



## MARITIME INDUSTRY AUTHORITY

**MEMORANDUM CIRCULAR NO. DS-2019-01**  
**SERIES OF 2019**

**TO : ALL OWNERS, OPERATORS AND CHARTERERS OF  
RECREATIONAL BOATS AND OTHERS CONCERNED**

**SUBJECT : RULES ON THE REGISTRATION, LICENSING AND OPERATION  
OF RECREATIONAL BOATS**

Pursuant to Presidential Decree No. 474, Sec. 12 (d) of E.O. 125-A, and Section 10 (1) of Republic Act No. 9295, the following rules shall govern the registration and documentation of recreational boats either for commercial use or private use within Philippines territorial waters.

### **I. OBJECTIVES**

1. Define recreational boats and separate them from large commercial and industrial vessels.
2. Creation of a Registry of Recreational Boat.
3. Creation of the guidelines and documentary requirements for licensing recreational boats for Commercial Tourism related purposes.
4. Ensure proper documentation of any transactions or events that may affect the right or interest of any person/business entity that may have taken charge of or acquired beneficial interest over a recreational boat either for commercial use or private use within Philippines' territorial waters.
5. Enhance and strengthen the implementation and monitoring capabilities of the MARINA over recreational boats operating within Philippine territorial waters.
6. Provide for the safe and environmentally sound regulation of recreational boats.

### **II. COVERAGE**

This Circular shall apply to all recreational boats for private use and for commercial tourism-related purposes.



### III. DEFINITION OF TERMS

1. **"Administration"** means the Maritime Industry Authority
2. **"Acquisition"** shall include importation (direct/outright/lease-purchase), bareboat charter under Presidential Decree (PD) No. 760, and its subsequent amendments, local construction, local sale (deed of sale/bill of sale, deed of assignment) and extra-judicial/ judicial sale/award.
3. **"Builder's Certificate"** means a certificate signed by the builder of the recreational boat containing the specifications and particulars including the boats' Hull Identification Number "HIN", the date and place where it was built, and the name of the person/business entity for whom the recreational boat was built, or the name of the person/business entity to whom it was delivered and its Load and Passenger Capacity.
4. **"Business Entity"** means any entity carrying out any business activity, whether for profit or not, and whether organized as a corporation, partnership, cooperative, association, sole proprietorship or otherwise.
5. **"Commercial Use"**, in relation to recreational boats , means the offer of the recreational boats by the owner, for a fee, to any person, persons or entity for hire or charter for that person's or entity's use .
6. **"Foreign Corporation"** means a body corporate formed, organized or existing under any laws other than those of the Philippines and whose laws allow Filipino citizens and corporations to do business in its own country or state (law of reciprocity).
7. **"Foreign National"** is a person who is not a citizen of the Philippines.
8. **"Foreign-owned Domestic Company"** means a company incorporated in the Philippines and has more than 40% foreign equity.
9. **"Authority to Operate"** refers to the document issued by the Administration granting permit to operate Recreational Boat for tourism or commercial purposes anywhere within Philippine territorial waters.
10. **"MARINA"** shall mean the Maritime Industry Authority.
11. **"Official Number"** refers to the ten (10) characters Alpha Numeric Identifier.
12. **"Owner"**, for the purposes of this Circular, refers to any person who –
  - a. is the sole, joint or part owner of a recreational boat



- b. has possession or control of a recreational boat which is subject to the terms of a hire-purchase agreement, bill of sale or other similar instrument or
- c. has possession or control of a recreational boat under the terms of a charter agreement.

Further, any person, who is the owner of a recreational boat which is subject to the terms of a hire-purchase agreement, bill of sale or similar instrument but who is not in possession of the recreational boats, is deemed not to be the owner of the recreational boats.

