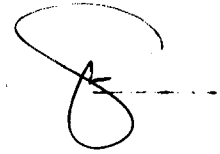


SENATE

S. No. 2969

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(In substitution of Senate Bill Nos. 2801 and 2912, taking into consideration House Bill No. 10403)

Prepared and submitted jointly by the Committees on Higher, Technical and Vocational Education; Public Services; Ways and Means; and Finance with Senators Revilla, Gatchalian, Cayetano, A.P. and Tulfo as authors thereof

**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**

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
7 aviation and other related courses consistent with the standards set by the
8 world's leading institutions of aviation learning.

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

1 institution for aviation, is hereby renamed as the National Aviation Academy of
2 the Philippines (NAAP). As such, the NAAP shall specialize in aviation and
3 aviation-related programs.

4 Sec. 4. *General Mandate.* – The NAAP shall develop leaders in the
5 Philippine aviation and aerospace industries, both in the private/commercial sector
6 and the government, including the Armed Forces of the Philippines (AFP) and its
7 three (3) main branches – the Philippine Air Force (PAF), the Philippine Navy
8 (PN), and the Philippine Army (PA), as well as the uniformed personnel.

9 To attain this purpose, the NAAP shall:

- 10 a. Provide world-class academic and professional training to young
11 Filipinos in the field of aviation and other related fields, and mold
12 them into becoming responsible citizens who are aware of their role in
13 nation-building;
- 14 b. Produce efficient and well-trained aviation professionals whose
15 technical capabilities are comparable to their counterparts in other
16 countries and who can competently respond to the needs of the local
17 and international aviation industry;
- 18 c. Offer advanced professional studies and specialization for aviation and
19 other related courses, primarily for those who serve as faculty of the
20 State and private colleges and universities;
- 21 d. Strengthen aviation and other related programs through the
22 development and offering of industry-driven programs; spearheading
23 collaboration between the academe and the aviation industry; and
24 leading in the implementation of innovative teaching methods in
25 aviation education;
- 26 e. Serve as the premier academic institution in aviation and related fields
27 of specialization by offering undergraduate, graduate, and
28 professional degree programs, promoting collaboration with various
29 colleges and universities in the country offering aviation programs,
30 and contributing to the dissemination and application of knowledge on
31 aviation and other related fields: *Provided,* That technical and
32 regulatory aviation training required for compliance with international

1 standards shall remain under the exclusive authority of the Civil
2 Aviation Training Center (CATC) of the Civil Aviation Authority of the
3 Philippines (CAAP);

- 4 f. Intensify innovative professional skills, as well as technological
5 research and development in aviation, in collaboration with the CAAP
6 and other attached agencies of the Department of Transportation,
7 Department of National Defense, and the Philippine Space Agency;
- 8 g. Offer ladderized undergraduate and graduate professional programs in
9 aviation and other related fields of study as the Board of Trustees
10 may deem necessary to carry out its objectives;
- 11 h. Provide deserving students greater access to aviation education;
- 12 i. Serve as a regional and global aviation hub in cooperation with
13 international academic institutions, various networks of the aviation
14 industry, and scholarly and professional associations in the Asia Pacific
15 region and around the world; and
- 16 j. Foster a globally competitive and culturally sensitive institution, by
17 cultivating a deep understanding and appreciation of the role aviation
18 plays in tourism, cultural exchange, and national development.

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

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

30 The NAAP shall also develop and design academic offerings and confer
31 degrees as appropriate, in accordance with the relevant policies, standards, and
32 guidelines of the Commission on Higher Education (CHED), the Philippine

1 Qualifications Framework, and with the CAAP Civil Aviation Regulations Part 3,
2 Approved Training Organizations, and undergraduate and graduate programs in
3 the fields of aviation.

4 The CHED and CAAP may appoint faculty and graduates of the NAAP and
5 other colleges and universities to serve as technical evaluators upon acquiring the
6 necessary qualifications and certifications in the field of aviation.

7 To meet the needs of the national government, as well as local and
8 international aviation industry requirements, the NAAP may add, remove, or
9 revise undergraduate and graduate degree programs or diploma courses
10 according to its capabilities and as the Board of Trustees may deem necessary to
11 carry out its objectives: *Provided*, That no undergraduate and graduate degree
12 program shall be offered without compliance with the prescribed policy,
13 standards, and guidelines of CHED and, as may be applicable, the CAAP.

