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SENATE

S. No. 2801



Introduced by SENATOR RAMON BONG REVILLA, JR.

**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, AND
APPROPRIATING FUNDS THEREFOR**

EXPLANATORY NOTE

Article XIV, Section 1 of the 1987 Philippine Constitution provides that, "[T]he 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."

The aviation industry remains to be one of the most lucrative industries, and its high demand for experts continues to remain unmet particularly in the country. In fact, the 1 January 2023 NAIA air traffic fiasco, that affected more than 75,000 passengers, has revealed that the Philippines is suffering from a brain drain of qualified air traffic controllers as they prefer more competitive paychecks abroad.

The need to develop leaders for the country's aviation and aerospace industry, whether in the private or commercial sector and the government, needs to be addressed beginning from preparing a pool of qualified individuals who are properly trained and educated. And the Philippine State College of Aeronautics, being the only government professional institution which offers programs purely in aeronautics and aviation-related education, plays a vital role in fulfilling this imminent need.

The Philippine State College of Aeronautics (PhilSCA) traces its roots to the Basa Air Base Community College by the Armed Forces of the Philippines (AFP) pursuant to AFP Regulations G. 168-342 and was approved to operate by then Department of Education and Culture on 23 April 1969, which is considered as their Founding Anniversary. On January 26, 1977, Presidential Decree No. 1078 converted Basa Air Base Community College to Philippine Air Force College of Aeronautics with its main campus in Villamor Air Base, Pasay City and three new campuses - Sangley Air Base, Fernando Air Base, and Mactan Air Base. It was later renamed to PhilSCA by virtue of Republic Act 7605. In 1994, its Board of Trustees (BOT) approved the creation of its own aviation school which aims to train qualified students to be private and commercial pilots. In the absence of a single statute harmonizing its mandate, there is a need to introduce legislation to strengthen its existence in order to make it responsive to the current growing demands of the aviation sector.

In more than fifty years since its founding, PhilSCA has continuously achieved a top performing school status and is home to the best in Aeronautical Engineering. The Professional Regulation Commission recognized it as the "Number 1 Aeronautical School in the Country" for more than a decade of record high number of board passers and producing Topnotchers in the Aeronautical Engineering Board Examination for a decade. Its graduates of BS Air Transportation, Aircraft Maintenance and Aviation Electronics Technology are consistent performers in the Civil Aviation Authority of the Philippines (CAAP) rating examinations.

This measure established a new charter for PhilSCA - renaming it as the National Aviation Academy of the Philippines. It also aims to mandate the provision of resources to ensure it becomes a premier aviation center, including related specializations, by conducting skills training and development and providing top notch academic and professional training. Relatedly, it stipulates the development of academic offerings in accordance with the Philippine Qualifications Framework Act and the Civil Aviation Regulations of the CAAP.

In view of realizing the advancement of aviation education in the country and declaring Philippine State College of Aeronautics as the national professional institution for aviation studies, the approval of this measure is earnestly sought.


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**DECLARING THE PHILIPPINE STATE COLLEGE OF AERONAUTICS AS THE
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*Be it enacted by the Senate and House of the Representatives of the Philippines
in Congress assembled:*

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

3 Sec. 2. *Declaration of Policy.* – The State shall promote quality education
4 accessible and relevant to the changing needs of the people and society. It shall
5 establish, maintain, and support a complete, adequate, and integrated aviation
6 education and training system by strengthening the curricula of the various aviation
7 and other related courses consistent with the standards set by the world's leading
8 institutions of aviation learning.

9 To this end, the National Aviation Academy of the Philippines, as the leading
10 higher education institution for aviation studies, is hereby declared as the national
11 professional institution for aviation.

12 Sec. 3. *National Aviation Academy of the Philippines.* – The existing
13 Philippine State College of Aeronautics (PhilSCA), as the national professional
14 institution for aviation, is hereby renamed as the National Aviation Academy of the
15 Philippines (NAAP). As such, the NAAP shall specialize in aviation and aviation-
16 related programs.