- 13. "Passenger" means every person other than –
  - a. the master and members of the crew or a person employed or engaged in any capacity on board a recreational boat on the business thereof; and,
  - b. a child below one (1) year of age.
- 14. "Private Use", in relation to recreational boats, means the use of the recreational boats by the owner or his/her guests for sports and pleasure/recreation purposes, without any such guest having to pay any fee or any other form of consideration.
- 15. "Recreational Boat" shall mean a vessel of up to 150.9 ft./46 meters or less, with a capacity of up to 10 tons of cargo, used exclusively for recreational or tourism development purposes either privately or commercially.

#### IV. GENERAL PROVISIONS FOR REGISTRATION IN THE PHILIPPINES' RECREATIONAL BOAT REGISTRY

##### A. Qualifications for owning a recreational boat

For purposes of this Circular, the following are persons qualified to be owners of a recreational boat:

- 1. Recreational boats either for private use or commercial use:
  - a. Citizen of the Philippines or
  - b. Domestic partnership or association wholly owned by citizens of the Philippines or
  - c. Corporation organized under the laws of the Philippines of which at least sixty percent (60%) of the capital stock outstanding and

entitled to vote is owned and held by citizens of the Philippines.

2. Recreational boats, exclusively for private use
  - a. Foreign nationals
  - b. Foreign-owned Domestic Company
  - c. Foreign Corporations

**B. Entitlement of recreational boat to be registered under this Circular**

A recreational boat shall be entitled to be registered under this Circular if it is owned by a person or persons qualified to own a Philippine recreational boat, and where it is so registered it shall not be registered in any other jurisdiction.

**C. Conditions for Registration**

No recreational boat shall be registered unless the following applicable requirements are submitted:

1. New Boat (Locally Built)	<ol style="list-style-type: none"><li>a. Builders Certificate</li><li>b. Filled out Application Form</li><li>c. Pictures of Bow, Stern, Port, Starboard sides</li><li>d. Sketch of the Boat</li><li>e. Local Person: Copy of Valid Government ID of Owner</li><li>f. Foreign Person: Copy of Passport of Owner</li><li>g. Corporation: Copy of Incorporation Papers and Secretary's Certificate</li><li>h. Certificate of Registration or Incorporation (for foreign companies)</li><li>i. DTI Certificate of Registration for Single Proprietorships</li><li>j. CDA Certificate of Registration with the Articles of Cooperation &amp; By-Laws for Cooperatives</li><li>k. Payment of Registration Fee</li></ol>
2. New Boat (Imported)	<ol style="list-style-type: none"><li>a. Proof of Tax Payment</li><li>b. Builders Certificate</li><li>c. Filled out Application Form</li><li>d. Pictures of Bow, Stern, Port, Starboard sides</li><li>e. Sketch of the boat</li><li>f. Local Person: Copy of Valid Government ID of Owner</li><li>g. Foreign Person: Copy of Passport of Owner</li><li>h. Corporation: Copy of Incorporation Papers and Secretary's Certificate</li><li>i. Certificate of Registration or Incorporation (for foreign companies)</li><li>j. DTI Certificate of Registration for Single Proprietorships</li><li>k. CDA Certificate of Registration with the Articles of Cooperation &amp; By-Laws for Cooperatives</li></ol>



