

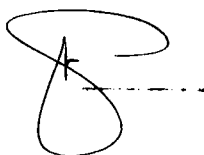
**NINETEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
Third Regular Session**

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25 JAN -8 P3:20

SENATE

S.B. No. 2912

RECEIVED


Introduced by SENATOR WIN GATCHALIAN

AN ACT

DECLARING THE PHILIPPINE STATE COLLEGE OF AERONAUTICS AS THE NATIONAL PROFESSIONAL INSTITUTION FOR AVIATION, RENAMING IT AS THE NATIONAL AVIATION ACADEMY OF THE PHILIPPINES, REPEALING FOR THE PURPOSE REPUBLIC ACT NO. 7605, ENTITLED "AN ACT CONVERTING THE PHILIPPINE AIR FORCE COLLEGE OF AERONAUTICS INTO A STATE COLLEGE TO BE KNOWN AS THE PHILIPPINE STATE COLLEGE OF AERONAUTICS AND FOR OTHER PURPOSES, AMENDING PRESIDENTIAL DECREE NUMBERED TEN HUNDRED AND SEVENTY-EIGHT, ENTITLED, 'CONVERTING THE BASA AIR BASE COMMUNITY COLLEGE INTO THE PHILIPPINE AIR FORCE COLLEGE OF AERONAUTICS, PROVIDING FOR A CHARTER FOR THIS PURPOSE'", AND APPROPRIATING FUNDS THEREFOR

EXPLANATORY NOTE

The 1987 Constitution provides that the State shall protect and promote the right of all citizens to quality education at all levels and shall take appropriate steps to make such education accessible to all.¹ It shall also establish, maintain, and support a complete, adequate, and integrated system of education relevant to the needs of the people and society.²

¹ 1987 Philippine Constitution, Article XIV, Section 1.

² *Id.* at Section 2 (2).

The Basa Air Base Community College was originally established on April 23, 1969, with the approval of the then Secretary of Education and Culture to cater to the college education, at minimal cost, of the military personnel and their dependents, as well as civilians residing in the surrounding communities of Basa Air Base.³ It was converted into the Philippine Air Force College of Aeronautics under Presidential Decree No. 1078⁴ to provide professional and advanced vocational and technical instruction and training in the fields of aeronautics, electronics, and supply management. It promoted research and advanced studies, and progressive leadership in its field of specialization.⁵

Pursuant to Republic Act No. 7605⁶, the Philippine Air Force College of Aeronautics was converted into a state college known as the Philippine State College of Aeronautics (PhilSCA). Prior to the enactment of the law, the PhilSCA was envisioned by Philippine Air Force authorities to be the Philippine Air Force Academy to solve its problem in the procurement and training of its officer pilots through the merging of the Philippine Air Force Flying School and the Philippine Air Force Regular Officer Procurement Program. In 1994, its Board of Trustees approved the creation of its own flight school that will train students as private and commercial pilots.⁷

Over the past decade, from AY 2014-15 to AY 2023-24, the PhilSCA system has maintained an average annual enrollment of 18,040 students, while producing an average of 3,266 graduates per year during the same period.⁸ As of 2024, the PhilSCA has an annual budget of Php 430.6 million.

³ Presidential Decree No. 1078.

⁴ Converting the Basa Air Base Community College into the Philippine Air Force College of Aeronautics, Providing for a Charter for this Purpose; enacted on January 26, 1977.

⁵ Presidential Decree No. 1078, Sec. 2.

⁶ Otherwise known as "An Act Converting the Philippine Air Force College of Aeronautics into a State College to be Known as the Philippine State College of Aeronautics and for Other Purposes, Amending Presidential Decree Numbered Ten Hundred and Seventy-Eight Entitled, "Converting the Basa Air Base Community College into the Philippine Air Force College of Aeronautics, Providing for a Charter for this Purpose"; June 3, 1992.

⁷ <https://www.philsca.edu.ph/history/#>, last accessed October 24, 2024.

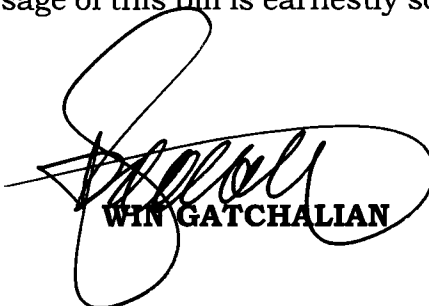
⁸ Data provided by PhilSCA.

It has main campuses in the Villamor Air Base Campus in Pasay City, which shall serve as the main campus; the Basa Air Base Campus in Floridablanca, Pampanga; the Fernando Air Base Campus in Lipa City, Batangas; and the Brigadier General Benito N. Ebuena Air Base (BGBNEAB) Campus in Lapu-Lapu City, Cebu. The extension campuses of the PhilSCA are the following: Basa-Palmayo Campus in Floridablanca, Pampanga; and the BGBNEAB Campus in Medellin, Cebu.