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

17 The regular campuses of the NAAP shall include the following: Villamor Air
18 Base Campus in Pasay City, which shall serve as the main campus; the Basa Air
19 Base Campus in Floridablanca, Pampanga; the Fernando Air Base Campus in Lipa
20 City, Batangas; the Brigadier General Benito N. Ebuena Air Base (BGBNEAB)
21 Campus in Lapu-Lapu City, Cebu, and those that may be created in the future.

22 The extension campuses of the NAAP shall include the following existing
23 campuses: Basa-Palmayo Campus in Floridablanca, Pampanga; the BGBNEAB
24 Campus in Medellin, Cebu; and those that may be created in the future.

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

29 *Sec. 8. Commitment to National Development.* – The NAAP shall utilize the
30 expertise of the members of its community and other individuals concerning the
31 country's goals towards national development in the primary areas of aviation
32 and other related fields for the improvement of the quality of life, growth of the

1 economy, and transformation of the society.

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

5 As the national professional institution for aviation, the NAAP shall ensure the
6 following:

- 7 a. All programs and their total enrollment shall be in aviation and other related
8 fields;
- 9 b. Discontinue the offering of programs not allied with aviation and other related
10 fields; and
- 11 c. Accelerate the faculty development and training programs in aviation and
12 other related fields.

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

18 It shall admit at least one (1) student, who shall be recommended by the
19 respective regional councils, in its Bachelor of Science in Air Transportation and
20 Bachelor of Science in Aeronautical Engineering programs from every region:
21 *Provided,* That applicants must pass the basic requirements of admission:
22 *Provided, further,* That upon determination that there is no qualified applicant
23 from a particular region, another qualified applicant, irrespective of domicile, shall
24 be considered for such slot.

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

28 *Sec. 10. Institutional Autonomy and Excellence.* – As the national
29 professional aviation institution, the NAAP shall enjoy institutional autonomy,
30 pursuant to Paragraph 2, Section 5 of Article XIV of the Constitution, as well as
31 the responsibility to maintain and enhance its high academic aviation standards
32 in the performance of its instruction, extension, and community service.

1 Sec. 11. *Administration.* – The NAAP shall have the general powers of a
2 corporation set forth in Republic Act No. 11232, otherwise known as the "Revised
3 Corporation Code of the Philippines." The administration of the NAAP and the
4 exercise of its corporate powers shall be vested exclusively in the Board of
5 Trustees and the President of the NAAP.

6 Sec. 12. *Heads of NAAP Campuses.* - The administration of each campus
7 shall be vested in a Campus Director who shall serve as head or administrator of
8 each of the campuses and shall render full-time service for a term of two (2)
9 years and may be reappointed to another term.

10 The campus director shall be appointed or designated by the Board of
11 Trustees, upon the recommendation of the search committee and the NAAP
12 President, subject to the guidelines, qualifications, and standards set by the
13 Board; *Provided,* That upon the effectivity of this Act, the incumbent Campus
14 Directors of the existing campuses of the NAAP shall continue to serve as such
15 until the expiration of their term.

16 Sec. 13. *The Governing Board.* – The governing body of the NAAP shall be
17 the Board of Trustees, hereinafter referred to as the Board, which shall be
18 chaired by the Chairperson of the CHED. The President of the NAAP shall be the
19 vice-chairperson of the Board and the following shall be the members:

- 20 a. Chairperson of the Committee on Higher, Technical and Vocational Education
21 of the Philippine Senate;
- 22 b. Chairperson of the Committee on Higher and Technical Education of the
23 House of Representatives;
- 24 c. Director General of the National Economic and Development Authority
25 (NEDA);
- 26 d. Commanding General of the PAF;
- 27 e. Director General of the CAAP;
- 28 f. President of the federation of faculty associations of the NAAP;
- 29 g. President of the federation of student councils of the NAAP;
- 30 h. President of the federation of alumni associations of the NAAP; and
- 31 i. Two (2) private sector representatives who have distinguished themselves in
32 their professions or fields of specialization.

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

10 The terms of office of the presidents of the federation of faculty associations,
11 federation of student councils, and federation of alumni associations shall be
12 coterminous with their terms of office, as provided under their respective
13 constitutions and bylaws.

