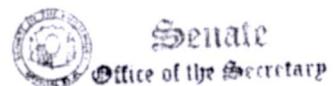


EIGHTEENTH CONGRESS OF THE)  
REPUBLIC OF THE PHILIPPINES )  
First Regular Session )



SENATE  
S.B. No. 1112

19 OCT -8 P7:20

RECEIVED BY: J

Introduced by the **SENATOR IMEE R. MARCOS**

**AN ACT  
TO ESTABLISH THE PHILIPPINE COAST GUARD ACADEMY ALLOCATING  
FUNDS THEREFOR, AND FOR OTHER PURPOSES**

**EXPLANATORY NOTE**

Section 5, Article II of the 1987 Philippine Constitution provides that the maintenance of peace and order, the protection of life, liberty and property and the promotion of general welfare are essential in order for the people of the Philippines to enjoy the blessings of democracy. The Philippine Coast Guard, as one of the armed and uniformed services of the country is duly authorized under Section 3 of Republic Act No. 9993, to perform these mandates through the enforcement of all relevant international laws, rules and regulations as well as all national laws within the maritime jurisdiction of the Philippines.

The Philippines as a maritime nation, is largely dependent on maritime trade for its socio-economic development. The significant role of the maritime trade is even more accentuated considering the government's objective of achieving national unity through connecting cultural values and social norms across the social strata of the country. In order to achieve this, there is therefore a need to ensure that the vital maritime routes all over the Philippines must remain free and open by ensuring that no threats of whatever nature will happen. Such is the state of Maritime Security wherein the country's marine resources and wealth, maritime trade and commerce, territorial integrity and coastal peace and order are protected, conserved and enhanced towards the attainment of sustainable development and socio-political cum economic progress of the nation.

In order to achieve this, not only should the Philippine Coast Guard enhance its assets and capabilities to respond to such maritime threats, there is likewise a need to ensure that its foremost asset, which is its manpower, should also have the required knowledge and capabilities not only in terms of operating its assets, but also the technical, operational and legal knowledge on Maritime Law Enforcement to ensure that all of its operations are in accordance with the legal limits as prescribed by law. Since the inception of the Coast Guard service, its main source of its personnel particularly its Officers, has been the Philippine Military Academy, the Philippine

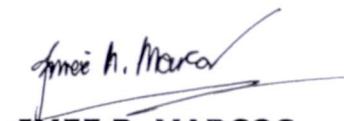
administered by the Coast Guard Officer School, in the Coast Guard Education and Training Command.

These institutions however, for various reasons do not fully inculcate the ethos of Maritime Law Enforcement and Administration to its graduates, hence more time and resources are being spent in order to equip its officers with the technical skills and know-how in order to fulfill their duties as Coast Guard Officers.

Given the various tasks given to the Philippine Coast Guard under RA 9993 and with the peculiarities of its being the premier maritime law enforcement agency in the country, it is imperative that there must be a dedicated educational institution that would specifically cater to the needs of the Philippine Coast Guard and maritime law enforcement in general.

In order for the proposed Philippine Coast Guard Academy to be effective, the Academy should be established in an area of at least twenty (20) hectares, and adjacent or in close proximity to the sea and a dock, as well as medical facilities. The facilities of the Academy should be at par with world-class institution of the same field. The faculty should embody the needed expertise in the field of maritime education.

The creation of the Philippine Coast Guard Academy serves this purpose and will ensure that the Philippine Coast Guard shall have a well-trained and well-equipped pool of officers that are specifically honed to fulfill the Maritime Law Enforcement and Administration functions of the PCG.



**IMEE R. MARCOS**  
*Senator*

EIGHTEENTH CONGRESS OF THE )  
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**AN ACT  
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*Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:*

1                           **ARTICLE I**

2                           **General Provisions**

3

4                           **SECTION 1. Short Title.** – This Act shall be known as the "Philippine Coast  
5                           Guard (PCG) Academy Act of 2019."

6                           **Sec. 2. Declaration of Policy.** – It is hereby declared a policy of the State to  
7                           promote the welfare and modernization of the PCG, geared towards the enhancement  
8                           of the Service, by ensuring adequate and professional Officers that will perform the  
9                           multifarious tasks and functions of the PCG.

10                          The State shall create the appropriate institutional arrangement in order to  
11                          establish an effective and well-trained PCG Officers Corps, comparable with the  
12                          Philippine Military Academy and the Philippine National Police Academy, sufficient to  
13                          carry out the mandated tasks of the PCG under Republic Act No. 9993, otherwise  
14                          known as the PCG Law of 2009, and its Implementing Rules and Regulations (IRR),  
15                          and to competently carry out missions given by the Department of Transportation  
16                          (DOTr) or the Department of National Defense (DND) during national emergencies or  
17                          in times of war, respectively.