This legislation recognizes PhilSCA as the leading higher education institution for aviation studies, renames it as the National Aviation Academy of the Philippines (NAAP), and declares the same as the national professional institution for aviation to specialize in the delivery of aviation and aviation-related education programs and trainings in the Philippines.

In pursuing its mandate, the NAAP shall develop aviation leaders in the Philippine aviation and aerospace industry, both in the private or commercial sector and the government. Finally, the enactment of the proposed measure would enable the Philippine aviation industry to be at par with its international counterparts.

In view of the foregoing, the swift passage of this bill is earnestly sought.



WIN GATCHALIAN

**NINETEENTH CONGRESS OF THE
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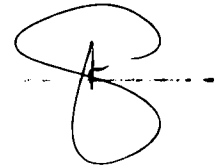
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AN ACT

DECLARING THE PHILIPPINE STATE COLLEGE OF AERONAUTICS AS THE NATIONAL PROFESSIONAL INSTITUTION FOR AVIATION, RENAMING IT AS THE NATIONAL AVIATION ACADEMY OF THE PHILIPPINES, REPEALING FOR THE PURPOSE REPUBLIC ACT NO. 7605, ENTITLED "AN ACT CONVERTING THE PHILIPPINE AIR FORCE COLLEGE OF AERONAUTICS INTO A STATE COLLEGE TO BE KNOWN AS THE PHILIPPINE STATE COLLEGE OF AERONAUTICS AND FOR OTHER PURPOSES, AMENDING PRESIDENTIAL DECREE NUMBERED TEN HUNDRED AND SEVENTY-EIGHT, ENTITLED, 'CONVERTING THE BASA AIR BASE COMMUNITY COLLEGE INTO THE PHILIPPINE AIR FORCE COLLEGE OF AERONAUTICS, PROVIDING FOR A CHARTER FOR THIS PURPOSE'", AND APPROPRIATING FUNDS THEREFOR

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

1 SECTION 1. *Short Title.* – This Act shall be known as the “*National*
2 *Aviation Academy of the Philippines Charter Act.*”

3

4 SEC. 2. *Declaration of Policy.* – The State shall promote quality education
5 accessible and relevant to the changing needs of the people and society. It
6 shall establish, maintain, and support a complete, adequate, and integrated

1 aviation education and training system by strengthening the curricula of the
2 various aviation and other related courses consistent with the standards set
3 by the world's leading institutions of aviation learning.

4 To this end, the existing Philippine State College of Aeronautics
5 (PhilSCA) is hereby renamed as the National Aviation Academy of the
6 Philippines (NAAP) to specialize in the delivery of aviation and aviation-related
7 education programs and trainings in the Philippines.

8
9 SEC. 3. *National Aviation Academy of the Philippines.* – The NAAP is
10 hereby declared as the national professional institution for aviation. The
11 NAAP shall develop aviation leaders in the Philippine aviation and aerospace
12 industry, both in the private or commercial sector and the government,
13 including the Armed Forces of the Philippines (AFP) and its three (3) main
14 branches: the Philippine Air Force (PAF), the Philippine Navy, and the
15 Philippine Army, and other uniformed personnel.

16
17 SEC. 4. *General Mandate.* – The NAAP shall attain the following
18 purposes under this Act:

19 (a) Provide world-class academic and professional training to young
20 Filipinos in the field of aviation and other related fields, and mold them
21 into becoming responsible citizens who are aware of their role in nation-
22 building;

23 (b) Produce efficient and well-trained aviation professionals whose
24 technical capabilities are comparable to their counterparts in other
25 countries and who can competently respond to the needs of the local
26 and international aviation industry;

27 (c) Offer advanced professional studies and specialization for aviation and
28 other related courses, primarily for those who serve as faculty of state,
29 local, and private colleges and universities;

30 (d) Strengthen aviation and other related programs through the
31 development and offering of industry-driven programs; spearheading

1 collaboration between the academe and the aviation industry; and
2 leading in the implementation of innovative teaching methods in
3 aviation education;

4 (e) Serve as the premier training center in aviation and related fields of
5 specialization by conducting skills training and development, promoting
6 collaboration with various colleges and universities in the country
7 offering aviation programs, and contributing to the dissemination and
8 application of knowledge on aviation and other related fields;

9 (f) Intensify innovative professional skills, as well as technological research
10 and development in aviation in collaboration with the Civil Aviation
11 Authority of the Philippines (CAAP) and other attached agencies of the
12 Department of Transportation, Department of National Defense, and the
13 Philippine Space Agency;

14 (g) Offer ladderized undergraduate and graduate professional programs in
15 aviation and other related fields of study as the Board of Trustees,
16 hereinafter referred to as the “Board”, may deem necessary to carry out
17 its objectives;

18 (h) Provide deserving students greater access to aviation education; and

19 (i) Serve as a regional and global aviation hub in cooperation with
20 international agencies in aviation such as civil aviation and aviation
21 regulatory bodies, various networks of the aviation industry, and
22 scholarly and professional associations in the Asia Pacific region and
23 around the world.

