NATIONAL ADMINISTRATIVE REGISTER · AUGUST 26, 1996

SUSPENDING THE RECEIPT AND PROCESSING OF PRIVATE SECTOR APPLICATIONS FOR ACCREDITATION OF POWER GENERATION PROPOSALS

DE DEPARTMENT CIRCULAR NO. 96-08-010, August 26, 1996

Read online (full-text search, related cases, audio case brief): https://batas.org/library/b13efd7b80d9/

WHEREAS, the Department of Energy (the "Department"), as part of its mandate under the Energy Act of 1992, is embarking upon a major restructuring of the Philippine power sector to ordain reforms in the electricity industry;

WHEREAS, the Department is in the process of formulating an "Omnibus Electric Power Industry Act" which will enable restructuring and privatization of the national Dower sector and transform it into a truly privatized, competitive electricity industry;

WHEREAS, the restructuring efforts will define the organization of the electricity industry, the transition to the desired competitive structure, and the responsibilities of the various government agencies and private entities during and after the restructuring process;

WHEREAS, the outcome of the restructuring efforts will set the course of future power development;

WHEREAS, Section 2 of Energy Regulations No. 1-95 (Rules and Regulations Implementing Executive Order No. 215 on Private Sector Participation in Power Generation) Provides that" these rules and regulations snail be an interim set of rules that shall be amended, replaced, or repealed in due time as restructuring and privatization efforts for the Philippine power industry moves through ongoing and anticipated phases towards an increasingly competitive and efficient industry structure for the Philippine power sector";

WHEREAS, it would now be timely and imperative for the Department to closely monitor the entry of expected power plants and reassess its guidelines for evaluating private power;

WHEREAS, the Department is continuing to receive numerous private sector applications for accreditation;

WHEREAS, it is noted that majority of the applications constitute proposals for the construction and operation of diesel and/or bunker fuel-fired generating plants, which projects do not conform with the Department's long-term policy of reducing the country's dependence on oil especially in power generation;

NOW, THEREFORE, pending the review of existing rules and regulations to implement the provisions of Executive Order No. 215, notice is hereby being given to the public that the Department is temporarily suspending the receipt and processing of private sector applications for accreditation of proposals for the construction and operation of diesel-and/or bunker fuel-fired power generation facilities.

Accordingly, for purposes of ensuring the ability of the National Power Corporation and/or the electric utility to absorb any new capacity, applications for accreditation shall be required to first enter into and submit to the Department a power purchase agreement with the NPC and/or the concerned utility before the issuance of a Certificate of Accreditation.

Turn this case into an audio lecture - facts, issues, ruling and doctrine - at batas.org

This policy shad be applied to all applications pending before the Energy Industry Administration Bureau (EIAB) of the Department as of August 15, 1996, and with complete submission to the EIAB of information prescribed under Section 1, Part I of Energy Regulations 1 -95.

For immediate implementation.

Adopted: 26 Aug. 1996

(SGD.) FRANCISCO L. VIRAY
Secretary

Bar review courses, mock exams and a study planner that keeps you on pace - batas.org

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at https://batas.org

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.