

[EXECUTIVE ORDER NO. 265, October 04, 1995]

AMENDING EXECUTIVE ORDER NO. 315, AS AMENDED, THEREBY TRANSFERRING AND RATIONALIZING THE POWERS AND FUNCTIONS OF THE PRESIDENTIAL COMMITTEE ON THE BATAAN NUCLEAR POWER PLANT TO VARIOUS GOVERNMENT AGENCIES

WHEREAS, under Section 31, Book II of the Administrative Code of 1987, the President has continuing authority to reorganize the administrative structure of the Office of the President "in order to achieve simplicity, economy and efficiency;"

WHEREAS, the Presidential Committee on the Bataan Nuclear Power Plant (BNPP) was created under Executive Order No. 315 dated 04 January 1988, as amended by Executive Order No. 13 dated 19 August 1992, to oversee, supervise and coordinate all legal claims and options, loans and financial obligations, and maintenance and preservation, including the disposition or liquidation of all assets relating to BNPP;

WHEREAS, the Committee has fully implemented and enforced all legal claims and actions relating to BNPP other than the pendency of the appellate proceeding in the U.S. Third Circuit Court of Appeals and the anticipated ruling of the Arbitral Tribunal in the International Chamber of Commerce;

WHEREAS, Executive Order No. 55, s. of 1986, as amended by Executive Order No. 98, s. of 1986, transferred the ownership of the BNPP, its equipment, materials, facilities records and uranium fuel from the National Power Corporation to the National Government or its duly designated agency, subject to such obligations as may be legally enforceable against the National Government;

WHEREAS, with the creation of the Department of Energy under Republic Act No. 7638 and the existing government agencies, there is a need to rationalize the various powers and functions of the Presidential Committee on the BNPP to such agencies;

NOW, THEREFORE, I, FIDEL V. RAMOS, President of the Philippines, by virtue of the powers vested in me by law, do hereby order;

SECTION 1. Section 1 of Executive Order No. 315 s. of 1988, as amended by Executive Order No. 13, s. of 1992, is hereby amended to read as follows:

"SECTION 1. Name and Function. – The Presidential Committee on the Bataan Nuclear Power Plant (BNPP) shall be the coordinating and policy-making body on the BNPP, including policies arising from negotiations for a fair commercial settlement of all pending legal claims that will provide a substantial net benefit to the country. The Committee shall submit its recommendations on BNPP-related policies to the President for approval."