

SIXTEENTH CONGRESS OF THE REPUBLIC
OF THE PHILIPPINES
First Regular Session

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Senate
Office of the Secretary

'13 JUL 18 P3:16

SENATE

S. No. 927

RECEIVED BY: *ji*

Introduced by Senator Manuel "Lito" M. Lapid

EXPLANATORY NOTE

Republic Act No. 7227, more popularly known as the "Bases Conversion Act of 1992," created the Bases Conversion and Development Authority (BCDA) as the implementing arm of the government to accelerate the conversion of the former Clark Military Reservation to the Clark Special Economic Zone. The Clark Development Corporation (CDC) is a subsidiary corporation of BCDA.

Executive Order No. 174 (1994) mandates the BCDA and CDC to implement the phased development of the Clark Aviation Complex and tasks the former to recommend the organizational structure of a proposed Clark International Airport Corporation (CIAC) which shall have jurisdiction over the operations of the entire Clark Aviation Complex.

In April 2008, Executive Order 716 was issued, making the CIAC a direct subsidiary of the BCDA. Pursuant thereto, CIAC was mandated to develop, operate, manage, and maintain the Clark Civil Aviation Complex, an area approximately 2,367 hectares in area.

The Clark International Airport is strategically located only one and a half to four hours away from most major Asian cities via air transport and less than an hour away from Metro Manila and the Subic Bay Freeport via land transport. The Clark International Airport takes pride in its modern amenities complemented by its world class airport and airline support services.

This proposed measure seeks to provide a fix term of office for the Chairman, President and members of the Board of Directors of the Clark International Airport Corporation in order to provide stability and long-term sustainability in the strategic operations of the Clark International Airport.

In view of the foregoing, the immediate passage of this bill is therefore requested.

MANUEL "LITO" M. LAPID
Senator



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SENATE

S. No. 927

RECEIVED BY: *[Signature]*

Introduced by Senator Manuel "Lito" M. Lapid

AN ACT
PRESCRIBING FIXED TERMS FOR THE CHAIRMAN, PRESIDENT AND
MEMBERS OF THE BOARD OF DIRECTORS OF THE CLARK
INTERNATIONAL AIRPORT CORPORATION (CIAC)

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

1 **SECTION 1. Board of Directors of Clark International Airport**
2 **Corporation (CIAC).** - Any provision of law to the contrary notwithstanding, and
3 pursuant to Sec. 16 of Republic Act No. 7227, the powers of the Clark
4 International Airport Corporation (CIAC) shall be vested in and exercised by a
5 Board of Directors which shall be composed of not more than eleven (11)
6 members.

7 The members of the Board representing the equity of the Clark
8 Development Corporation (CDC) and the other government corporations or
9 agencies in the capital stock of the CIAC shall be nominated by the President of
10 the Philippines to serve for a term of six (6) years, unless sooner removed for
11 cause; *Provided* that any person appointed to fill a vacancy shall serve only for
12 the unexpired term of the member whom he/she succeeds.

13 No person shall be nominated as a member of the Board representing the
14 equity in the capital stocks of the national government in CIAC unless he is a
15 Filipino citizen, of good moral character, and of recognized competence in
16 relevant fields including, but not limited to, management, civil aviation,
17 international relations, economics, tourism, law, or engineering. Preference in the
18 designation of the members of the Board shall be given to residents within the
19 local government units that concur to join the Clark Special Economic Zone.

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SEC. 2. Term of Office of the Chairman – The Chairman of the Board of CIAC, hereinafter referred to as the Chairman, shall be its Chief Executive Officer. He/she shall be appointed by the President of the Philippines for a fixed term of six (6) years unless sooner removed for cause. He/she may be reappointed for another term of six (6) years, provided that no individual shall be reappointed as Chairman of the Board more than once.

In the event of death, resignation, or removal of the Chairman of CIAC during his/her term of office, his/her successor shall only serve the remaining term of the deceased, resigned, or removed chairman.

SEC. 3. Term of Office of the President – CIAC shall have a President who shall be appointed by the President of the Philippines for a term of six (6) years unless removed for cause. The President shall not be eligible for reappointment. He/she shall be a member of the Board of Directors and the Chief Operating Officer of CIAC.

In the event of death, resignation, or removal of the President of CIAC during his/her term of office, his/her successor shall only serve the remaining term of the deceased, resigned or removed President.

SEC. 4. Appropriations Clause. – Any amount necessary to carry out the provision of this Act shall be provided in a supplemental budget or included in the General Appropriations Act of the year of its enactment into law. Thereafter, any necessary expenses for its continued implementation shall be included in the subsequent General Appropriations Act.

SEC. 5. Separability Clause. - If any part or provision of this Act shall be declared unconstitutional or invalid, the other provisions hereof which are not affected thereby shall remain in full force and effect.

SEC. 6. Repealing Clause. - All laws, orders, proclamations, rules and regulations, or parts thereof, which are inconsistent with any provision of this Act are hereby repealed or modified accordingly.

1 **SEC. 7. *Effectivity Clause.*** - This Act shall take effect fifteen (15)
2 days following its publication in the Official Gazette or in at least two (2)
3 newspapers of general circulation.

Approved,