



**PAMBANSANG PUNONGHIMPILAN TANOD BAYBAYIN NG PILIPINAS**

(National Headquarters Philippine Coast Guard)

139 25<sup>th</sup> Street, Port Area,

1018 Manila

**NHQ-PCG/CG-2**

**10 December 2019**

**CIRCULAR**

**NUMBER .....15-19**

**MARITIME CRIME RATE INDEX**

**I. AUTHORITY:**

- A. Republic Act 9993 (Philippine Coast Guard Law of 2009)
- B. UNCLOS
- C. United Nations Convention against Transnational Organized Crime
- D. Suppression of Unlawful Acts at Sea (SUA Convention)
- E. Memorandum from Executive Secretary dated 06 May 2011 on Ensuring Safety and Security in the Western Philippine Seaboard.
- F. Executive Order No. 57 (Creation of National Coast Watch System NCWS)
- G. Revised Penal Code of 1989 (RPC)
- H. MARPOL 73/78
- I. NIPAS ACT (RA 11038)
- J. RA 10654 as amended RA 8550 (Fisheries Code of the Philippines)
- K. RA 9165 (Comprehensive Dangerous Drug Act of 2002)
- L. PNP-DIDM LOI Nr. 02-09
- M. National Security Policy 2017-2022
- N. NEDA National Development Plan 2017-2022
- O. RA 4712 (Tariff and Custom Code of the Philippines)
- P. RA 9208 (Anti-Trafficking in Person Act of 2003)
- Q. RA 9275 (Philippine Clean Water Act)
- R. Writ of Kalikasan and Writ of Continuing Mandamus
- S. Executive Order No. 27 Directing all Government Agencies and Instrumentalities, including LGU's to implement the Philippine Development Plan and Public Investment Program for the period 2017-2022
- T. Executive Order No. 236 Organizing the National Committee on Illegal Entrants.

*h*

II. **DEFINITION OF TERMS:**

**Maritime Crime** – Criminal activities directed at vessels or maritime structures, such as piracy and sea robbery and/or activities that violate coastal states sovereignty such as illegal fishing and unauthorized entrance of a state's internal waters. Also, criminal activities that violate international law, such as dumping and pollution at sea. (<https://www.maritimesecurity.global>)

Conduct which is perpetrated wholly or partly at sea and is prohibited under applicable national and international law. (*United nation Office on Drugs and Crime*)

**Maritime Crime Rate** – is a count of maritime crimes compiled to assess the effectiveness of a crime control policy and the impact of the policy on the risk of crime victimization. (*uslegal.com*)

**MCR = No. of Crimes/No. of Population x 100,000**

**Maritime Crime Volume** - is the totality of all maritime crimes that transpired and/or committed in a given area of responsibility over a period of time which include index and non-index crimes. (*PNP-DIDM LOI 02-09*)

**MCV = Index Crimes + Non-Index Crimes**

**Maritime Crime Map** – is used by analysts in the office of the DCS for Intelligence to map, visualize and analyze maritime crime incident patterns, allows to identify crime hot spots, along with other trends and patterns. (*O/CG2, PCG*)

**Crime Rate** – is the number of crime incidents in a given period of time for every 100,000 inhabitants of an area. (*PNP-DIDM LOI 02-09*)

$$\text{Crime Rate} = \frac{\text{Crime Volume}}{\text{Population}/100,000}$$

**Index Crime** - Crimes committed that are stipulated in the revised penal code (RPC).

**Non-Index Crime** – Violations of special laws and local ordinances

III. **RATIONALE:**

**Maritime Crime Rate Index or MCRI** is basically a guide indicating the severity of maritime related crimes through the use of chart within a

respective PCG areas of responsibility. Said chart have several entries pertaining to identified maritime crimes that transpire in a given coastal expanse or areas wherein presence of PCG frontline units are directly engaged. The chart is maintained and displayed within each PCG unit's operation centers. The rate of reported maritime crimes will be reflected in the chart to identify and assess the rate of specific maritime crimes that are taking place in a given area.

More so, the chart will also display the over-all maritime crime rate volume of a specific PCG District. A comprehensive **data and indexes** derived from the field through collection processes of information, will showcase the different maritime crimes transpiring within our maritime interests. By utilizing tools of analysis such as the Maritime Crime Rate Index (MCRI), it will provide the PCG with an on-hand data and information as to the current index and non-index crimes committed and that have transpired wholly or partly at sea.

Moreover, it will highlight the pressing issues that needs to be address and prioritized. Said MCRI will also form part of promoting awareness to the maritime community and other users of the sea. These shall be done through the shared efforts of the Coast Guard Intelligence Groups and PCG frontline or forward units within their respective areas of responsibility, and areas of operations.

