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REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

BOC-01-10165

20 September 2024

CUSTOMS MEMORANDUM CIRCULAR

No. 162-2024

**To: All Collectors of Customs
Importers, Customs Brokers, Brokers'
Representatives and All Others Concerned**

In line with Customs Memorandum Order No. 14 - 2019, the Exchange Rate duly issued by the Bangko Sentral ng Pilipinas on September 20, 2024 shall be the applicable Rate of Exchange for the week September 21, 2024 to September 27, 2024 for both the regular consumption entries (formal and informal), warehouse entries as well as withdrawal entries for shipments entered under warehousing.

COUNTRY	UNIT	PHIL. PESO EQUIVALENT
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I. CONVERTIBLE CURRENCIES WITH BANGKO SENTRAL:

1 UNITED STATES	DOLLAR	55.7490
2 JAPAN	YEN	0.3909
3 UNITED KINGDOM	POUND	74.0737
4 HONGKONG	DOLLAR	7.1537
5 SWITZERLAND	FRANC	65.7805
6 CANADA	DOLLAR	41.1219
7 SINGAPORE	DOLLAR	43.1661
8 AUSTRALIA	DOLLAR	37.9706
9 BAHRAIN	DINAR*	147.9617
10 KUWAIT	DINAR	N/A
11 SAUDI ARABIA	RIYAL	14.8569
12 BRUNEI	DOLLAR	42.9996
13 INDONESIA	RUPIAH	0.0037
14 THAILAND	BAHT****	1.6837
15 UNITED ARAB EMIRATES	DIRHAM	15.1797
16 EUROPEAN MONETARY UNION	EURO	62.2326
17 KOREA	WON	0.0420
18 CHINA	YUAN**	7.8920



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II. OTHERS (NOT CONVERTIBLE WITH BSP)

19 ARGENTINA	PESO	0.0579
20 BRAZIL	REAL	10.2811
21 DENMARK	KRONER	8.3432
22 INDIA	RUPEE	0.6668
23 MALAYSIA	RINGGIT	13.2578
24 MEXICO	NEW PESO	2.8885
25 NEW ZEALAND	DOLLAR	34.7818
26 NORWAY	KRONER	5.3294
27 PAKISTAN	RUPEE	0.2006
28 SOUTH AFRICA	RAND	3.1834
29 SWEDEN	KRONER	5.4901
30 SYRIA	POUND	0.0043
31 TAIWAN	NT DOLLAR	1.7468
32 VENEZUELA	BOLIVAR	1.5187

It shall be understood that the foreign currencies shall be converted directly into the Philippine Pesos rather than the old practice of converting first into U.S. Dollar.

All issuances inconsistent with this Order are hereby revoked.

This Order shall take effect September 20, 2024.


ATTY. VENER S. BAQUIRAN
 Deputy Commissioner, AOCG





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BOC-01-10164

27 September 2024

CUSTOMS MEMORANDUM CIRCULAR

No. 163 - 2024

**To: All Collectors of Customs
Importers, Customs Brokers, Brokers'
Representatives and All Others Concerned**

In line with Customs Memorandum Order No. 14 - 2019, the Exchange Rate duly issued by the Bangko Sentral ng Pilipinas on September 27, 2024 shall be the applicable Rate of Exchange for the week September 28, 2024 to October 04, 2024 for both the regular consumption entries (formal and informal), warehouse entries as well as withdrawal entries for shipments entered under warehousing.

COUNTRY	UNIT	PHIL. PESO EQUIVALENT
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I. CONVERTIBLE CURRENCIES WITH BANGKO SENTRAL:

1 UNITED STATES	DOLLAR	56.0170
2 JAPAN	YEN	0.3869
3 UNITED KINGDOM	POUND	75.1580
4 HONGKONG	DOLLAR	7.2017
5 SWITZERLAND	FRANC	66.2218
6 CANADA	DOLLAR	41.5958
7 SINGAPORE	DOLLAR	43.6678
8 AUSTRALIA	DOLLAR	38.6013
9 BAHRAIN	DINAR*	148.6651
10 KUWAIT	DINAR	N/A
11 SAUDI ARABIA	RIYAL	14.9343
12 BRUNEI	DOLLAR	43.4982
13 INDONESIA	RUPIAH	0.0037
14 THAILAND	BAHT****	1.7305
15 UNITED ARAB EMIRATES	DIRHAM	15.2523
16 EUROPEAN MONETARY UNION	EURO	62.6102
17 KOREA	WON	0.0427
18 CHINA	YUAN**	7.9899



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II. OTHERS (NOT CONVERTIBLE WITH BSP)

19 ARGENTINA	PESO	0.0579
20 BRAZIL	REAL	10.3012
21 DENMARK	KRONER	8.3963
22 INDIA	RUPEE	0.6701
23 MALAYSIA	RINGGIT	13.5307
24 MEXICO	NEW PESO	2.8551
25 NEW ZEALAND	DOLLAR	35.4364
26 NORWAY	KRONER	5.3236
27 PAKISTAN	RUPEE	0.2017
28 SOUTH AFRICA	RAND	3.2644
29 SWEDEN	KRONER	5.5413
30 SYRIA	POUND	0.0043
31 TAIWAN	NT DOLLAR	1.7668
32 VENEZUELA	BOLIVAR	1.5239

It shall be understood that the foreign currencies shall be converted directly into the Philippine Pesos rather than the old practice of converting first into U.S. Dollar.

All issuances inconsistent with this Order are hereby revoked.

This Order shall take effect 27 September 2024.


ATTY. VENER S. BAQUIRAN
 Deputy Commissioner, AOCG





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30 September 2024

CUSTOMS MEMORANDUM CIRCULAR
NO. 164-2024

TO : ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL DIRECTORS AND DIVISION CHIEFS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

SUBJECT : CUSTOMS MEMORANDUM CIRCULAR (CMC) RELATIVE TO
REPUBLIC ACT NO. 11985, OTHERWISE KNOWN AS THE
PHILIPPINE SALT INDUSTRY DEVELOPMENT ACT

This has reference to the herein attached **Republic Act (R.A.) No. 11985** dated 11 March 2024, *An Act Strengthening and Revitalizing the Salt Industry in the Philippines, Appropriating Funds Therefor*, otherwise known as the **Philippine Salt Industry Development Act**.

Significant is Section 27 thereof which provides, to wit:

Section 27. Tariff on Salt. – *There shall be levied, collected, and paid upon all imported salt a duty of nine percent (9%) ad valorem.*

Tariff collections shall be credited automatically to a special account with the National Treasury, which shall be in place within ninety (90) days from the effectivity of this Act, for the purpose of developing the salt industry.

Salt imports include imported products under the following HS headings or AHTN Codes, the Descriptions:

2501 - Salt (including table salt and denatured salt) and pure sodium chloride, whether or not in aqueous solution of containing added anti-caking or free flowing agents; sea water.

