Philippine Nuclear Research Institute

Republic of the Philippines
Department of Science and Technology
Philippine Nuclear Research Institute
Address: Commonwealth Avenue,
Diliman, Quezon City
PO Box 213 UP Quezon City / PO Box 932
Manila / PO Box 1314 Central, Quezon City
Telephone (632) 929-60-10 to 19
Fax (632) 920-16-46

Administrative Order No. 03
Series of 2015

Amendment to CPR Part 22, "Fees and Charges for Radioactive Material Licenses and Other Related Regulatory Services"

Whereas, Executive Order No. 197, s. 2000 of the Office of the President and as implemented by DOF-DBM-NEDA Joint Circular No. 1-2013 (January 30, 2013) – Implementing Rules and Regulations of Administrative Order No. 31, Series of 2012, on the Rationalization of Rates of Fees and Charges, Increase in Existing Rates, and Imposition of New Fees and Charges and DOST Administrative Order No. 001, Series of 2014, 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;

Whereas, the previous fees and charges imposed by the Nuclear Regulatory Division (NRD) for the regulatory services have been in effect since February 2006 and these can no longer cope up with the continuing increase in the costs of Personal Services (PS) and Maintenance and Operating Expenses (MOOE).

Now, therefore, in accordance with the provisions of Section 4(k) of Republic Act No. 5207 as amended, PNRI Administrative Order No. 03, Series of 2006 entitled CPR Part 22, "Fees and Charges for Radioactive Material Licenses and Other Related Regulatory Services" Revision 1, is hereby amended and promulgated:

Part I

General Provisions

Section 1. Title.

These rules and regulations shall be known as "CPR Part 22, Fees and Charges for Radioactive Material Licenses and Other Related Regulatory Services, Revision 2".

Sec. 2. Definitions 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) "Class" means classification of radioactive sources commensurate on the degree of potential risk to radiation exposure and potential consequences.

(c) "Certificate of Exemption" means a certification issued by PNRI to confirm and assure that a specific item, equipment or device is not radioactive or does not contain radioactive material that is subject to regulatory control. This does not, however, intend to exempt a person from existing rules and regulations set in the Code of PNRI Regulations.

(d) "CPR" means the Code of PNRI Regulations.

(e) "Fixed Gauge Class A" means gauge that contains radiation sources that fall
under Category 3 and 4 (e.g., thickness/fill-level gauges, static eliminators, etc.)
as defined in PNRI Administrative Order
No. 1 Series of 2004.

(f) “Fixed Gauge Class B” means gauge
that contains radioactive source under
Category 5 or those gauges other
than Fixed Gauge Class A (e.g., XRF
analyzers, etc.).

(g) “Follow-up Inspection” means a
regulatory inspection as a follow-up
action to unresolved inspection findings
of non-compliances or deficiencies.

(h) “In-Vivo Diagnosis and Therapy Class
A” means a nuclear medicine facility
where the radionuclides used are not
limited for diagnosis and administration
of Technecium-99m (Tc-99m) and
Iodine-131 (I-131) regardless of their
radioactivity contents.

(i) “In-Vivo Diagnosis and Therapy Class
B” means a nuclear medicine facility
confined only to the administration of Tc-
99m and/or I-131.

(j) “License” means the authorization
granted by PNRI to a person or entity to
import, acquire, receive, own, possess,
install, use, store, manufacture, sell,
transport and export and/or transfer
radioactive materials.

(k) “Modification of License” means
change of the authorization granted
in the license by reason of addition
or withdrawal of specific authority, or
amendment of rules or regulations or as
a result of determination of a significant
violation, or a formal request submitted
by the licensee.

(l) “PNRI” means the Philippine Nuclear
Research Institute.

(m) “Portable Gauge Class A” means a
portable gauge containing radiation
source that falls under Category 4 as
defined in PNRI Administrative Order
No. 1 Series of 2004.

(n) “Portable Gauge Class B” means a
portable gauge containing radiation
source falls under Category 5 other than
Portable Gauge Class A.

(o) “Field Radiography” means radiographic
operations are conducted outdoors
where radioactive sources maybe stored
or used other than the location(s) of use
authorized in the license.

(p) “Fixed Facility Radiography” means
radiographic operations are conducted
in a permanent facility authorized in the
license and not located at a temporary
jobsite or field storage.

(q) “Regulatory Inspection” means an
inspection conducted at the licensee’s
facility to verify the licensee’s compliance
with the relevant laws, conditions of the
PNRI license and with the requirements
of the Code of PNRI Regulations
(CPRs). This also covers investigative
inspection.

(r) “Related Regulatory Services” means
those services performed or undertaken
by the regulatory staff in support of PNRI
regulatory and licensing activities.

(s) “Research and Education Class A”
means the use of one or more units
of sealed radioactive sources and/or
unsealed radioactive sources wherein
any radioactive sources do not fall under
Category 1 to 3 and total amount of
activity to be possessed at any one time
does not exceed 370 MBq.

(t) “Research and Education Class B”
means the use of radioactive sources
under any practice other than Research
and Education Class A.

