

28 December 2005

PPA MEMORANDUM CIRCULAR
NUMBER 16 - 2005

TO : PORT DISTRICT MANAGERS
PORT MANAGERS
SHIPPING COMPANIES/AGENTS/LINES
GOLDEN DRAGON INTERNATIONAL TERMINALS, INC.
ALL OTHERS CONCERNED

SUBJECT : Strict Implementation of PPA Administrative Order No. 02-2003
Entitled "Implementing Guidelines on MARPOL 73/78
Requirements for Shore Reception Facilities (SRF)"

The PPA and other co-defendant government agencies lost Civil Case No. 1851-99, an anti-sea pollution complaint, decided by the Regional Trial Court (RTC), Branch 20, Imus, Cavite. Pursuant to its decision promulgated on 28 September 2005, the Court of Appeals affirmed in toto the assailed RTC decision. The affirmed decision specifically mandated PPA to prevent and also treat the discharge not only of ship-generated wastes but also other solid and liquid wastes from docking vessels that contribute to the pollution of the bay.

In compliance with this Decision and Presidential Decree No. 1152 otherwise known as Philippine Environment Code, the provisions and procedures of PPA Administrative Order No. 02-2003 are hereby reiterated for stricter enforcement by all concerned. All PDO and PMO Managers shall, therefore, ensure full compliance of the foregoing Order, in addition to the following requirements:

1. Accomplishment and submission of Annex C, Wastes on Board Vessel Information Form, (Section 5.3.1) by the shipping agent/line/company when applying for berth. PMOs shall assign Control Numbers to said Form for proper monitoring and accountability.
2. Application of the sanctions as specified in Sections 12.1 and 12.2 for vessels that fail to:
 - 2.1 dispose of their garbage into the reception facility;
 - 2.2 discharge the oily waste or Noxious Liquid Substance into the reception facility after PCG's verification; and
 - 2.3 pay the required fees

In addition, the PDOs/PMOs shall:

1. Coordinate with and supervise the activities of the authorized contractor, Golden Dragon International Terminals Inc and ensure that it performs its contracted obligations and responsibilities; and

2. Submit to the Office of the AGM for Operations a monthly report and copies of the accomplished Wastes on Board Vessel Information Form. The report shall include but not limited to the following:

2.1 the actual volume of wastes (liquid and solid) collected from the vessels and

2.2 the shipping lines/agents/companies not complying with the herein-mentioned AO 02-2003 including those that are not paying the required fees.

For compliance.

ATTY. OSCAR M. SEVILLA
General Manager

Republic of the Philippines
 PHILIPPINE PORTS AUTHORITY
 PMO

WASTES ON BOARD VESSEL INFORMATION FORM

Name of Vessel: _____

Gross tonnage: _____ Port of Registry: _____

Type of vessel: Conventional Container Passenger
 Liquid Bulk Roll on-roll off Others

Name of company/liner/agent: _____

ETA: _____ ETD: _____

Berth allocation: Anchorage Pier/
Wharf

<u>Type of Waste for Disposal at the Reception Facilities</u>	<u>Volume/Weight</u>
<input type="checkbox"/> Bilge water	_____
<input type="checkbox"/> Sludge	_____
<input type="checkbox"/> Garbage	_____
<input type="checkbox"/> Noxious Liquid Substance	_____
<input type="checkbox"/> Others (Specify)	_____

Is the vessel fitted with a liquid waste discharge connection? Yes No

If yes, what are the dimensions: outside diameter _____ mm., inner diameter _____ mm.
 bolt circle diameter _____ mm. and flange thickness _____ mm.

Accomplished by:

 Representative of Shipping Line/Agent/Company.

Date: _____

Name of Operator

Address

CERTIFICATE OF SERVICE RENDERED

This is to certify that _____
(Name of Operator)

provided the service of receiving waste/s from vessel _____

docked at _____ of _____ with the following details:
(Name of Port)

Type of Waste: _____

Date Received: _____

Volume/Quantity: _____

Issued by:

Operator's authorized representative

Acknowledged by:

Master of the Vessel/Agent/Line's authorized representative

Date: _____