24
25 SEC. 5. *Curricular Offerings.* – The NAAP shall offer short-term technical-
26 vocational, undergraduate, and graduate courses within its areas of
27 competency and specialization in the field of aviation and aviation-related
28 programs such as, but not limited to, the following: Bachelor of Science in Air
29 Transportation specializing in Commercial Pilot; Bachelor of Science in
30 Aeronautical Engineering, including Drone Technology; Associate in Aircraft
31 Maintenance Technology; and Associate in Aircraft Electronic Technology

1 leading to Baccalaureate in Aircraft Maintenance Technology and
2 Baccalaureate in Aircraft Electronics Technology.

3 The NAAP shall also provide education in Aviation Safety and Security,
4 Supply Chain Management specializing in Aviation Logistics, and Aviation
5 Information Technology. The NAAP shall also develop and design academic
6 offerings and confer degrees as appropriate, in accordance with the Philippine
7 Qualifications Framework and the CAAP Civil Aviation Regulations, Approved
8 Training Organizations, and undergraduate and graduate programs in the
9 fields of aviation and other related fields.

10 The Commission on Higher Education (CHED) and the CAAP may appoint
11 faculty and graduates of the NAAP and other colleges and universities to serve
12 as technical evaluators upon acquiring the necessary qualifications and
13 certifications in the field of aviation.

14 To meet the needs of the national government, as well as local and
15 international aviation industry requirements, the NAAP may add, remove, or
16 revise any undergraduate and graduate degree programs or diploma courses
17 according to its capabilities and as the Board may deem necessary to carry
18 out its objectives: *Provided*, That no undergraduate and graduate degree
19 programs shall be offered without the concurrence of the CHED and the CAAP.

20
21 SEC. 6. *The NAAP Campuses.* – The NAAP shall be composed of both
22 regular and extension campuses established by its Board upon the
23 recommendation of its President.

24 The regular campuses of the NAAP shall include the following: Villamor
25 Air Base Campus in Pasay City, which shall serve as the main campus; the
26 Basa Air Base Campus in Floridablanca, Pampanga; the Fernando Air Base
27 Campus in Lipa City, Batangas; the Brigadier General Benito N. Ebuena Air
28 Base (BGBNEAB) Campus in Lapu-Lapu City, Cebu; and other regular
29 campuses that may be created in the future.

30 The extension campuses of the NAAP shall include the following existing
31 campuses: Basa-Palmayo Campus in Floridablanca, Pampanga; the

1 BGBNEAB Campus in Medellin, Cebu; and other extension campuses that
2 may be created in the future: *Provided*, That the NAAP shall comply with the
3 policies, standards and guidelines of the CHED for the operation of its regular
4 or extension campuses.

5
6 SEC. 7. *Academic Freedom*. – The NAAP shall enjoy academic freedom, as
7 provided in Republic Act No. 8292, otherwise known as the “Higher Education
8 Modernization Act of 1997,” and Paragraph 2, Section 5 of Article XIV of the
9 Constitution.

10
11 SEC. 8. *Commitment to National Development*. – The NAAP shall utilize
12 the expertise of the members of its community and other individuals
13 concerning the country's goals towards national development in the primary
14 areas of aviation and other related fields for the improvement of the quality of
15 life, growth of the economy, and transformation of the society.

16 With profound scientific and professional knowledge, the NAAP and its
17 community members shall contribute to or take a solicited involvement in the
18 public policy process.

19 As the national professional institution for aviation, the NAAP shall
20 ensure the following:

- 21 (a) All programs and their total enrollment shall be in aviation and other
22 related fields;
23 (b) Discontinue the offering of programs not allied with aviation and other
24 related fields; and
25 (c) Accelerate the faculty development and training programs in aviation
26 and other related fields.

27
28 SEC. 9. *Equitable Access to Aviation Education*. – The NAAP shall take
29 affirmative steps to provide equitable access to its programs and services for
30 disadvantaged students, consistent with Republic Act No. 10931, otherwise
31 known as the “Universal Access to Quality Tertiary Education Act”, such as

1 indigenous peoples and poor but deserving students, valedictorians and
2 salutatorians of public high schools, and students from depressed areas.

