

AN ACT GOVERNING THE USE OF AIR NAVIGATION FACILITIES AND PROVIDING THE PAYMENT OF THE USE THEREOF.

REPUBLIC ACT NO. 125, June 14, 1947

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

SECTION 1. Except as herein expressly provided, only Government air navigation facilities shall, at reasonable charges to be fixed by the Director of the Bureau of Aeronautics, be open and available for use of duly licensed private or commercial air service operators, under such rules and regulations as may be issued by the Bureau of Aeronautics and approved by the Department Head. Private air navigation facilities shall be used only when the Government does not own any air navigation facility, unless permitted by the Director of the Bureau of Aeronautics, and under such rules and regulations as may be issued by him and approved by the Department Head, and at reasonable charges to be fixed by the Public Service Commission after due hearing.

SEC. 2. (a) The term "Air navigation facility" shall include any airport, emergency landing field, light or other signal structure, radio directional finding facility, radio or other electrical communication facility, and any other structure or facility used as an aid to air navigation.

(b) The term "airport" shall mean any locality, either on water or on land, which is adopted for the landing and taking off of aircraft, or a place used regularly for receiving or discharging passengers or cargo by air.

SEC. 3. "Reasonable charges" are those which insure just and reasonable return on the capital invested, taking into consideration the cost of construction, operation and maintenance, and non-aeronautical revenue of the air navigation facility affected, which shall be uniform.

SEC. 4. Charges collected for the use of the Government air navigation facility shall accrue to the general fund of the national, provincial or municipal government financing said facilities: Provided, That for a period of five years from the date of the approval of this Act, all charges collected are hereby appropriated for the construction, repair and maintenance of such facilities.

SEC. 5. All acts or parts of act inconsistent with the provisions of this Act are hereby repealed.

SEC. 6. This Act shall take effect upon its approval.

Approved, June 14, 1947.

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