

## MEMORANDUM ORDER NO. 96 – 25

SUBJECT : **GUIDELINES ON THE COLLECTION OF FEES FOR LAND USES / ACTIVITIES COVERED UNDER EXECUTIVE ORDER NOS. 224 AND 258**

TO : All Watershed Forest Officers  
Land Use/Activity Applicant/s  
And other Concerned :

### SECTION 1.0 SCOPE

Pursuant to Executive Order Nos. 224 and 258 dated July 10, 1995, respectively, “ VESTING ON THE NATIONAL POWER CORPORATION THE COMPLETE JURISDICTION, CONTROL AND REGULATION OVER WATERSHED AREAS AND RESERVATIONS SURROUNDING ITS POWER GENERATING PLANTS AND PROPERTIES OF SAID CORPORATION ” and Ministry Order No. 83-01-13 dated November 22, 1987, the following guidelines are hereby issued for the guidance and compliance of all concerned.

### SECTION 2.0 FEES, RATES, AND MANNER OF ASSESSMENT

#### 2.1 TYPE OF FEES

2.1.1 Application fees, inspection fees, other service fees, Bond/Surety Deposits and Annual rental.

Fees determined by NPC-WMD incidental to services rendered to the applicant/grantee or as form of regulatory fees ( in case of bond/surety deposits and annual rental )

2.1.2 All other fees such as forest Charges, Royalties, etc. Fees which are taxes in nature, remittable to the National Treasury thru the Municipal Treasurer and/or Bureau of Internal Revenue.

#### 2.2 RATES AND MANNER OF ASSESSMENT

2.2.1 Application fees, inspection fees, other service fees, Bond/Surety Deposits and Annual Rental. The rates of fees and charges to be paid by the applicants / grantee for any activity or land use within the watershed/geothermal reservations covered by EOs 224 and 258 shall be based from the schedule of fees being adapted by BFD/MNR/BM/BL, or any other rates that may hereafter be imposed by the BIR, DENR or other relevant government agencies and instrumentalities.

2.2.2 All Other Fees Rates and manner of assessment of fees falling under this category shall follow revenue Regulation No. 2-81, dated November 1980 ( annex A ) for timber and other forest products and Forestry Administrative Order products (FAO) No. 1, S-1984 for new rates of forest fees and charges (Annex B).

## SECTION 3 **COLLECTIONS**

### 3.1 AUTHORIZED COLLECTING AGENT

Appropriate NPC-WMD Officer ( i.e., Cashier Accountant, etc., ) are authorized to collect payment for application fees, inspection fees other service fees and annual rentals. As other service fees and annual rentals. As authorized collecting agents, they shall:

3.1.1 Assess, certify and issue official receipts of payment under item 2.2.1 of this order;

3.1.2 Assess, certify and endorse fees to be paid under item 2.2.2 of this order to Municipal Treasurer and/or BIR Collection Agent; and

3.1.3 Assume responsibility for the safekeeping of the collection and/or collection documents/receipts, etc.

### 3.2 MANNER OF COLLECTION

3.2.1 Application fees, inspection fees, other service fees, other service fees shall be paid bond/security deposits and annual rental.

Application fees, inspection fees, other service fees shall be paid to the NPC-WMD. Upon payment, an official receipt shall be issued to the applicant.

Bond/surety deposits may be deposited in any bank or to any acceptable bonding company in favor of National Power Corporation. Forfeited bond/surety deposit shall accrue to the corporate funds of the National Power Corporation.

All fees falling under item 3.2.1 shall be paid in the form of money order to the Manager of NPC-WMD for subsequent endorsement to NPC Accounting Division.

3.2.2 All Other Fees After assessment of appropriate fees for this category the same shall be certified and endorsed by the authorized collecting agent to Local Municipality Treasurer and/or BIR Collecting Agent for payment by the applicant/grantee. NPC-WMD or its authorized representative when demanded shall make an official receipt (original) of such payments available for inspection.

## SECTION 4.0 **DISBURESEMENT**

4.1 Application fees, other service fees, bond/surety deposits, annual rental collection from the above stated fees shall be temporarily deposited in a separate account to be made available immediately after an opinion from the Department of Finance as to the lawful remittance of fees, collections and other payments due to the government incidental to EOs 224 and 258.

### 4.2 All Other Fees

Fees under this category shall accrue to the National Treasury thru the Local Municipal Treasury and/or the Bureau of Internal Revenue.

**SECTION 5.0 PENALTIES**

The authority granted to undertake/conduct or perform any land use activity inside the watershed areas/reservations may be canceled/terminated if the grantee fails to settle required obligations/accounts/fees within one (1) month after being informed in writing by NPC-WMD.

Provided, that bonds/surety deposits may be forfeited in case of cancellation of land use activity authority if the grantee fails to comply with the agreed terms and conditions.

Provided further, that delay in payment of application fees and/or inspection shall mean discontinuity in the processing of application and delay in payment of annual rental is subject to payment of surcharge in accordance with existing laws and regulations in addition to the regular charges.

**SECTION 6.0 EFFECTIVITY**

This Memo Order shall take effect this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

**(SGD)GUIDO ALFREDO A. DELGADO**  
President