	I. Payment of Registration Fee
3. Previously Registered Boats with the MARINA (Expired and Active Registration)	<ul style="list-style-type: none"> <li>a. Certificate authorizing Transfer to Private Boat Registry</li> <li>b. Filled out Application Form</li> <li>c. Registration Documents</li> <li>d. Pictures of Bow, Stern, Port, Starboard sides</li> <li>e. Local Person: Copy of Valid Government ID of Owner</li> <li>f. Foreign Person: Copy of Passport of Owner</li> <li>g. Corporation: Copy of Incorporation Papers and Secretary's Certificate</li> <li>h. Certificate of Registration or Incorporation (for foreign companies)</li> <li>i. DTI Certificate of Registration for Single Proprietorships</li> <li>j. CDA Certificate of Registration with the Articles of Cooperation &amp; By-Laws for Cooperatives</li> <li>k. Payment of Registration Fee</li> </ul>
4. Previously Unregistered Boats Existing in the Country (under Amnesty Rules)	<ul style="list-style-type: none"> <li>a. Proof of ownership (either of the following) <ul style="list-style-type: none"> <li>Affidavit of Ownership</li> <li>Proof of Purchase</li> <li>Sales Contract</li> </ul> </li> <li>b. Filled out Application Form</li> <li>c. Pictures of Bow, Stern, Port, Starboard sides</li> <li>d. Sketch of the Boat</li> <li>e. Local Person: Copy of Valid Government ID of Owner</li> <li>f. Foreign Person: Copy of Passport of Owner</li> <li>g. Corporation: Copy of Incorporation Papers and Secretary's Certificate</li> <li>h. Certificate of Registration or Incorporation (for foreign companies)</li> <li>i. DTI Certificate of Registration for Single Proprietorships</li> <li>j. CDA Certificate of Registration with the Articles of Cooperation &amp; By-Laws for Cooperatives</li> <li>k. Payment of Registration Fee</li> </ul>

#### D. Effects of Registration

1. Confers upon it the nationality and status of a Philippine Recreational Boat.
2. Entitles it to the protection of the Philippine flag.
3. Imposes on it the duty to display the recreational boat Official Number.
4. Obliges it to abide by all applicable laws, decrees, orders, rules and regulations of the Philippines.

#### E. Where Registration is to be Effected

The Application Form for registration together with all the documentary

requirements may be filed at the nearest MARINA Office or presumed homeport of the recreational boat together with the documentary requirements prescribed in Section IV.C Conditions for Registration under General Provisions for Registration in the Philippine Recreational Boat Registry. Please see Annex A for the Application for Recreational Boat Registration.

**F. Certificate of Ownership (CO) and Recreational Boat Certificate (RBC)**

On completion of the registration of a recreational boat, the MARINA shall grant a Certificate of Ownership and the Recreational Boat Certificate valid for five (5) years and must be renewed before its expiration.

**G. Philippines' Registry of Recreational Boats**

A Registry of Recreational Boat shall be kept and maintained by the MARINA Office, where it is registered, and shall record essential information, including but not limited to the following:

1. Name of the recreational boat and its previous name and register, and its previous owner, if any
2. Homeport and the official number
3. Name of builder, place and year built
4. Specifications, description of the main characteristics of the recreational boat as stated in its Boat Builders Certificate or as specified by its owner in the Application Form.
5. Name, address and, as appropriate, the nationality of the owner/charterer/operator of the recreational boat; and
6. Particulars of any mortgages or other similar encumbrances and charges upon the recreational boat.
7. Boat Name is optional for the registration but each Home port Office shall keep and record the boat names to ensure there is no duplicity within the home port.

**H. General Types of Recreational Boats<sup>1</sup>**

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<sup>1</sup> Any native vessel with outriggers and generally referred to as a *bangka/ paraw/ basnig/* or any other vessel of this type cannot be included in this registry.



