

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Thirteen Congress
First Regular Session

House Bill No. 3531

Introduced by HON. FREDENIL "FRED" H. CASTRO

EXPLANATORY NOTE

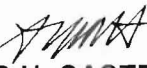
Existence of a strong check and balance in government is one of the essential things to preserve our economy and integrity in a democratic country, like ours. These checks and balances must not be limited only in branches of government but must also be exercised in the National Security Agencies and the Armed Services as protector of the people and State. The State, therefore, must promote the multiple sourcing of regular officers of the AFP from Filipino citizens of diverse cultures and institutions. Thus, there shall be established in the Philippine Air Force an educational institution to be known as the Philippine Air Force Academy (PAFA) hereinafter referred to as the Academy for instruction and preparation for military service of the Philippine Air Force Cadets, to be known as Aviation Cadets. This instruction is a 2-year program in the Academy based on entry of students from the General College Education (GCE) requirements as established by the Commission on Higher Education (CHED) leading to the award of a four-year baccalaureate degree, and will be commissioned as regular officers of the AFP.

The GCE requirement is basic to all 4-year baccalaureate degree holders as determined by CHED. A candidate who has completed the GCE brings into the Academy the wealth of experience necessary to broaden his perspectives in academics as well as his outlook among all cultures. The young, bright men and women coming from the minority groups can earn their General College Education units required for entry into the Academy through scholarships existing in any government recognized colleges and universities, NGO's, GSIS and SSS. Their experiences and academic disciplines in social sciences obtained from the colleges and universities will hasten their maturity and will give them wider and better perspectives on what kind of a career they really would like to pursue and how to serve country and people. Furthermore, with the military training and discipline added to their highly technical expertise in aviation and related fields obtained and instilled in the Academy, performance of their mission and exercise of leadership will be more balanced and matured.

The present assets of the Philippine Air Force Flying School (PAFFS), the PAF Officers Candidate School (OCS) and the PAF Technical School with barracks, dormitories, office buildings, classrooms, technical equipment and other facilities necessary for training are already existing at the Air Education and Training Command (AETC), Fernando Air Base Lipa, City. These assets can be transferred to the Academy. The present budget of the PAF is enough to start, sustain and operate the Academy. If ever there will be expenses to be incurred, it will just be for salaries and accommodation of civilian professors and employees. Majority of the instructors will be officers in the PAF. Future expansions and upgrading of the Academy will be budgeted by Congress. Also, having a 2-year program in the Academy will be cheaper than a 4-year program. The Academy experiences of the Aviation Cadets plus the military discipline

instilled in them will make them good leaders in the AFP and the country as well. From these graduates will emerge pilots and other aviation field officers who will man the modernized Philippine Air Force. And even after retirement or separation from the military service the degrees earned in the Academy, which are accredited by CHED, will be usable throughout life.

In view of the foregoing consideration, the approval of this bill is earnestly urged.


FRED H. CASTRO
Congressman
2nd District, Capiz

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14 AN ACT
15 ESTABLISHING THE PHILIPPINE AIR FORCE ACADEMY (PAFA) AND
16 APPROPRIATING FUNDS THEREFOR
17

18 *Be it enacted by the Senate And House Of Representatives of the Philippines in*
19 *Congress assembled:*

20
21 **SECTION 1. Applicability.** The provision of this Act shall apply to
22 the AFP in so far as to the establishment of the Philippine Air Force Academy;
23 admission of cadets, who shall be known and called as Aviation Cadets;
24 organization and administration of the Academy; appointment to the regular force
25 as officers in the AFP from those who successfully complete the academic and
26 officer training in the academy, the composition of the Corps of Aviation Cadets;
27 composition of the Academic Board and Faculty members.