Sec. 3. Types of Fees.

(a) Application Fee. Each application for a
new license shall be charged an amount of
PhP500.00 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’s decision of denying the grant of a license or the withdrawal of the application.

(b) **New License Fee.** The license fee for each new license that must be paid to PNRI within ten (10) calendar days upon receipt of notification by the applicant about the approval of the application for a license.

(c) **License Renewal Fee.** A license renewal fee that 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 at least thirty (30) calendar days before the expiration of the license. If the request for renewal of license is filed less than thirty (30) calendar 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) calendar days after the expiration of the license, the license is deemed to have expired, and the corresponding sanction shall be imposed. The payment of the license renewal fee is not an assurance for the immediate grant of the license.

(d) **License Modification Fee (applies only for renewal of license and not for New License)**

(d1) From Authority to Use to Authority to Store – if the licensee decides to modify the granted authorization from use to storage, the licensee is charged to pay a storage license fee equivalent to fifty percent (50%) of the renewal license. The request, however, for renewal of license for in-house storage of all radioactive materials listed in the license shall be filed before the Institute for evaluation before the license modification is issued.

(d2) From Authority to Store to Authority to Use – if the licensee decides to modify the granted authorization from storage to use, the licensee is charged to pay the equivalent licensee fee in full regardless of the remaining validity period of the license. The request, however, for the renewal of license for use of all or either any of the radioactive materials licensed to the person shall be filed before the Institute for evaluation before the license modification is issued.

(e) **Surcharge Fee.** A surcharge fee amounting to twenty-five percent (25%) 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) calendar days before the expiration of the license. Likewise, the surcharge fee shall be increased to fifty percent (50%) if the request for renewal of the license is filed after the expiration of the license.

(f) **License Amendment Fee.** An amendment fee shall be charged for each application for amendment of a license, corresponding to Section 6 of this Part.

(g) **Inspection Fee.** An inspection fee shall be charged for each regular inspection conducted corresponding to Section 7 of this Part.

(h) **Follow-up Inspection Fee.** A follow-up inspection fee equivalent to fifty percent (50%) of the regular inspection fee shall be charged for such follow-up inspections conducted.

(i) **Investigative Inspection Fee.** An investigative inspection fee equivalent to fifty percent (50%) of the regular inspection fee shall be charged for such investigative inspection conducted.
Authority to Transport Fee. A fee of PhP500.00 shall be collected for the issuance of an Authority to Transport radioactive materials.

Certificate of Release Fee. A fee of PhP500.00 shall be collected for the issuance of a Certificate of Release for customs clearance and release of the radioactive shipment to an authorized consignor or consignee.

Certificate of Exemption Fee. A fee of PhP500.00 shall be collected and must be paid by the licensee for the issuance of a Certificate of Exemption.

Sec. 4. Related Regulatory Services.

PNRI shall collect a corresponding amount for other related regulatory services according to Section 8 of this Part.

Sec. 5. Methods of Payment.

In compliance with PNRI Policy Instruction 003 dated May 14, 2003, the PNRI shall strictly implement Cash Payment Policy for the provision of all nuclear services and regulatory activities.

Payment of fees shall be made 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.
### SCHEDULE OF FEES


Table 1. License Fee for different practices with a Validity Period of 1-year Period

<table>
<thead>
<tr>
<th>TYPES OF LICENSE</th>
<th>NEW</th>
<th>RENEWAL</th>
<th>RENEWAL WITH AMENDMENT</th>
<th>AMENDMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Indent Sale</td>
<td>5,500.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Sale</td>
<td>6,500.00</td>
<td>3,500.00</td>
<td>4,500.00</td>
<td>3,500.00</td>
</tr>
<tr>
<td>Sales and Service</td>
<td>8,500.00</td>
<td>4,000.00</td>
<td>5,000.00</td>
<td>4,000.00</td>
</tr>
<tr>
<td>Service</td>
<td>7,500.00</td>
<td>3,500.00</td>
<td>4,500.00</td>
<td>3,500.00</td>
</tr>
<tr>
<td>Dispensing and Compounding</td>
<td>12,500.00</td>
<td>5,000.00</td>
<td>7,000.00</td>
<td>5,000.00</td>
</tr>
<tr>
<td>R &amp; D Class A</td>
<td>8,500.00</td>
<td>4,000.00</td>
<td>5,000.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>R &amp; D Class B</td>
<td>6,500.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Fixed Gauge Class A</td>
<td>8,500.00</td>
<td>3,500.00</td>
<td>4,500.00</td>
<td>3,500.00</td>
</tr>
<tr>
<td>Fixed Gauge Class B</td>
<td>6,500.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Portable Gauge Class A</td>
<td>8,500.00</td>
<td>3,500.00</td>
<td>4,500.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Portable Gauge Class B</td>
<td>6,500.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Well Logging, Dredging and Spinning Pipe</td>
<td>8,500.00</td>
<td>4,000.00</td>
<td>5,000.00</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Tracer Studies</td>
<td>8,500.00</td>
<td>3,500.00</td>
<td>4,500.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Blood Irradiator</td>
<td>6,500.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Field Radiography</td>
<td>12,500.00</td>
<td>4,000.00</td>
<td>6,500.00</td>
<td>4,000.00</td>
</tr>
<tr>
<td>Fixed Facility Radiography</td>
<td>18,000.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Brachytherapy</td>
<td>12,500.00</td>
<td>4,000.00</td>
<td>6,500.00</td>
<td>4,000.00</td>
</tr>
<tr>
<td>Teletherapy</td>
<td>12,500.00</td>
<td>4,000.00</td>
<td>6,500.00</td>
<td>4,000.00</td>
</tr>
<tr>
<td>I-131 Therapy</td>
<td>8,500.00</td>
<td>3,500.00</td>
<td>4,500.00</td>
<td>3,500.00</td>
</tr>
<tr>
<td>In-Vivo Diagnosis and Therapy Class A</td>
<td>20,500.00</td>
<td>6,500.00</td>
<td>8,000.00</td>
<td>5,500.00</td>
</tr>
<tr>
<td>In-Vivo Diagnosis and Therapy Class B</td>
<td>12,500.00</td>
<td>4,000.00</td>
<td>5,000.00</td>
<td>4,000.00</td>
</tr>
<tr>
<td>Radioimmunoassay</td>
<td>6,500.00</td>
<td>3,000.00</td>
<td>4,000.00</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Particle Accelerator Facility</td>
<td>120,000.00</td>
<td>120,000.00</td>
<td>5,000 (min)</td>
<td>10,000 (max)</td>
</tr>
</tbody>
</table>

