



DOTr, DFA, MARINA brief EU diplomats on PH STCW compliance

Department of Transportation (DOTr) Secretary Jaime J. Bautista and Department of Foreign Affairs (DFA) Secretary Enrique A. Manalo jointly led the briefing on the Philippines' compliance with the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW), 1978, as amended on 09 December 2022.

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MALALUAN APPOINTED AS MARINA DEPUTY ADMINISTRATOR



MARINA senior official Sonia B. Malaluan was appointed by President Bongbong R. Marcos as the Agency's Deputy Administrator, and took her oath of office before Transport Secretary Jaime J. Bautista on 28 November 2022.

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PASSERS OF THEORETICAL EXAM AUTOMATICALLY RECEIVE APPLICATION NUMBER; NO NEED TO APPLY FOR PRACTICAL ASSESSMENT



Passers of theoretical exam in Iloilo are all smiles as they do not need to apply for application numbers for practical assessment.

The Maritime Industry Authority (MARINA), through the Examination and Assessment Division (EAD) under the Standards of Training, Certification and Watchkeeping (STCW) Office, released an advisory that automatically issues an application number for those seafarers who will pass the Theoretical Examinations – not requiring them to apply for Practical Assessment to the MISMO System.

Upon effectivity of Advisory No. 2022 - 64, seafarer-applicants who pass the theoretical examination will automatically receive an APPLICATION NUMBER in their respective MISMO Accounts along with a system-generated SMS, after the Certificate of Passing is uploaded by the EAD – STCW Office. With this, applying for Practical Assessment will no longer be required, and may go ahead and enroll directly at their chosen MARNA Accredited Assessment Centers.

However, the MARINA clarified in the said advisory that certain seafarer-applicants will not be covered and will still need to apply for Practical Assessment through their MISMO Accounts, which include those who passed the assessment prior to the effectivity of the Advisory; holders of Certificate of Competency (CoC) for different levels of responsibility who do not meet the required seagoing service and wish to revalidate their CoC; and those who are required to take the assessment prior to the issuance of the corresponding Certificate of Proficiency (CoP).

On the other hand, the Advisory directed all Assessment Centers to check the eligibility of seafarer-applicants to take the practical assessment by requiring the submission of the following documents before accepting the applicants for enrolment: (1) application number and Certificate of Passing or

CoC (applicants for Management Level, Operational Level and GMDSS Radio Operator who do not meet the required seagoing service for the revalidation of their CoC); (2) application number and CoC (applicants for Electro-Technical Officer); and (3) application number (applicants for Support Level).

Furthermore, as a precaution, the MARINA improved a coding system that will greatly assist Assessment Centers in easily checking the eligibility of seafarer applicants. The codes specify and separate those who passed the theoretical examination upon the effectivity of the said Advisory, those who passed prior to its effectivity, those who are seafarer-applicants that will take the practical assessment for revalidation of their CoC, as well as those who are for Ratings.

The Assessment Centers may refer to the coding system specified in the full version of the Advisory. You may check the Advisory here: <https://marina.gov.ph/wp.../uploads/2022/06/MA-2022-64.pdf>

PRESENTING ARTA-RIA CHAMPIONS!



The MARINA team, spearheaded by the Deputy Administrator for Planning Sonia Malaluan pose for a group photo after receiving their recognition from Anti-Red Tape Authority (ARTA)

The team of Maritime Industry Authority (MARINA), headed by Deputy Administrator for Planning (DAP) Sonia B. Malaluan, received its Certificate of Appreciation awarded by the Anti-Red Tape Authority (ARTA) on 07 December 2022 during the ENRICH 2022: Empowering Next Generation RIA Champions held at Quezon City.

The team is composed of Planning Officers from the MARINA-Planning and Policy Service (PPS) – Ms. Rubina Badoy, Ms. Melinda Valderama, Mr. Justin James Tulio, and Ms. Trisha May Zambrano.

In July 2022, the MARINA, along with several government agencies in the country, received recognition from the ARTA for consistently earning top scores in the Pre and Post Diagnostic Tests during the three-month-long Phase II: Regulatory Impact Assessment Manual Training held from April to July 2022.

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The MARINA Newsletter is published monthly by the Maritime Industry Authority (MARINA).

Write-ups or opinions expressed in this publication are exclusively and solely by the writers and they do not necessarily reflect the official position of the Agency on relevant issues.

The Editorial Board welcomes contributions. Interested officials and employees are invited to submit their articles through email address pps@marina.gov.ph.

Members of the Editorial Board assume full responsibility for all articles and contributions published in this Newsletter.

Joint ILO–IMO meeting adopts guidelines on seafarer abandonment

New measures to improve conditions for seafarers, including those who have been abandoned, have been adopted at a meeting involving governments and maritime workers and employers' organizations.