28 **SEC. 2. Definition of Terms.** For purposes of this Act, the following
29 are hereby defined:

- 30 a. **Active Commission Service** – A period of the active service rendered
31 by an individual as commissioned officer.
- 32 b. **Aviation Cadet** – a cadet in the Philippine Air Force Academy who is
33 pursuing a baccalaureate degree and being trained as an officer of the
34 AFP and specializing in the aviation fields.
- 35 c. **Commission** – a status conferred to an individual by the President of
36 the Republic of the Philippines to serve as regular officer or reserve
37 officer in the AFP.
- 38 d. **CACPAF** – Corps of Aviation Cadets of the Philippine Air Force.
39 **First Captain** – designation of the highest-ranking Aviation Cadet who
40 will act as leader of the Corps of Aviation Cadets of the Philippine Air
41 Force Academy.
- 42 e. **CHED** – Commission on Higher Education.

- 43 f. **Regular Officer** – a commissioned officer in the regular forces of the
44 AFP appointed as such by the President of the Republic of the
45 Philippines.
- 46 g. **Reserve Officer** – a commissioned officer in the Reserve Force of the
47 AFP.

48 **SEC. 3. Declaration of State Policy.** – It is hereby declared that the
49 State promotes multiple sourcing of regular officers of the AFP from diverse
50 military institutions of the Major Services of AFP including from the Coast Guard
51 Academy/School that maybe established in the future. This State policy
52 conforms to the policy of developing checks and balances in a democratic
53 country like ours not only in the government bureaucracy but also in the defense
54 and national security agencies.

55
56 **SEC. 4. Philippine Air Force Academy.** - There shall be
57 established in the Philippine Air Force an educational institution to be known as
58 the Philippine Air Force Academy (PAFA), hereinafter referred to as the
59 Academy, for the instruction and preparation for military service of Philippine Air
60 Force cadets, to be known as Aviation Cadets. This instruction is a 2-year
61 program, basing from the minimum academic entry requirements into the
62 Academy, that is the General College Education requirements as established by
63 the Commission on Higher Education (CHED) leading to the award of a four-year
64 baccalaureate degrees; these major courses shall be taught in the Academy
65 together with the officer and aviation fields training.

66 The present Philippine Air Force (PAF) Flying School, PAF Officer
67 Candidate School and PAF Technical School shall be absorbed by the Academy
68 including equipment, facilities, school grounds and applicable members of the
69 faculty and administrative personnel as the case maybe.

70 **SEC. 5. Corps of Aviation Cadets of the Philippine Air Force.** -
71 The student body of the Academy shall be known as the Corps of Aviation
72 Cadets of the Philippine Air Force (CACPAF). The President is authorized to
73 appoint annually, subject to such physical and mental examinations as may be
74 prescribed, the number of aviation cadets necessary to maintain the Corp of
75 Aviation Cadets at a strength of one hundred twenty and not to exceed two
76 hundred fifty (250) at anyone time.

77 The strength of the Corps of Aviation Cadets of the Philippine Air Force is
78 as follows:

- 79 1) Sixty (60) from the Philippines, at large, which shall be composed of:

- 80 a) Twenty (20) selected in order merit, as established by
81 competitive examination from the children of members of the
82 Armed Forces who:
- 83 i) Were killed in action or died of wounds or injuries received or
84 diseases contracted in or pre-existing injury or disease
85 aggravated by active service, or
- 86 ii) Were awarded the Medal of Honor for an act performed while in
87 the Armed Forces.

88 For the purpose of this act, a determination by the Line of Duty Board of
89 the major services that a death is service connected is binding upon the
90 Secretary of National Defense.

91 2) Twenty (20) from the enlisted members of the Armed Forces,

92 3) Twenty (20) from the reserve components of the Armed Forces.

