

SEP 22 2021



PHILIPPINE
PORTS
AUTHORITY



PPA ADMINISTRATIVE ORDER

NO. 04 - 2021

TO : All Port Managers
International Shipping Lines/Companies/Agents
Terminal Operators / Cargo Handling Operators
Importers
Brokers
And Others Concerned

**SUBJECT : POLICY ON THE REGISTRATION AND MONITORING OF
CONTAINERS**

1. LEGAL BASES

- 1.1. Presidential Decree No. 857, as amended
- 1.2. Sections 5 and 26 of Republic Act 1032 otherwise known as, "Ease of Doing Business and Efficient Government Service Delivery Act of 2018"
- 1.3. Customs Administrative Order (CAO) 01-2015 on the Shortening of Period for Re-Export of Empty Containers from 150 to 90 days
- 1.4. United Nations Office of Drugs and Crime (UNODC) Joint Port Control Unit (JPCU) Initiatives
- 1.5. United Nations Office of Drugs and Crime-World Customs Organization (UNODC-WCO) Global Container Control Programs (CPP)
- 1.6. Title 19 US Code of Federal Regulations Part 4 (Section 4.2 – 4.7)
- 1.7. United Nation/Centre for Trade Facilitation and Electronic Business (UN/CEFACT) Smart Container Specifications
- 1.8. Board Resolution No.3055, Series of 2021

2. OBJECTIVES

- 2.1 To prescribe the policy in the registration and monitoring of containers entering and leaving PPA ports including the scheduling, loading, unloading, release and movement of all containers.
- 2.2 To generate an explicit and non-repudiable record of accountabilities to enable PPA to monitor the movement of containers from the time of entry, discharge, return and storage, and re-export.
- 2.3 To promote competitiveness and provide cost saving mechanisms that mutually benefit importers and foreign carriers by prescribing container insurance policy from authorized and accredited insurance providers as

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an available option in lieu of the current container deposit and container maintenance fees.

- 2.4 To develop a container identification, accountability, and protection program to demonstrate commitment to internationally agreed standards specifically the Container Control Programs as specified by the United Nations Office of Drugs and Crime (UNODC).
- 2.5 To provide a whole-of-government approach in container tracking and management by providing government agencies with information to streamline and automate their own processes.

3. SCOPE

This Order shall apply to all containers originating from foreign ports that will be unloaded at government and/or private ports under the administrative jurisdiction of PPA.

4. GENERAL GUIDELINES

- 4.1 PPA shall prescribe and adopt a system for the registration and monitoring of containers which shall have the following features:
 - 4.1.1 Facility to record all containers passing in and out from the port terminals;
 - 4.1.2 Provide a real time monitoring facility of the location, status, and movements of containers from the time the container is discharged from the vessel up to the time the same container is loaded for export.
 - 4.1.3 Easily interfaced with the existing container monitoring or tracking system of other concerned government agencies as well as port terminal operators, as may be necessary.
- 4.2 All inbound containers shall be enrolled under the system to be adopted by PPA.
- 4.3 Each container moving inward or outward of the terminal shall be recorded in the said system with the detailed information required.
- 4.4 In order to protect local importers from additional transaction costs, all containers to be registered in the system will be required to secure a container insurance policy which will be used in lieu of the container deposit and container maintenance fees being required by international shipping lines.
- 4.5 The container insurance cover for containers required to be registered must be secured from insurance companies authorized by the Insurance Commission and accredited by PPA .

5. ROLE OF PPA, SHIPPING LINES/SHIPPING AGENTS AND INSURANCE PROVIDERS

- 5.1 PPA shall acquire the necessary technology solution for the implementation of the registration and monitoring system that will have the features stated in Section 4.1 of this Order.
- 5.2 PPA shall maintain and manage secure tracking devices to be used for monitoring and tracking the location of inbound containers in real-time.
- 5.3 PPA shall ensure that there is enough space within the port terminal or in the absence thereof, in an area strategically located thereto, to process the installation and decoupling of tracking device to the containers as well as stacking prior to loading.
- 5.4 Shipping lines and/or shipping agents shall provide the required information to PPA, through the authorized terminal operators / cargo handling operators.
- 5.5 Insurance service providers shall provide readily available insurance policies and shall ensure prompt settlement of claims, as applicable.

6. IMPLEMENTING GUIDELINES

PPA shall prescribe the implementing operational guidelines on container registration and monitoring. Prior consultation with affected sectors shall be conducted prior to the implementation of said guidelines.

7. AMENDATORY CLAUSE

All other laws, rules and regulations, including those that may be promulgated hereafter not inconsistent with any of the provision of this Order, shall remain in force and effect.

8. SEPARABILITY CLAUSE

If for any reason any provision or section of this Order is declared to be invalid or unconstitutional, the other provisions not affected shall remain in force and effect.

9. EFFECTIVITY

This Order shall take effect fifteen (15) calendar days from its publication in the Official Gazette or in a newspaper of general circulation and a copy filed with the University of the Philippines Law Center.


JAY DANIEL R. SANTIAGO
General Manager

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