1 Sec. 4. *Purpose of the NAAP.* – The NAAP is committed to develop aviation
2 leaders in the Philippine aviation and aerospace industry, both in the
3 private/commercial sector and the government, including the Armed Forces of the
4 Philippines (AFP) and its three (3) main branches – the Philippine Air Force (PAF),
5 the Philippine Navy, and the Philippine Army, as well as the uniformed personnel.

6 To attain this purpose, the NAAP shall:

- 7 a. Provide world-class academic and professional training to young
8 Filipinos in the field of aviation and other related fields, and mold them
9 into becoming responsible citizens who are aware of their role in nation-
10 building;
- 11 b. Produce efficient and well-trained aviation professionals whose
12 technical capabilities are comparable to their counterparts in other
13 countries and who can competently respond to the needs of the local
14 and international aviation industry;
- 15 c. Offer advanced professional studies and specialization for aviation and
16 other related courses, primarily for those who serve as faculty of the
17 State and private colleges and universities;
- 18 d. Strengthen aviation and other related programs through the
19 development and offering of industry-driven programs; spearheading
20 collaboration between the academe and the aviation industry; and
21 leading in the implementation of innovative teaching methods in
22 aviation education;
- 23 e. Serve as the premier training center in aviation and related fields of
24 specialization by conducting skills training and development, promoting
25 collaboration with various colleges and universities in the country
26 offering aviation programs, and contributing to the dissemination and
27 application of knowledge on aviation and other related fields;
- 28 f. Intensify innovative professional skills, as well as technological research
29 and development in aviation in collaboration with the Civil Aviation
30 Authority of the Philippines (CAAP) and other attached agencies of the
31 Department of Transportation, Department of National Defense, and
32 the Philippine Space Agency;

- g. Offer ladderized undergraduate and graduate professional programs in aviation and other related fields of study as the Board of Trustees may deem necessary to carry out its objectives;
- h. Provide deserving students greater access to aviation education; and
- i. Serve as a regional and global aviation hub in cooperation with international agencies in aviation such as civil aviation and aviation regulatory bodies, various networks of the aviation industry, and scholarly and professional associations in the Asia Pacific region and around the world.

Sec. 5. *Curricular Offerings.* – The NAAP shall offer short-term technical-vocational, undergraduate, and graduate courses within its areas of competency and specialization in the field of aviation and aviation-related programs such as the following: Bachelor of Science in Air Transportation specializing in Commercial Pilot; Bachelor of Science in Aeronautical Engineering, including Drone Technology; Associate in Aircraft Maintenance Technology; and Associate in Aircraft Electronic Technology leading to Baccalaureate in Aircraft Maintenance Technology and Baccalaureate in Aircraft Electronics Technology.

The NAAP shall also provide education in Aviation Safety and Security, Supply Chain Management specializing in Aviation Logistics, and Aviation Information Technology.

The NAAP shall also develop and design academic offerings and confer degrees as appropriate, in accordance with the Philippine Qualifications Framework and with that of CAAP Civil Aviation Regulations Part 3, Approved Training Organizations, and undergraduate and graduate programs in the fields of aviation and other related fields.

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

To meet the needs of the national government, as well as local and international aviation industry requirements, the NAAP may add, remove, or revise any undergraduate and graduate degree programs or diploma courses according

1 to its capabilities and as the Board of Trustees may deem necessary to carry out
2 its objectives: *Provided*, that no undergraduate and graduate degree programs
3 shall be offered without the concurrence of the CHED and the CAAP.

4 *Sec. 6. The NAAP Campuses.* – The NAAP shall be composed of both regular
5 and extension campuses established by its Board of Trustees upon the
6 recommendation of its President.