93 **SEC. 6. Eligibility for Admission.** - To be eligible for admission, a
94 candidate must:

- 95 1) Be single and must never have been married:
- 96 2) Be a natural-born citizen of the Philippines:
- 97 3) Be at least Eighteen years of age but not more than twenty one years
98 of age on the 2nd day of January of the year of admission;
- 99 4) Have at least completed the necessary General College Education
100 requirements as established by the Commission on Higher Education
101 (CHED) obtained from any government recognized colleges or
102 universities or accredited institutions leading to a 4 – year
103 baccalaureate degree;
- 104 5) Have passed and completed basic ROTC;
- 105 6) Pass the competitive national examination given for the purpose;
- 106 7) Must pass the physical examination and psychological tests to be
107 given by competent authorities of the Philippine Air Force;
- 108 8) Be willing to conform to and abide by all laws of the country and rules
109 and regulations of the AFP.

110 The Academy shall provide for educational and physical facilities for the
111 recruitment and training of women as members of the Corps of Aviation Cadets.

112 Women shall be admitted and shall comprise not less than five percent
113 (5%) of the strength of the Corps of Aviation Cadets at any time.

114 All Aviation Cadets shall be appointed by the President. An appointment is
115 conditional until the cadet is admitted.

116 If it is to be determined that, upon the admission of a new class to the
117 Academy, the number of aviation cadets at the Academy will be below the

authorized number, the Chief of Staff may nominate, as may be qualified, alternates and are recommended and found qualified by the Faculty as are necessary to meet the needs of the Air Force, but not more than the authorized strength of the Corps of Aviation Cadets.

SEC. 7. Academic Courses.

a. Academic courses, which are major requirements for the conferral of baccalaureate degrees, shall be taught to the Aviation Cadets in the Academy. The Academy shall be manned and equipped with the necessary faculty, expertise, equipment and facilities to conform with CHED's requirements to be able to award baccalaureate degrees within 2 years of continuing academic instructions and officer training. There will be no academic breaks except on legal and national holidays. Nothing prevents the Academy from inviting professors and other experts in the aviation and other technical fields from existing national agencies, or having agreements with schools, colleges, and universities to augment its capabilities, nor the hiring of civilian professors to man professorial chairs. All these personnel shall be subject to AFP and Academy rules and regulations whichever maybe applicable.

b. The Superintendent of the Academy shall recommend to the Chief of Staff, AFP, individuals who will be designated/commissioned as members of the Corps of Professors. Applicable laws governing appointment and commissionship in the Corps of Professors shall apply.

SEC. 8. Organization of the Corps of Aviation Cadets.

The Corps of Aviation Cadets of the Philippine Air Force (CACPAF) shall be organized along the lines of the PAF organizations. The CAC PAF shall have a First Captain appointed by the Superintendent of the Academy from among the most qualified Aviation Cadets. The CAC PAF shall have an honor code of conduct which shall be used to govern the behavior of each and every individual of the CAC PAF in addition to the established AFP rules and regulations.

SEC. 9. Pay and Allowances. - The pay and allowances of the Aviation Cadets shall be fixed by the President.

SEC. 10. Undertaking. - Each Aviation Cadet shall sign an agreement that, unless sooner separated by duly authorized authorities, he shall:

- 1) Complete the course of instruction at the academy;
- 2) Accept an appointment and serve as a commissioned officer of the Armed Forces of the Philippines for at least eight (8) years immediately after graduation from the Academy. Entry into the

Academy shall be on January 2nd every year. Graduation will be last week of December every year.

SEC. 11. Aviation Cadet Retirement. -Any Aviation Cadet, who shall, after entrance to the Academy and before completion of prescribed courses of training, be found physically or mentally unfit for military assignment by reason of injury or disease incident to the service, shall be retired with the rank of a second lieutenant of the Armed Forces of the Philippines.

SEC. 12. Commission. - Upon satisfactory completion of the course of instruction at the Academy, the aviation cadets shall be commissioned second lieutenants in the regular force of the Armed Forces of the Philippines with the relative rank in the order of final general standing as determined by the Academic Board of the Academy and approved by the Chief of Staff of the Armed Forces of the Philippines.