2501.00.10	- Table salt
2501.00.20	- Unprocessed rock salt
2501.00.50	- Sea water
	- Other
2501.00.51	- Salt, denatured, industrial
2501.00.91	- With sodium chloride content more than 60% but less than 97%, calculated on a



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	<i>dry basis, fortified with iodine.</i>
2501.00.92	<i>- Other, with sodium chloride content 97% or more but less than 99.9%, calculated on a dry basis.</i>
2501.00.99	<i>- Other</i>

Attached hereto is a copy of R.A. No. 11985 as Annex "A" for reference.

For records purposes, please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt hereof.

For your guidance and reference.

BIENVENIDO X. RUBIO
Commissioner



Republic of the Philippines
Congress of the Philippines
Metro Manila
Nineteenth Congress
Second Regular Session

Begun and held in Metro Manila, on Monday, the twenty-fourth day of July, two thousand twenty-three.

[REPUBLIC ACT NO. 11985]

AN ACT STRENGTHENING AND REVITALIZING
THE SALT INDUSTRY IN THE PHILIPPINES,
APPROPRIATING FUNDS THEREFOR

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

SECTION 1. *Short Title.* – This Act shall be known as
the "Philippine Salt Industry Development Act".

SEC. 2. *Declaration of Policy.* – It is the policy of the
State to promote rural development based on sound agricultural
productivity, increase in rural income through enterprises that
make full and efficient use of human and natural resources,
and which are competitive in both domestic and foreign
markets. For this purpose, the State shall provide support
through appropriate technology and research, and adequate

financial, production, marketing, and other support services to revitalize the salt industry, attain increased production by salt farmers and salt producers, achieve salt self-sufficiency, and become a net exporter of salt.

It is further the policy of the State to preserve, protect, and rehabilitate the natural environment in the actualization of its developmental policies.

SEC. 3. *Definition of Terms.* – For purposes of this Act:

(a) *Artisanal salt* refers to locally produced unrefined salt, derived directly from a living sea or ocean, using traditional methods. It retains natural traces of minerals coming from sea water, and is produced by traditional or community-based enterprises;

(b) *Artisanal salt producer* refers to one who utilizes traditional methods of production using non-mechanized means;

(c) *Food-grade salt* refers to salt for human consumption;

(d) *Industrial salt* refers to salt used in the treatment, processing, and/or manufacture of non-food commercial products;

(e) *Iodized salt* refers to ordinary salt with fortificant potassium iodate (KIO_3);

(f) *Salt* refers to an unrefined salt derived directly from a living sea or ocean, harvested through the process of cooking, smoking or solar evaporation. Regardless of the manner of production, it retains natural traces of minerals coming from sea water;

(g) *Salt farms* refer to areas of land, shorelines, or coastal areas, including their buildings, machineries, and equipment, used in salt production. Salt farms may be classified as:

(1) *Individual salt farm* – salt farm of not more than fifty (50) hectares; or

(2) *Corporate or cooperative/association salt farm* – salt farm of not more than two hundred fifty (250) hectares;

(h) *Salt producer* refers to an individual, corporation, cooperative or association involved in the production of salt. Local salt producers shall be categorized as follows:

(1) Subsistence producer/manufacturer – a person or association engaged in the production, trade, and distribution of salt not exceeding two (2) metric tons (MT) per year;

(2) Small producer/manufacturer – a person, corporation, or association engaged in the production, trade and distribution of salt ranging from more than two (2) MT to three hundred (300) MT per year;

(3) Medium producer/manufacturer – a person, corporation, or association engaged in the production, trade, and distribution of salt ranging from more than three hundred (300) MT to two thousand (2,000) MT per year; or

(4) Large producer/manufacturer – a person, corporation, or association engaged in the production, trade, and distribution of salt exceeding two thousand (2,000) MT per year; and

(i) *Salt production* refers to the process of generating salt from salt water utilizing solar evaporation or cooking and other acceptable methods.

SEC. 4. *Philippine Salt Industry Development Roadmap (Salt Roadmap)*. – For the attainment of the objectives of this Act, there shall be formulated and established a Philippine Salt Industry Development Roadmap (Salt Roadmap), which shall include, but not be limited to, programs, projects and interventions for the development and management, research, processing, utilization, business modernization, and commercialization of Philippine salt: *Provided, That* the Salt Roadmap shall be aligned with the objectives and continued implementation of Republic Act No. 8172 or "An Act for Salt Iodization Nationwide (ASIN)", which shall include the mandatory iodization of all food-grade salt and shall have the following objectives, among others:

(a) Increase salt production in order to attain salt self-sufficiency, and become a net exporter of salt;

(b) Encourage salt farming and expand the number of salt-producing areas;

(c) Ensure the sustainable production, management and harvesting, and soil and water conservation practices in salt-farming areas;

(d) Promote public and private investments in the salt industry development programs;

(e) Ensure the sustainability and viability of the salt industry through the establishment of cooperatives among salt farmers and salt producers in order to optimize local production and improve access to government interventions, assistance, and incentives;

(f) Advance market access for Philippine salt products locally and internationally;

(g) Support research and development (R&D) activities for salt production and processing and introduce new and appropriate technology based on R&D outputs;

(h) Ensure regular funding for salt production, processing, commercial and marketing programs and projects and provide technical and financial assistance in the local design and fabrication of high-capacity processing equipment and machineries for the salt industry and salt iodization; and

(i) Provide continuous training and capacity building in the salt industry development.

SEC. 5. *Creation of Philippine Salt Industry Development Council (Salt Council).* – To ensure the unified and integrated implementation of the Salt Roadmap and accelerate the modernization and industrialization of the Philippine salt industry, a Salt Council is hereby created with the following composition:

(a) Secretary of the Department of Agriculture (DA), as Chairperson;

(b) Secretary of the Department of Trade and Industry (DTI) as Vice-Chairperson;

Members:

(c) Director of the Bureau of Fisheries and Aquatic Resources (BFAR);

(d) Secretary of the Department of Environment and Natural Resources (DENR);

(e) Secretary of the Department of Science and Technology (DOST);

(f) Secretary of the Department of Health (DOH);

(g) Secretary of the Department of Tourism (DOT);

(h) Secretary of the Department of Public Works and Highways (DPWH);

(i) Secretary of the Department of Labor and Employment (DOLE);

(j) Chairperson of the Cooperative Development Authority (CDA);

(k) Executive Director of National Fisheries Research and Development Institute (NFRDI);

(l) One (1) representative each from the League of Provinces of the Philippines, League of Cities of the Philippines, and League of Municipalities of the Philippines of salt-producing areas;

(m) One (1) representative from the private sector engaged in salt-production business; and

(n) Three (3) representatives from the salt farmer cooperatives, two (2) representing Luzon and one (1) representing Visayas and Mindanao:

Provided, That the respective agencies may designate their permanent representatives whose rank shall not be lower than an Assistant Secretary: *Provided, further*, That the representatives from business sector shall be chosen by BFAR from a list of three (3) nominees submitted to it by the sector;

and the representatives from the cooperatives shall be chosen by BFAR from a list of five (5) nominees for Luzon and three (3) for the Visayas and Mindanao submitted to it by the salt farmers' cooperatives: *Provided, finally*, That one-third (1/3) of all the members of the Salt Council shall constitute a quorum.