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

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

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

- 28 a. Promulgate and implement policies in accordance with the declared
29 State policies and the provisions of the Constitution on education and
30 science and technology, as well as the policies, standards and thrusts
31 of the CHED under Republic Act No. 7722, otherwise known as the
32 "Higher Education Act of 1994";

- 1 b. Approve the curricula, institutional programs, and rules on student
2 discipline drawn by the Administrative and Academic Councils, as
3 herein provided;
- 4 c. Appoint, upon the recommendation of the NAAP President, the vice
5 presidents, deans, directors, heads of campuses, faculty members,
6 and other officials of the NAAP;
- 7 d. Prescribe the salaries of faculty members, administrative officials, and
8 employees, subject to the provisions of RA No. 11466, otherwise
9 known as the "Salary Standardization Law of 2019", and other laws
10 amendatory thereto, Civil Service rules and regulations governing
11 hours of service and such other requirements and conditions, other
12 pertinent laws, rules and regulations;
- 13 e. Fix the tuition fees and other necessary school charges, such as
14 matriculation fees, graduation fees, and laboratory fees, as the Board
15 may deem proper to impose, after due consultation with the
16 concerned sectors. The fees and charges, including government
17 subsidies and other income generated by the NAAP, shall constitute its
18 funds to be used exclusively in the pursuit of its mandate as a state
19 university, and shall be deposited in any authorized government
20 depository bank. All interests that shall accrue therefrom shall form
21 part of the same funds for the use of the NAAP. Any provision of
22 existing law, rule or regulation to the contrary notwithstanding, any
23 income generated by the NAAP from tuition fees and other charges,
24 as well as from the operation of auxiliary services and land grants,
25 shall be retained by the NAAP and may be disbursed by the Board for
26 instruction, research, extension services, and other programs and
27 projects of the NAAP: *Provided*, That all fiduciary fees shall be
28 disbursed for the specific purposes for which these are collected:
29 *Provided, however*, That if, for reasons beyond its control, the NAAP
30 shall not be able to pursue any project for which the funds have been
31 appropriated and allocated under its approved program of
32 expenditures, the Board may authorize the use of said funds for any

1 reasonable and legal purposes which, in its discretion, may be
2 necessary and urgent for the attainment of the objectives and goals of
3 the NAAP;

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

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

10 h. Receive and appropriate sums as may be provided by law for the
11 support of the NAAP, and all other sums in the manner it may, in its
12 discretion, determine to carry out the purposes and functions of the
13 NAAP;

14 i. Set the policies on admission and graduation of students;

15 j. Award honorary degrees upon persons in recognition of learning,
16 statesmanship, or eminence in the field of aviation, engineering,
17 science, technology, education, public service or in any field of
18 specialization within the academic competency of the NAAP, and
19 authorize the awarding of certificates of completion of nondegree and
20 nontraditional courses;

21 k. Establish professional training centers, in collaboration with CAAP, to
22 promote the development of the NAAP;

23 l. Develop academic arrangements for institutional capability building in
24 the aviation and aviation-related fields and in the appropriate
25 institutions and agencies, whether public or private, local or foreign,
26 and appoint experts or specialists as consultants, part-time, visiting,
27 or exchange professors, and scholars, as the case may be;

28 m. Adopt, whenever applicable, modern and innovative modes of
29 transferring knowledge to allow greater access to education, such as
30 the use of information technology, the dual training system, open
31 distance learning, and community laboratory;

32 n. Authorize an external management audit of the NAAP, to be financed

1 by the CHED, subject to the rules and regulations of the Commission
2 on Audit (COA), and institute reforms, including academic and
3 structural changes, on the basis of the audit results and
4 recommendations;

5 o. Develop consortia and other economic forms of linkages with local
6 government units as well as public, private, local, or foreign
7 institutions and agencies for the furtherance of the purposes and
8 objectives of the NAAP;

9 p. Import books or publications, instruments, equipment, and
10 apparatuses for economic, technical, cultural, and aviation-related
11 purposes;

12 q. Enter into joint ventures or public-private partnerships with business
13 and industry for the profitable development and management of the
14 economic assets, the proceeds of which shall be used for the
15 development and strengthening of the NAAP;

