



MARITIME INDUSTRY AUTHORITY

15 June 2017

MARINA ADVISORY NO. 2017-14
Series of 2017

TO : ALL SHIP OWNERS, SHIP MANAGERS, MASTER AND OFFICERS OF PHILIPPINE REGISTERED SHIPS ENGAGED IN OVERSEAS TRADE, RECOGNIZED ORGANIZATIONS AND OTHERS CONCERNED

SUBJECT : COMPLIANCE TO THE BALLAST WATER MANAGEMENT (BWM) CONVENTION, 2004

1. Notice is hereby given to all concerned that the **International Convention for the Control and Management of Ships' Ballast Water and Sediments** (or simply Ballast Water Management or BWM Convention) 2004 will enter into force on **08 September 2017**.
2. **At present, the Philippines is working towards the ratification of the BWM Convention and is not a State Party to the BWM Convention. Due to the entry into force of the BWM, all ships under Philippine-flag to which the Convention applies, when calling at the ports or terminals of State Parties to the BWM Convention, will have to comply with the provisions of the BWM Convention.**
3. **In the meantime, Philippine shipping companies are advised to secure from their respective Recognized Organizations a Document of Compliance or Statement of Compliance to the BWM Convention for Philippine-registered ships covered under the Convention.**
4. The BWM Convention applies to **all ships that carry ballast water entitled to fly the flag of a Party or which operate under the authority of a Party.**
5. The Convention requires the following for all covered ships:
 - 5.1 A Ballast Water Management Plan on board (Reg. B – 1);
 - 5.2 A Ballast Water Record Book (Reg. B – 2);
 - 5.3 Compliance with the ballast discharge standards
 - i. Ballast water exchange standard (Reg. D – 1); or
 - ii. Ballast water performance standard (Reg. D – 2)

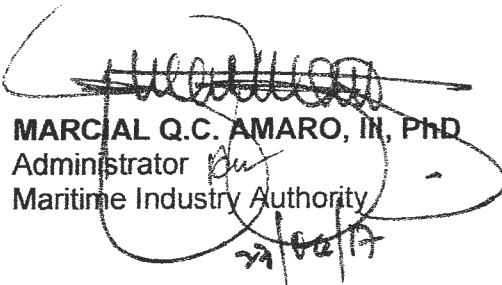
- 5.4 An International Ballast Water Management Certificate (IBWC) upon successful completion of a survey conducted in accordance with Regulation E – 1.
6. The delay in the ratification of the Convention as previously envisioned resulted in the International Maritime Organization (IMO) issuing Resolution A.1088(28) which recommends that Flag Administrations apply Reg. D-2 standards at the first renewal survey associated with the International Oil Pollution Prevention Certificate (IOPPC) after the entry into force of the Convention and upon delivery, for ships with a keel-laying date on or after 08 September 2017.
 7. It is the position of this Administration that compliance to Reg. D-2 discharge standards by installation of approved ballast water management systems should be as early as possible in order to reduce the impact of invasive aquatic species brought about by shipping operations.
 8. However, there are no current regulations barring a de-harmonization of the IOPPC to the Harmonized System of Survey and Certification (HSSC) to accommodate a later installation of ballast water management systems to a maximum period of five (5) years or a date prior to 08 September 2022.
 9. The de-harmonization of the IOPPC shall be upon the decision of ship owners or ship managers. Likewise, it is being advised that de-harmonization may lead to extra docking and the ship being out of service during installation.
 10. It should be noted that discussions will be revisited at MEPC 71 (July 2017) on the proposed alternate amendments to Regulation B-3, among them the document (MEPC 70/WP.12) which, *if approved*, will affect the implementation dates for existing ships in the manner below:
 - 10.1 Apply on the first renewal survey following the date of entry into force of the Convention, if the survey is completed on or after 08 September 2019;
 - 10.2 Apply on the second renewal survey following the date of entry into force of the Convention, if the first renewal survey is completed prior to 8 September 2019.
 11. De-harmonized ships shall have no benefit from the above amendments, if approved.
 12. For ships calling US ports, more stringent requirements on ballast water management are required and de-harmonization may not be an option. For more information, visit their website at <https://homeport.uscg.mil/mycg/portal/ep/home.do>.

Any queries related herein should be directed to:

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For the information and guidance of all concerned.

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