SEC. 6. *Functions of the Salt Council.* - The Salt Council shall have the following powers and functions:

(a) Formulate the five (5)-year Salt Roadmap, which shall contain the short-term, medium-term, and long-term development plan (Development Plan) for the industry, which shall be updated yearly, or earlier, as determined by the Salt Council;

(b) Identify specific and priority programs and projects in support of, and in line with, the Salt Roadmap;

(c) Provide development funds and technical assistance to salt farmers and the industry. The support shall be commensurate to the size of the salt farm;

(d) Implement the mechanization of salt production process through the provision of machinery and equipment such as, but not limited to, harvesters, and motorized pumps to reduce operational cost;

(e) Identify sources of financing and facilitate credit windows with government banks and the Agricultural Credit Policy Council (ACPC) to expand the salt industry development;

(f) Increase production of local salt by increasing land area devoted to salt and improving farm productivity;

(g) Institutionalize capacity building for salt farmers through the BFAR provincial offices under the Fisheries Post-Harvest Technology Division (FPHTD);

(h) Strengthen market linkage and promotion of Philippine salt;

(i) Conduct continuing R&D on innovation and modernization of the salt industry;

- (j) Establish an agri-insurance program for salt producers;
- (k) Submit annual reports, not later than June 30, to the Office of the President and to each House of Congress, on the status of the implementation of the Salt Roadmap and the salt industry development in the country;
- (l) Recommend to the Department of Budget and Management (DBM) the required yearly appropriations for the plan and implementation of the salt development programs;
- (m) Promulgate such rules and regulations, and exercise such other powers and functions, as may be necessary to carry out the objectives of this Act; and
- (n) Constitute the staffing complement of the Program Management Office Secretariat with the power to create and abolish positions.

SEC. 7. *Creation of a Program Management Office (PMO).* - The DA, through the BFAR, shall lead in the implementation of the Development Plan. Towards this end, a PMO is hereby created under the Office of the BFAR Director to oversee the overall implementation of the Development Plan and the monitoring of its execution by the implementing agencies and/or partners. Further, the PMO shall also assume and perform secretariat functions such as to coordinate and manage the regular meetings of the Salt Council, prepare and/or consolidate reports, monitor the implementation of policy decisions that the Salt Council has adopted, and liaise with all the member departments and relevant agencies of the government. The PMO shall have a staff complement, as approved by the Salt Council.

SEC. 8. *Salt as an Aquatic Resource Product.* - Salt, unprocessed or processed, is hereby classified as an aquatic resource product and shall be exempt from all taxes.

The DA shall also ensure that salt is a priority commodity to be produced locally in areas or regions identified in this Act. The required resources shall be allocated by the DA for this purpose.

SEC. 9. *Mapping and Determination of Public Lands for Salt Production; Role of the DENR and BFAR.* – Most areas suitable for salt production are public lands which are currently within the administrative jurisdiction of the DENR and the BFAR.

Pursuant to this Act, the DENR through its appropriate bureaus and its attached agency, the National Mapping and Resource Information Authority (NAMRIA), and the BFAR are hereby mandated to map out, identify, and designate public lands, including portions of municipal waters, as salt production areas. They shall prioritize public lands situated in the following provinces that are identified as suitable for salt production, namely: Ilocos Norte, Ilocos Sur, La Union, Pangasinan, Zambales, Bataan, Occidental Mindoro, Oriental Mindoro, Palawan, Marinduque, Quezon Province, Misamis Oriental, and Antique, which are now hereby declared as priority areas for salt production. They shall finish the task within sixty (60) days from the effectivity of this Act: *Provided*, That public lands in other regions shall also be subsequently mapped out, identified and designated as potential salt production areas, within six (6) months from the effectivity of this Act: *Provided, further*, That the result of the mandatory mapping, identification, and designation of public lands for salt production shall be shared with the public, through the DENR and BFAR websites or otherwise, as their respective agency rules shall allow, so as to inform interested salt industry investors: *Provided, furthermore*, That they shall also provide a report on the completion of this mapping, identification, and designation to both Houses of Congress through the Congressional Oversight Committee on Agriculture and Fisheries Modernization (COCAFAM).

SEC. 10. *Transfer of Public Lands Identified as Suitable for Salt Production from DENR to BFAR.* – The DENR is hereby mandated to transfer public lands mapped out, identified, and designated as suitable for salt production under its administrative jurisdiction to BFAR. It shall do so within ninety (90) days from the effectivity of this Act.

SEC. 11. *Allocation and Use of Public Lands for Salt Production; Role of BFAR; Miscellaneous Provisions.* – BFAR is hereby mandated to allocate public lands for salt production to qualified salt producers. For this purpose, it shall issue a

tenorial instrument (herein referred to as the Salt Production Tenorial Instrument or SPTI) to qualified salt producers for the use of these public lands, certified copies of which shall be furnished the Salt Council through the PMO: *Provided*, That tenorial instruments on public lands already issued to private entities shall be respected: *Provided, further*, That tenorial instruments issued for salt production shall be strictly used only for the purpose for which it was granted, and that public land with salt farms shall not be converted to other uses, other than for fisheries and aquaculture purposes: *Provided, furthermore*, That the procedure for such issuance shall take into utmost consideration Republic Act No. 11032 or the "Ease of Doing Business and Efficient Government Service Delivery Act of 2018": *Provided, finally*, That the BFAR shall maintain a digital database of all applicants and holders of SPTI to ensure integrity of data, stronger data protection, and convenient data access.

(a) *Salt Production Tenorial Instrument (SPTI)*. An application for an SPTI on a public land for salt farm production shall be submitted to BFAR. BFAR shall issue the SPTI to qualified salt producers, which shall indicate, *inter alia*, the following:

(1) Name and other relevant information about the grantee;

(2) Terms and conditions in the use of the salt farm;

(3) Period of use of the public land on which the salt farm is located;

(4) Conditions for termination, which shall include an undertaking to start salt farm construction and operation within one (1) year from the approval and granting of the SPTI and to protect and preserve critical habitat for marine life in the area; and

(5) Metes and bounds of the salt farm.

