

**[ CAAP CIRCULAR NO. 001-2008, October 29, 2008 ]**

**REVISED SCHEDULED OF FEES AND CHARGES FOR NEW ILOILO AND NEW SILAY (BACOLOD) AIRPORTS**

Pursuant to the provision of Paragraph (k), Section 24 Chapter V of R.A. 9497 otherwise known as the Civil Aviation Authority Act and as approved in CAAP Board Resolution No. 015-08, the following fees and charges exclusively for the use/operation of New Iloilo and New Silay (Bacolod) Airports are hereby prescribed amending for the purpose Department of Transportation and Communications (DOTC) Department Order No. 98-1178 dated 03 September 1998 (Revised Schedule of Fees and Charges for Alternate International Airports and National Airports).

**Part 1: Definition of Terms**

*Section 1. The following terminologies shall be construed to mean as follows:*

- 1.1 Aircraft - Any contrivance now known or hereinafter invented, used or designed for navigation or flight in the air.
- 1.2 Aircraft Parking Fee - A fee charged to aircraft for the use of facilities and services for parking at the terminal apron or remote parking areas from the time of landing up to the time of take-off.
- 1.3 Airport - Any area of land or water which is used or intended to be used for landing and take-off of aircraft including its appurtenant areas which are used or intended to be used for airport buildings installation or the airport facilities or right-of-ways together with all airport buildings and facilities.
- 1.4 CAAP - Civil Aviation Authority of the Philippines
- 1.5 CAAP Board - The Board of the Civil Aviation Authority of the Philippines
- 1.6 Director General - The Director General of the Civil Aviation Authority of the Philippines
- 1.7 Concessionaire - A company or an individual allowed by the CAAP, through a contract or permit, to operate and maintain business activity within DIA.
- 1.8 Connecting Passenger - A passenger passing New Iloilo or New Silay (Bacolod) Airport from a point of origin to connect with another flight to their final destination whose reservation is on request or open.

1.9 Developed Area - An area that has an access road and or where improvements

1.10 Take-off Weight - The certified maximum take-off weight of an aircraft as specified in the certificate of registration of said aircraft granted by the licensing authority.

1.11 Landing and Take-off Fees - A fee charged for the use of aircraft of the airport facilities and services for landing and take-off.

1.12 Nighttime - The time between 6:00 PM and 6:00 AM (local time).

1.13 Transit Passenger - A passenger who arrives and departs from the Airport in the same aircraft (passing through) from his original port of departure or in a connecting flight (changing aircraft for continuing his journey) provided that said passenger will no longer check-in boarding his plane to his intended destination.

## **Part II: General Provision**

*Section 1. Applicability* – The fees and charges prescribed herein shall apply for the use of New Iloilo and New Silay (Bacolod) Airports, the facilities, services, utilities and properties under the management and control of the CAAP.

*Section 2. Effects on Existing Contract* – The fees and charges prescribed herein shall not affect contract, leases or concession permits executed or approved prior to the effectivity of this Authority Order, except when otherwise provided contract, leases or permits.

*Section 3. Exemption* - Government Agencies operating within the airport shall pay rentals due including electric, water and telephone bills to the CAAP for the use of office space and working areas which they are currently occupying or may hereinafter occupy. However, government offices whose services are essential to the operation of the airport as determined by the CAAP upon recommendation by the respective Airport Manager of New Iloilo or New Silay (Bacolod) Airports, subject to the approval of the CAAP Board shall be exempted from payments of rentals only. Further, should these offices subsequently occupy additional spaces or areas, they shall pay the appropriate charges.

*Section 4. Other Fees and Charges* - The Fees and Charges prescribed herein shall not prejudice the right of the CAAP to impose and collect such other reasonable charges as maybe determined by the Director General for the use of such properties, facilities and services in New Iloilo and New Silay (Bacolod) Airports

*Section 5. Improvement on Buildings, Building Spaces and Areas* - Physical improvements on all building spaces and areas, owned by the CAAP may be undertaken by and at the expense of the tenants. However, no improvement may be commenced without prior approval of the plans by the Director General or his duly authorized representative and after a cash deposit shall be made in favor of the CAAP, which shall be equivalent to the cost of restoration of any portion of the property affected by such alteration or improvement.

*Section 6. Guarantee of Prompt Payment.* To guarantee prompt payment of fees and charges covered by contract with lessees and/or concessionaires, excluding government agencies whose functions are essential in the operations of the airport

and airlines, a deposit either in the form of a manager's check or cash shall be made to the CAAP, the amount of which shall be equivalent to three (3) months rentals and Surety Bond from the Government Service Insurance System (GSIS) or any accredited insurance or bonding company in the amount equivalent to total rentals and Concession Privilege Fee (CPF) during the term of the contract but not exceeding five million pesos (P5,000,000.00). The Surety Bond issued must be callable on demand. This shall be maintained during the duration of the lease/concession and in the case of default, shall be automatically applied to the back accounts. In lieu of the Surety Bond the lessor/concessionaire may issue separate postdated checks in payment of his monthly/quarterly obligations, payable within the first five (5) days of the month following the reference period; postdated checks issued shall add up to the total rentals and CPF's due to CAAP during the life of the contract less the three (3) months deposit which shall be applied to the last three (3) months/quarterly obligations of the lessor/concessionaire. Before any lessor/concessionaire is allowed for the beneficial use of the area (privileged), all the aforementioned requirement must first be complied with.