3 The NAAP shall provide scholarship and other affirmative action
4 programs to assist poor but deserving students who qualify for admission to
5 the NAAP. It shall also allocate one (1) slot for admission to its Bachelor of
6 Science in Air Transportation and Bachelor of Science in Aeronautical
7 Engineering in every region: *Provided*, That applicants must pass the basic
8 requirements of admission: *Provided, further*, That upon determination that
9 there is no qualified applicant from a particular region, another qualified
10 applicant, irrespective of domicile, shall be considered for such slot.

11 No student shall be denied admission to the NAAP by reason solely of age,
12 sex, gender, civil status, nationality, religious or political belief or affiliation,
13 economic status, ethnicity, or other similar reasons.

14
15 SEC. 10. *Institutional Autonomy and Excellence.* – As the national
16 professional aviation institution, the NAAP shall enjoy institutional autonomy.
17 It shall also maintain high academic aviation standards in the performance of
18 its instruction, extension, and community service consistent with its mandate.

19
20 SEC. 11. *Administration.* – The NAAP shall have the general powers of a
21 corporation set forth in Republic Act No. 11232, otherwise known as the
22 “Revised Corporation Code of the Philippines.” The administration of the NAAP
23 and the exercise of its corporate powers shall be vested exclusively in the
24 Board and the President of the NAAP.

25 The administration of each campus shall be vested in a Campus Director
26 who shall be designated by the Board, upon the recommendation of the NAAP
27 President, subject only to certain limitations and insofar as delegated by the
28 NAAP President and authorized by the Board.

29
30 SEC. 12. *The Governing Board.* – The governing body of the NAAP shall
31 be the Board, which shall be chaired by the Chairperson of the CHED. The

1 President of the NAAP shall be the Vice Chairperson of the Board, and with
2 the following as members:

3 (a) Chairperson of the Committee on Higher, Technical and Vocational
4 Education of the Senate;

5 (b) Chairperson of the Committee on Higher and Technical Education of
6 the House of Representatives (House);

7 (c) Director General of the National Economic and Development Authority
8 (NEDA);

9 (d) Commanding General of the PAF;

10 (e) Director General of the CAAP;

11 (f) President of the federation of faculty associations of the NAAP;

12 (g) President of the federation of student councils of the NAAP;

13 (h) President of the federation of alumni associations of the NAAP; and

14 (i) Two (2) private sector representatives who have distinguished
15 themselves in the aviation profession.

16 The Board shall appoint two (2) private sector representatives who shall
17 be selected from a list of at least five (5) qualified persons, as recommended
18 by a search committee constituted by the President of the NAAP, in
19 consultation with the Chairperson of the CHED and other members of the
20 Board, based on the standards and qualifications for the position set by the
21 Board. They shall serve for a term of two (2) years from the date of
22 appointment, and may be reappointed for another term.

23 The terms of office of the presidents of the federation of faculty
24 associations, federation of student councils, and federation of alumni
25 associations shall be coterminous with their terms of office, as provided under
26 their respective constitutions and by-laws.

27 For the purpose, the associations of faculty, student councils, and alumni
28 in each campus shall organize themselves to form their respective federations,
29 which in turn, shall elect their federation officials: *Provided*, That the alumni
30 representative to the Board must not be a faculty or an employee of the NAAP,
31 regardless of status or rank, at the time of representation.

1 SEC. 13. *Compensation.* – The members of the Board shall serve without
2 compensation, but shall be entitled to reimbursement of actual and necessary
3 expenses incurred in the attendance to meetings of the Board and other official
4 business authorized by the Board, subject to existing laws, rules, and
5 regulations.

6
7 SEC. 14. *Powers and Duties of the Board.* – The administration of the
8 NAAP and the exercise of its corporate powers are vested in the Board. In
9 addition to its general powers of administration and the exercise of all the
10 powers granted to the Board of Directors of a Corporation under Section 35 of
11 Republic Act No. 11232, the Board shall have the following specific powers
12 and duties:

- 13 (a) Promulgate and implement policies in accordance with the declared
14 State policies on education, other pertinent provisions of the
15 Constitution on education, science and technology, and the policies,
16 standards and thrusts of the CHED under Republic Act No. 7722,
17 otherwise known as the “Higher Education Act of 1994”;
- 18 (b) Approve the curricula, institutional programs, and rules on student
19 discipline drawn by the Administrative and Academic Councils, as
20 herein provided;
- 21 (c) Appoint, upon the recommendation of the NAAP President, the vice
22 presidents, deans, directors, heads of campuses, faculty members,
23 and other officials and employees of the NAAP;
- 24 (d) Prescribe the salaries of the faculty members, administrative officials,
25 and employees, subject to the provisions of the prevailing law on the
26 salary schedule for civilian government personnel, civil service rules
27 and regulations governing hours of service and such other
28 requirements and conditions, and other pertinent laws, rules and
29 regulations;
- 30 (e) Fix the tuition fees and other necessary school charges, such as
31 matriculation fees, graduation fees, and laboratory fees, as the Board