Provided, That nothing herein shall be added that contradicts the principles and provisions of Republic Act No. 11032: *Provided, further*, That new/renewal/transfer of application for SPTI shall be submitted to the BFAR Provincial Office, which

shall process and issue the SPTI applied for within forty-five (45) days from the complete submission of the three (3) requirements enumerated in subparagraph (b) of this section, failure in the issuance of which shall render the application approved and BFAR shall immediately issue the SPTI applied for to the applicant: *Provided, furthermore, That the SPTI shall bear only the signature of the Regional Director and the BFAR Director.*

(b) *Qualification of Salt Producers Applying for SPTI.* The BFAR shall approve application for SPTI on the bases of only the following three (3) requirements:

(1) Certificate of Registration as a salt producer, secured under Section 13 of this Act;

(2) The applicant has an outstanding track record of engaging in salt farm business or other related business for at least three (3) years, or has an actual experience in salt production for at least three (3) years: *Provided, That cooperatives/associations of subsistence and small salt producers/farmers may present certification and endorsement from the local government units (LGUs) within which their intended salt farm will be established of their capability to manage and operate a salt farm, in lieu of the three (3)-year period requirement; and*

(3) Payment of rental fee for the use of said public land in the amount equal to current rates exacted by BFAR on the use of these public lands:

Provided, That cooperatives/associations of subsistence and small salt producers/farmers shall be given preferential treatment in the grant of SPTI and shall be allowed rent-free use of the public land on which the salt farm and its facilities are built for a period of three (3) years from the start of salt farm operations: Provided, further, That said cooperatives/associations shall present authenticity of the nature and composition of its members through a certification from the local office of the Department of Social Welfare and Development (DSWD) and the LGU of residence: Provided, furthermore, That misdeclaration or falsification or any other false deed to conceal the real nature and composition of its

members shall render its officers liable for criminal acts under existing laws.

(c) *Period of Use of Public Land for Salt Farm.* The salt producer with an SPTI shall be allowed use of public land for salt production for twenty-five (25) years, renewable for another twenty-five (25) years: *Provided*, That the lease agreement shall be subject to early termination upon a determination by BFAR, upon due process, of the grantee's violation of the provision(s) of the SPTI.

(d) *Limitations on the Size of Salt Farms.* Individuals may lease up to fifty (50) hectares of salt farms. Corporations or cooperatives/associations may lease up to two hundred fifty (250) hectares. A lease applicant may apply for a lease for more than one (1) area and hold several lease agreements, but in no case shall the total area of such multiple lease agreements exceed the limits prescribed under this provision.

SEC. 12. *Utilization of Public Lands Already Issued Fishpond Lease Agreements (FLAs) for Salt Production; Other Forms of Public Land Possession.* – Fishpond Lease Agreements (FLAs) issued by BFAR before the enactment of this law may now include salt production as among the valid activities that may be undertaken by the leaseholder: *Provided*, That if the lessee so decides to engage in salt production, such lease agreement, or such portion of that public land under the FLA to be used for salt production, shall be governed by the provisions of this Act. In such case, the already issued FLA shall be amended accordingly to reflect salt production: *Provided*, That the period in the amended FLA for salt production shall state the full twenty-five (25)-year period.

If other public lands identified for salt production purposes under this Act are already in the possession of private entities, BFAR shall notify the possessor that such public land has been identified as suitable for salt production, and if the possessor shall accede to develop such public land into salt production area, then the process of developing the area into salt production shall continue in accordance with the provisions of this Act.

SEC. 13. *Registration as Salt Producer; Control Measures.* – All salt producers, whether holders of SPTI or

otherwise, shall register with the BFAR: *Provided*, That the Food and Drug Administration (FDA) shall retain its jurisdiction over the registration of salt for human consumption as provided under Republic Act No. 8172, and Republic Act No. 10611 or the "Food Safety Act of 2013". The following are the qualification requirements for registration:

(a) For Cooperatives/Associations

(1) Existing

(i) Certification as Existing Salt Producer from the LGU where the salt farm operates;

(ii) Certificate of Registration from CDA for cooperatives, or from LGU where the farm site is located for farmers' association;

(iii) Production record for the immediately preceding year; and

(iv) Affidavit from applicant of existence of at least fifty (50) members.

(2) New Registrants

(i) Certificate of Registration from CDA for cooperatives, or from LGU where the proposed farm site is located for farmers' association;

(ii) Business plan;

(iii) Farm Site Inspection Report from the Provincial Fisheries Officer (PFO); and

(iv) Affidavit from applicant of existence of at least fifty (50) members.

(b) For Corporations

(1) Existing

(i) Securities and Exchange Commission (SEC) registration;

(ii) Certification as Existing Salt Producer from the LGU where the salt farm operates;

(iii) Updated tax payment record; and

(iv) Proof of SSS, Pag-IBIG, PhilHealth remittances.

(2) New Registrants

(i) SEC registration;

(ii) Business plan; and

(iii) Farm Site Inspection Report from the PFO.

(c) For Individuals/Artisanal

(1) Existing

(i) Certificate as a Salt Producer from the LGU, and indication as artisanal, if applicable; and

(ii) Production report for the immediately preceding year.

(2) New Registrants

(i) Business plan; and

(ii) Farm/Production Site Inspection Report from the PFO.

Registration shall be renewed every three (3) years.

Upon complete submission of the qualification requirements, BFAR shall issue the Certificate of Registration as a salt producer, or a notice of the denial of the application for registration, accompanied by an explanation for such denial, within forty-five (45) days from completion. The failure of BFAR to act on the application renders the application approved, and it shall immediately issue the said Certificate of Registration. An appeal for such denial shall be filed with the BFAR Director within fifteen (15) days from receipt of

Notice of Denial, which in turn shall be decided with administrative finality by the Director, within fifteen (15) days from filing.

SEC. 14. Support for the Development of Salt Farms and Salt Producers. - The DA-BFAR, in consultation with individuals, corporations, associations, and cooperatives from the salt industry, shall provide technical support in the development and operation of existing salt farms. It shall assist in the design of salt farms of cooperatives/associations.

BFAR is hereby mandated and authorized to grant material and technical assistance to salt farms of cooperatives/associations through its own projects and programs for the salt industry, on the following concerns:

- (a) Establishment of salt farm warehouses;
- (b) Provision of inputs for salt development, machinery, and equipment;
- (c) Conduct of extension services;
- (d) Establishment and strengthening of salt producers cooperative; and
- (e) Development of modern salt production and processing technology.

This mandate shall be funded out of the tariff collection on imported salt as provided in Sections 27 and 28 of this Act. The BFAR shall institutionalize the Development of Salt Industry Program (DSIP) as a regular program funded by the General Appropriations Act (GAA) and shall cover the interventions that are not included for funding by the Salt Industry Development and Competitiveness Enhancement Fund (SIDCEF) over and above the regular budget of BFAR under the GAA.

