



Republika ng Pilipinas
PANGASIWAAN NG DAUNGAN NG PILIPINAS
PHILIPPINE PORTS AUTHORITY
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October 15, 1982

PPA ADMINISTRATIVE ORDER
No. 08-82

TO : ALL PORT MANAGERS, CARGO-HANDLING CONTRACTORS,
SHIPPING COMPANIES/AGENTS, CARGO OWNERS/AGENTS
OTHER PORT USERS CONCERNED

SUBJECT : Guidelines on the Imposition of Uniform Interest
and Penalty Charges on Late Payment of Port Dues
and Charges

Pursuant to Sections 6-a (111), 22 and 29 of P.D. No. 857, otherwise known as the Revised Charter of PPA and in order to encourage the immediate payment and facilitate the settlement of port dues and charges, a uniform interest and penalty (surcharge) shall be imposed on the existing account receivables of all port users concerned under the following prescribed guidelines:

Section 1. - Scope. This Order shall apply to all port users, including shipping companies, shipowners, cargo-owners, consignees, cargo-handling contractors and others concerned, with respect to their obligations to pay port dues and charges against vessels and on cargoes being loaded or unloaded thru any national, municipal and private ports. Not covered under this Order are government entities authorized by law to pay under deferred basis scheme.

Section 2. - Interest and Penalty Charges; When Liable. Interest and Penalty Charges shall start to accrue after the 5th day from due date of payment of port dues and charges.

Section 3. - Rates of Interest and Penalty Charges to be Imposed. For late payment of port dues and charges, the following rates of interest and penalty shall be imposed against delinquent port users:

- a. Interest charges, at a uniform rate of 1% per month; and
- b. Penalty charges, over and above the interest charges, as follows:
 - (1) 1% per month, if payment is made within two (2) months after the due date thereof.

(2) 2% per month, if payment is made thereafter.

Section 4. - Method of Computation of Monthly Interest and Penalty Charges. - The interest and penalty charges imposed herein shall be computed in accordance with simple interest formula as follows;

- a. Interest charges = Account Receivables (A/R) x $\frac{(\text{No. of days} - 5)}{30}$ x 1%
- b. Penalty charges = (A/R + $\frac{\text{Accumulated Interest}}{\text{Interest}}$) x $\frac{(\text{No. of days} - 5)}{30}$ x Applicable Rate

Section 5. - Interests and Penalties on Existing Account Receivables. - All outstanding account receivables with PPA by any port user on any accrued port dues or charges, government share on arrastre/stevedoring revenues or under any other legal or contractual obligations with PPA shall be restructured as follows;

- a. For account receivables covered by contracts/permits with provisions for higher or lower interest and penalty charges;
1. If the interest and/or penalty charges provided in the existing contract/permit is higher than that provided herein, the interest and/or penalty charge shall accordingly be lowered to conform with the new rates of interest and/or penalty imposed herein.
 2. If the interest and/or penalty charges provided in the existing contract/permit is lower than that provided herein, the stipulations on the interest and/or penalty charge shall be respected until the expiration of the existing contract/permit.

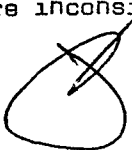
The restructuring of existing account receivables shall be reckoned from the date the receivable accrued. After the expiration of the contract/permit, however, interest and/or penalty charges shall be in accordance with the rates provided herein.

- b. For account receivables not covered by specific/written contracts/permits. -

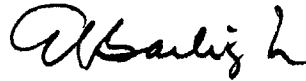
Accounts receivable not covered by contracts/permits, such as berthing fees, wharfage dues, etc., shall also be subject to the imposition of interest and penalty charges provided herein starting from the date of effectivity hereof.

Section 6. Notice/reminders to Port Users. - The pertinent provisions of this Order pertaining to the imposition of interest and penalty charges shall be clearly printed in the bills of charges, statement of accounts and other financial statements to be issued to port user to serve as notice/reminders to them of their liabilities for late payment of port dues and charges.

Section 7. Repealing Clause. - All PPA Orders, rules, and regulations, policies, guidelines, memoranda and circulars, or portions thereof, which are inconsistent herewith are hereby repealed or amended accordingly.



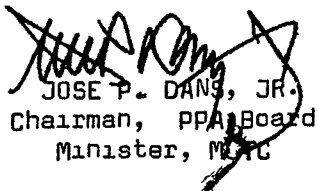
Section 8. Effectivity. - This Order shall take effect thirty (30) days after publication in the Official Gazette or in the newspapers of general circulation.



E.S. BACLIG, JR.
General Manager

APPROVED:

26 November, 1982



JOSE P. DANS, JR.
Chairman, PPA Board
Minister, MTC

Published in the Official Gazette Issue of
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F. S. GUBATINA
Corporate Treasurer

Republic of the Philippines
MINISTRY OF TRANSPORTATION AND COMMUNICATIONS
PHILCOMCEN Building, Ortigas Ave, Pasig, Metro Manila
OFFICE of the MINISTER

PHILIPPINE PORTS AUTHORITY

RECEIVED
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Office of the General Manager

ENDORSEMENT
26 November 1982

Adm

Respectfully forwarded to the General Manager, Philippine Ports Authority, Manila, the herein approved Administrative Order No 08-82, series of 1982, relative to the imposition of uniform interest and penalty charges for late payment of port dues and charges, for information and appropriate action

[Signature]
JOSE P. DANS, JR
Minister

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REPUBLIKA NG PILIPINAS
MINISTRI NG LINGKURANG PANLAHAT
(MINISTRY OF GENERAL SERVICES)
PALIMBAGANG PAMPAMAHALAAN
(GOVERNMENT PRINTING OFFICE)
MAYNILA

January 6, 1983

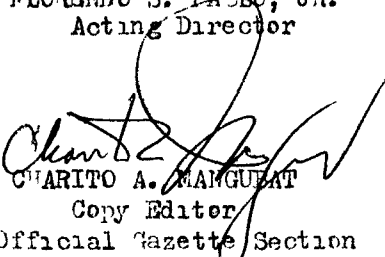
TO WHOM IT MAY CONCERN:

This is to certify that PPA Administrative Order No. 08-82, Guidelines on the Imposition of Uniform Interest and Penalty Charges on Late Payment of Port Dues and Charges is being included in Volume 78, No. 50 of the December 13, 1982 issue of the Official Gazette.

This certification is being issued upon request of the interested party.

FLORENDO S. PABLO, JR.
Acting Director

By:


CHARITO A. MANGUBAT
Copy Editor
Official Gazette Section

CAH/jms