MEMORANDUM CIRCULAR NO. 08 Series of 2008

TO : ALL OWNERS/OPERATORS OF PASSENGER SHIPS

AND OTHERES CONCERNED

SUBJECT: RULES TO IMPLEMENT SAFETY MEASURES FOR

PASSENGER SHIPS WITH OPEN DECKHOUSE

Pursuant to the provisions of PD 474, E.O. 125/125-A and R.A. 9295, the following rules are hereby prescribed.

I. OBJECTIVES:

1. To promote and maintain safety on board ships;

2. To instill awareness, preparedness and alertness in case of maritime emergencies and accidents.

II. COVEREAGE:

All passenger ships with open deckhouse.

III. GENERAL PROVISIONS:

- 1. All ships shall be required to implement safety measures.
- 2. All ships must provide a Public Address (PA) System, like megaphone, mini amplifier, karaoke with microphone to announce the safety measures.
- 3. The instructions for safety measures must be in the local dialect or Filipino, with English version.
- 4. Life jackets shall be numbered according to the total capacity (passengers and crew) of the ship and must indicate the name of the ship. The lifejackets shall likewise be properly marked either for "ADULT" or for "CHILD". See attached Annex "C" for illustration).

IV. SPECIFIC PROVISIONS:

- The safety announcement and the conduct of actual demonstration on the wearing of lifejacket shall be made prior to departure of the ship. Said announcement may be done also at the passenger terminal.
- 2. The crew shall distribute life jackets and safety instruction leaflets on the proper wearing of life jackets and the use of other life saving

- appliances prior to departure of the ship. The number of leaflets must correspond to the number of authorized passenger capacity.
- 3. All passengers shall be required to wear lifejackets from the time of departure and during the entire voyage, except in floating restaurants and in ships used in river crossings, in which case the lifejackets shall be placed in an easily accessible location. Any passenger who refuses to wear the lifejacket will be arrested to disembark. Such passenger shall get a refund of his ticket, subject to the surcharge under Memorandum Circular 112.
- 4. The crew members shall at all times wear uniform, a T-shirt with printed word "CREW" for easy identification.
- 5. The owner/operator, Boat Captain including the crew must keep the lifejackets clean and ready for use at all times.
- 6. The Boat Captain shall ensure that all the requirements of this Circular are complied with prior departure.
- 7. A pro-forma public announcement of safety, attached as Annex "A", is hereby prescribed/shall be used.
- 8. A pro-forma public announcement before docking, attached as Annex "B", is hereby prescribed/shall be used.

V. PENALTIES AND SANTIONS:

Violations of the provisions of this Circular shall be subject to the following fines and penalties:

Boat Captain/Crew

Violations	1 st Offense	2 nd Offense	3 rd Offense
No	Five Thousand	Ten Thousand	Fifteen
demonstration	Pesos	Pesos	Thousand Pesos
on the wearing of	(P5,000.00) and	(P10,000.00)	(P15,000.00)
life jackets	Warning	and 30 days	and revocation
		suspension of	of BC License
		BC License	
No distribution of	Five Thousand	Ten Thousand	Fifteen
Life jackets and	Pesos	Pesos	Thousand Pesos
leaflets	(P5,000.00) and	(P10,000.00)	(P15,000.00)
	Warning	and 30 days	and revocation
		suspension of	of BC License
		BC License	
Failure to keep	Five Thousand	Ten Thousand	Fifteen
clean lifejackets	Pesos	Pesos	Thousand Pesos
	(P5,000.00) and	(P10,000.00)	(P15,000.00)
	Warning	and 30 days	and revocation

			suspension of	of BC License
			BC License	
Non-wearing	of	Five Thousand	Ten Thousand	Fifteen
uniform		Pesos	Pesos	Thousand Pesos
		(P5,000.00) and	(P10,000.00)	(P15,000.00)
		Warning	and 30 days	and revocation
			suspension of	of BC License
			BC License	

Owner

Violations	1 st Offense	2 nd Offense	3 rd Offense
Failure to	Five Thousand	Ten Thousand	Fifteen
implement safety	Pesos	Pesos	Thousand Pesos
and measure	(P5,000.00) and	(P10,000.00) per	(P15,000.00) per
	Warning	ship and 30	ship and
		days suspension	revocation of
		of authority to	authority to
		operate	operate
		(CPC/SP)	(CPC/SP)
No PA System	Five Thousand	Ten Thousand	Fifteen
	Pesos	Pesos	Thousand Pesos
	(P5,000.00) and	(P10,000.00) per	(P15,000.00) per
	Warning	ship and 30	ship and
		days suspension	
		of authority to	authority to
		operate	operate
		(CPC/SP)	(CPC/SP)
No Leaflets	Five Thousand	Ten Thousand	Fifteen
	Pesos	Pesos	Thousand Pesos
	(P5,000.00) and	(P10,000.00) per	
	Warning	ship and 30	ship and
		days suspension	revocation of
		of authority to	authority to
		operate	operate
		(CPC/SP)	(CPC/SP)

VI. REPEALING CLAUSE:

Any provision of existing MARINA Circulars and rules and regulations inconsistent herewith is hereby repealed/amended accordingly.