7 The regular campuses of the NAAP shall include the following: Villamor Air
8 Base Campus in Pasay City, which shall serve as the main campus; the Basa Air
9 Base Campus in Floridablanca, Pampanga; the Fernando Air Base Campus in Lipa
10 City, Batangas; the Brigadier General Benito N. Ebuena Air Base (BGBNEAB) Campus
11 in Lapu-Lapu City, Cebu; the Lumbia Campus in Lumbia Airfield, Cagayan de Oro
12 City; the Balabac Campus in the Municipality of Balabac, Province of Palawan; and
13 those that may be created in the future.

14 The extension campuses of the NAAP shall include the following existing
15 campuses: Basa-Palmayo Campus in Floridablanca, Pampanga; the BGBNEAB
16 Campus in Medellin, Cebu; and other campuses that may be created in the future.

17 *Sec. 7. Academic Freedom.* – The NAAP shall enjoy academic freedom, as
18 provided in Republic Act No. 8292, otherwise known as the "Higher Education
19 Modernization Act of 1997," and Paragraph 2, Section 5 of Article XIV of the
20 Constitution.

21 *Sec. 8. Commitment to National Development.* – The NAAP shall utilize the
22 expertise of the members of its community and other individuals concerning the
23 country's goals towards national development in the primary areas of aviation and
24 other related fields for the improvement of the quality of life, growth of the
25 economy, and transformation of the society.

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

29 As the national professional institution for aviation, the NAAP shall ensure
30 the following:

- 31 a. All programs and their total enrollment shall be in aviation and other related
32 fields;

1 b. Discontinue the offering of programs not allied with aviation and other related
2 fields; and,

3 c. Accelerate the faculty development and training programs in aviation and other
4 related fields.

5 Sec. 9. *Democratic Access.* – The NAAP shall take affirmative steps in
6 democratizing the admission process to enhance access to its programs and
7 services for disadvantaged students, such as indigenous peoples and poor but
8 deserving students, valedictorians and salutatorians of public high schools, and
9 students from depressed areas.

10 It shall allocate one (1) slot for admission to its Bachelor of Science in Air
11 Transportation and Bachelor of Science in Aeronautical Engineering in every region
12 recommended by the Regional Development Council: *Provided*, that applicants
13 must pass the basic requirements of admission: *Provided further*, that upon
14 determination that there is no qualified applicant from a particular region, another
15 qualified applicant, irrespective of domicile, shall be considered for such slot.

16 No student shall be denied admission to the NAAP by reason of age, gender,
17 nationality, religious belief, economic status, ethnicity, physical disability, and
18 political opinion or affiliation.

19 In recognition of the separation of Church and State, the NAAP shall
20 guarantee religious freedom and shall not discriminate on the basis of religion.

21 Sec. 10. *Sports, Culture, and the Arts.* – The NAAP shall be a globally
22 competitive and culturally sensitive institution. It shall strengthen sports, culture,
23 and the arts as a strategic national resource, and promote its importance to our
24 identity, social well-being, and preserve the cultural heritage of the country.

25 Sec. 11. *Institutional Autonomy and Excellence.* – As the national
26 professional aviation institution, the NAAP shall enjoy institutional autonomy,
27 pursuant to Paragraph 2, Section 5 of Article XIV of the Constitution, as well as the
28 responsibility to maintain and enhance its high academic aviation standards in the
29 performance of its instruction, extension, and community service.

30 Sec. 12. *Administration.* – The NAAP shall have the general powers of a
31 corporation set forth in Republic Act No. 11232, otherwise known as the "Revised
32 Corporation Code of the Philippines." The administration of the NAAP and the

1 exercise of its corporate powers shall be vested exclusively in the Board of Trustees
2 and the President of the NAAP.

3 The administration of each campus shall be vested in a Campus Director
4 who shall be designated by the Board of Trustees, upon the recommendation of
5 the NAAP President.