SEC. 15. Construction of Salt Farm Roads. - Consistent with the Development Plan, the DA-BFAR, in coordination with the LGUs and the resident salt producers, shall identify priority locations of roads linking the salt farms to the market,

which shall be known as *Daan Asinan*. In the construction of the *Daan Asinan*, the DA-BFAR shall consider the investment cost for salt production in the area, the number of salt producers and their families who shall benefit from the venture, and the amount of salt produced or to be potentially produced in the salt production areas. Thereafter, the DA-BFAR shall coordinate with the DPWH for the latter to undertake the construction, improvement, and maintenance of the *Daan Asinan*.

SEC. 16. *Research and Promotion of Salt Farming Methodologies and Techniques*. – The DA-NFRDI, in close coordination with the DA-Philippine Center for Postharvest Development and Mechanization (DA-PhilMech), shall spearhead the development of the latest technology in salt production, particularly technology that allows year-round production of salt even under erratic weather patterns. It shall also encourage the mechanization of salt production from pre- to post-harvest and develop technologies that promote alternative methods and cost-effective techniques in salt production.

The DA-NFRDI shall immediately transfer the results of their completed study/technology/product to salt producers/manufacturers.

SEC. 17. *Extension Programs*. – The BFAR, in coordination with the DTI, DOST, DOLE, Technical Education and Skills Development Authority (TESDA) and other relevant government agencies, shall provide complementary training programs that shall develop and upgrade the skills and competencies of Philippine salt producers, ensure product traceability and compliance to food safety, hasten technology acquisition including product labelling and packaging, enhance skills on market positioning for Philippine artisanal/specialty and industrial salts and such other capabilities necessary in the maintenance and development of the local salt industry.

SEC. 18. *Corps of Salt Production Trainers*. – Within thirty (30) days from the effectivity of this Act, BFAR shall form the Corps of Trainers for salt production, whose members shall be recruited from BFAR personnel in the provinces, under the FPHTD; experts from state universities and colleges (SUCs) with a track record for studying and researching on

salt production and post-production techniques and technology; experts from Agricultural Training Institute (ATI); and from practitioners in actual salt farm production in the country. The corps members shall be tasked to help out in the establishment of salt farms in areas designated as such by this Act. BFAR shall spend for their travel, lodging, *honoraria* and other necessary expenses, within existing budgetary rules.

SEC. 19. *Salt Farmers Cooperatives and Associations.* - The CDA shall assist in the formation, organizational strengthening, and financial literacy of cooperatives and their local salt farmers-members and producers. It shall aim to build capabilities of cooperatives and associations to leverage their own resources, run sustainable operations, and increase the number of successful cooperative-managed salt farms in the country.

SEC. 20. *Trade and Export Assistance.* - The DTI and the DA shall assist and support local salt producers in the trade and exportation of their product. They shall enhance the capabilities and global competitiveness of potential and existing producers and exporters through export financing; business matching; provision of trade and market information; promotion of locally produced salt to local and international markets; organization of trade fairs and business missions; conduct of seminars, workshops, conferences and symposium on export-related subjects, including export documentation and procedures; product design and development; and market and product consultancy. The government shall give preference to locally produced salt in government purchases.

SEC. 21. *Role of LGUs.* - LGUs shall, as far as practicable, establish their respective Salt Industry Development Task Force (Salt Task Force). LGUs shall regularly conduct a survey of existing salt farms and salt processing enterprises in their respective localities.

LGUs, in cooperation with the DENR, BFAR, DA-NFRDI, and DTI and the appropriate DOST Regional Office, shall identify appropriate areas for local salt production in their respective localities.

SEC. 22. *Importation of Salts.* – No person shall import salt without first securing a permit from the following agencies:

- (a) DA-BFAR and DOH-FDA for food grade salt; and
- (b) DA-BFAR for non-food grade salt.

The DOH-FDA and DA-BFAR are hereby mandated to harmonize and streamline their processes.

SEC. 23. *Mandatory Use of Domestically Produced Salt.* – The government shall mandate the use of domestically produced salt in its programs, including the fertilization of coconut farms by the Philippine Coconut Authority (PCA).

SEC. 24. *National Iodization Program.* – Notwithstanding the provisions of Republic Act No. 8172, iodization of artisanal and non-food grade salt and salt intended for export is hereby rendered optional in the country. The use of artisanal salt by food manufacturers and food establishments shall be allowed.

The salt produced by salt farmers shall not be automatically categorized as food grade, nor shall the burden of iodizing salt be on the salt farmers.

Food grade salt may be sold by farmers to salt processors in compliance with this Act provided that iodization shall be done by the processors.

Importers, traders and distributors of imported food-grade salt that will undertake fortification shall comply with the iodization standards set by the DOH.

For this purpose, the DOH shall develop guidelines for the implementation of this new mandate, taking into consideration international trade nuances and standards impacting on local food manufacturers and exporters.

The BFAR-FPHTD is hereby tasked to develop and implement a comprehensive program for the acquisition, design, and manufacture of salt iodization equipment, and the further development of salt iodization technology.

SEC. 25. *Labeling of Salt Made in the Philippines.* – All salt produced or manufactured in the Philippines for export shall be labeled as "Made in the Philippines" in a prominent and conspicuous manner on the product, its packaging, and accompanying documentation, and shall comply with the requirements of Republic Act. No. 7394, otherwise known as the "Consumer Act of the Philippines".

For domestically produced salt intended for the local market, salt manufacturers, producers or farmers are encouraged to provide a label "Made in the Philippines".

The DTI shall assist domestic salt manufacturers, producers or farmers on this labeling requirement.

SEC. 26. *Incentives.* – The following incentives shall be provided to investors in salt farms development and salt processing facilities:

(a) The Board of Investments shall classify salt farms as preferred areas of investment under its Investment Priorities Plan (IPP) subject to pertinent rules and regulations;

(b) Salt farm owners, salt processors and other related businesses shall be exempt from the payment of import duties for imported machines and equipment to be actually and directly used in their businesses, subject to pertinent rules and regulations;

(c) The salt producers and processors shall be given priority to access credit assistance and guarantee schemes granted by government financial institutions (GFIs); and

(d) Salt farm development and their equipment shall be covered by the Philippine Crop Insurance Corporation.

SEC. 27. *Tariff on Salt.* – There shall be levied, collected, and paid upon all imported salt a duty of nine percent (9%) *ad valorem*.

Tariff collections shall be credited automatically to a special account with the National Treasury, which shall be in place within ninety (90) days from the effectivity of this Act, for the purpose of developing the salt industry.

Salt imports include imported products under the following HS headings or AHTN Codes, the Descriptions:

2501 – Salt (including table salt and denatured salt) and pure sodium chloride, whether or not in aqueous solution of containing added anti-caking or free flowing agents; sea water.