1  
2       **Sec. 3. *The PCG Academy.*** – There shall be established a PCG training  
3 school, to be named as the PCG Academy for the training of selected candidates for  
4 permanent commission as officers in the PCG Corps of Officers, in an area with the  
5 following minimum requirements:

- 6             (a) an area with at least twenty (20) hectares of land;  
7             (b) adjacent or in close proximity to a ship dock; and  
8             (c) adjacent or in close proximity to a hospital.

9             The PCG Academy shall be autonomous from the Coast Guard Education and  
10 Training Command; however, both shall work hand in hand in developing the doctrinal  
11 programs and values applicable to both taking into consideration the customs and  
12 traditions of the PCG.

13       **Sec. 4. *Facilities.*** – The arms, ammunition, and all training equipment needed  
14 by the cadets for their practical instruction shall be furnished by the Commandant of  
15 the PCG, by order of the President of the Philippines.

16       **Sec. 5. *The Superintendent.*** – The PCG Academy shall be headed by the  
17 Superintendent, who shall be appointed by the Commandant of the PCG from among  
18 the active PCG Officers.

19             The powers and duties of the Superintendent, in addition to those specifically  
20 provided for in this Act, shall be those usually pertaining to the office of the president  
21 of a college or a university.

22             The position of the Superintendent shall carry the rank of Vice-Admiral in the  
23 PCG Table of Organization; *Provided*, that, the Superintendent shall have a maximum  
24 tenure in position for three (3) years.

25       **Sec. 6. *The PCG Academy Board.*** – The government of the Academy is  
26 hereby vested in the PCG Academy Board, hereinafter called “Board,” which shall be  
27 composed of the following:

- (a) The Deputy Commandant for Administration, which shall be the Chairman of the Board
  - (b) the Superintendent, which shall be the Vice – Chairman of the Board;
  - (c) the Deputy Commander of the Coast Guard Education and Training Command;
  - (d) Deputy Commander of the Coast Guard Maritime Safety Services Command;
  - (e) Deputy Commander of the Coast Guard Marine Environmental Protection Command;
  - (f) Deputy Commander of the Coast Guard Maritime Security Command;
  - (g) Dean of the PCG Corps of Professors; and
  - (h) Dean of Civilian Faculty.

Members of the Board shall, in addition to their pay, allowances, and collateral entitlement under Republic Act No. 9993 and its IRR, receive a reasonable *per diem* for each attendance in the regular and special meetings of the Board and reimbursement of actual and necessary expenses incurred for the aforementioned purposes, as may be authorized by a resolution of the Board in accordance with existing accounting rules and regulations.

**Sec. 7. Duties and Powers of the PCG Academy Board.** – The Board shall have the following duties and powers in addition to its general powers of administration:

- (a) To confer such degree as may be determined by the Academic Council to successful candidates for graduation;
  - (b) To appoint, upon the recommendation of the Superintendent, civilian instructors, professors and other employees of the Academy;
  - (c) To fix the compensation, hours of service, and other duties of the Superintendent, civilian instructors, professors and other employees of the Academy, as may be deemed proper under the Civil Service laws;
  - (d) To grant leaves of absence to the Superintendent, civilian instructors, professors and other employees of the Academy under existing laws and regulations;

- (e) to remove the Superintendent, civilian instructors, professors and other employees of the Academy from office for cause after an investigation and hearing by the appropriate Discipline Board;
  - (f) To approve the curricula, rules of discipline, and creation of the different departments drawn up by the Academic Council as herein under provided;
  - (g) To provide academic fellowship and scholarship for members of the Corps of Professors and Faculty Members;
  - (h) To provide rules for the administration of the Academy such general ordinances and regulations consistent with the herein provisions;
  - (i) To receive in trust legacies, gifts, and donations of real and personal property of all kinds and to administer the same for the benefit of the Academy or for the aid of the cadets, in accordance with the directions and instructions of the donor, and, in default thereof, in such manner as the Academy Board may, in its discretion, determine;
  - (j) To receive and appropriate such sums as may be provided by law for the support of the Academy;
  - (k) To manage and utilize such income as maybe generated by the Academy for the maintenance, support, and improvement of the same; and
  - (l) To authorize the Superintendent to enter into Contract, Memorandum of Understanding, Memorandum of Agreement, and such other instrument, to the extent as may be allowed by law, relative to the performance of his/her powers and functions and for the effective implementation of the herein provisions.

**Sec. 8. Progress Report.** – Within thirty (30) days after the close of the Academic Year, the Board shall file with the Commandant of the PCG a detailed report setting forth the progress, condition, and needs of the Academy.

**Sec. 9. The Academic Council.** – There shall be an Academic Council consisting of the Superintendent and the Directors of all the departments of the Academy.