MCRI is also an avenue to effectively monitor our Maritime Domain. Noticeably, **Maritime Domain Awareness** had become a necessity for all concerned government agencies, as well as for all maritime stakeholders. This is brought about by the undeniable prominence of our maritime zones. Security in all its forms are deemed necessary to be emplaced within our Maritime Domain in order to be abreast with the trend of maritime criminalities. Maritime crime rate poses as an indicator in the effectiveness and challenges encountered by law enforcement agencies such as the PCG in the implementation of maritime policies in a specific theater of operations.

#### IV. PURPOSE:

The purpose of MCRI is basically the embodiment of CSP results conducted in all PCG Districts, wherein data are translated into analytical tool. It also serves as a system that would help achieve effective and efficient collation of all data pertaining to maritime crimes taking place within respective Coast Guard Districts. It will further serve as a guide and reference for Area Commanders in the formulation of appropriate courses of actions which includes, but not limited to, law enforcement, deployment of floating assets, disposition of PCG personnel, and identification of needed equipment in the conduct of operations, as well

as for documentation purposes and among others.

Moreover, the MCRI will re-enforce the PCG's requests of logistical and other budgetary requirements. MCRI will be a comprehensive basis in the justification of said requests by PCG, particularly in its anti-illegal activity campaigns in the maritime sector.

**V. SCOPE:**

This memorandum circular shall apply to all frontline/out-lying units (Coast Guard Districts, Coast Guard Stations, and Coast Guard Sub-Stations) of the Philippine Coast Guard, tasked in maintaining a Maritime Crime Rate Index (MCRI) chart in every operation center of the above mentioned PCG units.

**VI. GUIDELINES:**

- A. Data on maritime crimes shall be collected through information relay, to which Coast Guard frontline units normally conduct follow up investigation or gathering of additional facts on a reported maritime crime for its validation.
- B. CGIG's in the area are primarily tasked to develop and maintain Coastal Barangay Intelligence Networks (CBINs) and to ensure the truthful and honest recording of maritime crime entries.
- C. Same shall be in the case of other PCG out-lying units (CG Districts, CG Stations and CG Sub-Stations) in a specific area of responsibility (AOR). Collected, gathered and validated information and reports shall be truthfully recorded and placed in the entries where it belongs in the MCRI graph.
- D. Tabulation of the said incidents shall be displayed in a form charts, graphs in every CG Districts, CG Stations, and Sub-Stations.
- E. Results of the indexes coming from the Coast Guard Sub-Stations shall be collated and form part of the over-all index of the specific Coast Guard Stations overseeing it.
- F. Indexes from the stations are collated and displayed at the Operation Center of respective Coast Guard Districts.
- G. Entries shall be monitored in a monthly or quarterly basis, same shall be closely monitored by respective CGIG units and eventually forwarded to DCS, for Intelligence, CG-2 (Attn: PRB) and C, CGIF (Attn: IOC) for filing and references.

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H. MCRI shall be updated every time maritime crimes transpire within the area of operations.

I. Sample of the graphs that can be use. (See Annex A)

**VII. PROCEDURE:** (See Annex B)

**VIII. RESCISSION:**

All existing regulations and guidelines or portions thereof which are inconsistent herewith are hereby rescinded or repealed accordingly.

**IX. EFFECTIVITY:**

This circular shall take effect upon approval by the PCG Higher Headquarters.

**BY COMMAND OF VICE ADMIRAL GARCIA PCG:**

OFFICIAL:



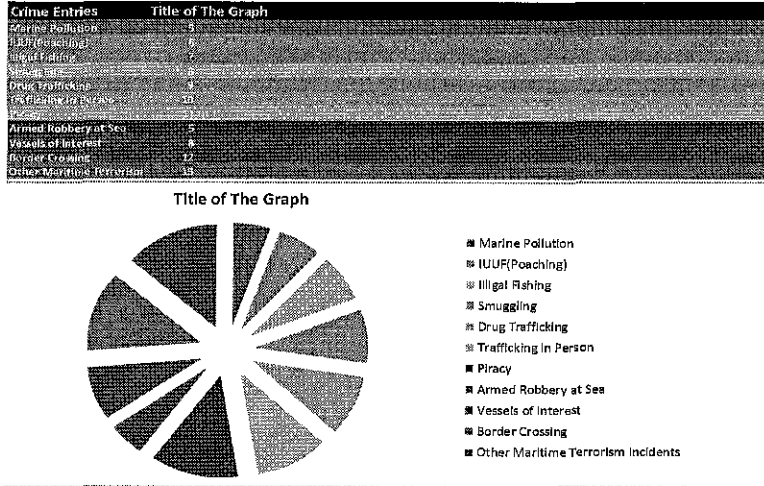
LIEZEL B. BAUTISTA  
CDR PCG  
Coast Guard Adjutant  
10/12/109

