

**[ ERC RESOLUTION NO. 13, S. 2005, August 08, 2005 ]**

**IN THE MATTER OF AMENDING THE GUIDELINES TO GOVERN  
THE IMPOSITION OF ADMINISTRATIVE SANCTIONS IN THE  
FORM OF FINES AND PENALTIES PURSUANT TO SECTION 46 OF  
REPUBLIC ACT NO. 9136**

This is to AMEND Section 5, Article III of the GUIDELINES TO GOVERN THE IMPOSITION OF ADMINISTRATIVE SANCTIONS IN THE FORM OF FINES AND PENALTIES PURSUANT TO SECTION 46 OF REPUBLIC ACT NO. 9136 ("Guidelines") approved on May 17, 2002 which reads as follows:

"ARTICLE III

ADMINISTRATIVE SANCTIONS

xxx xxx xxx.

Section 5. Non-Compliance with the Provisions of the Act and its IRR, Grid and Distribution Codes and Rules, Regulations, Orders, Resolutions and other Laws of the ERC. - A fine of One Hundred Thousand Pesos (P100,000) plus One Hundred Pesos (P100) a day for every day of violation shall be imposed upon any person who has been found to have committed a violation of any of the provisions of the Act and its IRR, the Philippine Grid and Distribution Codes and rules, regulations, orders, resolutions and other laws the implementation and enforcement of which are assigned to the ERC, including but not limited to the following:

a) Operating as a Generation Company/Facility without a valid Certificate of Compliance (COC) and appropriate clearances;

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