1. <i>Personal Water Craft</i>	Water Scooter
2. <i>Canoe Kayak Shell Rowboat</i>	Any small, relatively lightweight, manually powered vessel with up to 8 rowers
3. <i>Dinghy</i>	A small vessel that may be sail or motor powered, in addition to manually
4. <i>Auxiliary</i>	A vessel that is carried aboard another vessel (not including survival)
5. <i>Dragon Boat Galley</i>	A large (more than 8 rowers) manually powered vessel
6. <i>Day Sailboat</i>	A principally sail-powered vessel without overnight accommodation
7. <i>Sailboat</i>	A principally sail-powered vessel longer than 20 ft, with overnight accommodation
8. <i>Motorsailer</i>	A boat powered equally by motor or sail
9. <i>Motor Launch</i>	A motor vessel without overnight accommodation
10. <i>Motor Boat /Cabin Cruiser</i>	A motor vessel below 32ft with overnight accommodation
11. <i>Speed Boat</i>	A motor vessel capable of over 20 knots, with or without overnight accommodation
12. <i>Motoryacht</i>	A motor vessel over 32 ft and less than 90 ft, with overnight accommodation
13. <i>Megayacht</i>	A sail or motor powered vessel 90 ft to less than 150 ft
14. <i>Superyacht</i>	A sail or motor powered vessel 150 ft or longer
15. <i>Hydrofoil</i>	A high speed vessel, equipped with foils capable of lifting the entire hull from the water
16. <i>Pontoon Boat</i>	A boat with multiple cylindrical hulls arranged lengthwise
17. <i>Raft or Floating Bar</i>	An unenclosed floating platform, capable of limited mobility, generally manually driven
18. <i>Houseboat</i>	An accommodation vessel with freeboard and shallow draft, designed for calm waters



19. <i>Submersible</i>	A vessel designed to completely submerge and resurface
20. <i>Air cushion or ground effect vessel</i>	A vessel that has sufficient buoyancy to float on the water at rest, but travels on a cushion of air either generated by fans or by foils and forward motion
21. <i>Miscellaneous Vessel</i>	A vessel not fitting into any of the above categories

## I. Specific Provisions

### 1. Assignment of an Official Number

- a. Every recreational boat registered under this Circular shall be assigned an Official Number unique to each recreational boat.
- b. The Official Number shall consist of Ten (10) Alpha Numeric Characters where:
  - i. The first two (2) characters shall refer to the Philippines
  - ii. Next two (2) characters shall refer to the Original Home Port
  - iii. Next six (6) characters shall be the Unique Identifier

Sample Official Number: PH07-000001

Country: Philippines (PH)

Home Port: Cebu (07)

Unique Identifier (000001)

### 2. Affixing the Official Number

- a. All registered recreational boats must properly and clearly display its Official Number at the bow portion of the vessel on vessels such as Rigid Inflatable and other boats. Where it is difficult to affix or paint on the marking it may be affixed or painted anywhere where it can easily be read from outside the Craft on its superstructure or elsewhere. Markings may be painted on an acceptable Vinyl Sticker material or plates of metal, wood, or plastic, secured to a readily accessible visible permanent part of the structure with rivets, through bolts with the ends clenched, or screws with the slots removed may also be used
  - i. **Optional registration (Black on White Background)** - vessels less than 15 feet in length that operate with no more than 8 knots in speed and do not carry paying passengers or used for commercial purpose.
  - ii. **Private Leisure (Green on White Background)** - vessels for



private leisure and recreational use, with no pecuniary benefits of any kind.

iii. **Private Charter or Tourism Vessel (Black on Yellow Background)** – vessels for hire engaged in inshore or interisland recreational or leisure charter (including dive boats) or transportation of tourists.

iv. **Government (Red on White Background)** – Government-owned vessels used for tourism or transport purposes.

b. The Numbers and Characters must be a minimum of:

- i. 2" in height for Personal Water Crafts
- ii. 3" in height for recreational boats up to 10m
- iii. 4" in height for recreational boats up to 15m
- iv. 5" in height for recreational boats 15m and up

#### **J. Deletion from the Registry of Philippines' Recreational Boats**

A recreational boat may be deleted from the Registry of Philippine Recreational Boats under any of the following circumstances:

1. When the recreational boat is sold for export
2. When MARINA revokes the approval of the charter/lease contract for a cause and after due process
3. When it suffers actual or constructive loss
4. Shipbreaking/scrapping/recycling/decommissioning
5. Upon the request of the registered owner for any legal purpose
6. When the Administration, after due process, orders the deletion from the Registry of Philippine recreational boat if found to have violated the government's rules and regulations
7. When the Recreational Boat Certificate is not renewed for five (5) years

