

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



'22 AUG 16 P 6 :22

SENATE
S.B. No. 1196

RECEIVED BY: 

Introduced by **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

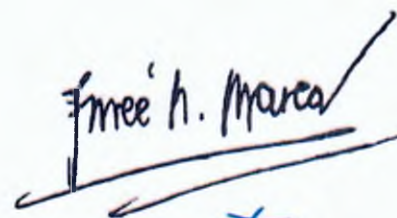
ensure that all of its operations are in accordance with the legal limits, as prescribed by law.

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 R.A. No. 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 institutions 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

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Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1. Short Title.** – This Act shall be known as the "*Philippine Coast*
2 *Guard (PCG) Academy Act of 2022*"

3
4 **SEC. 2. Declaration of Policy.** – It is hereby declared a policy of the State to
5 promote the welfare and modernization of the PCG, geared towards the
6 enhancement of the Service, by ensuring adequate and professional Officers that will
7 perform the multifarious tasks and functions of the PCG.

8
9 The State shall create the appropriate institutional arrangement in order to
10 establish an effective and well-trained PCG Officers Corps, comparable with the
11 Philippine Military Academy and the Philippine National Police Academy, sufficient to
12 carry out the mandated tasks of the PCG under Republic Act No. 9993, otherwise
13 known as the PCG Law of 2009, and its Implementing Rules and Regulations (IRR),
14 and to competently carry out missions given by the Department of Transportation
15 (DOTr) or the Department of National Defense (DND) during national emergencies
16 or in times of war, respectively.

17
18 **SEC. 3. The PCG Academy.** – There shall be established a PCG training
19 school, to be named as the PCG Academy for the training of selected candidates for
20 permanent commission as officers in the PCG Corps of Officers, in an area with the
21 following minimum requirements:

- 22
23 (a) an area with at least twenty (20) hectares of land;
24 (b) adjacent or in close proximity to a ship dock; and

1 (c) adjacent or in close proximity to a hospital.

2
3 The PCG academy shall be an independent and distinct unit of the PCG,
4 however, it shall follow and adopt the doctrines and principles on the customs and
5 tradition developed by the Coast Guard Education and Training Command for the
6 Coast Guard Service.

7
8 **SEC. 4. Facilities.** – The arms, ammunition, and all training equipment
9 needed by the cadets for their practical instruction shall be furnished by the
10 Commandant of the PCG, by order of the President of the Philippines.

11
12 **SEC. 5. The Superintendent.** – The PCG Academy shall be headed by the
13 Superintendent, who shall be appointed by the Commandant of the PCG from
14 among the active PCG Officers.

15
16 The powers and duties of the Superintendent, in addition to those specifically
17 provided for in this Act, shall be those usually pertaining to the office of the
18 president of a college or a university.

19
20 The position of the Superintendent shall carry the rank of Vice-Admiral in the
21 PCG Table of Organization; Provided, that, the Superintendent shall have a
22 maximum tenure in position for three (3) years.

23
24 **SEC. 6. The PCG Academy Board.** – The government of the Academy is
25 hereby vested in the PCG Academy Board, hereinafter called "Board," which shall be
26 composed of the following:

- 27
28 (a) The Deputy Commandant for Administration, which shall be the
29 Chairman of the Board
30 (b) the Superintendent, which shall be the Vice - Chairman of the Board;
31 (c) the Deputy Commander of the Coast Guard Education and Training
32 Command;
33 (d) Deputy Commander of the Coast Guard Maritime Safety Services
34 Command;
35 (e) Deputy Commander of the Coast Guard Marine Environmental
36 Protection Command;
37 (f) Deputy Commander of the Coast Guard Maritime Security Command;
38 (g) Dean of the PCG Corps of Professors; and
39 (h) Dean of Civilian Faculty.
40

1 Members of the Board shall, in addition to their pay, allowances, and
2 collateral entitlement under Republic Act No. 9993 and its IRR, receive a reasonable
3 per diem for each attendance in the regular and special meetings of the Board and
4 reimbursement of actual and necessary expenses incurred for the aforementioned
5 purposes, as may be authorized by a resolution of the Board in accordance with
6 existing accounting rules and regulations.
7

