

Republic of the Philippines
Department of Science and Technology
Philippine Nuclear Research Institute
Commonwealth Avenue, Diliman, Quezon City

**ADMINISTRATIVE ORDER NO. 01
Series of 2003**

**FEES AND CHARGES FOR RADIOACTIVE MATERIAL LICENSES
AND OTHER REGULATORY SERVICES**

Whereas, pursuant to its mandate under Republic Act No. 5207, as amended, to regulate the production and use of radioactive materials and atomic energy facilities in order to protect public health and safety, the Philippine Nuclear Research Institute (PNRI), is likewise authorized to collect licensing and regulatory fees and charges on the basis of such criteria as PNRI deems appropriate, taking into consideration among others, the nature of the activities licensed and regulated;

Whereas, the fees and charges imposed by PNRI under Administrative Order No. 01, series of 1989, as amended, are no longer commensurate with the increasing cost of maintenance of regulatory and licensing activities undertaken by PNRI; and

Whereas, Executive Order No. 197 of the Office of the President and implemented by DOF-DBM Joint Circular No. 2002-2 and DOST Administrative Order No. 010, Series of 2002, have authorized all government agencies to increase their collection of fees and charges for services rendered in order to help the government meet its present budgetary deficit;

NOW, THEREFORE, in accordance with the provisions of Section 4(k) of Republic Act No. 5207 as amended, the following rules and regulations establishing the fees and charges for the licensing of atomic energy materials and other related regulatory activities, are hereby promulgated:

PART I. DEFINITIONS

Section 1. TITLE. These rules and regulations shall be known as "CPR Part 22, FEES AND CHARGES FOR LICENSING RADIOACTIVE MATERIALS AND OTHER RELATED REGULATORY SERVICES".

Section 2. DEFINITION OF TERMS AND ACRONYMS.

As used in this Part:

- (a) "**Act**" means the Republic Act No. 5207, otherwise known as the "Atomic Energy Regulatory and Liability Act of 1968", as amended
- (b) "**Application**" means any formal written request filed with PNRI for the grant of a permit, license, exemption and/or certificate involving the acquisition, possession and use of radioactive materials and facilities.
- (c) "**CPR**" means the Code of PNRI Regulations.
- (d) "**Follow-up Inspection**" means a regulatory inspection conducted in response or reaction to an incident report, allegation, or a follow-up action on unresolved inspection findings of non-compliance or deficiencies.
- (e) "**License**" means the authorization granted by PNRI to a person or entity to acquire, own, possess, store, use, import or export, and/or transfer radioactive materials.
- (f) "**PNRI**" means the Philippine Nuclear Research Institute.

- (g) **"Regulatory Inspection"** means an inspection conducted by PNRI inspectors at the licensee's facility for the purpose of evaluating the licensee's activities within the context of the license granted, including other commitments thereof, and for the purpose of assuring compliance of his/its primary responsibility to protect the health and safety of radiation workers and the public.
- (h) **"Related Regulatory Activities"** means those activities performed or undertaken by the regulatory staff in support of PNRI regulatory and licensing activities.

Section 3. TYPES OF FEES.

- a) **Application Fee.** Each application for a new license shall be charged an amount of PhP 400.00 as an **application fee** upon the acceptance of the application. Any application shall not be processed if the application fee is not remitted or paid in full to PNRI. The application fee is not refundable regardless of PNRI determination denying the license or the withdrawal of the application.
- b) **New License Fee.** The license fee for each new license must be remitted and/or paid to PNRI within ten (10) days upon receipt of notification by the applicant about the approval of the application for a license.
- c) **Renewal License Fee.** A renewal license fee must be paid upon the submission by the licensee of the request for the renewal of the license. The request for renewal of license shall be filed and received by PNRI not less than thirty (30) days before the expiration of the license. If the request for renewal of license is filed within thirty (30) days before the expiration of the license, it will be considered as late filing of request and the corresponding surcharge fee is charged. If no request for the renewal of license is received within thirty (30) days after the expiration of the license, the license is deemed to have expired, and the corresponding regulatory sanction shall be imposed.
- d) **Storage License Fee.** A Storage license fee equivalent to 50 percent of the renewal license fee shall be charged and must be paid by the licensee upon the submission of the request for renewal of license for in-house storage of all radioactive materials listed in the license.
- e) **Surcharge Fee.** A Surcharge fee amounting to 25 percent of the license fee shall be charged in addition to the license fee for late filing of the renewal of license. A request for renewal of license is considered late if it is filed less than thirty (30) days before the expiration of the license. Moreover, the surcharge fee shall be increased to 50 percent if the request for renewal of the license is filed within thirty (30) days after the expiration of the license.
- f) **License Amendment Fee.** An amendment fee shall be charged for each application for amendment of a license.
- g) **Inspection Fee.** An inspection fee shall be charged for each regulatory inspection. Each type of license has a corresponding inspection fee.
- h) **Follow-up Inspection Fee.** A follow-up inspection fee equivalent to 50 percent of the regular inspection fee shall be charged for such follow-up inspections conducted.
- i) **Certificate of Transport Fee.** A Certificate of Transport fee of PhP 200.00 shall be collected for the issuance of a **Certificate of Transport**.