#### **V. GENERAL PROVISIONS TO QUALIFY FOR A RECREATIONAL BOAT LICENSE FOR TOURISM OR COMMERCIAL PURPOSES**

##### **A. Construction**

All machinery and electrical installations, mechanical and electrical equipment and appliances, boilers and other pressure vessels, associated piping systems, fittings and electrical cables and wiring shall be of a design and construction adequate for the service for which they are intended and shall be so installed and protected as to reduce danger to persons on board, with due regard being



paid to moving parts, hot surfaces and other hazards. The design shall have regard to materials used in construction, and to purposes for which the equipment is intended, the working conditions and environmental conditions to which it will be subjected.

The strength and construction of hull, superstructures, deckhouses, machinery casings, companion ways and any other structure and equipment shall be sufficient to withstand all foreseeable conditions of the intended service. A recreational boat built and maintained in conformity with the applicable rules of an organization recognized by the Administration or as attested to by its builder may be considered as adequate in this respect.

### 1. Fuel

- a. Below Deck Fuel Tanks must be made of either Cross Linked Polyethelyn or Aluminum and tested to 3psi (Must have accompanying UL, CE or local boat builders certification)
- b. Portable fuel tanks must be stored above deck or in a well ventilated compartment above deck.
- c. Portable fuel tanks must not be located in the same compartment as batteries or other electrical components.
- d. All fuel systems must feature a water separating fuel filter with sight bowl for easy inspection an maintenance.
- e. All Permanent Below Deck fuel tanks must be vented overboard.

### 2. Electrical

- a. All house electrical systems must be fused and be equipped with marine grade switches.
- b. Batteries, switches or any other electrical components must not be located in the same compartment as portable fuel tanks.
- c. Marine Grade Tinned Copper wires must be used.

### 3. Bilge Pumps

Recommended Minimal Bilge Pump Sizing By Boat Length

Boat Length	Pump Output (GPH)
To 18'	300 to 500
18'-22'	450 to 700
22'-26'	600 to 1,200
26'-30'	800 to 1,000
30'-35'	1,000 to 1,600



Boat Length	Pump Output (GPH)
35'-40'	1,600 to 2,000

Above are the recommended bilge pump capacities, this recommended minimum must be doubled and mirrored with a redundant back up system.

Class C boats need not have bilge pumps but must follow the Floatation Guidelines.

\*Combination Automatic Bilge Pump System: Sample 1 500gph on Automatic Switch + 1 1500gph on Manual Switch = total capacity of: 2000gph

#### 4. Engines

- All Gasoline Outboard Engines used on Tourism Vessels must have a minimum CARB 3 star Ultra Low Emissions rating
- All Diesel Engines must meet a minimum EU: RCD I, BSO II standards
- All Gasoline Inboard Engines must feature Flame Arrestors and must be well ventilated.

#### 5. Floatation

- Class C boats must have self bailing decks that allow rain water or waves taken over the bow to self bail with no assistance of any form of pump.
  - Rain Water or Sea Water must find its way overboard through scuppers built into the deck and hull so as not to swamp the boat and sink it.
  - There must be enough floatation in the boat to keep rain water accumulation from sinking the vessel and exposing portable fuel tanks and other fuel or Battery Components to the sea creating an environmental hazard.
  - New Boats Must secure a Safe Floatation Certificate from the Manufacturer
- Class B boats must have self bailing decks or a \*combination automatic bilge pump system as required in the section: Bilge Pumps to aid in clearing any water that has entered the bilge. This system must be supported by a system directly tapped to the boats battery (start or house).
  - There must be enough floatation in the boat to keep rain water accumulation from sinking the vessel and introducing fuel and Battery Components to the sea creating an environmental hazard.
  - New Boats: Must secure a Safe Floatation Certificate from the Manufacturer
- Class A, A1 boats must have self bailing decks or a \*combination automatic Bilge pump system as required in the section: Bilge Pumps.



