

**TERMS OF REFERENCE
FOR THE PROCUREMENT OF RESOURCE SPEAKER
FOR THE CONDUCT OF A THREE (3) DAY WRITESHOP
AND THREE (3) DAY LIVE-IN WORKSHOP
ON THE DRAFTING OF IRRs ON INTERNATIONAL CONVENTIONS AND
PROTOCOLS**

The Maritime Industry Authority (MARINA) established pursuant to PD 474 as the agency responsible in accelerating the integrated development of the maritime industry of the Philippines by providing effective sea linkage and enhancing the competitive position of Philippine flag vessels.

To foster a globally competitive maritime industry, the Philippines ratified various international maritime conventions. Presently, House bills are pending before the 17th congress to translate these conventions into national law. When these bills are passed into law, MARINA, as a policy making agency, is tasked to craft the necessary implementing rules and regulations.

SEMINAR WORKSHOP

Basic requirement in crafting an effective implementing rules and regulations is good knowledge of the law intended to be implemented. In the case of national laws domesticating international conventions, technical understanding of the particular conventions, their background, nature and purpose, is equally necessary.

Likewise, the procedural and structural requirements in drafting local laws, rules and regulations are skills that need to be acquired by the drafters to ensure that the implementing rules and regulations are feasible and easily understood by the enforcers and stakeholders.

After the workshop, the participants should be able to present draft Internal Rules and Regulations for the Conventions of the bills on the IMO Conventions listed below:

1. Protocol of 1997 to amend the International Convention for the Prevention of Pollution from Ships, 1973 as modified by the Protocol of 1978 relation thereto as amended (MARPOL PROTOCOL of 1997 otherwise known as MARPOL VI);
2. Protocol of 1988 relating to the International Convention on Load Lines, 1966 (Loadline Protocol 88);
3. Protocol of 1988 relating to the International Convention for the Safety of Life at Sea, 1974 (SOLAS Protocol 88);
4. Protocol of 1978 relating to the International Convention for the Safety of Life at Sea, 1974 as amended (SOLAS Protocol 78); and
5. Convention on the International Regulations for Preventing Collisions at Sea, 1972
6. International Convention on Tonnage Measurement of Ships (1969)

METHODOLOGY

The seminar will be conducted through a combination of lectures, group discussions and workshops in the following schedules:

DATE	VENUE	GROUP	TASK
22 Nov 2018 9:00am to 5:00pm	MARINA Lounge	SOLAS Group	Line by line review of the initial

			draft
23 Nov 2018			
9:00am to 5:00pm	MARINA Lounge	COLREGS Group	Line by line review of the initial draft
9:00am to 5:00pm	MARINA Lounge	Tonnage Group	Line by line review of the initial draft
9:00am to 5:00pm	Hearing Room	Loadline Group	Line by line review of the initial draft
26 Nov 2018 9:00am to 5:00pm	MARINA Lounge	MARPOL Group	Line by line review of the initial draft
27-29 Nov 2018	Venue within Manila (TBA)	All participants	Workshop proper / finalization of all draft IRRs

QUALIFICATIONS OF THE RESOURCE PERSON

The resource person shall have the following qualifications:

- Masters in International Maritime Law
- Masters in Shipping Management or its equivalent
- Knowledge in the IMO Conventions and Protocols listed above.
- Knowledge/experience on global best practices on the implementation and enforcement of laws in the maritime industry
- Previous experience in similar activity relevant to the subject conventions with MARINA

TARGET PARTICIPANTS


Around thirty five (35) participants composed of directors, lawyers, inspectors and implementors of maritime policies in the MARINA.

APPROVED BUDGET FOR THE CONTRACT

A total amount of Php165,000.00 is available to cover the Speaker's fee inclusive of all incidental expenses but excluding accommodation during the workshop which shall be directly paid by the procuring entity.

OFFICIAL CONTACT FOR EXPRESSION OF INTEREST

Interested applicants may submit their letter of intent on or before 09 November 2018 to ls@marina.gov.ph or to:


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