

**[CPA MEMORANDUM CIRCULAR NO. 04,
November 26, 2012]**

**CLARIFICATORY GUIDELINE ON CPA ADMINISTRATIVE ORDER
02-2010 (OMNIBUS POLICY ON PRIVATE PORTS)**

Pursuant to Board Resolution No. 141-2012 of the 6th Cebu Port Commission during its 40th Regular Board Meeting on 09 November 2012, the following guideline insofar as the implementation of CPA Admin Order 02-2010, is hereby issued:

SECTION 1. Interpretation of Private Non-Commercial Port – A private non-commercial port as defined in Par 3.8.1 of CPA A.O. 02-2010 excludes private ports that cater to third-party cargoes, i.e. cargoes owned by parties other than the private port owner.

SECTION 2. Interpretation of Cargoes not owned by the Private Port Owner - Cargoes consigned to but not owned by the private port owner shall be deemed third-party cargoes for which the government share shall be collected from cargo handling (arrastre and stevedoring) services in accordance with the rate prescribed in Section 5 (Government Share) of CPA.O. No. 02-2010, which is 10% from domestic cargoes and 20% from foreign cargoes.

SECTION 3. Interpretation of a Private Port Engaged in Shipping - A private port engaged in shipping which caters to the public in general and their cargoes, is deemed to be engaged in commercial operations and classified as a private commercial port.

SECTION 4. Non-payment of government share - Collection of the government share shall be a prerequisite for clearance of vessels as no port clearance shall be granted unless and until all port charges and government share are paid.

SECTION 5. Effectivity - This Circular shall take effect immediately.

APPROVED.

(SGD.) ENGR. DENNIS R. VILLAMOR, CEO VI
General Manager



Source: Supreme Court E-Library

This page was dynamically generated by the E-Library Content Management System (E-LibCMS)