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HEAD OFFICE

Revised by \_\_\_\_\_

14 May 1991

PPA MEMORANDUM CIRCULAR  
NO. 28 - 91

TO Port District Managers  
Port Managers  
Terminal Supervisors  
All Port Users  
and All Others Concerned

SUBJECT Amendment to PPA Memorandum Circular No. 49-87  
Which Clarifies PPA Memorandum Order No. 20-83

To ensure a more uniform and proper application of PPA Memorandum Order No. 20-83 regarding charges on vessels that call at any government or privately-owned port, PPA Memorandum Circular No. 49-87 is hereby amended to read, as follows

1. The time spent by a foreign or domestic vessel at anchorage, while waiting for a dockside berth at either government or private ports shall not be subject to the payment of anchorage or usage fee, provided that no loading or unloading operations are undertaken while at anchorage.
2. Exemption from anchorage fee payment shall apply when the vessel is waiting for berth due to the occurrence of strikes, natural calamities or pier congestion.
  - 2.1 For purposes of this circular, there is pier congestion when there is no suitable/adequate dockside berth which can safely and effectively accommodate a particular vessel, taking into consideration her draft and/or cargo handling requirements or when there are obstructions at the dockside berth such that no vessel operation can be carried thereat.
  - 2.2 Thus, relative to the provision of 2.1 above, long and deep draft vessels waiting at a designated anchorage area, or, in the case of South Harbor in Manila, at the outside breakwater (OBW), even if a berth is available, if that available berth is inadequate/not suitable to safely and effectively accommodate said vessels, shall also be covered by the exemption from anchorage fee payment provided there is no loading/unloading operations,

- 2.3 However, vessels anchored at a designated anchorage area, or at OBW (in South Harbor), whose agents opted to wait for a preferred berth even if other suitable berths are available shall not enjoy the privilege of waiting time period,
3. Exemption from payment of anchorage fee shall commence from the very first day when the vessel is at anchorage waiting for berth up to the time it is berthed. The assessment of berthing or usage fee, as the case may be, shall be reckoned from the time the vessel is finally berthed up to the time it leaves berth,
4. The exemption herein provided shall not apply to a vessel which has been pulled out from its assigned dockside berth due to completion of loading or unloading operations, but which, at the same time, is not yet ready to depart. In such instances, subject vessel shall be assessed anchorage or usage fees, as the case may be, while at anchor in addition to the berthing or usage fees while at berth, and
5. All claims for exemption under the foregoing shall be approved/ confirmed by the Port Manager only upon submission by the Master/ Ship Agent of a written request, specifying therein the reason(s) for such exemption, and duly recommended for approval by the following
- 5.1 The Manager, Port Services Division, in case of strikes or natural calamities,
- 5.2 The Terminal Supervisor and the Manager, Port Services Division, when cargo handling requirements of the vessel cannot be met, or when there are obstructions at the dockside berth,
- 5.3 The Harbor Master and the Manager, Port Services Division, when the reason is due to insufficient draft.

The following information shall also be indicated in the request.

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|------------------------|-------------------|
| a) Name of Vessel      | e) Agent          |
| b) Vessel Voy/Reg. No. | f) Waiting Time   |
| c) ATA (Anchorage)     | g) Assigned Berth |
| d) ATA (Berth)         | h) Cargo Type     |

The provision of PPA MC No. 49-87 dated November 13, 1987 and all other PPA Orders, issuances, rules and regulations or parts thereof, inconsistent with this Memorandum Circular are hereby amended, modified or repealed accordingly.

This Circular shall take effect immediately.

  
ROGELIO A. DAYAN  
General Manager