

MEMORANDUM CIRCULAR NO. 78

TO : ALL OWNERS AND/OR OPERATORS OF FISHING VESSELS

SUBJECT : GUIDELINES ON THE ISSUANCE OF SPECIAL PERMIT FOR FISHING VESSELS

The following guidelines shall govern the temporary change of utilization of Philippine-registered fishing vessels from domestic to overseas pursuant to Memorandum of Agreement between MARINA and PCG and PD No. 474, as amended.

No fishing vessel shall change her utilization from domestic to overseas without first securing a Special Permit from the MARINA.

I. DURATION OF THE SPECIAL PERMIT

A Special Permit shall be valid for a period of one(1) year provided the validity of the certificates issued by the Philippine Coast Guard (PCG) shall be maintained during the effectivity of the Permit.

II. REQUIREMENT FOR THE ISSUANCE OF THE SPECIAL PERMIT

No application for Special Permit shall be accepted unless the required pre-approval documents, as follows, shall have been submitted and duly verified by the concerned MARINA office:

1. Letter of intent addressed to MARINA signed by the proponent-company's duly authorized official;
2. In case of original (first) application for Special Permit, copy of the Temporary Certificate of Philippine Registry (in case of chartered vessels) or the Certificate of Philippine Registry (in case of owned vessels);
3. Valid Certificate of Inspection(CI) issued by the PCG;
4. For bareboat chartered vessels, up-to-date proof of payment of the 4.5% withholding tax due on charter fees;
5. Certificate of Class if vessel is classed; and
6. Original copy of Special Permit previously issued, if applicable.

III. SCHEDULE OF FEES

The applicant-company upon submission of the application for Special Permit shall pay the filing fee of P3,000.00/vessel.

IV. EXPIRATION OF THE SPECIAL PERMIT

The vessel shall revert to its original status, i.e., for domestic operation, at the expiration of the Special Permit or its extensions, if any. The original copy of the SP/extension shall be surrendered upon expiry thereof.

V. VIOLATIONS

Any violation of the terms and conditions of the Special Permit or any provision of this Order shall warrant the revocation/cancellation of the Special Permit and the imposition of penalties provided for in MARINA Memorandum Circular No. 50.

VI. EFFECTIVITY

This Memorandum Circular shall take effect within fifteen(15) days after its publication once in a newspaper of general circulation.

27 September 1993, Manila Philippines.