

REVISED SCHEDULE OF ADMINISTRATIVE FINES AND PENALTIES

ANNEX B: OVERSEAS SHIPPING

VIOLATION	FINES AND PENALTIES	
A. ACCREDITATION OF SHIPPING COMPANIES IN THE OVERSEAS TRADE AND ACCREDITATION OF RECOGNIZED ORGANIZATION		
1. Operating without or with expired accreditation	P25,000.00 + compliance	
2. Failure to submit reportorial requirements	P10,000.00 + compliance	
3. For failure to maintain the qualification requirements as prescribed	P25,000.00 + suspension until compliance	
4. Failure to maintain conditions for accreditation by ROs	1st violation	2nd and succeeding violations
	P250,000 + warning	P500,000 + suspension of Accreditation Certificate for six (6) months
5. Issuance of invalid or incorrect statutory certificates by ROs	1st violation	2nd and succeeding violations
	P 25,000 / condition + suspension /withdrawal of recognition / accreditation	P 50,000 / condition + suspension /withdrawal of recognition / accreditation
6. Failure of ROs to conduct proper ship inspections or	1st violation	2nd and succeeding violations

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surveys before issuing certificates	P 25,000 / condition + suspension / withdrawal of recognition / accreditation	P 50,000 / condition + suspension / withdrawal of recognition / accreditation
7. Violation of any of the provisions of the Memorandum of Agreement (MOA), the RO Code and internationally recognized quality standards	1st violation	2nd and succeeding violations
	P250,000 + warning	P500,000 + suspension of Certificate for six (6) months
8. Failure of ROs to make corrective actions on audit observations	1st violation	2nd and succeeding violations
	P250,000 + warning	P500,000 + suspension of Certificate for six (6) months
9. Failure of ROs to submit reportorial requirements	1st violation	2nd and succeeding violations
	P25,000.00	P50,000.00

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B. ACQUISITION, REGISTRATION, DOCUMENTATION AND LICENSING OF SHIPS ENGAGED IN OVERSEAS TRADE		
1. Failure to submit the Protocol of Delivery and Acceptance and Approved Ship Plans after six (6) months from the date of issuance of CPR	1st violation	2nd and succeeding violations
	P100,000.00 + compliance	Non-issuance of Full-Term CPR
2. Failure to submit Post-Approval documents within the prescribed period stipulated in the MARINA approval	1st violation	2nd and succeeding violations
	P50,000.00 + compliance	P100,000.00 + compliance
3. Failure to comply with the rules and regulations on acquisition of ships	1st violation	2nd and succeeding violations
	P25,000.00 + compliance	P50,000.00 + compliance
4. Operating a ship without Certificate of Philippine Registry (CPR)	1st violation	2nd and succeeding violations
a. Ships of less than 1000GT	P25,000.00 + compliance	P50,000.00 + compliance
b. Ships 1000GT or above	P50,000.00 + compliance	P100,000.00 + compliance

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5. Submission of fraudulent documents	<i>Refer to the Unified Penalty in Relation to Fraudulent Documents under Section VI of the General Circular</i>	
6. Late submission of proof of payment of 4.5% withholding tax	P3,000.00 / ship	
7. Operation/ navigation of a ship with expired Manning Certificate	1st violation	2nd and succeeding violations
	P25,000.00 + compliance	P50,000.00 + compliance
8. Non-compliance with the manning requirements	1st violation	2nd and succeeding violations
a. Company	P100,000.00	P200,000.00
b. Master	P25,000.00	P50,000.00
9. Failure to comply with the Filipino crew requirement for ships operating from domestic to overseas trade	1st violation	2nd and succeeding violations
	P100,000.00 + suspension of operation until compliance	P200,000.00 + suspension of operation until compliance
10. Failure to maintain valid certificates on board	1st violation	2nd violation
	P 25,000 / condition + suspension of recognition / accreditation	P 50,000 / condition + withdrawal of recognition / accreditation

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C. ISSUANCE OF SPECIAL PERMITS FOR THE TEMPORARY UTILIZATION OF PHILIPPINE REGISTERED DOMESTIC SHIPS TO OPERATE IN INTERNATIONAL VOYAGES	
1. Operating without a Special Permit	P1,500,000.00 + compliance
2. Non-compliance with the post approval conditions stated in the SP Operating with expired Special Permit	P1,000,000.00
3. Non-compliance with the post approval conditions stated in the SP	P50,000.00 per condition
4. Non-submission of post approval documents stated in the SP	P10,000.00 per document
5. Submission of fraudulent documents related to Special Permit (charter contract and/or contract of affreightment)	<i>Refer to the Unified Penalty in Relation to Fraudulent Documents under Section VI of the General Circular</i>

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VIOLATION		FINES AND PENALTIES	
D. ISSUANCE AND MAINTENANCE OF CONTINUOUS SYNOPSIS RECORD			
1. Operating without CSR onboard	P50,000.00 + compliance		
2. Unauthorized change or failure to report any change in the CSR	1st violation	2nd and succeeding violations	
	P50,000.00	P100,000.00	

VIOLATION		FINES AND PENALTIES	
E. CONVERSION FROM DOMESTIC TO OVERSEAS TRADE			
1. Operation of a ship in the overseas trade without MARINA approval	1st violation	2nd and succeeding violations	
	P500,000.00	P1,000,000.00	
2. Failure to maintain IACS classification	1st violation	2nd and succeeding violations	
	P500,000.00	P1,000,000.00	
3. Failure to comply with the full Filipino crew requirement	1st violation	2nd and succeeding violations	
	P500,000.00	P1,000,000.00	

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F. OTHERS		
1. Failure to report changes in ship ownership, flag, or classification society	1st violation	2nd and succeeding violations
	P50,000.00 + compliance	P100,000.00 + compliance
2. Non-submission or failure to comply with the mandatory ship reporting system by ships of 300 GT and above within the prescribed time or as adopted by the IMO:	P15,000.00	
a. Any shipping company/ ship owner/ operator/ manager/ of Philippine-flagged ship on a per incident basis, after due notice and hearing	P10,000.00	
b. Master of any Philippine-flagged ship who fails to participate in the mandatory reporting to relevant authorities as required by relevant rules and regulations on a per incident basis.	P15,000.00	

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3. Any violation of the rules on implementation of Maritime Security Measures	1st violation	2nd and succeeding violations
	P50,000.00 + compliance	P100,000.00 + suspension until compliance
4. Failure to comply with the rules on the Installation of Ship Safety Equipment	P50,000.00 + compliance	P100,000.00 + suspension until compliance
5. Failure to submit CSR or other records for inspection by MARINA or other authorities The company and the master shall be imposed separately the following fines or penalties, after due notice and hearing	1st violation	2nd and succeeding violations
a. Company	P20,000.00 + compliance	P40,000.00 + compliance
b. Master	P5,000.00 + compliance	P10,000.00 + compliance