



Republika ng Pilipinas
PANGASIWAAN NG DAUNGAN NG PILIPINAS
(PHILIPPINE PORTS AUTHORITY)
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24 November 1986

PPA ADMINISTRATIVE ORDER
NO. Q7-86

TO : All Port Managers, All Port Users
and Others Concerned

SUBJECT : Cargo Handling at Loading/Unloading
Terminals Along Rivers

Pursuant to Sections 6(a)-(111) and 26 of Presidential Decree No. 857, as amended, the following guidelines on cargo handling at the loading and unloading terminals in all rivers throughout the country are hereby prescribed for the guidance of all concerned.

Section 1. Definition of Terms - for purposes of these regulations, the terms used herein shall be interpreted to mean as follows:

- a) "Terminal" means an improved river embankment where vessels may dock and cargoes loaded and/or discharged.
- b) "Public Loading/Unloading Terminal" refers to a terminal that is established and maintained by the government or the Authority.
- c) "Private Loading/Unloading Terminal" means a terminal that is established and maintained by the owner or operator of a factory or industry contiguous or adjoining the terminal. A factory or industry which uses pipelines for the loading and/or unloading of cargoes through the river embankments likewise falls within this category.

Section 2. Registration - All private loading/unloading terminals shall register with the Authority or its Port Management Units at such period or deadline as may be announced by Authority. The requirements for registration are the following:

- a) Application for Registration;
- b) Proof of construction and maintenance of the river terminal;
- c) Statistics on the types and volume of cargoes handled monthly since its operation and establishment of the terminal; and
- d) Certification by the PMU that applicant has no outstanding obligations with PPA or proof of payment of government share or privilege fee from cargo handling services and all other dues in favor of the Authority.

Section 3. Choice of Contractor - The government through the Authority has the right to choose the cargo handling contractor in public loading/unloading terminals. In private loading/unloading terminals, as herein defined, the factory or industry owner or operator shall have the right of choice of the cargo handling contractor, provided that said private terminal caters only to the cargoes of the owner/operator and which cargoes are primarily intended for use in the industrial undertaking or business of the factory or industry owner or shipped out as finished products. However, if the private terminal services third party cargoes or is operated commercially, the choice of contractor shall belong to the government. For leased private loading/unloading terminals, the same principle applies and therefore, the lessee shall enjoy similar privileges and limitations depending upon his use of the leased property.

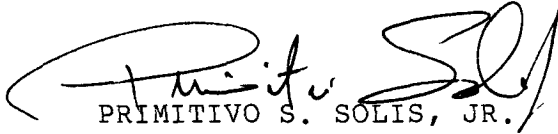
Section 4. Implementing Details - The General Manager shall issue appropriate implementing guidelines or clarifications to effect the objectives or spirit of this Order.

Section 5. Repealing Clause - All previous orders, circulars and memoranda which are inconsistent herewith are hereby repealed or modified accordingly.



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Section 6. Effectivity - This Order shall take
effect upon approval hereof.



PRIMITIVO S. SOLIS, JR.
General Manager

APPROVED PER PPA BOARD RESOLUTION
NO. 817 DATED 21 November 1986