## B. Classification of Recreational Boats for Tourism or Commercial Purpose

Recreational boats shall be classified based on its carrying capacity and capable range of operation from its point of embarkation.

### 1. Class I. Day Boats: Boats with no overnight facilities

#### a. Dive Boats: Carry Paying Divers

Class C Dive Boat (Range of 10 nautical miles from point of embarkation)	<ul style="list-style-type: none"><li>• Capacity Max 6 Divers (2 tank Changes), 2 Crew</li><li>• Engine Power up to 90hp / Electric Propulsion</li><li>• Portable Fuel Tank/s</li></ul>
Class B Dive Boat (Range of 20 nautical miles from point of embarkation)	<ul style="list-style-type: none"><li>• Max 12 Divers (2 tank Changes), 4 Crew</li><li>• Single or Multiple Engine Power up to 200hp</li><li>• Fixed Fuel tanks with 100L or more fuel Capacity</li></ul>
Class A Dive Boat (Range of 60 nautical miles from point of embarkation)	<ul style="list-style-type: none"><li>• Max Divers and Tank Changes based on Provided Capacity Computation or Stability Computation from an accredited Naval Architect/Engineer</li><li>• Twin Engine Power over 200hp</li><li>• Minimum Fuel Capacity of 300L</li></ul>

- b. Tour Boats: Vessels that accept paying passengers as a private group or as individuals grouped together on a vessel up to the certified vessel capacity for tours to surrounding islands or destinations (Island hopping) itinerary may or may not be fixed but must be within the parameters of the tour description. Passengers embark and disembark from the same general location or within the area of the tour itinerary.

Class C Tour Boat (Range of 10 nautical miles from registered mooring)	<ul style="list-style-type: none"><li>• Capacity Max 8 Passengers, 2 Crew</li><li>• Engine Power up to 90hp</li><li>• Portable Fuel Tank/s</li></ul>
Class B Tour Boat (Range of 20 nautical miles from point of embarkation)	<ul style="list-style-type: none"><li>• Max 12 Passengers, 4 Crew</li><li>• Single or Multiple Engine Power up to 200hp</li><li>• Fixed Fuel tanks with 100L or more fuel capacity in single or multiple tanks</li></ul>
Class A Tour / Expedition	<ul style="list-style-type: none"><li>• Max Passengers based on Provided</li></ul>



Boat (Range of 60 nautical miles from point of embarkation)	<p>Capacity Computation or Stability Computation (Not more than 50 passengers)</p> <ul style="list-style-type: none"> <li>Boats with Multiple Decks are required to have a Certified Stability Computation done.</li> <li>Twin Engine Power over 200hp combined</li> <li>Minimum Fuel Capacity of 300L in fixed single or multiple tanks</li> </ul>
Class A1 Transit Tour Boat (Range of 60 Miles from either port of origin and port of destination for a total of 120 nautical miles from point of embarkation to point of destination)	<ul style="list-style-type: none"> <li>Max Passengers based on Provided Capacity Computation or Stability Computation (Not more than 50 passengers)</li> <li>Minimum Twin Engine Power over 200hp combined</li> <li>Minimum Fuel Capacity of 300L in fixed single or multiple tanks although total fuel capacity must be adequate for a range of 150 nautical miles with a 10% reserve.</li> </ul>

- c. **Guest Transfer Boats:** A vessel owned and operated by an Island (or limited or no access by land) Hotel or Resort used to transport their guests and luggage from a Private/Public port/beach to the location of the Hotel or Resort.