SEC. 13. Administration. – The Academy as herein established shall be organized and administered by the Commanding General, Philippine Air Force (PAF) under the general supervision and control of the Chief of Staff of the Armed Forces Of The Philippines

SEC. 14. Academic Board. - The Academic Board of the Academy shall be composed of the Superintendent, the Dean of the Corps of Professors, the Commandant of Cadets and the Heads of the Departments to be constituted as follows:

(a) The Superintendent and the Commandant of Cadets of the Academy shall be detailed to those positions by the President from the officers of the Philippine Air Force.

(b) The Dean of the Corps of Professors shall be appointed from the permanent professors who have served as heads of departments of instructions at the Academy.

The Academic Board shall have the power to confer Baccalaureate degrees under such rules and regulations as the Chief of Staff of the Armed Forces of the Philippines may prescribe upon all Aviation Cadets who may hereafter satisfactorily complete the approved course of studies. Aviation Cadets who have finished at least one hundred fifty hours of flying lessons shall be eligible for graduation.

Cadets/Students from other Philippine Military institutions maybe admitted to the Academy provided that these cadets/students must have completed the necessary General College Education requirements of CHED as specified in Section 4 and section 6. These cadets/students, however, will no longer take the competitive examinations nationwide except that they must pass the physical and

psychological examinations provided for. Upon entry into the Academy these cadets/students shall be appointed as Aviation Cadets. Commissionship in the AFP for these cadets/student shall be subject to the requirements for commissionship as applicable in their previous military institutions.

SEC. 15. *Baccalaureate Degrees.*

Baccalaureate degrees to be conferred to those who successfully complete their courses in the Academy are the following:

Bachelor of Science in Aviation

Bachelor of Science in Aircraft Maintenance

Bachelor of Science in Avionics

The degrees mentioned above are the initial degrees. Other degrees that maybe needed in the future will be conferred provided that the Academic Board shall determine these degrees in consonance with the need of the country and the AFP as well. The Academy will develop these courses and the necessary expertise

SEC. 16. *Prohibition Against Hazing.* - Subject to the approval of the Secretary of National Defense, the Superintendent of the Academy shall issue rules and regulations preventing hazing and prescribe dismissal, suspension and other adequate punishment for violation thereof

For the purpose of this Act, "hazing" means any unauthorized assumption of authority by a cadet whereby another cadet suffers or is exposed to any form of injury, Indignity, humiliation, hardship or oppression or the deprivation or abridgement of rights.

If an aviation cadet is charged with violating any rules or regulation issued pursuant to this Section, the penalty of which is dismissal from the Academy, a request in writing for a trial by a general court martial may be submitted.

An Aviation Cadet dismissed from the Academy for hazing shall not be reappointed as an Aviation Cadet and shall be ineligible for appointment as a commissioned officer in the Armed Forces of the Philippines until after two (2) years from the graduation of his class.

SEC. 17. *Transfer of Assets and Liabilities.* - The Philippine Air Force Flying School, the PAF Officer Candidate School, and the PAF Technical School including the members of faculty and personnel, records, equipment, assets and liabilities are hereby transferred to and integrated with the Philippine Air Force Academy. Similar assets necessary for training pilots now existing elsewhere in the AFP shall be transferred to the Academy.

230 **SEC.18. *Implementing Rules and Regulation.*** - The Secretary of
231 National Defense shall prescribe the implementing rules and regulation (IRR)
232 necessary for the effective implementation of the provisions of this Act.

233 **SEC. 19. *Budget.*** - The initial appropriations necessary for the
234 establishment of the Academy shall be charged to the appropriation of the
235 department of National Defense. Thereafter, the amount necessary for the
236 improvement, operation and maintenance of the Academy shall be included in
237 the annual General Appropriations Act

238 **SEC. 20. *Separability Clause.*** – If any provision of this Act is held
239 invalid, all the other provisions not affected hereby shall remain valid.

240 **SEC. 21. *Effectivity.*** - This act shall take effect fifteen (15) days after
241 its publication in two (2) national newspapers of general circulation.

242 Approved,
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