(a) 2501.00.10 - Table salt

(b) 2501.00.20 - Unprocessed rock salt

(c) 2501.00.50 - Sea water

(d) - Other

(e) 2501.00.51 - Salt, denatured, industrial

(f) 2501.00.91 - With sodium chloride content more than 60% but less than 97%, calculated on a dry basis, fortified with iodine.

(g) 2501.00.92 - Other, with sodium chloride content 97% or more but less than 99.9%, calculated on a dry basis.

(h) 2501.00.99 - Other

SEC. 28. *Creation of the Salt Industry Development and Competitiveness Enhancement Fund (SIDCEF).* – The SIDCEF is hereby created from the salt tariff collections special account with the National Treasury. The SIDCEF shall exist for the next ten (10) years following the effectivity of this Act.

The allocation and utilization of the SIDCEF shall be subject to the following guidelines:

(a) The SIDCEF shall be earmarked, released, and implemented as follows:

(1) Provision of machinery and equipment, including sea water pumps, salt graders, salt harvesters, dump trucks and bagging machines, and salt iodization machines for beneficiaries who are into salt iodization; fifty percent (50%); to be utilized and implemented by BFAR;

(2) Establishment of salt farm warehouses/storage areas; forty percent (40%); to be constructed and implemented by DPWH;

(3) Conduct of extension services; five percent (5%); to be utilized and implemented by BFAR provincial offices; and

(4) Development of modern salt production and processing technology; five percent (5%) to be utilized and implemented by NFRDI:

Provided, That the beneficiaries of the SIDCEF are the salt cooperatives/associations of subsistence and small farmers fisherfolk: *Provided, further*, That the earmarking percentage shall be reviewed at the end of the fifth (5th) year following the effectivity of this Act, without prejudice to an earlier review if deemed necessary, for possible revisions and upgrading based on changes in intervention priorities: *Provided, furthermore*, That the allocation and disbursement of funds shall focus on the provinces that have the most number of salt farms;

(b) At the end of the fifth (5th) year from the effectivity of this Act, a mandatory review shall be conducted by the COCAFM to determine whether SIDCEF and its use as provided for under this Act shall be continued, amended, or terminated. The COCAFM shall utilize the increase or decrease in farmers' incomes as a primary benchmark in determining the effectiveness of the interventions under the SIDCEF and its possible extension;

(c) The Secretary of the DA and the BFAR Director shall be accountable and responsible for the management and utilization of the said fund in coordination with the other government agencies concerned;

(d) The amount allocated shall be released directly to the implementing agencies as provided for in this Act based on the objectives of the Salt Roadmap: *Provided*, That the unutilized portion of the SIDCEF shall not revert to the general fund but shall continue to be used for the purpose for which it was set aside. The fund releases shall not be subject to any ceiling by the DBM; and

(e) Any program undertaken in accordance with this Act shall only be deemed complementary and supplementary to, and shall not be a replacement of, any existing programs for the fisherfolk already implemented by the DA-BFAR and other agencies concerned.

SEC. 29. *Powers of the President.* – Notwithstanding Section 27 of this Act and consistent with the Philippine national interest and the objective of safeguarding local salt producers and consumers, the President is hereby empowered to act with full delegated authority subject to the provisions of the Customs Modernization and Tariff Act (CMTA), in the following circumstances:

(a) The President may revise or adjust existing rates of customs duties on salt imports consonant with the country's international agreements, including any necessary change in classification applicable to their importation: *Provided*, That the adjustment is time-bound and that the power herein delegated to the President shall only be exercised when Congress is not in session: *Provided, further*, That any order issued by the President adjusting the applied tariff rates shall take effect fifteen (15) days after publication; and

(b) In the event of any imminent or forecasted shortage, or such other situation requiring government intervention, the President is empowered for a limited period and/or a specified volume, to allow the importation of salt at a lower applied tariff rate to address the situation. Such order shall take effect immediately and can be issued even when Congress is in session.

The power herein delegated to the President may be withdrawn or terminated by Congress through a joint resolution.

SEC. 30. *Reporting.* – The various departments and agencies specified in this Act shall provide regular updates to the Salt Council on the progress of their programs and activities toward the realization of the objectives of this Act.

SEC. 31. *Congressional Oversight.* – The COCAFm shall regularly exercise its oversight powers to ensure the full implementation of this Act.

SEC. 32. *Agencies Regular Programs.* – The additional mandates, functions and activities of the various departments and agencies provided for and identified in this Act shall be considered regular programs and shall be funded accordingly in their annual budgets as particularly provided in Sections 15, 19, and 20 of this Act.


SEC. 33. *Appropriations.* – The amount necessary for the effective implementation of this Act shall be taken from the appropriations of the BFAR. Thereafter, such amount as may be needed for the continued implementation of this Act shall be included in the annual GAA.


SEC. 34. *Separability Clause.* – If any provision of this Act is declared invalid or unconstitutional, the other provisions of this Act not affected by such declaration shall remain in full force and effect.

SEC. 35. *Repealing Clause.* – Sections 3 and 5 of Republic Act No. 8172 are modified accordingly. All laws, decrees, orders, rules and regulations or other issuances or parts inconsistent with the provisions of this Act are hereby repealed or modified accordingly.


SEC. 36. *Effectivity.* – This Act shall take effect fifteen (15) days after its complete publication in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,



FERDINAND MARTIN G. ROMUALDEZ
Speaker of the House
of Representatives


JUAN MIGUEL F. ZUBIRI
President of the Senate

This Act, which is a consolidation of Senate Bill No. 2243 and House Bill No. 8278, was passed by the Senate of the Philippines and the House of Representatives on December 6, 2023 and December 13, 2023, respectively.




REGINALDO S. VELASCO
Secretary General
House of Representatives



RENATO N. BANTUG JR.
Secretary of the Senate

Approved: **MAR 11 2024**



FERDINAND ROMUALDEZ MARCOS JR.
President of the Philippines



O



REPUBLIC OF THE PHILIPPINES



PHM004173



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DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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BOC-01-10163

04 October 2024

CUSTOMS MEMORANDUM CIRCULAR

No. 165 - 2024

**To: All Collectors of Customs
Importers, Customs Brokers, Brokers'
Representatives and All Others Concerned**

In line with Customs Memorandum Order No. 14 - 2019, the Exchange Rate duly issued by the Bangko Sentral ng Pilipinas on 04 October 2024 shall be the applicable Rate of Exchange for the week 05 October 2024 to 11 October 2024 for both the regular consumption entries (formal and informal), warehouse entries as well as withdrawal entries for shipments entered under warehousing.