6 Sec. 13. *The Governing Board.* – The governing body of the NAAP shall be
7 the Board of Trustees, hereinafter referred to as the Board, which shall be chaired
8 by the Chairperson of the CHED. The President of the NAAP shall be the vice-
9 chairperson of the Board and with the following as members:

- 10 a. Chairperson of the Committee on Higher, Technical and Vocational Education
11 of the Philippine Senate;
- 12 b. Chairperson of the Committee on Higher and Technical Education of the House
13 of Representatives;
- 14 c. Director General of the National Economic and Development Authority (NEDA);
- 15 d. Commanding General of the PAF;
- 16 e. Director General of the CAAP;
- 17 f. President of the federation of faculty associations of the NAAP;
- 18 g. President of the federation of student councils of the NAAP;
- 19 h. President of the federation of alumni associations of the NAAP; and
- 20 i. Two (2) private sector representatives who have distinguished themselves in
21 their professions or fields of specialization.

22 The Board shall appoint two (2) private sector representatives who
23 shall be selected from a list of at least five (5) qualified persons, as recommended
24 by a search committee constituted by the President of the NAAP, in consultation
25 with the Chairperson of the CHED and other members of the Board, based on the
26 standards and qualifications for the position set by the Board: *Provided,* That one
27 of the private sector representatives must have a distinctive contribution in the
28 field of aviation and advancement of aviation education in the country, and in the
29 reputable practice of the profession. They shall serve for a term of two (2) years
30 from the date of appointment.

31 The terms of office of the presidents of the federation of faculty associations,
32 federation of student councils, and federation of alumni associations shall be

1 coterminous with their terms of office, as provided under their respective
2 constitutions and bylaws.

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

8 *Sec. 14. Compensation.* – The members of the Board shall serve without
9 compensation, but shall be entitled to reimbursement of actual and necessary
10 expenses incurred in the attendance to meetings of the Board and other official
11 business authorized by the Board, subject to existing laws, rules, and regulations.

12 *Sec. 15. Powers and Duties of the Board.* – The administration of the NAAP
13 and the exercise of its corporate powers are vested in the Board, which shall have
14 the following specific powers and duties in addition to its general powers of
15 administration and the exercise of all the powers granted to the Board of Directors
16 of a Corporation under Section 35 of Republic Act No. 11232. The Board shall have
17 the following specific powers and duties:

- 18 a. Promulgate and implement policies in accordance with the declared
19 State policies on education, other pertinent provisions of the
20 Constitution on education, agriculture, science and technology, and the
21 policies, standards and thrusts of the CHED under Republic Act No.
22 7722, otherwise known as the "Higher Education Act of 1994";
- 23 b. Approve the curricula, institutional programs, and rules on student
24 discipline drawn by the Administrative and Academic Councils, as herein
25 provided;
- 26 c. Appoint, upon the recommendation of the NAAP President, the vice
27 presidents, deans, directors, heads of campuses, faculty members, and
28 other officials and employees of the NAAP;
- 29 d. Fix and adjust salaries of the faculty members, administrative officials,
30 and employees, subject to the provisions of the Revised Compensation
31 and Position Classification System and other pertinent budget and
32 compensation laws governing hours of service, and such other duties

1 and conditions as it may deem proper; grant them, at its discretion,
2 leaves of absence under such regulations as it may promulgate, any
3 provision of existing law to the contrary notwithstanding; and remove
4 them for cause in accordance with the requirements of the civil service
5 rules and regulations and due process of law;

- 6 e. Fix the tuition fees and other necessary school charges, such as
7 matriculation fees, graduation fees, and laboratory fees, as the Board
8 may deem proper to impose, after due consultation with the concerned
9 sectors. The fees and charges, including government subsidies and
10 other income generated by the NAAP, shall constitute its special trust
11 funds and shall be deposited in any authorized government depository
12 bank. All interests that shall accrue therefrom shall form part of the
13 same funds for the use of the NAAP;