Guidelines on how to deal with seafarer abandonment were adopted by the first meeting of a joint International Labour Organization (ILO)–International Maritime Organization (IMO) Tripartite Working Group.

The Guidelines seek to address the significant rise in cases of abandonment of crews reported to the ILO, which have risen from less than 20 cases per year between 2011 to 2016, to 40 in 2019, 85 in 2020, 95 in 2021 and 114 cases as of mid-December 2022.

The Guidelines aim to improve coordination among countries, including flag States, port States, States in which seafarers are national or resident, and States in which recruitment and placement services operate, in order to resolve abandonment cases more quickly, including getting seafarers paid and repatriated home to their families.

The new Guidelines draw on relevant ILO international labor standards, notably the Maritime Labour Convention, 2006, as amended (MLC, 2006), including its most recent amendments; an earlier joint ILO-IMO resolution adopted in 2001 (Resolution A.930(22)); relevant IMO international frameworks and agreements; and relevant trends and developments in regional and national law and practice.

The new Guidelines encourage flag States to verify, at least annually, the validity of this financial security. Port States are encouraged to pay particular attention to this financial security during their inspections of foreign ships that visit their ports. States where recruitment and placement services operate are also called upon to regularly verify that those services include a system to ensure the protection of the seafarers they recruit and place.

(original source of article: International Maritime Organization/International Labour Organization)

PH takes part in IMO Council 128th Session; Reports Programs to IMO Secretary General



The Philippines joined the discussions in the 128th Session of International Maritime Organization (IMO) Council from 28 November 2022 to 02 December 2022 at the IMO Headquarters, London, United Kingdom.

As head of the Philippine delegation, Department of Transportation (DOTr) Undersecretary for Maritime Elmer Francisco U. Sarmiento, took part in the discussion of agenda items on the development of Strategic Plan for 2024-2029, Work Programme, Budget considerations, Human resources matter, Rules of procedures, among others. It should be noted that the Council is an executive organ of the IMO responsible for supervising the work of the Organization.

The opportunity to convey its proposals and recommendations on the agenda items is a privilege enjoyed by the Philippines as one of the 40 Member States of the IMO Council. The Philippines belongs under Category C or States which have special interests in maritime transport or navigation and whose election to

the Council will ensure the representation of all major geographic areas of the world. The Philippines has been a member of the IMO Council since 1997.

In a separate meeting with the IMO Secretary-General Kitack Lim on 29 November 2022, Undersecretary Sarmiento conveyed best regards from the Secretary of Department of Transportation, Mr. Jaime J. Bautista. He also conveyed the mandate from the Philippine President for relevant Philippine authorities to exert serious effort to support the Filipino seafarers and improve the maritime education, training, assessment and certification system in the Philippines.

Meanwhile, the PH delegation extended its appreciation to the IMO for the unwavering support and assistance to the country through its Integrated Technical Cooperation Programme (ITCP) which further strengthened compliance to international maritime instruments. Secretary General Lim in response assured that the Organization will continue to provide technical assistance to the Philippines and committed to work together with other funding bodies and knowledge partners to deliver this assistance to the Philippines in an expedited, and organized manner. He likewise encouraged the Philippines to actively join the discussion on decarbonization in the next Intersessional Working Group on the Reduction of GreenHouse Gas Emissions (ISWG-GHG 13) and the 79th Session of the Marine Environment Protection Committee (MEPC) on 5-9 December 2022 and 12-16 December 2022, respectively.

IN THE KNOW: RIGHTS OF SEA PASSENGERS

		CIRCUMSTANCES		
		Cancelled	Delayed	Unfinished/Uncompleted
1	INFORMATION Passengers must be informed on the cancellation or delay of the voyage, the cause thereof, and the new sailing schedule through the public announcement system or other means available.	✓	✓	✓
2	REFUND A refund, whether via cash or voucher, should be given to a passenger within a week after request	✓	✓	
3	REVALIDATION OF TICKET If the passenger does not want a refund, he/she may re-schedule the voyage on the same or alternative route, with no additional cost.	✓	✓	
4	AMENITIES Passengers awaiting the re-scheduled voyage are entitled to snacks or meals, free use of communication facilities, and free accommodation.* <small>*[CANCELLED VOYAGE] Passengers are entitled to amenities up to the time they are bound to transfer to their next schedule, with a maximum of 5 rights per passenger. [DELAYED VOYAGE] Passengers can avail the amenities should the delay would require a waiting time of more than 8 hours, but not exceeding 24 hours. [UNFINISHED/UNCOMPLETED] The operator shall provide amenities** in the event that the passenger cannot be immediately accommodated in another ship. **Amenities under Sec. 7, paragraph 344 of MC 2018-07</small>	✓	✓	✓
5	COMPENSATION If free accommodation is not practicable, the passengers may receive an amount equal to the prevailing market price of an accommodation.	✓	✓	✓
6	COMPARABLE TRANSPORT Passengers must be transported through another ship of the same operator or through a comparable transport that will enable them to arrive at their destination.			✓

Circular 2018-07, through an information dissemination drive across Philippine ports, and operating passenger vessels.

