITARIAN CIRCUMSTANCES, FOODSTUFFS, and in addition to the guidelines imposed in Memorandum Circular No. 58 as amended, the following measures are hereby adopted:

1. Acquisition of Iraqi-owned/registered vessels by outright purchase, lease-irrevocable purchase arrangements (LIP), or bareboat charter contracts shall not be allowed;
2. Iraqi-registered merchant vessels shall not be granted Special Permits/dispensation to operate in Philippine waters and in Philippine foreign trade;
3. No vessel previously registered under the Iraqi flag shall be allowed registration under Philippine flag.

This Memorandum shall take effect immediately.

Manila, Philippines, 29 October 1991

PHILIP S. TUAZON  
Administrator

SECRETARY'S CERTIFICATE

This is to certify that Memorandum Circular No. 58-B was approved by the MARINA Board on 29 October 1991.

PURITA C. CENTENO  
Corporate Board Secretary