14 Any provision of existing law, rule or regulation to the contrary
15 notwithstanding, any income generated by the NAAP from tuition fees
16 and other charges, as well as from the operation of auxiliary services
17 and land grants, shall be retained by the NAAP and may be disbursed
18 by the Board for instruction, research, extension services, and other
19 programs and projects of the NAAP: *Provided*, That all fiduciary fees
20 shall be disbursed for the specific purposes for which these are
21 collected: *Provided however*, That if, for reasons beyond its control, the
22 NAAP shall not be able to pursue any project for which the funds have
23 been appropriated and allocated under its approved program of
24 expenditures, the Board may authorize the use of said funds for any
25 reasonable purpose which, in its discretion, may be necessary and
26 urgent for the attainment of the objectives and goals of the NAAP;

- 27 f. Adopt and implement a socialized scheme of tuition and other school
28 fees for greater access of poor but deserving students in accordance
29 with Republic Act No. 10931, otherwise known as the "Universal Access
30 to Quality Tertiary Education Act";

- 31 g. Establish professional chairs in the NAAP and provide fellowship for
32 qualified faculty members, and scholarships to deserving students;

- 1 h. Receive and appropriate sums as may be provided by law for the
2 support of the NAAP, and all other sums in the manner it may, in its
3 discretion, determine to carry out the purposes and functions of the
4 NAAP;
- 5 i. Set the policies on admission and graduation of students;
- 6 j. Award honorary degrees upon persons in recognition of learning,
7 statesmanship, or eminence in the field of aviation, engineering,
8 science, technology, education, public service or in any field of
9 specialization within the academic competency of the NAAP, and
10 authorize the awarding of certificates of completion of nondegree and
11 nontraditional courses;
- 12 k. Establish professional training centers to promote the development of
13 the NAAP;
- 14 l. Develop academic arrangements for institutional capability building in
15 the aviation and aviation-related fields and in the appropriate
16 institutions and agencies, whether public or private, local or foreign,
17 and appoint experts or specialists as consultants, part-time, visiting, or
18 exchange professors, and scholars, as the case may be;
- 19 m. Authorize an external management audit of the NAAP, to be financed
20 by the CHED, subject to the rules and regulations of the Commission
21 on Audit (COA), and institute reforms, including academic and structural
22 changes, on the basis of the audit results and recommendations;
- 23 n. Develop consortia and other economic forms of linkages with local
24 government units as well as public, private, local, or foreign institutions
25 and agencies for the furtherance of the purposes and objectives of the
26 NAAP;
- 27 o. Import economic, technical, cultural, and aviation-related books and
28 publications;
- 29 p. Enter into joint ventures or public-private partnerships with business
30 and industry for the profitable development and management of the
31 economic assets, the proceeds of which shall be used for the
32 development and strengthening of the NAAP;

- 1 q. Receive, in trust, all legacies, gifts, and donations of real and personal
2 properties of all kinds and administer and dispose the same, when
3 necessary, for the benefit of the NAAP and subject to the limitations,
4 discretions, and instructions of the donor, if any;
- 5 r. Extend the term of the President of the NAAP beyond the age of
6 retirement, but not beyond the age of seventy (70), based on the
7 guidelines on qualification standards set by the Board: *Provided*, That
8 the President's performance has been rated by the Board as
9 outstanding and a unanimous recommendation for such extension has
10 been decided upon by the search committee;
- 11 s. Delegate any of its powers and duties provided to the President and
12 other officials of the NAAP, as it may deem appropriate, so as to
13 efficiently and effectively administer the affairs of the NAAP;
- 14 t. Where most advantageous to the NAAP, privatize the management of
15 nonacademic services such as health, food, building or grounds or
16 property maintenance, and other similar activities;
- 17 u. Authorize the construction or repair of its buildings, machinery,
18 equipment and other facilities, and the purchase and acquisition of real
19 property, including the necessary supplies, materials and equipment;
20 and
- 21 v. Promulgate rules and regulations, as may be necessary, to carry out
22 the purposes and functions of the NAAP.