COUNTRY	UNIT	PHIL. PESO EQUIVALENT
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I. CONVERTIBLE CURRENCIES WITH BANGKO SENTRAL:

1 UNITED STATES	DOLLAR	56.2650
2 JAPAN	YEN	0.3832
3 UNITED KINGDOM	POUND	73.8816
4 HONGKONG	DOLLAR	7.2469
5 SWITZERLAND	FRANC	66.0077
6 CANADA	DOLLAR	41.5148
7 SINGAPORE	DOLLAR	43.4077
8 AUSTRALIA	DOLLAR	38.4853
9 BAHRAIN	DINAR*	149.2440
10 KUWAIT	DINAR	N/A
11 SAUDI ARABIA	RIYAL	14.9884
12 BRUNEI	DOLLAR	43.2408
13 INDONESIA	RUPIAH	0.0037
14 THAILAND	BAHT****	1.6981
15 UNITED ARAB EMIRATES	DIRHAM	15.3202
16 EUROPEAN MONETARY UNION	EURO	62.0772
17 KOREA	WON	0.0422
18 CHINA	YUAN**	8.0251



Gate 3, South Harbor, Port Area, Manila 1018

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II. OTHERS (NOT CONVERTIBLE WITH BSP)

19 ARGENTINA	PESO	0.0579
20 BRAZIL	REAL	10.2720
21 DENMARK	KRONER	8.3222
22 INDIA	RUPEE	0.6699
23 MALAYSIA	RINGGIT	13.3392
24 MEXICO	NEW PESO	2.9092
25 NEW ZEALAND	DOLLAR	34.9518
26 NORWAY	KRONER	5.3142
27 PAKISTAN	RUPEE	0.2026
28 SOUTH AFRICA	RAND	3.2161
29 SWEDEN	KRONER	5.4747
30 SYRIA	POUND	0.0043
31 TAIWAN	NT DOLLAR	1.7552
32 VENEZUELA	BOLIVAR	1.5251

It shall be understood that the foreign currencies shall be converted directly into the Philippine Pesos rather than the old practice of converting first into U.S. Dollar.

All issuances inconsistent with this Order are hereby revoked.

This Order shall take effect 04 October 2024.



ATTY. VENER S. BAQUIRAN
Deputy Commissioner, AOCG





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18 September 2024

CUSTOMS MEMORANDUM CIRCULAR

NO. 166 - 2024

**TO: ASSISTANT COMMISSIONER
DEPUTY COMMISSIONERS
SERVICE DIRECTORS AND DIVISION CHIEFS
DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED**

**SUBJECT: FOOD AND DRUG ADMINISTRATION (FDA) - CLARIFICATION
REGARDING AUTHORIZATIONS NEEDED FOR THE IMPORTATION
OF MEDICAL DEVICES**

This has reference to the letter with attachments dated 07 August 2024 from Dr. Samuel Zacate, Director General, FDA, bearing on the attached FDA Circular No. 2024-003 with subject: "Extension of the Regulatory Flexibility for Class B, C, and D Medical Devices that are Not Included in the List of Registrable Medical Devices Based on FDA Circular No. 2020-001 entitled: "Amendment to Annex A of FDA Circular No. 2020-001 re: "Initial Implementation of Administrative Order No. 2018-002: Guidelines Governing the Issuance of an Authorization for a Medical Device Based on the ASEAN Harmonized Technical Requirements".

Relative thereto, **all Class B, C and D medical devices that are not included in the list of registrable medical devices based on FDA Circular No. 2021-001-A may continue to be manufactured, imported, exported, distributed, transferred, sold or offered for sale without a Certificate of Medical Device Notification (CMDN) until 30 September 2024.** The License to Operate (LTO) as Medical Device Importer/Distributor of the establishment shall be required during importation.

To summarize, the following are the authorizations needed or required during the importation of medical devices:

- a. LTO
 - Importers of Medical Devices and In Vitro Medical Devices, Registrable and Non-Registrable Products
- b. Certificate of Product Registration - Only for Registrable Products
 - For Registrable Medical Device Products classified as Class B, Class C and Class D - Refer to the list in the FDA Circular No 2020-001, "Processing of Initial Implementation of Administrative Order No. 2018-002, Guidelines Governing the Issuance of an Authorization for a Medical Device Based on the ASEAN Harmonized Technical Requirements".



- For Registrable IVD products - Refer for FDA Memorandum Circular No. 2014-005, "Updated List of Medical Devices Required to be Registered Prior to Sale Distribution and Use".
- c. CMDN — For Class A Medical Devices
- CMDN is the certification issued for Class A medical devices. *Certificates of Exemptions issued from 25 February 2014 are no longer valid.* Thus, all Class A should present a CMDN. FDA Circular No. 2021-017 is the Reference List of Class A Medical Devices.
- d. Certificate of Medical Device Registration (CMDR) / Certificate of Medical Device Notification (CMDN) - For Class B, C and D Medical Devices that are Non-Registrable
- The Marketing Authorization Holder (MAH) may file for CMDN or CMDR
 - MAH with expiring CMDN for Class B, C and D medical devices shall apply for CMDR at least six (6) months prior to its expiration.
- e. Special Certification
- Special Certification is being issued for new technologies or new test kits brought about by emerging disease or global outbreak of international and national concern. Example of this is FDA Memorandum No. 2020-006, "Issuance of Special Certification for Imported Test Kits of COVID - 19."

Lastly, for non-medical devices, no certification is needed from the FDA.

For records purposes, please disseminate throughout your respective offices and submit the necessary confirmation within fifteen (15) days from receipt hereof.

For your information and reference.

BIENVENIDO Y. RUBIO
Commissioner



OCT 08 2024



07 August 2024

BIENVENIDO Y. RUBIO**Commissioner**

Bureau of Customs

G/F, OCOM Bldg., 16th Street

South Harbor, Port Area, Manila



Subject: Clarification regarding authorizations needed for
 importation of medical devices

Dear Commissioner Rubio:

This refers to the guidelines and issuances issued by the Food and Drug Administration specifically on Medical Devices that are imported into the country. During several consultations with the stakeholders, issues have been raised with regards to required authorizations to be presented to the Bureau of Customs at points of entry. This serves as clarification on the appropriate authorizations to be presented to your office by the stakeholders.

With the issuance of FDA Circular No. 2024-003, "Extension of the Regulatory Flexibility for Class B, C and D Medical Devices that are Not Included in the List of Registrable Medical Devices Based on FDA Circular No. 2020-001-A entitled "Amendment to Annex A of FDA Circular No. 2020-001 re: Initial Implementation of Administrative Order No. 2018-0002: Guidelines Governing the Issuance of an Authorization for a Medical Device Based on the ASEAN Harmonized Technical Requirements"" signed on 26 March 2024, all Class B, C and D medical devices that are not included in the list of registrable medical devices based on FC No. 2021-001-A may continue to be manufactured, imported, exported, distributed, transferred, sold or offered for sale without CMDN until 30 September 2024. The License to Operate (LTO) as Medical Device Importer/Distributor of the establishment shall be required during importation.