1 may deem proper to impose, after due consultation with the
2 concerned sectors. The fees and charges, including government
3 subsidies and other income generated by the NAAP, shall constitute
4 its funds to be used exclusively in the pursuit of its mandate, and
5 shall be deposited in any authorized government depository bank. All
6 interests that shall accrue therefrom shall form part of the same funds
7 for the use of the NAAP;

8 Any income generated by the NAAP from tuition fees and other
9 charges, as well as from the operation of auxiliary services and land
10 grants, the fees and charges collected by the NAAP, including
11 government subsidies and proceeds from other income sources, as
12 well as interests that would accrue therefrom, shall be retained by the
13 NAAP: *Provided*, That in no case shall the said income be used for the
14 payment of allowances and other benefits not authorized by
15 law: *Provided, further*, That all fiduciary fees shall be disbursed only
16 for the specific purposes for which these are collected.

17 If the NAAP, for reasons beyond its control, is not able to pursue
18 any project for which the funds have been appropriated and allocated
19 under its approved program of expenditures, the Board may authorize
20 the use of said fund for any reasonable purpose which it deems
21 necessary and urgent for the attainment of the objectives and goals of
22 the NAAP: *Provided*, That funds collected from students for specific
23 purposes shall not be realigned or reprogrammed to other
24 expenditures;

- 25 (f) Adopt and implement a socialized scheme of school fees for the
26 equitable access of poor but deserving students in accordance with
27 Republic Act No. 10931;
- 28 (g) Establish professional chairs in the NAAP and provide fellowships for
29 qualified faculty members, and scholarships to deserving students;
- 30 (h) Receive and appropriate sums as may be provided by law for the
31 support of the NAAP, and all other sums in the manner it may, in its

1 discretion, determine to carry out the purposes and functions of the
2 NAAP;

3 (i) Set the policies on admission and graduation of students;

4 (j) Award honorary degrees upon persons in recognition of learning,
5 statesmanship, or eminence in the field of aviation or in any field of
6 specialization within the academic competency of the NAAP, and
7 authorize the awarding of certificates of completion of nondegree and
8 nontraditional courses;

9 (k) Establish professional training centers to promote the development of
10 the NAAP;

11 (l) Develop academic arrangements for institutional capability building
12 in the appropriate institutions and agencies, whether public or
13 private, local or foreign, and appoint experts or specialists as
14 consultants, part-time, visiting, or exchange professors, and scholars,
15 as the case may be;

16 (m) Authorize an external management audit of the NAAP, to be financed
17 by the CHED, subject to the rules and regulations of the Commission
18 on Audit (COA), and institute reforms, including academic and
19 structural changes, on the basis of the audit results and
20 recommendations;

21 (n) Develop consortia and other economic forms of linkages with local
22 government units as well as public, private, local, or foreign
23 institutions and agencies for the furtherance of the purposes and
24 objectives of the NAAP;

25 (o) Import economic, technical, cultural, and aviation-related books or
26 publications, instruments, equipment, and apparatuses for
27 educational purposes;

28 (p) Enter into joint ventures or public-private partnerships with business
29 and industry, after consultation with the NEDA, for the profitable
30 development and management of the economic assets, the proceeds

1 of which shall be used for the development and strengthening of the
2 NAAP;

3 (q) Receive, in trust, all legacies, gifts, and donations of real and personal
4 properties of all kinds and administer and dispose the same, when
5 necessary, for the benefit of the NAAP and subject to the limitations,
6 discretions, and instructions of the donor, if any;

7 (r) Delegate any of its powers and duties provided to the President and
8 other officials of the NAAP, as it may deem appropriate, so as to
9 efficiently and effectively administer the affairs of the NAAP;

10 (s) Establish policy guidelines and procedures for participative and
11 transparent decision-making within the NAAP;

12 (t) Where most advantageous to the NAAP, privatize the management of
13 non-academic services such as health, food, building or grounds or
14 property maintenance, and other similar activities;

15 (u) Authorize the construction or repair of its buildings, machinery,
16 equipment and other facilities, and the purchase and acquisition of
17 real property, including the necessary supplies, materials and
18 equipment; and

19 (v) Promulgate rules and regulations, as may be necessary, to carry out
20 the purposes and functions of the NAAP.

21
22 SEC. 15. *Meetings of the Board.* – The Board shall regularly convene once
23 every three (3) months. The Chairperson of the Board may, however, call a
24 special meeting whenever necessary: *Provided*, That members are notified in
25 writing at least three (3) working days prior to the conduct of said meeting.

26 A quorum of the Board shall consist of a majority of all its members
27 holding office at the time of the meeting: *Provided, however*, That the
28 Chairperson of the Board or the President of the NAAP is among those present
29 in the meeting.