*Section 7. Rules of Payment.* The fees and charges prescribed herein shall be due and payable within the first five (5) days of the month for which the charges are due unless provided otherwise. Concessionaries billed on the bases of gross receipts shall be required to submit to the CAAP, a sworn statement of their gross receipts from operations for the period required and to maintain a separate book of account for the purposes which shall be subjected to the periodic inspection of the CAAP. Failure to submit the required statements shall be sufficient ground for termination of the contract, without prejudice to the collection of whatever amount is due to the government including interest and penalties.

*Section 8. Application of Payment.* Payment received shall be applied first on the interests, thereafter on the principal.

*Section 9. Taxes, Licenses.* Except for passenger service charge, greeters' lounge, vehicle parking and portage fees, all fees and charges covered by this Authority Order are exclusive of existing taxes, licenses and such other impositions which the national and/or local government may hereafter prescribe.

*Section 10. Rates paid in Foreign Currencies.* Rates paid in foreign currencies may be accepted and should be based on the Philippine Pesos equivalent to the prevailing rate of exchange as of the date of billing.

### **Part III: Aeronautical Fees and Charges**

Aircraft that operate at the New Iloilo and New Silay (Bacolod) Airports shall be levied with the appropriate fees and charges for the use of various facilities such as runways, taxiways, apron areas and lighting facilities.

*Section 1. Landing and Take-off Fees.* Landing and Take-off fees for International or Domestic Operations shall be as follows:

#### **1.1 International Operations:**

Basis: Fees are computed based on the aircraft certified Maximum Take-off Weight and per landing and take-off.

CATEGORY

RATES in U.S. (\$)

1.1.1 Up to 50,000 kgs.	\$2.20 Per 1,000 kgs. or fraction thereof
1.1.2 From 50,001 kgs to to 100,000 kgs.	\$220.00 Plus \$2.75 per 1,000 kgs or fraction thereof in excess of 50,000 kgs.
1.1.3 From 100,001 kgs. and over	\$495.00 Plus \$2.75 per 1,000 kgs. or fraction thereof in excess of 100,000 kgs.

## 1.2 Domestic Operations:

Basis: Fees are computed based on the aircraft certified Maximum Take-Off Weight and per landing and take-off.

CATEGORY	RATES in U.S (\$)
1.2.1 Up to 50,000 kgs	P60.00 Per 1,000 kgs. or fraction thereof
1.2.2 From 50,001 kgs to 100,000 kgs.	P3,000.00 Plus P72.00 per 1,000 kgs or fraction thereof in excess of 50,000 kgs.
1.2.3 From 100,001 Kgs. and over	P6,600.00 Plus P72.00 per 1,000 kgs. or fraction thereof in excess o f 100, kgs.

*Section 2. Parking Fees* - Parking Fees for International or Domestic Operation shall be computed as follows:

## 2.1 International Operations:

Basis: Fees are computed based on the aircraft certified Maximum Take-Off Weight and the number of hours parked after the first (2) hours free parking period.

CATEGORY	RATES in U.S. (\$)
2.1.1 Up to 50,000 kgs.	First Half Hour - \$1.70 Each Additional Half Hour thereafter or fraction thereof- \$ 2.60
2.1.2 From 50,001 kgs. to 100,000 kgs.	First Half Hour - \$16.90 Each Additional Half Hour thereafter or fraction thereof - \$ 3.70
2.1.3 From 100,001 kgs. And over	First Half Hour -\$16.90 Each Additional Half Hour thereafter or fraction thereof - \$ 4.90

## 2.2 Domestic Operations:

Basis: Fees are computed based on the aircraft certified Maximum Take-Off Weight and the number of hours parked after the first two (2) hours free parking period.

CATEGORY	RATES in Pesos (P)
2.2.1 Up to 50,000 kgs.	First Half Hour - P 25.00 Each Additional Half Hour Thereafter or fraction thereof- P 20.00
2.2.2 From 50,001 kgs. to 100,000 kgs.	First Half Hour - P 206.55 Each Additional Half Hour Thereafter or fraction thereof - P 47.50
2.2.3 From 100,001 kgs.	First Half Hour - P 206.55 and over Each Additional Half Hour Thereafter or fraction thereof - P55.00

### *Section 3. Lighting Charges*

Basis: Aircraft that lands and takes off during nighttime shall be levied additional lighting charges. Nighttime is between 6:00 p.m. to 6:00 a.m. (local time). Rates quoted in U.S. dollars may be paid in Philippines peso equivalent at the prevailing rate of exchange as of the date of billing.

#### 3.1 International Operations:

CATEGORY	RATES in U.S. (\$)
Landing/ Take-off Parking	\$7.50 per landing and/or take-off Additional 13% of the rate of the Daytime Parking

#### 3.2 Domestic Operations:

CATEGORY	RATES In Philippine Peso (P)
Landing/ Take-off Parking	P250.00 per landing and/or take-off Additional 13% of the rate of the Daytime Parking

NOTE: This additional charge shall be reduced to ten percent (10%) if:

- a) The landing was made before nighttime and the subsequent takeoff was made during nighttime; or
- b) The landing was made before nighttime and the subsequent take-off was made during daylight hours.

### *Section 4. Reductions*

Basis: Unless otherwise specifically provided herein, aircraft operating under the following categories shall be charged fifty percent (50%) of the prescribed rates:

- 4.1 Ferry flight of aircraft, aircraft parts or crews;
- 4.2 Training planes operated by duly authorized flying schools;
- 4.3 Airmen flight proficiency training or test flight;
- 4.4 Technical landing by non-schedule flights;
- 4.5 Aircraft demonstration flights; and