



MARITIME INDUSTRY AUTHORITY

MEMORANDUM CIRCULAR NO. GC-2019-01
Series of 2019

TO : ALL DOMESTIC SHIPPING COMPANIES/ OPERATORS AND OTHER CONCERNED

SUBJECT : RULES AND REGULATIONS IMPLEMENTING REPUBLIC ACT NO. 11314 ON THE GRANT OF STUDENT FARE DISCOUNT PRIVILEGES ONBOARD DOMESTIC PASSENGER SHIPS

Pursuant to Article XIV Sections 1 and 2 (3) of the 1987 Philippine Constitution; Republic Act No. 11314; Chapter III, Section 10.12 of Republic Act No. 9295; Presidential Decree No. 474; and Section 14 (h) of Executive Order Nos. 125/125-A as amended, the following are hereby adopted:

Section 1. Objective – This Circular aims to provide rules and regulations on the grant of student fare discount privileges in maritime transportation.

Section 2. Coverage – This Circular shall cover all domestic passenger ships including those plying within the BIMP-EAGA¹ region with Filipino students onboard as defined herein.

Section 3. Definitions – For purposes of this Circular, the following terms are hereby defined:

1. **Administration** refers to the Maritime Industry Authority (MARINA).
2. **Domestic Passenger Ship** refers to any ship authorized by the Administration to carry passengers from one place to another engaged in domestic operations.
3. **Domestic Shipowner / Operator** shall refer to a citizen of the Philippines, or a commercial partnership wholly owned by Filipinos, or a corporation at least sixty percent (60%) of the capital of which is owned by Filipinos, which is duly authorized by the Administration to engage in the business of domestic shipping including in the BIMP-EAGA region.
4. **Double Discount** refers to availment of both the reduced passenger fare and other privilege/s including higher discount as may be granted by the domestic

1. Brunei Darussalam-Indonesia-Malaysia-Philippines East ASEAN Growth Area

shipping company/owner/operator or under other existing laws, or in combination with other discount programs or incentives.

5. **Passenger** refers to every person other than:
 - 4.1. the master/officers and the members of the crew or other persons employed or engaged in any capacity on board a ship on the business of that ship
 - 4.2. a person on board and carried either because of the obligation laid upon the master to carry shipwrecked, distressed or other person by reason of force majeure.
6. **Student Fare Discount Privilege** refers to the grant of twenty percent (20%) discount granted to students on regular fares onboard domestic passenger ships. (Sec. 5 of RA 11314)
7. **Student** refers to any Filipino citizen currently enrolled in a duly authorized elementary, secondary, technical-vocational or higher education institution. The term does not include those enrolled in post graduate degree courses and informal short-term courses such as dancing, swimming, music and driving lessons and seminar-type courses.(Sec. 3.a. of RA 11314)

Section 4. General Provisions

1. Domestic shipping companies/owners/operators of passenger-carrying ships shall provide twenty percent (20%) discount to students on domestic regular fare.
2. Students shall be required to present their duly issued school identification cards (IDs) or current validated enrollment form.
3. Students shall not be allowed to avail of double or any combination of discounts in passenger fare. In case of promotional fare, the student shall have the option to choose between the promotional fare and the regular fare less the 20% discount.
4. The 20% discount cannot be claimed if the student claims a higher discount as may be granted by the domestic shipping company/owner/operator or in combination with other discount program or incentive.
5. All complaints for refusal by shipping companies/owners/operators to grant the privileges provided in this Circular shall be reported to the Administration through Franchising Unit/Section of the nearest MARINA Regional Office or that having jurisdiction of the area where the violation was committed.

Duly filed complaints shall be acted upon in accordance with the approved Rules of Practice and Procedure Governing Administrative Cases by the Administration.

Section 5. Specific Provisions

1. The students are entitled to a grant of twenty percent (20%) discount on domestic regular fare.
2. Fare discount applies to all types of passenger accommodation.
3. The grant of student fare discount can be availed of during the entire period while the student is enrolled including weekends and holidays.
4. Domestic shipping companies/owners/operators of passenger-carrying ships are required to prominently display notices that will generate public awareness on the grant of passenger fare discount to students.

Section 6. Penalties –For violation or refusal to grant discounts to students, the owner or operator of ships shall be penalized with:

First Offense	Five Thousand Pesos (P 5,000.00) + warning
Second Offense	Ten Thousand Pesos (10,000.00) + 30-day suspension of the ship's operation
Third Offense	Twenty Thousand Pesos (20,000.00) + revocation of CPC

Any person who abuses the privileges granted herein, including the use of falsified identification documents, fraud, or any form of misrepresentation shall be liable to other applicable penalties/sanctions imposed by RA 11314.

Section 7. Repealing Clause – The provisions of MARINA Memorandum Circular No. 2017-03 pertaining to student fare discount and other issuances inconsistent herewith are hereby repealed.

Section 8. Separability Clause – Should any provision of this Circular be declared by competent authority to be invalid or unconstitutional, the remaining provisions or parts hereof shall remain valid and effective.

Section 9. Effectivity –This MARINA Circular shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

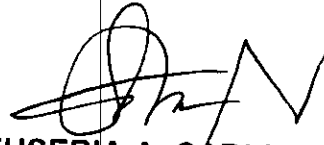
Manila, Philippines, 19 December 2019.

BY AUTHORITY OF THE BOARD:

VADM NARCISO A VINGSON JR
Officer-In-Charge
Office of the Administrator

SECRETARY'S CERTIFICATE

This is to certify that the MARINA Circular No. GC-2019-01 has been approved by the MARINA Board during its 273rd Regular Board Meeting held on 19 December 2019.



ATTY. EUSEBIA A. CADLUM-BOCO
Corporate Board Secretary

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