Under the campaign, sea passengers of a canceled or delayed voyage have the right to information, as well as the right to refund or right to revalidation of their tickets.

If the sea passengers choose to revalidate their tickets, they may also avail of the right to amenities such as snacks or meals and free accommodation if deemed necessary, while waiting for their rescheduled trip. Further, the right to compensation of sea passengers for a canceled or delayed voyage applies only if the free accommodation is not practicable for the shipping operator.

Sea passengers of an uncompleted voyage have the right to information, right to amenities, right to compensation, as well as the right to be transported to their destination.

The MARINA noted that the rights of sea passengers are absolutely applicable only if the causes of canceled, delayed, or uncompleted voyage are attributable to the shipping operator.

Amid the holiday rush, the MARINA reminded sea passengers of their rights in case of canceled, delayed, or uncompleted voyages as indicated in the MARINA

The riding public is encouraged to read the MC through the official MARINA website (marina.gov.ph) Passengers are also encouraged to report non-compliance of shipping operators through 0995 400 7336.

DOTr, DFA, MARINA brief...

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DOTr Secretary Jaime Bautista discusses the STCW Compliance of the Philippines before EU Diplomats

Department of Transportation (DOTr) Secretary Jaime J. Bautista and Department of Foreign Affairs (DFA) Secretary Enrique A. Manalo jointly led the briefing on the Philippines' compliance with the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW), 1978, as amended on 09 December 2022.

The event was organized by the Maritime

Industry Authority (MARINA), in coordination with the DFA and DOTr. The overarching objective of the briefing is to provide updates to the Ambassadors of EU member countries in line with the European Commission's assessment of the maritime education, training and certification systems of the Philippines. This is in relation to the obligation of the country to give full and complete effect to the STCW Convention, 1978, as amended.

The meeting was attended by Ambassadors and diplomatic representatives of EU member countries, together with Ambassador Luc Véron of the EU Delegation to the Philippines and representatives from the Office of the Speaker of the House of Representatives of the Philippines.

For the EU member countries, present in the meeting were Ambassador Michael Parys of the Embassy of the Kingdom Belgium; Ambassador Raduta Dana Matache of the Embassy of Romania; Minister Counsellor Mr. William Anton Korbl of the Embassy of Romania; Ambassador Miguel Utray of the Embassy of Spain; Deputy Head of Mission and Consul Mr. Peter Dalberg of the Danish Embassy, Attaché Mr. Nikolaos Markakis of Embassy of Greece; Economic Counsellor Dr. David Klebs of the German Embassy; Trade Officer Ms. Editha Therese Yosuco of the EU Delegation to the Philippines; and Senior Commercial Officer Ms. Patricia Alvendia of the Netherlands Embassy.

CONGRATULATIONS

MARINA REGIONAL DIRECTORS BEA, AND BOCO



The MARINA would like to congratulate our very own Regional Directors Engineer Jaime Bea, and Atty. Eusebia A. Cadlum-Boco for winning the "Amihan, Pagpupugay at Pasantalamat Award" vested by the Regional Development Council-X (RDC-10)

The said were given to the Regional Directors during the RDC-X Week Celebration, and RDC Xcellence last 13 December 2022 at the Provincial Capitol, Tubod, Lanao del Norte.

The recognition serves to honor RD Bea, and RD Boco's "service and commitment in carrying out the mandates of the Council towards a resilient and sustainable recovery from the pandemic and his significant contributions to the development of Northern Mindanao." Congratulations!

MARINA RELEASES NEW FORMATS OF PH STCW CERTS

The Maritime Industry Authority (MARINA), through its Advisory No. 2022-65, released the new formats for the Certificate of Competency (COC) and Certificate of Proficiency (COP).

The old format of the STCW Certificates shall remain valid until the indicated date. However, seafarers, who intend to have the revised versions, may apply for replacement and shall pay the cost of processing.

The MARINA will start the issuance of the revised COCs and COPs starting **14 December 2022**.

On the other hand, the MARINA clarifies that Advisory 2021-65, issued on 18 November 2021, and



the MARINA Advisory No. 2022-04 on 21 January 2022, amending the earlier Advisory, are both repealed.

