

[CAB RESOLUTION NO. 16 (2005), April 04, 2005]

**AMENDING THE IMPLEMENTING RULES AND REGULATIONS OF
EXECUTIVE ORDER NO. 253 PROVIDING FOR THE EXPANSION
OF AIR SERVICES TO THE DIOSDADO MACAPAGAL
INTERNATIONAL AIRPORT (DMIA) AND SUBIC BAY
INTERNATIONAL AIRPORT (SBIA)**

WHEREAS, in its Resolution dated March 04, 2005 the Board approved the Implementing Rules and Regulations (IRR) of Executive Order (E.O) No. 253 [issued on December 03, 2003, providing for the expansion of air services to the Diosdado Macapagal International Airport (DMIA) and Subic Bay International Airport (SBIA)], after the same has been reviewed and finalized by the Office of the Chief Presidential Legal Counsel in accordance with the directive of the President;

WHEREAS, the Office of the Chief Presidential Legal Counsel, as per its communication dated 04 April 2005, proposed certain amendments to the IRR in order to rationalize, clarify and remove perceived ambiguities in some of its provisions, more specifically paragraphs 1.1 (second paragraph); 1.2; 2.1; 2.2; 2.3; 2.4; 2.5; 3.0; 4.0; 4.1 and 5.0 (b); and Rule II (Title), in order to clearly and fully reflect the spirit and intent of E.O. 253;

NOW, THEREFORE, the Board, on the basis of the recommendations of the Office of the Chief Presidential Legal Counsel, resolved to AMEND, as it hereby AMENDS paragraphs 1.1 (second paragraph); 1.2; 2.1; 2.2; 2.3; 2.4; 2.5; 3.0; 4.0; 4.1 and 5.0 (b); and Rule II (Title) of the IRR, which shall now read as follows:

1.1 x x x x x

The provisions of the aforementioned Executive Order are intended to promote the expansion of air cargo services to DMIA and SBIA. Hence, these Implementing Rules and Regulations are designed to facilitate access to the aforementioned airports and shall not be interpreted, in case of ambiguity, to restrict such access;

1.2 For purposes of application and construction of these rules, the following terms shall have the meanings and definitions specified hereunder;