30 In case the Chairperson of the CHED cannot attend a meeting of the
31 Board, a CHED Commissioner, duly designated by the Chairperson of the

1 CHED as representative to the meeting, shall have all the rights and
2 responsibilities of a regular member: *Provided*, That during the meeting, the
3 President of the NAAP, as Vice Chairperson, shall be the presiding officer:
4 *Provided, further*, That the provision notwithstanding, the Chairperson of the
5 CHED may designate a CHED Commissioner as the regular Chairperson to
6 the Board, in which case, the said CHED Commissioner shall act as the
7 presiding officer.

8 In case the Chairpersons of the Senate Committee on Higher, Technical
9 and Vocational Education, the House Committee on Higher and Technical
10 Education, the Commanding General of the PAF, the Director General of the
11 NEDA, and the Director General of the CAAP cannot attend the Board meeting,
12 they may designate their respective representatives, who shall have the same
13 rights and responsibilities as regular members of the Board: *Provided*, That
14 the NEDA shall be represented by its Director for trade concerns, and CAAP
15 shall be represented by the Assistant Director General.

16
17 SEC. 16. *The NAAP President.* – The NAAP shall be headed by a President
18 who shall be appointed by the Board, subject to its guidelines, qualifications,
19 and standards, and based on the recommendation of a search committee duly
20 constituted for the purpose of selecting the President.

21 The NAAP President shall render full-time service for a term of four (4)
22 years, and may be reappointed to another term.

23 Within six (6) months before the expiration of the term of office of the
24 President of the NAAP, the Board shall constitute the search committee for the
25 President.

26 The powers and duties of the President of the NAAP, in addition to those
27 specifically provided in this Act, shall include those usually pertaining to the
28 Office of the President of similar state colleges and those delegated by the
29 Board.

30 The salary of the President of the NAAP shall be in accordance with the
31 prevailing law on the salary schedule for civilian government personnel, the

1 joint circular for state universities and colleges' leveling instruments, and the
2 guidelines of the CHED and the Department of Budget and Management.

3 In case of vacancy in the Office of the President by reason of death,
4 compulsory retirement, resignation, removal for cause, or incapacity to
5 perform the functions of the office, the Board shall designate an Officer-in-
6 Charge (OIC) of the NAAP, pending the appointment of a new President:
7 *Provided*, That the OIC shall serve only during the unexpired portion of the
8 term: *Provided, further*, That the designated OIC shall not be allowed to join
9 as candidate in the search process for the President.

10 The President of the NAAP shall be assisted by the following officials: Vice
11 President for Academic Affairs; Vice President for Administration, Planning,
12 and Finance; and the Vice President for Research, Development, and
13 Extension, who shall be appointed by the Board upon the recommendation of
14 the President of the NAAP.

15
16 SEC. 17. *The Secretary of the NAAP.* – The Board shall appoint a Secretary
17 who shall serve as such for both the Board and the NAAP and shall keep all
18 records and proceedings of the meetings of the Board in addition to other
19 duties and responsibilities. The Secretary of the NAAP shall serve upon each
20 member of the Board the appropriate notice of Board meetings.

21
22 SEC. 18. *The Treasurer of the NAAP.* – The Treasurer of the Philippines
23 shall be the *ex officio* Treasurer of the NAAP.

24
25 SEC. 19. *The Administrative Council.* – There shall be an Administrative
26 Council consisting of the President of the NAAP, as chairperson, and the vice
27 presidents, deans, directors, and other officials of equal rank, as members,
28 whose duty is to review and recommend to the Board such policies governing
29 the administration, management, and development planning of the NAAP.

1 SEC. 20. *The Academic Council.* – There shall be an Academic Council
2 consisting of the President of the NAAP, as chairperson, and all academic staff
3 with the rank of at least an assistant professor, as members, which shall
4 formulate academic policies.

5 The Academic Council shall review and recommend the curricular
6 offerings and rules on student discipline, fix the requirements for the
7 admission of students, as well as for their graduation and conferment of
8 degrees, exercise disciplinary power over the students, and formulate rules
9 and regulations on student discipline, subject to the review and approval of
10 the Board, through the President of the NAAP.

11
12 SEC. 21. *The Skills Training Council.* – There shall be a Skills Training
13 Council, which shall be composed of the NAAP President, as chairperson; the
14 Dean of the Institute of Engineering and Technology, as vice chairperson; and
15 a Senior Faculty with the rank of Associate Professor and having a license
16 issued by the CAAP and the Professional Regulation Commission, as member.
17 The Council shall act as an advisory body to the Board on matters relating to
18 setting skills training directions, planning, fund sourcing, and allocation, and
19 formulating and reviewing policies and guidelines pertaining to the skills
20 training program of the NAAP.