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

- 11 (a) To confer such degree as ay be determined by the Academic Council to
12 successful candidates for graduation;
- 13 (b) To appoint, upon the recommendation of the Superintendent, civilian
14 instructors, professors and other employees of the Academy;
- 15 (c) To fix the compensation, hours of service, and other duties of the
16 Superintendent, civilian instructors, professors and other employees of
17 the Academy, as may be deemed proper under the Civil Service laws;
- 18 (d) To grant leaves of absence to the Superintendent, civilian instructors,
19 professors and other employees of the Academy under existing laws
20 and regulations;
- 21 (e) To recommend to the Commandant for the removal of the
22 Superintendent with collateral recommendation that such officer be
23 made to face the Efficiency and Separation Board of the PCG to verify
24 fitness to remain in the service;
- 25 (f) To approve the curricula, rules of discipline, and creation of the
26 different departments drawn up by the Academic Council as herein
27 under provided;
- 28 (g) To provide academic fellowship and scholarship for members of the
29 Corps of Professors and Faculty Members;
- 30 (h) To provide rules for the administration of the Academy such general
31 ordinances and regulations consistent with the herein provisions;
- 32 (i) To receive in trust legacies, gifts, and donations of real and personal
33 property of all kinds and to administer the same for the benefit of the
34 Academy or for the aid of the cadets, in accordance with the directions
35 and instructions of the donor, and, in default thereof, in such manner
36 as the Academy Board may, in its discretion, determine;
- 37 (j) To receive and appropriate such sums as may be provided by law for
38 the support of the Academy;
- 39 (k) To manage and utilize such income as maybe generated by the
40 Academy for the maintenance, support, and improvement of the same;
41 and

1 (I) To authorize the Superintendent to enter into Contract, Memorandum
2 of Understanding, Memorandum of Agreement, and such other
3 instrument, to the extent as may be allowed by law, relative to the
4 performance of his/her powers and functions and for the effective
5 implementation of the herein provisions.
6

7 **SEC. 8. Progress Report.** – Within thirty (30) days after the close of the
8 Academic Year, the Board shall file with the Commandant of the PCG a detailed
9 report setting forth the progress, condition, and needs of the Academy.
10

11 **SEC. 9. The Academic Council.** – There shall be an Academic Council
12 consisting of the Superintendent and the Directors of all the departments of the
13 Academy.
14

15 The Academic Council shall have the following powers:

16 (a) to determine the applicable tuition fees and academic charges;

17 (b) to prescribe the curricula;

18 (c) to prescribe rules of discipline; and

19 (d) to create various departments as it may be necessary, subject to the
20 approval of the PCG Academy Board.
21

22 The Academic Council shall fix the requirements for admission to the
23 Academy as well as for graduation and the conferment of a degree. The Academic
24 Council alone shall have the power to recommend students or others to be recipients
25 of degrees.
26

27 **SEC. 10. Corps of Professors.** – There shall be a Corps of Professors which
28 shall form part of the Faculty of the Academy. The Corps of Professors shall be
29 composed of PCG Uniformed Personnel permanently assigned with the Academy.
30

31 The qualifications for admission to the Corps of Professors shall be
32 determined by the PCG Academy Council. The same shall be headed by a Dean who
33 shall be selected by the PCG Academic Council from among the members of the
34 Corps of Professors.
35

36 A separate career pattern shall be promulgated by the PCG Organization for
37 the professional advancement and promotion of the members of the Corps of
38 Professor within three (3) months from the effectivity of this Law.
39

40 **SEC. 11. The Faculty.** – The body of Civilian Professors and Instructors of the
41 Academy shall constitute the faculty of the Academy. The faculty shall be headed by

1 a Dean, who shall be appointed by the Superintendent upon recommendation by the
2 members of the Faculty.

3
4 In the appointment of Professors and Instructors of the Academy, neither
5 religious test shall be applied nor shall the religious opinions or affiliations of the
6 faculty of the Academy be made a matter of examination or inquiry. Provided, that
7 no Professor or Instructor in the Academy shall inculcate sectarian tenets in any of
8 their teachings or attempt either directly or indirectly, under penalty of dismissal by
9 the PCG Academy Board, to influence students of the Academy for or against any
10 particular church or religious sect.

11
12 **SEC. 12. *Relevant Civil Service and Licensure Examinations.*** – The Civilian
13 Professors and Instructors in the Academy must have passed the relevant civil
14 service or licensure examinations as a requisite to their appointment.

15
16 The PCG Academic Council may require from both the members of the Corps
17 of Professors and Faculty additional educational training, schooling, and Masteral
18 and/or Doctoral degrees to raise the academic standards of the Academy. The same
19 will be adopted in the career pattern of the members of the Corps of Professors.

20
21 Similarly, it may also be used as basis for the promotion and career
22 advancement of the members of the Faculty.

23
24 **SEC. 13. *The Registrar.*** – There shall be a Registrar of the Academy, which
25 shall be appointed by the PCG Academy Board. He or she shall sit as the Secretariat
26 of the PCG Academy Board and shall be the custodian of all the records of the same.
27 He or she shall also fulfill such other duties and responsibilities, as may be deemed
28 proper by the Superintendent.

29
30 **SEC. 14. *PCG Cadets.*** – PCG cadets shall be admitted to the PCG Academy
31 upon the approval of the Commandant of the PCG; Provided, that they meet the
32 qualifications and entry requirements prescribed in this Act.

33
34 The PCG cadets' years of Government Service shall start on the date of
35 admission in the PCG Academy for purposes of computation of PCG Active Service
36 and entitlement to long pay benefits.