16 r. Receive, in trust, all legacies, gifts, and donations of real and personal
17 properties of all kinds and administer and dispose of the same, when
18 necessary, for the benefit of the NAAP and subject to the limitations,
19 discretions, and instructions of the donor, if any;

20 s. Extend the term of the President of the NAAP beyond the age of
21 retirement, but not beyond the age of seventy (70), based on the
22 guidelines, qualifications, and standards set by the Board: *Provided,*
23 That such extension shall be subject to the term limits provided in
24 Section 17 of this Act: *Provided, further,* That the President's
25 performance has been rated by the Board as outstanding and a
26 unanimous recommendation for such extension has been decided
27 upon by the Search Committee;

28 t. Delegate any of its powers and duties provided to the President and
29 other officials of the NAAP, as it may deem appropriate, so as to
30 efficiently and effectively administer the affairs of the NAAP;

31 u. Where most advantageous to the NAAP, outsource the management
32 of nonacademic services such as health, food, building or grounds or

1 property maintenance, and other similar activities;

2 v. Authorize the construction or repair of its buildings, machinery,
3 equipment and other facilities, and the acquisition of real property,
4 including the necessary supplies, materials and equipment; and

5 w. Promulgate rules and regulations, as may be necessary, to carry out
6 the purposes and functions of the NAAP.

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

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

15 In case the Chairperson of the CHED cannot attend a meeting of the
16 Board, a CHED Commissioner, duly designated by the Chairperson of the CHED
17 as representative to the meeting, shall have all the rights and responsibilities of a
18 regular member: *Provided,* That during the meeting, the President of the NAAP,
19 as Vice Chairperson, shall be the presiding officer: *Provided, further,* That the
20 provision notwithstanding, the Chairperson of the CHED may designate a CHED
21 Commissioner as the regular Chairperson to the Board, in which case, the said
22 CHED Commissioner shall act as the presiding officer.

23 In case the Chairpersons of the Senate Committee on Higher, Technical
24 and Vocational Education, the House Committee on Higher and Technical
25 Education, the Commanding General of the PAF, the Director General of the
26 NEDA, and the Director General of the CAAP shall not be able to attend the Board
27 meeting, they may designate their respective representatives who shall have the
28 same rights and responsibilities as regular members of the Board: *Provided,* That
29 the NEDA shall be represented by its Director designated by the Director General
30 of the NEDA, and CAAP shall be represented by an Assistant Director General
31 designated by the Director General of the CAAP.

32 *Sec. 17. The NAAP President.* – The NAAP shall be headed by a President

1 who shall be appointed by the Board, subject to its guidelines, qualifications, and
2 standards, and based on the recommendation of a Search Committee duly
3 constituted for the purpose of selecting the President.

4 The President shall be the chief executive officer, academic officer, and
5 head of the NAAP and of the faculty. As such, the President shall exercise the
6 powers specifically provided for in this Act, those determined by the Board, those
7 that usually pertain to the Office of the President of similar educational
8 institutions, and those that are related or necessary to its functions.

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

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

14 The salary of the President of the NAAP shall be in accordance with
15 Republic Act No. 11466, otherwise known as the "Salary Standardization Law of
16 2019", and such other laws amendatory thereto, which may hereinafter be
17 enacted, and on the joint circular for state universities and colleges' leveling
18 instruments, and guidelines of the CHED and the Department of Budget and
19 Management.

20 Within six (6) months before the expiration of the term of office of the
21 President of the NAAP, the Board shall constitute the Search Committee for the
22 presidency, and shall ensure the appointment or reappointment of a President on
23 or before the expiration of the term.

24 In case of vacancy in the Office of the President by reason of death,
25 compulsory retirement, resignation, removal for cause, or incapacity of the
26 President to perform the functions of the office, the Board shall designate an
27 Officer-in-Charge (OIC) of the NAAP, pending the appointment of a new
28 President.

29 The President of the NAAP shall be assisted by the following officials: Vice
30 President for Academic Affairs; Vice President for Administration, Planning, and
31 Finance; and the Vice President for Research, Development, and Extension, who
32 shall be appointed by the Board upon the recommendation of the President of

1 the NAAP.

2 Sec. 18. *The Secretary of the NAAP.* – The Board shall appoint a Secretary
3 who shall serve as such for both the Board and the NAAP and shall keep all
4 records and proceedings of the Board in addition to other duties and
5 responsibilities. The Secretary of the NAAP shall serve upon each member of the
6 Board the appropriate notice of Board meetings.