21
22 SEC. 22. *The Faculty.* – No political belief, sex, gender preference, cultural
23 or community affiliation or ethnic origin, nor religious opinion or affiliation
24 shall be a matter of inquiry in the appointment of faculty members of the
25 NAAP: *Provided*, That said appointment shall be subject to the guidelines,
26 qualifications, and standards set by the Board: *Provided, further*, That no
27 member of the faculty shall teach for or against any particular religious
28 denomination.

29
30 SEC. 23. *Technical Faculty, Employees, and Consultants.* – To ensure
31 quality, relevant, and up-to-date education, the NAAP shall also maintain a

1 pool of local and international part-time faculty members who shall teach
2 technical subjects, as well as employees and consultants who shall perform
3 technical work. These technical faculty, employees, and consultants shall
4 possess special knowledge, skills, and know-how in the various fields of
5 aviation. They shall enjoy just and commensurate compensation comparable
6 to the compensation of their counterparts in the private sector, as may be
7 deemed appropriate by the Board. They shall also have the privilege to arrange
8 their specific work schedules.

9
10 SEC. 24. *Student Affairs.* – There shall be established in the NAAP the
11 following student councils: for every college or institute, a student council; for
12 every campus, a campus student council; and for the entire NAAP, a federation
13 of all student councils. The student council shall serve as the primary student
14 body that shall advance the interests, welfare, and aspirations of the students
15 of the NAAP. It shall have the power to adopt internal rules of procedure
16 consistent with the provisions of this Act.

17 Subject to due and comprehensive consultation with the students, there
18 shall be a student publication established in every campus to be funded by
19 student fees. Freedom of expression and autonomy in all matters of editorial
20 and fiscal policy shall be guaranteed, especially in the selection of its editors
21 and staff.

22
23 SEC. 25. *Land Grants and Other Real Properties of the NAAP.* – The State
24 may support the NAAP as the national professional institution for aviation in
25 the form of a lump sum amount in the annual General Appropriations Act and
26 other financial benefits, and in kind, through land grants and donations and
27 use of other real properties. To carry out the intent of these grants, income
28 derived from the development of all land grants and real properties shall be
29 used to further the ends of the NAAP, as may be determined and decided by
30 the Board.

1 Such parcels of land ceded by law, decree, or Presidential issuance to the
2 NAAP are declared to be reserved for the purposes intended. The absolute
3 ownership of the NAAP over these landholdings, including those covered by
4 original and transfer certificates of title in the name of the NAAP and their
5 future derivatives, is hereby confirmed. Where the issuance of proper
6 certificates of title for these landholdings is yet pending, the appropriate
7 government office may expedite the issuance thereof within six (6) months
8 from the date of effectivity of this Act: *Provided*, That all registration
9 requirements necessary for the issuance of the said titles have been submitted
10 and complied with.

11 The Board may plan, design, approve, and cause the implementation of
12 land leases: *Provided*, That such mechanisms and arrangements shall sustain
13 and protect the environment in accordance with law, and be exclusive of the
14 academic core zone of the campuses of the NAAP: *Provided, further*, That such
15 mechanisms and arrangements shall not conflict with the academic mission
16 of the NAAP.

17 The Board may allow the use of the income from real properties of the
18 NAAP as security for transactions to generate additional revenues, when
19 needed, for educational purposes.

20 The Board may approve the implementation of joint ventures: *Provided*,
21 That in the event that the real properties of the NAAP are involved, only the
22 income derived by the NAAP from the use of the real properties shall be the
23 subject of its participation or obligation in the joint ventures: *Provided, further*,
24 That no joint venture shall result in the alienation of the real properties of the
25 NAAP.

26 Any plan to generate revenues and other sources from land grants and
27 other real properties entrusted to the NAAP shall be consistent with the
28 academic mission and orientation of the NAAP, as well as protect it from undue
29 influence and control of commercial interests: *Provided*, That such programs,
30 projects or mechanisms shall be approved by the Board, subject to a
31 transparent and democratic process of consultation with the constituents of

1 the NAAP: *Provided, further,* That funds generated from such programs,
2 projects or mechanisms shall not be meant to replace, in part or in whole, the
3 annual appropriations provided by the national government to the NAAP.

4
5 SEC. 26. *Safeguards on Assets Disposition.* – The preservation of the
6 value of the assets of the NAAP shall be of primordial consideration.

7 The sale of any existing property of the NAAP shall be prohibited:
8 *Provided,* That the Board may alienate real property donated after the
9 effectivity of this Act if the terms of the donation specifically allow it.

10
11 SEC. 27. *Authority to Loan or Transfer Apparatus, Equipment, and*
12 *Supplies; Detail of Personnel.* – The heads of the bureaus and offices of the
13 national government are hereby authorized to loan or transfer, upon the
14 request of the Board through the President of the NAAP, such apparatus,
15 equipment or supplies as may be needed by the NAAP, and detail employees
16 for duty therein when, in the judgment of the head of the bureau or office,
17 such apparatus, equipment, supplies or service of such employees can be
18 spared without serious detriment to public service.