23 Sec. 16. *Meetings of the Board.* – The Board shall regularly convene once
24 every three (3) months. The Chairperson of the Board may, however, call a special
25 meeting whenever necessary: *Provided*, that members are notified in writing at
26 least three (3) working days prior to the conduct of said meeting.

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

30 In case the Chairperson of the CHED cannot attend a meeting of the Board,
31 a CHED Commissioner, duly designated by the Chairperson of the CHED as
32 representative to the meeting, shall have all the rights and responsibilities of a

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

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

14 Sec. 17. *The NAAP President.* – The NAAP shall be headed by a President
15 who shall be appointed by the Board, subject to its guidelines on qualification
16 standards, and based on the recommendation of a search committee duly
17 constituted for the purpose of selecting the President. The President shall be the
18 chief executive officer, academic officer, and head of the NAAP and of the faculty.
19 As such, the President shall exercise the powers specifically provided for in this
20 Act, those determined by the Board, those which usually pertain to the Office of
21 the President of similar educational institutions, and those which are related or
22 necessary to its functions.

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

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

28 The salary of the President of the NAAP shall be in accordance with Republic
29 Act No. 11466, otherwise known as the "Salary Standardization Law of 2019", and
30 such other laws amendatory thereto, which may hereinafter be enacted, and on
31 the joint circular for state universities and colleges' leveling instruments, and
32 guidelines of the CHED and the Department of Budget and Management.

1 Within six (6) months before the expiration of the term of office of the
2 President of the NAAP, the Board shall constitute the search committee for the
3 President.

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

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

16 Sec. 18. *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 records
18 and proceedings of the Board in addition to other duties and responsibilities. The
19 Secretary of the NAAP shall serve upon each member of the Board the appropriate
20 notice of Board meetings.

21
22 Sec. 19. *The Treasurer of the NAAP.* – The Treasurer of the Philippines
23 shall be the *ex officio* Treasurer of the NAAP.

24
25 Sec. 20. *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 whose
28 duty is to review and recommend to the Board such policies governing the
29 administration, management, and development planning of the NAAP.

30 Sec. 21. *The Academic Council.* – There shall be an Academic Council
31 consisting of the President of the NAAP, as chairperson, and all academic staff with
32 the rank of at least an assistant professor, as members, which shall formulate

1 academic policies.

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

7 Sec. 22. *The Skills Training Council.* – There shall be a Skills Training
8 Council, which shall be composed of the NAAP President, as Chairperson; the Dean
9 of the Institute of Engineering and Technology, as vice chairperson; and a Senior
10 Faculty with the rank of Associate Professor and having a license issued by the
11 CAAP and the Professional Regulation Commission, as member. The Council shall
12 act as an advisory body to the Board on matters relating to setting skills training
13 directions, planning, fund sourcing, and allocation, and formulating and reviewing
14 policies and guidelines pertaining to the skills training program of the NAAP.

15 Sec. 23. *The Faculty.* – No political belief, gender preference, cultural or
16 community affiliation or ethnic origin, nor religious opinion or affiliation shall be a
17 matter of inquiry in the appointment of faculty members of the NAAP: *Provided,*
18 that said appointment shall be subject to the guidelines on qualification standards
19 set by the Board: *Provided further,* that no member of the faculty shall teach for
20 or against any particular church or religious sect.

21 Sec. 24. *Technical Faculty, Employees, and Consultants.* – To ensure quality,
22 relevant, and up-to-date education, the NAAP shall also maintain a pool of local
23 and international part-time faculty members who shall teach technical subjects, as
24 well as employees and consultants who shall perform technical work. These
25 technical faculty, employees, and consultants shall possess special knowledge,
26 skills, and know-how in the various fields of aviation. They shall enjoy just and
27 commensurate compensation comparable to the compensation of their
28 counterparts in the private sector, as may be deemed appropriate by the Board.
29 They shall also have the privilege to arrange their specific work schedules.