Class C Guest Transfer Boat (Range of 10 nautical miles from point of embarkation)	<ul style="list-style-type: none"> <li>Capacity Max 8 Passengers + 2 Crew or a total of 1,750Lbs (Capacity Computation will apply)</li> <li>Engine Power up to 90hp</li> <li>Portable Fuel Tank/s</li> </ul>
Class B Guest Transfer Boat (Range of 20 nautical miles from point of embarkation)	<ul style="list-style-type: none"> <li>Max 12 Passengers + 4 Crew or a total of 2,800Lbs (Capacity Computation will apply)</li> <li>Single or Multiple Engine Power (2 engines of the same hp) up to 200hp</li> <li>Fixed Fuel tanks with a minimum of 100L fuel Capacity</li> </ul>
Class A Guest Transfer Boat (Range of 60 nautical miles from point of embarkation)	<ul style="list-style-type: none"> <li>Max Passengers based on Provided Capacity Computation or Stability Computation (Not more than 50 passengers)</li> <li>Twin Engine Power over 200hp</li> <li>Minimum Fuel Capacity of 300L</li> </ul>



- d. **River Boats:** Boats that are specifically designed to operate within the enclosed waters of a slow flowing river or river system. Not for use in open or coastal waters.
- e. **Charter Boats:** A Recreational Boat that may be chartered or hired by an individual or entity for a specific task or route. Any of the above Vessels may be chartered or hired as a Charter boat so long as they stay within the allowed parameters of operation.
- f. **Special Use Vessels** (ex. floating Bar/Restaurants, white water boats, hover/ground effect craft)

2. **Class II. Multi-Day Boats:** Boats with overnight accommodations for its Passengers.

- a. Live Aboard Dive Boats
- b. Charter Yachts
- c. Multi Day Expedition/Research Boats

**C. Total Load Computation and Passenger Capacity:**

**Capacity Computation:**

This simple formula is to be applied to all boats that do not have a certified capacity/stability certification from an accredited Naval Architect or Engineer.

Length x width / 15 = Maximum Load

1 person = 150lbs

Divide Maximum Load by 150lbs to compute the total number of passengers

**Sample Computation for a boat 25ft long, 7 feet wide**

Sample:  $25\text{ft} \times 7\text{ft} = 175 / 15 = 11.66 \times 150\text{lbs per person} = 1,749\text{Lbs}$

$1,749 / 150 = 11.6$  Round up if decimal place is .5 or higher round down if below .5 = Maximum Passenger Capacity of 12 persons.

Dive Tank Weight:  $12 \text{ tanks} \times 35\text{lbs} = 420\text{lbs}$

Dive Gear Weight:  $6 \text{ Divers} \times 20\text{lbs} = 120\text{lbs}$

Total Weight of Gear = 540lbs

Balance =  $2,040.5\text{lbs} - 540\text{lbs} = 1,200\text{lbs} / 150\text{lbs} = 8 \text{ persons}$



Always deduct cargo load from maximum load to determine maximum number of persons. Maximum persons on board are affected by total weight of cargo loaded. Must not exceed maximum load of boat.

#### D. Gross and Net Tonnage Computation

##### Tonnage Measurement

By Coefficient Method:

$$\text{Gross Tonnage (GT)} = \frac{\text{TL} \times \text{TB} \times \text{TD} \times 0.70}{2.83}$$

PP = Propelling Power (32% of GT)

Net Tonnage (NT) = GT - PP

Where:

TL = Tonnage Length  
TB = Tonnage Breadth  
TD = Tonnage Depth  
0.70 = Block Coefficient

#### VI. SAFETY REQUIREMENTS AND EQUIPMENT FOR ISSUANCE OF RECREATIONAL BOAT SAFETY CERTIFICATE

The owner, master or person-in-charge of a Licensed Recreational Boat shall ensure that the Licensed Recreational Boat complies with the safety requirements indicated in Annex B. Please see Annex C for the sample Recreational Boat Safety Certificate.

#### VIII. ISSUANCE/RENEWAL OF AUTHORITY TO OPERATE

##### 1. Where to file

The application for issuance/renewal/extension/amendment of Recreational Boat License shall be filed with any MARINA Office. Please see Annex D for Recreational Boat License Application Form.

