



Republic of the Philippines
OFFICE OF THE PRESIDENT
COMMISSION ON HIGHER EDUCATION

CHED MEMORANDUM ORDER

No. 39

Series 2008

SUBJECT : AMENDMENT TO CHED MEMORANDUM ORDER (CMO) NO. 16, SERIES 2008 [Guidelines To Be Followed In The Processing Of Applications Of Higher Education Institutions (HEIs) Intending To Increase Tuition And Other Fees For Sy 2008-2009]

In accordance with the pertinent provisions of Republic Act No. 7722, otherwise known as the "*Higher Education Act of 1994*," and in light of the mandate of the Commission to regulate tuition and other fee increases as provided for by Batas Pambansa Blg. 232, GASTPE Law, as well as the Supreme Court Decision on the *Lina vs. Cariño* (221 SCRA 515, G.R. No. 100127, April 23, 1993), and pursuant to Commission en Banc (CEB) Resolution No. 265-2008 adopted during its 314th Meeting on 19 May 2008, CHED Memorandum Order (CMO) No. 16, series 2008 is hereby amended as follows:

1. To continue the implementation of CMO 13, s. 1998 as is however, in order to safeguard the interests of both the students and school administrators, the following safety measures should be strictly undertaken by the CHED Regional Offices (CHEDROs):
 - a. **Monitor the schools' compliance with Section 8(b) [*Assistance to College Freshmen*] of the GASTPE Law, that 5% of its annual incoming freshmen population should be given scholarship privileges, which shall include among others, valedictorians and salutatorians of both public high schools and private high schools; and**
 - b. Review and evaluate financial statements of HEIs to ensure compliance with the 70-20-10 requirement.

All other provisions in CMO 16, s. 2008 which are unaffected by this amendment shall remain in force and in effect.

All other issuances inconsistent herewith are deemed repealed, modified or amended accordingly.

This amendment shall take effect immediately, and shall remain in force and in effect until otherwise revoked, repealed or amended.

Issued this 31st day of July 2008, Pasig City,
Philippines.

FOR THE COMMISSION:



ROMULO L. NERI
Chairman