

PIPELINE BOT-ICT PROJECTS

Project Title	Description	Proponent Agency/Office	Duration	Project Cost/ Funding Source	Remarks / Status
Alien Certificate of Registration Identity Card Project	The project involves the financing, systems development, design, installation, testing, commissioning and operation, data input, creation of a database, as well as systems maintenance and upgrading, production of pre-printed ACR I-Cards, adaptation and customization of the ACR I-Card, issuance of processed ACR I-Card and training of concerned BI Personnel at the BI main office, eight (8) international ports of entry/exit and twelve (12) regional ports and its sub-ports.	BI	Ten years	PhP138M (under the BOT scheme)	<p>The project was granted first and second pass approval on 12 November 2002 and 30 April 2003, respectively. On 6 May 2003, NEDA Board confirmed the first and second pass approvals. On 9 December 2003, the ICC-CC issued clearance on a no-objection basis, ad referendum, on the draft BOT Agreement. The BOT Agreement was signed by and between BI and JSTC, the private sector proponent, on 15 December 2003.</p> <p>On 1 April 2004, BI Commissioner Alipio Fernandez issued a Memorandum Order deferring the implementation of the subject project until further notice due to protests received from various foreign embassies that the issuance and renewal fees are unreasonable. JSTC, in turn, sought reconsideration from the Office of the Chief</p>

Project Title	Description	Proponent Agency/Office	Duration	Project Cost/ Funding Source	Remarks / Status
					<p>Presidential Legal Counsel, which subsequently referred the request to DOJ and NEDA for appropriate action on 15 April 2004.</p> <p>NEDA, on its 28 April 2004 letter, affirmed that the subject project has undergone the approval process in accordance with the provisions of the RA 7718 and its Implementing Rules and Regulations. Moreover, NEDA deferred to the DOJ, as the appropriate agency to address the said concern.</p> <p>DOJ, meanwhile in a 21 July 2004, memorandum to BI, stated that the MO suffers from legal infirmities and must be recalled immediately. BI was thereby directed to advise DOJ of the action taken within five days from receipt of the memorandum.</p> <p>The 18 September 2004 BI letter to DOJ states that the Bureau recognizes its obligation to comply with the terms and conditions of the</p>

Project Title	Description	Proponent Agency/Office	Duration	Project Cost/ Funding Source	Remarks / Status
					<p>validly executed and government-approved BOT Agreement , and is hence bound to implement the said Project. According to the BI, the deferment was undertaken merely to re-determine whether or not the imposed fees for the ACR I-Card are reasonable. However, the Bureau is seeking time for the parties to come up with an agreeable solution to the issue, given the discussions being held with the private proponent and representatives of different chambers of commerce in the country. BI claims that since the private proponent has agreed to talk about lowering the fees on certain terms and conditions, the issue on whether or not the deferment is justifiable has now become moot and academic .</p>