VII. TRANSITORY PROVISION:

All existing ships covered by this Circular are given one (1) month to comply with Sections III.4 and IV.4 and three (3) days for all other provisions, from the publications of this Circular.

BY THE AUTHORITY OF THE MARINA BOARD:

(Sgd.) MARIA ELENA H. BAUTISTA Undersecretary for Maritime Transport, DOTC and Officer-In-Charge, MARINA

SECRETARY'S CERTIFICATE

This is to certify that MARINA Circular No. **2008-08** has been approved by the Maritime Industry Board of Directors on 12 December 2008.

ATTY. MANUEL C. PORTUS
Corporate Board Secretary

MEGAPHONE TEXT

(Prior to Departure)

Mabuhay! Welcome Aboard "M/B () bound for (). Travel time is approximately ().
This is (Name of Boat Captain) your Boat Captain; this boat is authorized to carry (Number of passengers) passengers.
This Boat is provided with () life jackets, () fire extinguishers, and () life rings for the safety of the passengers.
At this point, we shall demonstrate to you on how to wear life jacket.
(DEMONSTRATION on the wearing of lifejackets: The methods in wearing the life jackets must be explained step by step)
In compliance with the MARINA Regulation all passengers are required to wear the lifejackets during the entire voyage.
Any passenger who refuses to wear the lifejacket will be asked to disembark and shall be refunded of his/her ticket.
Please avoid unnecessary movements and gathering together in one area as this will affects the stability of the boat.
If you think that the captain or any of the crew violated any of this regulation, don't hesitate to contact MARINA hotline at (0917) SUMBONG 7862664.

Thank you very much and have a nice trip.

MEGAPHONE TEXT

(Prior to Docking)

Mabuhay! This is again your I	Boat Captain.	In a short while v	ve shall be docking
at the port of ().		

Before disembarking please make sure that you have all your belongings with you. Please return the lifejackets and the leaflets to the crew.

We ask the passengers to remain seated until the boat is properly docked and the crew has announced that it is already safe to disembark.

Please avoid unnecessary movements and gathering together in one area as this will affect the stability of the boat.

We thank you for sailing with us and we hope to see you again on your next trip.

ANNEX "A" FILIPINO TRANSLATION

MEGAPHONE TEXT

(Bago Umalis))

Mabuhay! Malugod po naming kayong tinatanggap sa M/B" () patungong (). Ang ating paglalayag ay aabot ng mga () oras/minuto.
Ako ay si (Pangalan ng Kapitan) ang kapitan ng bangkang ito, na may pahintulot na magsakay ng hindi lalampas sa pasahero.
Ang bangkang ito ay mayroong () life jackets, () fire extinguishers, at () life rings para sa kaligtasan ng lahat ng pasahero kung kinakailangan.
Ngayon naman, ipaapakita sa inyo ang tamang paraan ng pagsuot ng lifejacket.
Pagpapakita sa pagsuot ng lifejackets: ang paraan ng pagsuot ng lifejackets ay dapat ipaliwanag mula sa simula hanggang kabuuan.
Alinsunod sa pangkaligtasang patakaran ng MARINA, lahat ng pasahero ay kinakailangang magsuot ng lifejackets sa kabuuan ng ating paglalakbay. Mangyari po lamang na isuot na ng lahat ang kanilang lifejacket.
Ang sinumang pasahero na ayaw magsuot ng lifejacket ay aming pabababain at isasauli ang bayad ng tiket na binili.
Pinapakiusapan din ang lahat na huwag magkumpol sa isang tabi ng Bangka na maaaring makagambala sa katatagan ng Bangka.
Kung mayroon po kayong mga napansin na paglabag ng inyong lingkod o mga tauhan ng Bangka sa mga patakaran, huwag po kayong mag-atubilin makipagugnayan sa MARINA Hotline sa (0917) SUMBONG 7862664.
Maraming salamat po at matiwasay na paglalakbay sa ating lahat sa pahintulot ng Maykapal.

ANNEX "B" FILIPINO TRANSLATION

MEGAPHONE TEXT

(Bago Dumaong)

Mabuhay! Ito pong muli ang inyong Kapitan. Sa ilang sandali po lamang, tayo oo ay dadaong sa pantalan ng ().
Siguraduhin po lamang na ang inyong mga kagamitan ay kumpleto bago bumaba. Paki balik po lamang ang mga "lifejackets" at "leaflets" sa mga tripolante ng sasakyang ito.

Mangyari po lamang na manatiling nakaupo hanggang ang sasakyang ito ay ganap na nakadaong at sabihin ng mga tripolante na ligtas na bumaba.

Paki-usap po naming na huwag mag-uunahan o pagmamadali sa pagbaba upang maiwasan ang pagtagilid ng sasakyang ito.

Lubos po kaming nagpapasalamat sa inyong pagtangkilik at umaasa po kami na muli tayong magkikita sa susunod ninyong paglalakbay.