19 The employees so detailed shall perform such duties as required of them
20 by the President of the NAAP and the time thus served shall be counted as
21 part of their regular service.

22
23 SEC. 28. *Assets, Liabilities, and Personnel.* – All assets, real and personal,
24 personnel, and records of the PhilSCA, as well as its liabilities or obligations,
25 are hereby transferred to the NAAP: *Provided,* That the positions, rights, and
26 security of tenure of faculty members and personnel therein employed under
27 existing laws prior to the conversion to an academy shall be respected:
28 *Provided, further,* That the incumbents occupying the positions shall remain
29 in the same status until otherwise provided for by the Board: *Provided, finally,*
30 That the NAAP shall also accordingly upgrade or increase its human resource
31 component as may be deemed appropriate by the Board.

1 SEC. 29. *Duty and Tax Exemptions.* – The importation of books or
2 publications, which are for economic, technical-vocational, scientific,
3 philosophical, historical, legal or cultural purposes, and aviation, including
4 aircraft and aircraft tools and equipment, computers and software equipment,
5 made by the NAAP, upon certification by the CHED, shall be exempt from
6 customs duties in accordance with the provisions of Republic Act No. 10863,
7 otherwise known as the “Customs Modernization and Tariff Act”.

8 All grants, bequests, endowments, donations, and contributions made to
9 and used actually, directly, and exclusively for educational purposes by the
10 NAAP, shall be exempt from donor’s tax and the same shall be considered as
11 allowable deductions from gross income for purposes of computing the taxable
12 income of the donor in accordance with the provisions of the National Internal
13 Revenue Code of 1997, as amended.
14

15 SEC. 30. *Reportorial Requirements and Auditing of Accounts.* – The NAAP
16 shall submit an annual report to Congress containing the financial
17 statements, statement of assets and liabilities, and statement of income from
18 tuition fees and other revenue sources. All accounts and disbursements of the
19 NAAP shall be audited by the COA.
20

21 SEC. 31. *Rules of Construction.* – No statutory or other issuances shall
22 diminish the powers, rights, privileges, and benefits accorded to the NAAP
23 under this Act, or those enjoyed at present under other issuances not
24 otherwise modified or repealed under this Act unless subsequent legislation
25 expressly provides for their repeal or amendment. Any case of doubt in the
26 interpretation of any of the provisions of this Charter shall be resolved in favor
27 of the academic freedom and fiscal autonomy of the NAAP.
28

29 SEC. 32. *Suppletory Application.* – The provisions of Republic Act No.
30 8292 shall form part of this Act.
31

1 SEC. 33. *Appropriations.* – The amount necessary for the initial
2 implementation of this Act shall be charged against the current year's
3 appropriations of the PhilSCA. Thereafter, such amount shall be included in
4 the annual General Appropriations Act.

5
6 SEC. 34. *Transitory Provision.* – To provide strategic direction and
7 leadership to the NAAP as the PhilSCA transitions to its status as the national
8 professional institution for aviation and to ensure the attainment of its
9 mandate, as provided for in this Act, the incumbent President of the PhilSCA
10 shall serve as the first President of the NAAP for a term of four (4) years without
11 reappointment.

12
13 SEC. 35. *Implementing Rules and Regulations.* – Within sixty (60) days
14 from the effectivity of this Act, the Board shall, in consultation with the CHED,
15 issue rules and regulations to implement its provisions.

16
17 SEC. 36. *Separability Clause.* – If, for any reason, any part or provision
18 of this Act is declared invalid or unconstitutional, the remaining parts or
19 provisions not affected are in full force and effect.

20
21 SEC. 37. *Repealing Clause.* – Republic Act No. 7605, entitled “An Act
22 Converting the Philippine Air Force College of Aeronautics into a State College
23 to be Known as the Philippine State College of Aeronautics and for Other
24 Purposes, Amending Presidential Decree Numbered Ten Hundred and
25 Seventy-Eight, entitled, ‘Converting the Basa Air Base Community College into
26 the Philippine Air Force College of Aeronautics, Providing for a Charter for this
27 Purpose’”, Presidential Decree No. 1078, entitled “Converting the Basa Air
28 Base Community College into the Philippine Air Force College of Aeronautics,
29 Providing for a Charter for this Purpose”, and all other laws, executive orders,
30 presidential decrees, orders, administrative rules and regulations, issuances,

1 or parts thereof, inconsistent with or contrary to the provisions of this Act are
2 repealed or amended accordingly.

3

4 SEC. 38. *Effectivity.* – This Act shall take effect fifteen (15) days after its
5 publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,