* Except for the particle accelerator facility with license validity period of five (5) years.
## Sec. 7. Schedule of Fees for Regulatory Inspection.

Table 2. Fees and charges for the conduct of regulatory inspection for different types of license.

<table>
<thead>
<tr>
<th>Types of License</th>
<th>Within NCR</th>
<th>Outside NCR</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Luzon/Bicol (Land)</td>
</tr>
<tr>
<td>Indent Sale</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>Sale</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Sales and Service</td>
<td>6,000.00</td>
<td>8,000.00</td>
</tr>
<tr>
<td>Service</td>
<td>5,500.00</td>
<td>7,500.00</td>
</tr>
<tr>
<td>Dispensing and Compounding</td>
<td>6,500.00</td>
<td>8,500.00</td>
</tr>
<tr>
<td>R &amp; D Class A</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>R &amp; D Class B</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>Fixed Gauge Class A</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Fixed Gauge Class B</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>Portable Gauge Class A</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Portable Gauge Class B</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>Well Logging, Dredging and Spinning Pipe</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Tracer Studies</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Blood Irradiator</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>Field Radiography</td>
<td>8,500.00</td>
<td>10,500.00</td>
</tr>
<tr>
<td>Fixed Facility Radiography</td>
<td>7,000.00</td>
<td>9,000.00</td>
</tr>
<tr>
<td>Brachytherapy</td>
<td>6,000.00</td>
<td>8,000.00</td>
</tr>
<tr>
<td>Teletherapy</td>
<td>8,500.00</td>
<td>10,500.00</td>
</tr>
<tr>
<td>I-131 Therapy</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>In-Vivo Diagnosis and Therapy Class A</td>
<td>6,000.00</td>
<td>8,000.00</td>
</tr>
<tr>
<td>In-Vivo Diagnosis and Therapy Class B</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Radioimmunoassay</td>
<td>4,500.00</td>
<td>6,500.00</td>
</tr>
<tr>
<td>Particle Accelerator Facility</td>
<td>8,000.00</td>
<td>8,000.00</td>
</tr>
</tbody>
</table>

## Sec. 8. Schedule of Fees for Other Related Regulatory Services.

Table 3. Fees and charges for other related regulatory services

<table>
<thead>
<tr>
<th>A. Publication</th>
<th>Unit Costs (Pesos)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. CPR Compilation (All Parts)</td>
<td>800.00</td>
</tr>
<tr>
<td>2. Specific Part of the CPR</td>
<td>200.00</td>
</tr>
<tr>
<td>3. INFOPAC per Part</td>
<td>500.00</td>
</tr>
<tr>
<td>4. Publication on CD</td>
<td>50.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>B. Certified True Copy of Legal Documents</th>
<th>Unit Costs (Pesos)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Radioactive Material License</td>
<td>300.00</td>
</tr>
<tr>
<td>2. Official Inspection Report</td>
<td>100.00</td>
</tr>
</tbody>
</table>
PART III

ENFORCEMENT AND EFFECTIVITY

Sec. 9. Failure of the Applicant to Pay Prescribed Fees.

Failure of the applicant/licensee to pay the prescribed license fees will be a cause to delay any action on the license application. Accordingly, the licensee is notified about any regulatory action by PNRI.

Sec. 10. Effective Date.

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

Approved:

[Signature]

ALUMANDA M. DELA ROSA, Ph.D.
Director, PNRI

Approved, 30 June 2016.