30
31 Sec. 25. *Scholarship Programs and Admission.* – The NAAP shall provide
32 scholarships and other affirmative action programs to assist poor but deserving

1 students who qualify for admission to the NAAP.

2 No student shall be denied admission to the NAAP by reason of gender,
3 religion, political, cultural or community affiliation or ethnic origin.

4 Sec. 26. *Student Affairs.* – There shall be established in the NAAP the
5 following student councils: for every college or institute, a student council; for
6 every campus, a campus student council; and for the entire NAAP, a federation of
7 all student councils. The student council shall serve as the primary student body
8 that shall advance the interests, welfare, and aspirations of the students of the
9 NAAP. It shall have the power to adopt internal rules of procedure consistent with
10 the provisions of this Act.

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

15 Sec. 27. *Land Grants and Other Real Properties of the NAAP.* – The State
16 may support the NAAP as the professional institution for aviation in the form of a
17 lump sum amount in the annual General Appropriations Act and other financial
18 benefits, and in kind, through land grants and donations and use of other real
19 properties. To carry out the intent of these grants, income derived from the
20 development of all land grants and real properties shall be used to further the ends
21 of the NAAP, as may be determined and decided by the Board.

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

31 The Board may plan, design, approve, and cause the implementation of land
32 leases: *Provided*, that such mechanisms and arrangements shall sustain and

1 protect the environment in accordance with law, and be exclusive of the academic
2 core zone of the campuses of the NAAP: *Provided further*, That such mechanisms
3 and arrangements shall not conflict with the academic mission of the NAAP.

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

7 The Board may approve the implementation of joint ventures: *Provided*, that
8 in the event that the real properties of the NAAP are involved, only the income
9 derived by the NAAP from the use of the real properties shall be the subject of its
10 participation or obligation in the joint ventures: *Provided further*, that no joint
11 venture shall result in the alienation of the real properties of the NAAP.

12 Any plan to generate revenues and other sources from land grants and other
13 real properties entrusted to the NAAP shall be consistent with the academic mission
14 and orientation of the NAAP, as well as protect it from undue influence and control
15 of commercial interests: *Provided*, That such programs, projects or mechanisms
16 shall be approved by the Board, subject to a transparent and democratic process
17 of consultation with the constituents of the NAAP: *Provided further*, That funds
18 generated from such programs, projects or mechanisms shall not be meant to
19 replace, in part or in whole, the annual appropriations provided by the national
20 government to the NAAP.

21 Sec. 28. *Safeguards on Assets Disposition*. – The preservation of the value
22 of the assets of the NAAP shall be of primordial consideration.

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

26 Sec. 29. *Authority to Loan or Transfer Apparatus, Equipment, Supplies*
27 *and Detail of Personnel*. – The heads of the bureaus and offices of the national
28 government are hereby authorized to loan or transfer, upon the request of the
29 President of the NAAP, such apparatus, equipment or supplies as may be needed
30 by the NAAP, and detail employees for duty therein when, in the judgment of the
31 head of bureau or office, such apparatus, equipment, supplies or service of such
32 employees can be spared without serious detriment to public service.

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

4 Sec. 30. *Assets, Liabilities and Personnel.* – All assets, real and personal,
5 personnel, and records of the PhilSCA, as well as its liabilities or obligations, are
6 hereby transferred to the NAAP: *Provided*, That the positions, rights, and security
7 of tenure of faculty members and personnel therein employed under existing laws
8 prior to the conversion to an academy shall be respected: *Provided further*, That
9 the incumbents occupying the positions shall remain in the same status until
10 otherwise provided for by the Board: *Provided finally*, That the NAAP shall also
11 accordingly upgrade or increase its human resource component as may be deemed
12 appropriate by the Board.

13 All parcels of land belonging to the government occupied by the PhilSCA and
14 all its campuses are hereby declared as property of the NAAP, and shall be titled
15 under its name: *Provided*, That should the NAAP cease to exist or be abolished, or
16 should such aforementioned parcels of land be no longer needed by the NAAP, the
17 same shall revert to the concerned local government unit or to the Republic of the
18 Philippines, as the case may be.