The Academic Council shall have the following powers:

- 1                             (a) to determine the applicable tuition fees and academic charges;  
2                             (b) to prescribe the curricula;  
3                             (c) to prescribe rules of discipline; and  
4                             (d) to create various departments as it may be necessary, subject to the  
5                             approval of the PCG Academy Board.

6                             The Academic Council shall fix the requirements for admission to the Academy  
7                             as well as for graduation and the conferment of a degree. The Academic Council alone  
8                             shall have the power to recommend students or others to be recipients of degrees.

9                             **Sec. 10. *Corps of Professors.*** – There shall be a Corps of Professors which  
10                            shall form part of the Faculty of the Academy. The Corps of Professors shall be  
11                            composed of PCG Uniformed Personnel permanently assigned with the Academy. The  
12                            qualifications for admission to the Corps of Professors shall be determined by the PCG  
13                            Academy Council. The same shall be headed by a Dean who shall be selected by the  
14                            PCG Academic Council from among the members of the Corps of Professors.

15                            A separate career pattern shall be promulgated by the PCG Organization for  
16                            the professional advancement and promotion of the members of the Corps of  
17                            Professor within three (3) months from the effectively of this Law.

18                             **Sec. 11. *The Faculty.*** – The body of Civilian Professors and Instructors of the  
19                            Academy shall constitute the faculty of the Academy. The faculty shall be headed by  
20                            a Dean, who shall be appointed by the Superintendent upon recommendation by the  
21                            members of the Faculty.

22                            In the appointment of Professors and Instructors of the Academy, neither  
23                            religious test shall be applied nor shall the religious opinions or affiliations of the faculty  
24                            of the Academy be made a matter of examination or inquiry. *Provided*, that no  
25                            Professor or Instructor in the Academy shall inculcate sectarian tenets in any of their  
26                            teachings or attempt either directly or indirectly, under penalty of dismissal by the  
27                            PCG Academy Board, to influence students of the Academy for or against any  
28                            particular church or religious sect.

1           **Sec. 12. Relevant Civil Service and Licensure Examinations.** – The  
2 Civilian Professors and Instructors in the Academy must have passed the relevant civil  
3 service or licensure examinations as a requisite to their appointment.

4           The PCG Academic Council may require from both the members of the Corps  
5 of Professors and Faculty additional educational training, schooling, and Masteral  
6 and/or Doctoral degrees to raise the academic standards of the Academy. The same  
7 will be adopted in the career pattern of the members of the Corps of Professors.  
8 Similarly, it may also be used as basis for the promotion and career advancement of  
9 the members of the Faculty.

10          **Sec. 13. The Registrar.** – There shall be a Registrar of the Academy, which  
11 shall be appointed by the PCG Academy Board. He or she shall sit as the Secretariat  
12 of the PCG Academy Board and shall be the custodian of all the records of the same.  
13 He or she shall also fulfill such other duties and responsibilities, as may be deemed  
14 proper by the Superintendent.

15          **Sec. 14. PCG Cadets.** – PCG cadets shall be admitted to the PCG Academy  
16 upon the approval of the Commandant of the PCG; *Provided*, that they meet the  
17 qualifications and entry requirements prescribed in this Act.

18          The PCG cadets' years of Government Service shall start on the date of  
19 admission in the PCG Academy for purposes of computation of PCG Active Service and  
20 entitlement to long pay benefits.

21          **Sec. 15. Exchange Program.** – The Academy may admit students from the  
22 counterparts of the PCG from foreign coast guards, naval and/or maritime police  
23 organizations, especially those from members of the Association of South East Asian  
24 Nations (ASEAN), as cadets/cadettes, in order to foster regional cooperation and  
25 facilitate the coordination among the aforementioned organizations. Similarly, the  
26 Academy may send cadets to the appropriate Academy of the aforementioned  
27 organizations.

28          Students from the foreign coast guards, naval and/or maritime police  
29 organizations, which provide scholarship and sponsorship from their own academy to

1      cadets sent by the Academy, shall also receive corresponding privileges from the  
2      Academy. Otherwise, they shall be required to pay such fees and charges as may be  
3      determined by the Academic Council. Upon graduation, they shall then return to their  
4      respective Organizations.

5            **Sec. 16. *The PCG Academy Cadet Corps.*** – The PCG Academy cadet corps  
6      shall be the student body of the PCG Academy. The cadet corps shall be composed of  
7      PCG cadets and foreign cadets; *Provided*, that the foreign cadets shall not exceed ten  
8      percent (10%) of the total student population of the Academy.

9            **Sec. 17. *Qualifications and Entry Requirements.*** – All Cadets shall be  
10     selected from among the candidates by the Academic Council. The minimum  
11     qualifications for admission into the PCG Academy are as follows:

- 12                (a) natural born Filipino citizen (applicable only to candidates for PCG Cadets);  
13                (b) single with no parental obligations;  
14                (c) in good physical condition;  
15                (d) seventeen (17) to twenty-two (22) years of age, on the first of day of the  
16                Academic Year; and  
17                (e) at least secondary level graduate (High School or its Equivalent).