7 Sec. 19. *The Treasurer of the NAAP.* – The Treasurer of the Philippines
8 shall be the *ex officio* Treasurer of the NAAP.

9 Sec. 20. *The Administrative Council.* – There shall be an Administrative
10 Council consisting of the President of the NAAP, as Chairperson, and the vice
11 presidents, deans, directors, and other officials of equal rank, as members whose
12 duty is to review and recommend to the Board such policies governing the
13 administration, management, and development planning of the NAAP.

14 Sec. 21. *The Academic Council.* – There shall be an Academic Council
15 consisting of the President of the NAAP, as chairperson, and all academic staff
16 with the rank of at least an assistant professor, as members.

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

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

31 Sec. 23. *The Faculty.* – No political belief, gender preference, cultural or
32 community affiliation or ethnic origin, nor religious opinion or affiliation shall be a

1 matter of inquiry in the appointment of faculty members of the NAAP: *Provided*,
2 That said appointment shall be subject to the guidelines, qualifications and
3 standards set by the Board: *Provided, further*, That no member of the faculty
4 shall teach for or against any particular church or religious sect.

5 Sec. 24. *Technical Faculty, Employees, and Consultants.* – To ensure
6 quality, relevant, and up-to-date education, the NAAP shall also maintain a pool
7 of local and international part-time faculty members who shall teach technical
8 subjects, as well as employees and consultants who shall perform technical work.
9 These technical faculty, employees, and consultants shall possess special
10 knowledge, skills, and know-how in the various fields of aviation. They shall
11 receive fair and appropriate compensation comparable to that of their
12 counterparts in the private sector, as determined by the Board. They shall also
13 have the privilege to arrange their specific work schedules, subject to existing
14 Civil Service laws, rules, and regulations.

15 Sec. 25. *Scholarship Programs and Admission.* – The NAAP shall provide
16 scholarships and other affirmative action programs to assist poor but deserving
17 students who qualify for admission to the NAAP.

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

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

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

32 Sec. 27. *Land Grants and Other Real Properties of the NAAP.* – The State

1 shall support the NAAP as the professional institution for aviation through the
2 annual General Appropriations Act and other financial benefits, and in kind,
3 through land grants and donations and use of other real properties. To carry out
4 the intent of these grants, income derived from the development of all land
5 grants and real properties shall be used to further the ends of the NAAP, as may
6 be determined by the Board.

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

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

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

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

31 Any plan to generate revenues and other sources from land grants and
32 other real properties entrusted to the NAAP shall be consistent with the academic

1 mission and orientation of the NAAP, as well as protect it from undue influence
2 and control of commercial interests: *Provided*, That such programs, projects or
3 mechanisms shall be approved by the Board, subject to a transparent and
4 democratic process of consultation with the constituents of the NAAP: *Provided*,
5 *further*, That funds generated from such programs, projects or mechanisms shall
6 not be meant to replace, in part or in whole, the annual appropriations provided
7 by the national government to the NAAP.

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

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

13 *Sec. 29. Authority to Loan or Transfer Apparatus, Equipment, Supplies*
14 *and Detail of Personnel.* – The heads of national government agencies and
15 instrumentalities may, upon the request of the Board, through the President of
16 the NAAP, loan or transfer such apparatus, equipment or supplies as may be
17 needed by the NAAP, and detail personnel for duty therein: *Provided*, That such
18 loan, transfer or detail shall not be detrimental to public service.

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

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

31 All parcels of land belonging to the government occupied by the PhilSCA
32 and all its campuses are hereby declared as property of the NAAP, and shall be

1 titled under its name, except those that are titled under the AFP through the PAF,
2 which NAAP may continue to use for the purposes stated herein under a
3 usufructuary agreement or any other arrangement as may be agreed upon by
4 the parties: *Provided*, That should the NAAP cease to exist or be abolished, or
5 should such aforementioned parcels of land be no longer needed by the NAAP,
6 the same shall revert to the concerned local government unit or to the Republic
7 of the Philippines, as the case may be: *Provided, further*, That such reversion
8 shall no impair obligation of contracts.