- j) **Release Certificate Fee.** A fee of PhP 200.00 shall be collected for the issuance of a **Certificate of Release** for customs clearance and release of the radioactive shipment to the consignee.

PART II. GENERAL PROVISIONS

Section 4. Related Regulatory Activities. PNRI shall charge and collect reasonable amount for each copy of PNRI publication of the regulations in the CPR or any regulatory guide issued by PNRI for distribution to licensees and other interested parties.

Section 5. Methods of Payment. Payment of fees shall be in the form of cash or check, bank draft, or money order in Philippine currency payable to the Philippine Nuclear Research Institute, Commonwealth Avenue, Diliman, Quezon City.

PART III. SCHEDULE OF FEES

Section 6. Schedule of Materials License Fees.

TYPE OF LICENSE	NEW LICENSE (Pesos)	LICENSE RENEWAL (Pesos)	AMENDMENT OF LICENSE (Pesos)
Research, Education and Training (Category A)	2,350.00	1,450.00	1,450.00
Research, Education and Training (Category B)	3,900.00	3,000.00	2,100.00
Industrial Radiography	5,750.00	3,000.00	2,100.00
Industrial (Nuclear Gauges)	2,900.00	1,450.00	1,450.00
Industrial (Well-logging, Tracer Studies)	4,200.00	2,900.00	1,600.00
Commercial (Category A)	2,900.00	1,450.00	1,450.00
Commercial (Category B)	3,400.00	2,650.00	1,600.00
Installation, Maintenance and/or Decommissioning Services	4,450.00	3,400.00	2,100.00
Brachytherapy	5,750.00	3,000.00	2,100.00
Teletherapy	5,750.00	3,000.00	2,100.00
Use of Radiopharmaceuticals (Category A)	3,900.00	3,000.00	1,600.00
Use of Radiopharmaceuticals (Category B)	5,750.00	3,000.00	2,100.00
Radioimmunoassay	2,350.00	1,450.00	1,450.00

Section 7. Schedule of Inspection Fees.

TYPE OF LICENSE	INSPECTION FEE (Pesos)
Research, Education and Training (Category A)	2,000.00
Research, Education and Training (Category B)	3,000.00
Industrial Radiography	4,000.00
Industrial (Nuclear Gauges)	3,500.00
Industrial (Well-logging, Tracer Studies)	3,500.00
Commercial (Category A)	3,000.00
Commercial (Category B)	3,000.00
Installation, Maintenance or Decommissioning Services	3,000.00
Brachytherapy	3,500.00
Teletherapy	4,500.00
Use of Radiopharmaceuticals (Category A)	3,000.00
Use of Radiopharmaceuticals (Category B)	4,000.00
Radioimmunoassay	3,000.00

Section 8. Other Related Regulatory Activities.

PUBLICATION	UNIT COST (Pesos)
CPR Compilation (All Parts)	200.00
Specific Part of the CPR	30.00
INFOPAC per Part	200.00

PART IV. ENFORCEMENT AND EFFECTIVITY

Section 9. Failure of the Applicant or Licensee to Pay Prescribed Fees.

In any case where PNRI finds that an applicant or a licensee has failed to pay the prescribed fee required in this Part, it shall suspend the processing of the application, or revoke any license issued to the applicant or licensee.

Section 10. Effective Date.

The regulations in this Part shall take effect fifteen (15) days following its publication in the Official Gazette or in a newspaper of general circulation.

APPROVED:

(Orig. Sgd.) **ALUMANDA M. DELA ROSA, Ph.D**
Acting Director, PNRI

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