18                The Academic Council may determine such other requirements for admission  
19      to the PCG Academy, as may be necessary, that are applicable either separately for  
20      the PCG Cadets, Foreign Cadets only or common to all of them.

21            **Sec. 18. *Discipline and Justice System.*** – Within three (3) months from  
22      the effectivity of this Law, the PCG Academy Board will prepare the discipline and  
23      justice system applicable to all cadets of the Academy for approval of the Commandant  
24      of the PCG.

25            **Sec. 19. *Commissionship to the active PCG Service.*** – Upon satisfactory  
26      completion of the course of instruction at the PCG Academy, PCG cadets shall be  
27      commissioned as Ensigns in the active PCG Service with relative seniority in the order  
28      of their final general academic standings.

1           PCG Cadets who shall suffer, before graduation, permanent and total disability  
2 by reason of injury or sickness while in the Academy shall be retired with the rank of  
3 cadet and shall be entitled to the retirement benefits of an Ensign in the PCG.

4           **Sec. 20. Conferment of the Degree.** – Graduates of the PCG Academy shall  
5 be conferred upon graduation of a Bachelor of Science (BS) Degree. The PCG  
6 Academic Council shall develop such curricula that will cater to the primary functions  
7 of the PCG under Republic Act No. 9993 and its IRR and responsive to the needs of  
8 the maritime stakeholders and the maritime interest of the Country, for approval of  
9 the PCG Academy Board.

10          **Sec. 21. Commissionship to the Armed Forces of the Philippines.** –  
11 Graduates of the PCG Academy, subject to the rules to be issued by the Armed Forces  
12 of the Philippines (AFP), shall be given the option to be a commissioned officer of the  
13 Philippine Navy.

14          **Sec. 22. Pay, Allowances, and Collateral Entitlements.** – Members of the  
15 PCG Corps of Professors and other PCG Uniformed Personnel assigned at the PCG  
16 Academy shall receive such pay, allowances, and collateral entitlements corresponding  
17 to their ranks as provided under Republic Act No. 9993 and its IRR.

18           Members of the Faculty and other civilian personnel appointed as such in the  
19 PCG Academy shall receive the pay, allowances, and collateral entitlements enjoyed  
20 by their counterparts in the Philippine National Police Academy or Philippine Military  
21 Academy, whichever is higher, subject to applicable rules and regulations.

22           PCG Cadets shall receive pay and allowances as provided under Republic Act  
23 No. 9993 and its IRR reckoned from admission in the Academy.

24          **Sec. 23. Implementing Rules and Regulations.** – Within three (3) months  
25 from the effectiveness of this Law, the PCG shall formulate the necessary Implementing  
26 Rules and Regulations to prescribe the procedures and guidelines for the  
27 implementation of the same for the approval of the Secretary, Department of  
28 Transportation.

1           Similarly, the Table of Organization and Equipment, including the Plantilla  
2       Positions of members of the Faculty and other civilian personnel, of the Academy will  
3       be established by the PCG Academy Board for approval by the Secretary, Department  
4       of Transportation.

5           **Sec. 24. Appropriations.** – For the purposes of this Act, the sum of One  
6       Billion Five Hundred Million Pesos (Php 2,360,000,000.00) shall be appropriated for  
7       the purpose of the establishment of the PCG Academy. The appropriation shall be  
8       treated as a separate and distinct budget item from the regular appropriations of the  
9       PCG. The appropriation shall be implemented in a staggered basis, Five Hundred  
10      Million Pesos (Php 500,000,000.00) shall be released by the Department of Budget and  
11      Management (DBM) annually for three (3) years.

12           Eight Hundred Million Pesos (Php 800,000,000.00) shall be appropriated for the  
13       purpose of acquiring a modern training ship for the PCG Academy to supplement  
14       classroom instructions.

15           Sixty Million Pesos (Php 60,000,000.00) shall be included in the yearly General  
16       Appropriations Acts for the maintenance and operation of the PCG Academy.

17           **Sec. 25. Separability Clause.** – If any of the provisions of this Act is declared  
18       invalid, the other provisions not affected thereby shall remain in full force and effect.

19           **Sec. 26. Repealing Clause.** – All laws, executive orders, rules and regulations  
20       inconsistent with or contrary with the provisions of this Act are hereby repealed or  
21       amended accordingly.

22           **Sec. 27. Effectivity Clause.** – This Act shall take effect fifteen (15) days  
23       following its publication in a newspaper of general circulation or in the Official Gazette,  
24       whichever comes first.

25

26           **Approved,**