37
38 **SEC. 15. *Exchange Program.*** – The Academy may admit students from the
39 counterparts of the PCG from foreign coast guards, naval and/or maritime police
40 organizations, especially those from members of the Association of South East Asian

1 Nations (ASEAN), as cadets/cadettes, in order to foster regional cooperation and
2 facilitate the coordination among the aforementioned organizations. Similarly, the
3 Academy may send cadets to the appropriate Academy of the aforementioned
4 organizations.

5
6 Students from the foreign coast guards, naval and/or maritime police
7 organizations, which provide scholarship and sponsorship from their own academy to
8 cadets sent by the Academy, shall also receive corresponding privileges from the
9 Academy. Otherwise, they shall be required to pay such fees and charges as may be
10 determined by the Academic Council, Upon graduation, they shall then return to
11 their respective Organizations.

12
13 **SEC. 16.** The PCG Academy Cadet Corps. – The PCG Academy cadet corps
14 shall be the student body of the PCG Academy. The cadet corps shall be composed
15 of PCG cadets and foreign cadets; Provided, that the foreign cadets shall not exceed
16 ten percent (10%) of the total student population of the Academy.

17
18 **SEC. 17.** *Qualifications and Entry Requirements.* – All Cadets shall be
19 selected from among the candidates by the Academic Council. The minimum
20 qualifications for admission into the PG Academy are as follows:

- 21
22 (a) natural born Filipino citizen (applicable only to candidates for PCG
23 Cadets);
24 (b) single with no parental obligations;
25 (c) in good physical condition;
26 (d) seventeen (17) to twenty-two (22) years of age, on the first of day of the
27 Academic Year; and
28 (e) at least secondary level graduate (High School or its Equivalent).

29
30 The Academic Council may determine such other requirements for admission
31 to the PCG Academy, as may be necessary, that are applicable either separately for
32 the PCG Cadets, Foreign Cadets only or common to all of them.

33
34 **SEC. 18.** Discipline and Justice System. – Within three (3) months from the
35 effectivity of this Law, the PCG Academy Board will prepare the discipline and justice
36 system applicable to all cadets of the Academy for approval of the Commandant of
37 the PCG.

38
39 **SEC. 19.** *Commissionship to the active PG Service.* – Upon satisfactory
40 completion of the course of instruction at the PCG Academy, PCG cadets shall be

1 commissioned as Ensigns in the active PG Service with relative seniority in the order
2 of their final general academic standings.

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

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

15
16 **SEC. 21.** *Commissionship to the Armed Forces of the Philippines.* –
17 Graduates of the PCG Academy, subject to the rules to be issued by the Armed
18 Forces of the Philippines (AFP), shall be given the option to be a commissioned
19 officer of the Philippine Navy.

20
21 **SEC. 22.** *Pay, Allowances, and Collateral Entitlements.* – Members of the
22 PCG Corps of Professors and other PCG Uniformed Personnel assigned at the PCG
23 Academy shall receive such pay, allowances, and collateral entitlements
24 corresponding to their ranks as provided under Republic Act No. 9993 and its IRR.

25
26 Members of the Faculty and other civilian personnel appointed as such in the
27 PCG Academy shall receive the pay, allowances, and collateral entitlements enjoyed
28 by their counterparts in the Philippine National Police Academy or Philippine Military
29 Academy, whichever is higher, subject to applicable rules and regulations. PCG
30 Cadets shall receive pay and allowances as provided under Republic Act No. 9993
31 and Its IRR reckoned from admission in the Academy,

32
33 **SEC. 23.** *Implementing Rules and Regulations.* – Within three (3) months
34 from the effectivity of this Law, the PCG shall formulate the necessary Implementing
35 Rules and Regulations to prescribe the procedures and guidelines for the
36 implementation of the same for the approval of the Secretary, Department of
37 Transportation.

38
39 Similarly, the Table of Organization and Equipment, including the Plantilla
40 Positions of members of the Faculty and other civilian personnel, of the Academy will

1 be established by the PCG Academy Board for approval by the Secretary,
2 Department of Transportation.

3
4 **SEC. 24. Appropriations.** – For the purposes of this Act, the sum of One
5 Billion Five Hundred Million Pesos (Php 2,360,000,000.00) shall be appropriated for
6 the purpose of the establishment of the PCG Academy. The appropriation shall be
7 treated as a separate and distinct budget item from the regular appropriations of the
8 PCG. The appropriation shall be implemented in a staggered basis, Five Hundred
9 Million Pesos (Php500,000,000.00) shall be released by the Department of Budget
10 and Management (DBM) annually for three (3) years.

11
12 Eight Hundred Million Pesos (Php 800,000,000.00) shall be appropriated for
13 the purpose of acquiring a modern training ship for the PCG Academy to supplement
14 classroom instructions.

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

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

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

25
26 **SEC. 27. Effectivity Clause.** – This Act shall take effect fifteen (15) days
27 following its publication in a newspaper of general circulation or in the Official
28 Gazette, whichever comes first.

Approved,