For the guidance on the information reflected in the new formats for the certificates, you may check the full version of the MARINA Advisory here: <https://marina.gov.ph/.../uploads/2022/06/MA-2022-65-1.pdf>

MARINA PHOTO ARCHIVE



Maritime Industry Authority (MARINA) Administrator Atty. Hernani Fabia discussed possible areas of collaboration with President and CEO of Japan's Kawasaki Kisen Kaisha Ltd ("K" Line) Mr. Yukikazu Myochin during a meeting on 07 December 2022, MARINA Central Office.





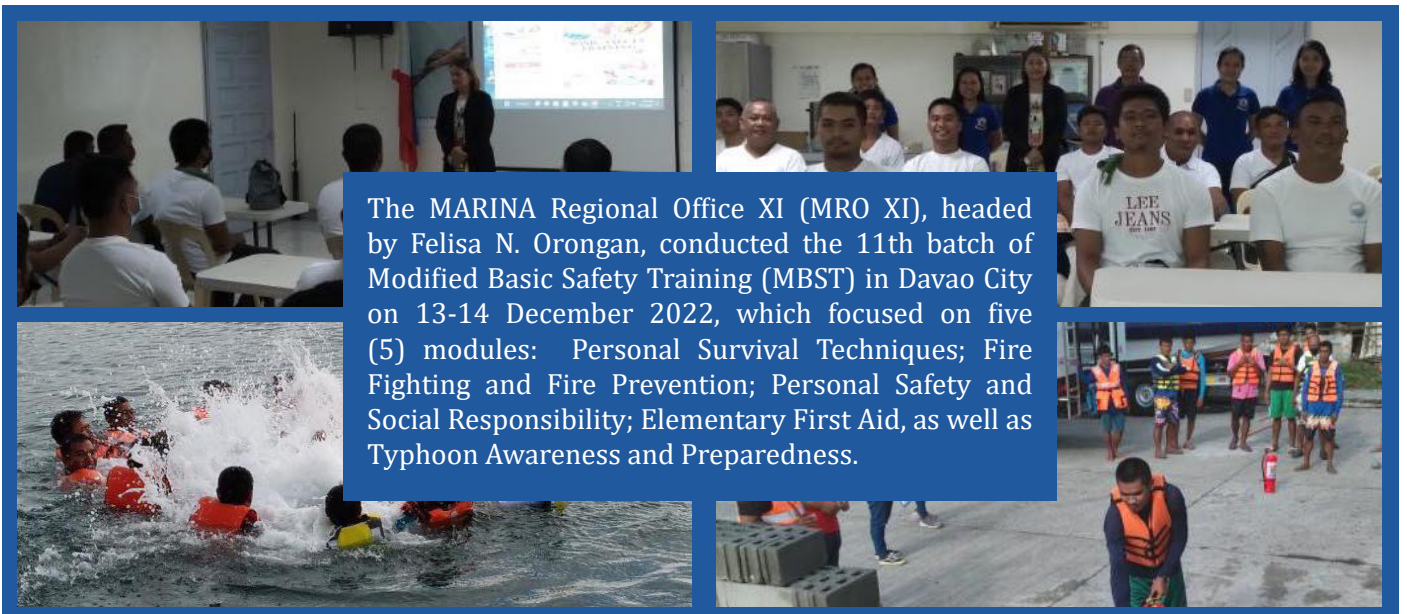
The MARINA Regional Office VII (MRO7) took part in the signing of a Memorandum of Agreement (MoA) with One Cebu Inter-Agency Interdiction Task Force (OC-IAITF) at the Province of Cebu on 07 December 2022.



Regional Office X (MRO10) Director Annabell P. Lagas, together with MRO10 - Maritime Safety Inspectors/Surveyors, participated in the two-day MSS Internal Evaluation and System Assessment on 6-7 December 2022. The audit aims to ensure uniform interpretation and implementation of relevant MARINA Circulars as well as to identify issues and concerns of the MROs, in accordance with Administrative Order No. 09-21.



MARINA Regional Office IV (MRO 4) Regional Director Engr. Rizal J. Victoria initiated a meeting with stakeholders and shipping companies serving the route of Batangas - Calapan, Oriental Mindoro on 20 December 2022 via Zoom, in response to the reported delays of vessel departure in the said route allegedly caused by online booking/ticketing systems being implemented by some shipping companies. Shipping companies present during the meeting have expressed their intent to temporarily suspend online booking of tickets during this holiday season in order to alleviate port congestion.



The MARINA Regional Office XI (MRO XI), headed by Felisa N. Orongan, conducted the 11th batch of Modified Basic Safety Training (MBST) in Davao City on 13-14 December 2022, which focused on five (5) modules: Personal Survival Techniques; Fire Fighting and Fire Prevention; Personal Safety and Social Responsibility; Elementary First Aid, as well as Typhoon Awareness and Preparedness.



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