

[ADMINISTRATIVE ORDER NO. 03-97, November 07, 1997]

AMENDMENTS TO A.O. 02-97 (LIBERALIZED REGULATIONS ON THE DEVELOPMENT/CONSTRUCTION AND OPERATION OF PRIVATE PORTS)

Pursuant to R.A. 7621 and in order to facilitate the evaluation and/or grant of Permit to Develop/Construct a private port facility, this Administrative Order is hereby promulgated as follows:

SECTION 1. Amendment of Section 5 of A.O. 02-97 — The following provision of CPA Administrative Order No. 02-97 dated 11 July 1997, which reads:

“Section 5. Clearance to Develop/Construct a Private Port Facility

5.1 Upon issuance by the DENR of an Environmental Clearance Certificate (ECC), the private port investor or owner shall file his formal letter of intent, in duplicate copies, with the Committee designated by the CPA Board of Commissioners (the “Committee”) through the Engineering Services Division (ESD) together with additional requirements as contained in Annex 1 herein incorporated and all his construction and building plans with duly accomplished application for Permit to Develop/Construct (Annex 2);

5.2 Upon receipt of the completed documents, the ESD shall, within sixty (60) days evaluate the plans and documents and endorse the application for validation by the Committee;

5.3 The Committee shall determine, within one (1) week from date of ESD endorsement whether or not national security or safety is affected and once validated, the Committee shall submit the said documents for issuance of a permit to develop/construct by the General Manager;

5.4 The General Manager shall issue the permit to develop/construct upon payment of the permit to develop/construct fee in accordance with the following graduated fixed fees plus 10% VAT, to wit:

Project Cost	Permit to Construct Fee
Below P 10M	P 20,000
P 10M & above	P 20,000 plus .001 (1/10 of 1% of the excess of P 10 million but not to exceed P 150,000.00)

Provided, that, in case the actual cost is more than the project cost, the