##### 2. Requirements

Qualification Requirements:	<ul style="list-style-type: none"><li>• Citizens of the Philippines or,</li><li>• If commercial partnership, must be wholly owned by Filipinos or,</li><li>• If corporation, at least sixty percent (60%) of the capital is owned by Filipinos</li></ul>
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	<ul style="list-style-type: none"> <li>• Corporation must be tourism-related</li> <li>• Corporations involved in tourism development-related industries (Construction, Maintenance)</li> <li>• Corporation need not be Shipping-Related</li> </ul>
Jurisdictional Requirement	<ul style="list-style-type: none"> <li>• Proof of payment of filing or processing fee</li> </ul>
Documentary Requirements	<ul style="list-style-type: none"> <li>• Filled out Application Form</li> <li>• Ship Documents</li> <li>• Certificate of Philippine Registry (CPR);</li> <li>• Recreational Boat Certificate (RBC)</li> <li>• Ship Safety Documents</li> <li>• Recreational Boat Safety Certificate</li> <li>• Passenger Insurance Coverage</li> <li>• Passenger Insurance Coverage provided by an insurance company accredited by the Insurance Commission.</li> <li>• Pictures of the Recreational Boat, showing the Official Number, port side, starboard side and astern view</li> </ul>

### 3. Acceptance of Filing

- Only applications/petitions which conform to the formal requirements of these Rules and supported with complete and valid qualification, jurisdictional and documentary requirements shall be accepted.
- An application or petition may be amended at any Initial Evaluation of the Application
- If deficiencies are noted upon initial evaluation of the application/petition, an Order shall be issued within three (3) days from date of filing, requiring applicant to rectify the noted deficiencies, or to submit document(s) deemed necessary.
- An applicant or petitioner who fails to rectify the noted deficiencies, or submit the necessary documents shall be issued an Order denying or dismissing its Application.

### 4. Signatories

The Administrator or his designated signatory shall have the authority to sign the Authority to Operate.

### 5. Abandonment of the Application

If the applicant or petitioner has failed to act on its application within three



(3) months from filing thereof, the application shall be deemed abandoned and an Order of Dismissal shall be issued.

6. Sale or transfer of ownership of Recreational Boat  
In the event of a sale or transfer of ownership of a Recreational Boat, the new owner must apply for a new Authority to Operate.

#### **IX. FEES AND CHARGES**

Fees and charges shall be in accordance with the schedule prescribed in Annex E of this Circular.

#### **X. FINES AND PENALTIES**

Any violations committed by company shall be subject to the fines and penalties prescribed under MC 120, as amended.

#### **XI. TRANSITORY PROVISIONS**

1. All Recreational Boats previously registered with MARINA shall be required to register under this Circular within one year from the effectively hereof.
2. Recreational Boats with an existing CPC may continue to use the boat until a new registration and Recreational Boat License is secured within a period of one year.
3. All recreational boats currently located in the Philippines without registration or any previous registration from another country may be registered.
4. An Amnesty period will be established wherein these recreational boats may be registered without penalty.

#### **XII. REPEALING CLAUSE**

All existing MARINA Circulars, rules and regulations or issuances inconsistent herewith are hereby repealed, modified or amended accordingly.

#### **XIII. SEPARABILITY CLAUSE**

Should any provision or part of this Circular be declared by the competent authority to be invalid or unconstitutional, the remaining provisions or parts thereof shall remain in full force and effect and shall continue to be valid and effective.



#### XIV. EFFECTIVITY CLAUSE

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

Manila, Philippines, MAY 23 2019

BY THE AUTHORITY OF THE BOARD:

  
VADM NARCISO A VINGSON JR  
Administrator

#### SECRETARY'S CERTIFICATE

This is to certify that MEMORANDUM CIRCULAR NO. DS-2019-01 has been approved by the Maritime Industry Authority (MARINA) Board in its 268<sup>th</sup> Regular Board Meeting held on 23 May 2019.

  
ATTY. EUSEBIA CADLUM-BOCO  
Acting Corporate Board Secretary