19 Sec. 31. *Duty and Tax Exemptions.* – The importation of books or
20 publications, which are for economic, technical-vocational, scientific, philosophical,
21 historical, legal or cultural purposes, and aviation, including aircraft and aircraft
22 tools and equipment, computers and software equipment, made by the NAAP,
23 upon certification by the CHED, shall be exempt from customs duties in accordance
24 with the provisions of Republic Act No. 10863, otherwise known as the "Customs
25 Modernization and Tariff Act".

26 All grants, bequests, endowments, donations, and contributions made to
27 and used actually, directly, and exclusively for educational purposes by the NAAP,
28 shall be exempt from donor's tax and the same shall be considered as allowable
29 deductions from gross income for purposes of computing the taxable income of
30 the donor in accordance with the provisions of the National Internal Revenue Code
31 of 1997, as amended.

32 Sec. 32. *Reportorial Requirements and Auditing of Accounts.* – The NAAP

1 shall submit an annual report to Congress containing the financial statements,
2 statement of assets and liabilities, and statement of income from tuition fees and
3 other revenue sources. All accounts and disbursements of the NAAP shall be
4 audited by the COA.

5 Sec. 33. *Rules of Construction.* – No statutory or other issuances shall
6 diminish the powers, rights, privileges, and benefits accorded to the NAAP under
7 this Act, or those enjoyed at present under other issuances not otherwise modified
8 or repealed under this Act unless subsequent legislation expressly provides for their
9 repeal, amendment or modification. Any case of doubt in the interpretation of any
10 of the provisions of this Charter shall be resolved in favor of the academic freedom
11 and fiscal autonomy of the NAAP.

12 Sec. 34. *Suppletory Application.* – The provisions of Republic Act 8292,
13 otherwise known as the “Higher Education Modernization Act of 1997”, shall form
14 part of this Act.”

15 Sec. 35. *Appropriations.* – The amount necessary for the initial
16 implementation of this Act shall be charged against the current year's
17 appropriations of the PhilSCA. Thereafter, such amount shall be included in the
18 annual General Appropriations Act.

19 Sec. 36. *Transitory Provision.* – To provide strategic direction and
20 leadership to the NAAP as the PhilSCA transitions to its pioneer status as the
21 national professional institution for aviation and to ensure the attainment of its
22 distinctive and purposeful mandate, as provided for in this Act, the incumbent
23 President of the PhilSCA shall serve as the first President of the NAAP for a term
24 of four (4) years without reappointment.

25 Sec. 37. *Implementing Rules and Regulations.* – Within sixty (60) days from
26 the approval of this Act, the Board shall, in consultation with the CHED, issue rules
27 and regulations to implement its provisions.

28
29 Sec. 38. *Separability Clause.* – If, for any reason, any part or provision of
30 this Act is declared invalid or unconstitutional, the remaining parts or provisions
31 not affected are in full force and effect.

32 Sec. 39. *Repealing Clause.* – Presidential Decree No. 1078, entitled

1 "Converting the Basa Air Base Community College into the Philippine Air Force
2 College of Aeronautics, Providing for a Charter for this Purpose", and Republic Act
3 No. 7605, entitled "An Act Converting the Philippine Air Force College of
4 Aeronautics into a State College to be Known as the Philippine State College of
5 Aeronautics and for Other Purposes, Amending Presidential Decree Numbered Ten
6 Hundred and Seventy-Eight, entitled, "Converting the Basa Air Base Community
7 College into the Philippine Air Force College of Aeronautics, Providing for a Charter
8 for this Purpose", and all other laws, decrees, orders, rules and regulations, and
9 issuances thereof, inconsistent with the provisions of this Act are amended,
10 repealed, or modified accordingly.

11 Sec. 40. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after
12 its publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,