9 Sec. 31. *Duty and Tax Exemptions.* – The importation of books or
10 publications, instruments, equipment, and apparatuses, which are for economic,
11 technical-vocational, scientific, philosophical, historical, legal, cultural or aviation-
12 related purposes, including aircraft and aircraft tools and equipment, computers
13 and software equipment, made by the NAAP, upon certification by the CHED,
14 shall be exempt from customs duties in accordance with the provisions of
15 Republic Act No. 10863, otherwise known as the "Customs Modernization and
16 Tariff Act (CMTA)".

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

23 Sec. 32. *Development Plan, Management Audit, and Organizational,*
24 *Administrative, and Academic Structure.* – Within one hundred twenty (120) days
25 after the approval of this Act, the NAAP shall accomplish the following:

- 26 A. Submit a five (5)-year development plan, including its program budget to
27 the CHED for recommendation of the DBM;
- 28 B. Submit the revised Land Use Development and Infrastructure Plan
29 (LUDIP), in accordance with Republic Act No. 11396, otherwise known as
30 the "SUCs Land Use Development and Infrastructure Plan (LUDIP) Act";
- 31 C. Set up its organizational, administrative, and academic structure, including
32 the appointment of key officials of the NAAP; and

1 D. Undergo a management audit in coordination with CHED.

2 Sec. 33. *Reportorial Requirements and Auditing of Accounts.* – The NAAP
3 shall submit an annual report to Congress containing the financial statements,
4 statement of assets and liabilities, and statement of income from tuition fees and
5 other revenue sources. All accounts and disbursements of the NAAP shall be
6 audited by the COA.

7 Sec. 34. *Rules of Construction.* – No statutory or other issuances shall
8 diminish the powers, rights, privileges, and benefits accorded to the NAAP under
9 this Act, or those enjoyed at present under other issuances not otherwise
10 modified or repealed under this Act unless subsequent legislation expressly
11 provides for their repeal, amendment or modification. Any case of doubt in the
12 interpretation of any of the provisions of this Charter shall be resolved in favor of
13 the academic freedom and institutional autonomy of the NAAP.

14 Sec. 35. *Suppletory Application.* – The provisions of RA No. 8292,
15 otherwise known as the “Higher Education Modernization Act of 1997”, shall form
16 part of this Act.”

17 Sec. 36. *Appropriations.* – The amount necessary for the initial
18 implementation of this Act shall be charged against the current year's
19 appropriations of the PhilSCA. Thereafter, such amount shall be included in the
20 annual General Appropriations Act.

21 Sec. 37. *Transitory Provision.* – To provide strategic direction and
22 leadership to the NAAP as the PhilSCA transitions to its pioneer status as the
23 national professional institution for aviation and to ensure the attainment of its
24 distinctive and purposeful mandate, as provided for in this Act, the incumbent
25 President of the PhilSCA shall serve as the first President of the NAAP for a term
26 of four (4) years without reappointment.

27 Sec. 38. *Implementing Rules and Regulations.* – Within sixty (60) days
28 from the approval of this Act, the Board shall, in consultation with the CHED and
29 the CAAP, issue rules and regulations to implement its provisions.

30 Sec. 39. *Separability Clause.* – If, for any reason, any part or provision of
31 this Act is declared invalid or unconstitutional, the remaining parts or provisions
32 not affected are in full force and effect.

1 Sec. 40. *Repealing Clause.* – Presidential Decree No. 1078, entitled
2 “Converting the Basa Air Base Community College into the Philippine Air Force
3 College of Aeronautics, Providing for a Charter for this Purpose”, and Republic
4 Act No. 7605, entitled “An Act Converting the Philippine Air Force College of
5 Aeronautics into a State College to be Known as the Philippine State College of
6 Aeronautics and for Other Purposes, Amending Presidential Decree Numbered
7 Ten Hundred and Seventy-Eight, entitled, “Converting the Basa Air Base
8 Community College into the Philippine Air Force College of Aeronautics, Providing
9 for a Charter for this Purpose”, and all other laws, decrees, orders, rules and
10 regulations, and issuances thereof, inconsistent with the provisions of this Act
11 are amended, repealed, or modified accordingly.

12 Sec. 41. *Effectivity Clause.* – This Act shall take effect fifteen (15) days
13 after its complete publication in the *Official Gazette* or in a newspaper of general
14 circulation.

15 *Approved,*