JOSE WILLIAM U ISAGA  
COMMO PCG  
Chief of Coast Guard Staff

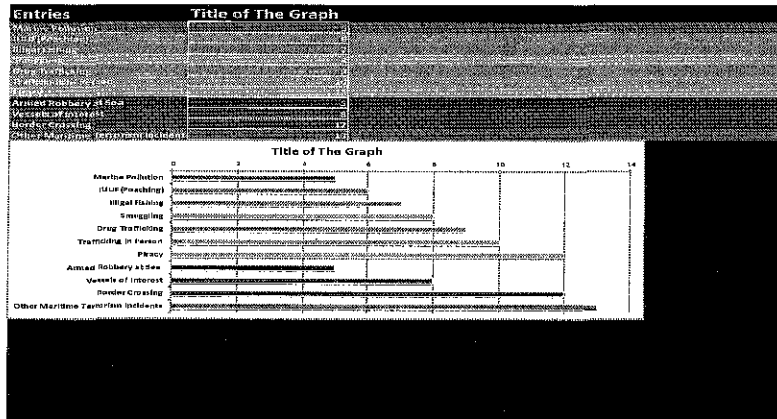


# ANNEX A

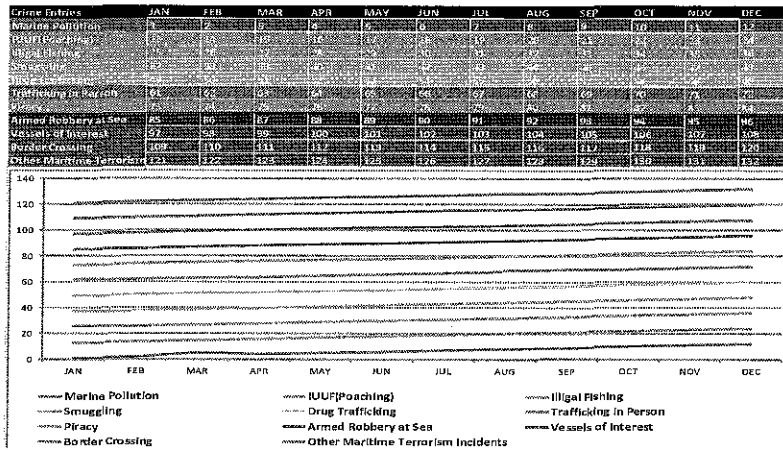
## 1. PIE Chart



## 2. Gun Chart



## 3. Line Chart



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## ANNEX B

- A. Only truthful and validated reports shall form part of the entries in the chart.
- B. Basing on the total number of specific maritime crimes that transpired, crime rate formula shall be applied wherein result of which will be replicated in the MCRI Chart through pie, bar or line charts.
- C. Coast Guard Intelligence Group, Designated D2, S2 and other Coast Guard personnel assigned in the respective Coast Guard District, Coast Guard Station, and Sub-Stations are responsible in the collection of information pertaining to maritime crime. Collection process can be in the form of walk-in informants, CBINs, elicitation and open source.
- D. Validation of said maritime crime information shall be the primary obligation of respective CGIG in the area pertaining to this circular.
- E. Updates of the entries in the chart shall be the primary responsibility of the CGSS, CGS and District operation centers. **Formal Report of respective incidents** shall be forwarded through the normal communication flow by CGSS, CGS and CG Districts in the form of Incident Report (IR), to be kept and filed separately from the displayed and forwarded MCRI.
- F. Over-all assessment and Recommended Courses of Actions (RCOAs) shall be included as the last entry in the forwarded MCRI report from CG Districts to CPCG (Attn: CG-2/CG-3) every first Monday of the month.
- G. O/CG-2 and O/CG-3 shall maintain and display a Maritime Crime Map which will embody the over-all collated MCRI forwarded by the CG Districts.
- H. The MCRI Chart shall be permanently maintained and displayed in all Philippine Coast Guard Operation Center
- I. Following are the identified index and non-index maritime crime entries that will be highlighted in the displayed charts/graphs:
  1. Marine Pollution
    - Oil Spill
    - Garbage Disposal at Sea
    - Other Marine degradation activities
  2. IUUF (Poaching)
  3. Illegal Fishing:

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- Blast Fishing
- Trawl
- Use of fine mesh net
- Cyanide Fishing
- Others

4. Smuggling:

- Rice
- Contrabands/Goods
- Dual Use Materials/Precursors
- WMD
- Wild life and Fauna
- Meat Products
- Others

5. Drug Trafficking

6. Trafficking in Person

7. Piracy

8. Armed Robbery at Sea

9. Vessels of Interest (VOI)

10. Border Crossing (FTFs)

11. BDM/WPS Situation (CGDPAL/CGDNCR-CL/CGDNELZN)

12. Other Maritime Terrorism Incidents/ LTGs/CTs