To summarize, the following are the authorizations needed or to be required during importation of medical devices:

A. LTO

- Importers of Medical Devices and In Vitro Medical Devices, Registrable and Non-Registrable Products

**B. Certificate of Product Registration – ONLY for Registrable Products**

- For Registrable Medical Device Products classified as Class B, Class C and Class D – Refer to the list in the FDA Circular No. 2020-001, "Processing of Initial Implementation of Administrative Order No. 2018-0002: Guidelines Governing the Issuance of an Authorization for a Medical Device Based on the ASEAN Harmonized Technical Requirements"

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13 SEP 2024

- b. For Registrable IVD products - Refer to FDA Memorandum Circular No. 2014-005, "Updated List of Medical Devices Required to be Registered Prior to Sale, Distribution and Use".

C. Certificate of Medical Device Notification (CMDN) – For Class A Medical Devices

- CMDN is the certification issued for Class A medical devices. Certificates of Exemptions issued from 25 February 2014 are no longer valid. Thus, all Class A should present a CMDN. FDA Circular No. 2021-017 is the Reference List of Class A Medical Devices.

D. Certificate of Medical Device Registration (CMDR) / Certificate of Medical Device Notification (CMDN) – For Class B, C and D Medical Devices that are Non-Registrable

- The Marketing Authorization Holder (MAH) may file for CMDN or CMDR
- MAH with expiring CMDN for Class B, C and D medical devices shall apply for CMDR at least six (6) months prior to its expiration.

E. Special Certification

- Special Certification is being issued for new technologies or new test kits brought about by emerging disease or global outbreak of international and national concern. Example of this is FDA Memorandum No. 2020-006, "Issuance of Special Certification for Imported Test Kits of COVID -19",

For a non-medical device, no certification is needed to secure from the FDA.

Thank you very much for your usual support in ensuring the quality, safety and effectiveness of the medical devices.

For reference, copies of the relevant issuances are attached with this letter.

Very truly yours,

 Digitally signed by
Zacate Samuel Antonio
DN: cn=Zacate Samuel Antonio,
o=FDA, ou=FDA, email=zsamuel@fda.gov

DR. SAMUEL ZACATE
Director General 

FDA CIRCULAR
No. 2023-003

26 MAR 2024

SUBJECT : Extension of the Regulatory Flexibility for Class B, C and D Medical Devices that are Not Included in the List of Registrable Medical Devices Based on FDA Circular No. 2020-001-A entitled "Amendment to Annex A of FDA Circular No. 2020-001 re: Initial Implementation of Administrative Order No. 2018-0002 "Guidelines Governing the Issuance of an Authorization for a Medical Device based on the ASEAN Harmonized Technical Requirements""

I. RATIONALE

FDA Circular (FC) No. 2021-002-A was issued on 9 August 2021 to provide guidelines on the application for a Certificate of Medical Device Notification (CMDN) and a Certificate of Medical Device Registration (CMDR) for Class B, C and D medical devices that are not included in the list of registrable medical devices based on FC No. 2020-001-A¹. This FC was issued as part of the full implementation of Administrative Order (AO) No. 2018-0002.

To prevent having a negative impact on the supply of medical devices on the market due to the implementation of the provisions of FC No. 2021-002-A, FC No. 2021-002-B² was issued in 21 April 2022, providing regulatory flexibility to all Class B, C and D medical devices that are not included in the list of registrable medical devices based on FC No. 2020-001-A and that are already in the market prior to the effectivity of FC No. 2021-002-A.

Regulatory flexibility was extended further through the issuance of FC No. 2021-002-C³ dated 29 March 2023. This issuance extended the dates for the application of a CMDN and CMDR for all Class B, C and D medical device that are not included in the list of registrable medical devices based on FC No. 2020-001-A. Hence, the medical device industries were given ample time to prepare the necessary technical documentary requirements to be used for applying for a CMDR to the aforementioned medical device products.

¹Amendment to Annex A of FDA Circular No. 2020-001 re: Initial Implementation of Administrative Order No. 2018-0002 "Guidelines Governing the Issuance of an Authorization for a Medical Device based on the ASEAN Harmonized Technical Requirements"

²Amendment to FDA Circular No. 2021-002-A entitled "Addendum to FDA Circular No. 2021-002 Re: Full Implementation of Administrative Order No. 2018-0002 entitled "Guidelines Governing the Issuance of an Authorization for a Medical Device based on the ASEAN Harmonized Technical Requirements""

³Guidelines on the Regulatory Flexibility for Class B, C and D Medical Devices that are Not Included in the List of Registrable Medical Devices Based on FDA Circular No. 2020-001-A entitled "Amendment to Annex A of FDA Circular No. 2020-001 re: Initial Implementation of Administrative Order NO. 2018-0002 "Guidelines Governing the Issuance of an Authorization for a Medical Device based on the ASEAN Harmonized Technical Requirements""

As the provided extensions stated in FC No. 2021-002-C are coming to an end, the FDA recognizes the importance of assuring that the availability of medical devices will not be affected. The FDA understands the need to extend the regulatory flexibility in order to assist the medical device industry in complying with the regulatory requirements based on the ASEAN Common Submission Dossier Template (CSDT) in applying for CMDR.

II. OBJECTIVE

This Circular aims to provide guidelines on the extension of the regulatory flexibility for medical devices specified in Section III of this Circular.

III. SCOPE

This issuance shall apply to all Class B, C and D medical devices that are not included in the list of registrable medical devices based on FC No. 2020-001-A.

IV. DEFINITION OF TERMS

For the purpose of implementing this Circular, the terms used herein shall have the meaning as defined in FC No. 2021-002-C, RA No. 9711, its IRR, and related laws and regulations.

V. GUIDELINES

- A. All Class B, C and D medical devices that are not included in the list of registrable medical devices based on FC No. 2021-001-A may continue to be manufactured, imported, exported, distributed, transferred, sold or offered for sale without CMDN until **30 September 2024**. The License to Operate of the medical device establishment shall be provided at the point of entry (presented to the Bureau of Customs officer) and/or part of bidding requirement.
- B. Application for CMDN for Class B, C and D medical devices covered under this Circular shall be accepted until **30 September 2024**.
- C. Receiving of application for CMDN for these medical devices shall cease starting **1 October 2024**. Establishments may opt to apply for CMDR instead of CMDN for their products prior to this date.
- D. All manufacturers, traders, exporters, importers and distributors shall apply for CMDR for Class B, C and D medical devices covered under this Circular starting **1 October 2024**.
- E. Beginning **1 October 2024**, the manufacture, importation, exportation, distribution, transfer, selling or offering for sale of all Class B, C and D medical devices covered under this Circular without CMDN / CMDR or without pending application for CMDN /

CMDR shall be prohibited. Pending application refers to those applications with proof of payment and doc track number.

- F. Market Authorization Holder (MAH) with valid CMDN for Class B, C and D medical devices shall apply for CMDR at anytime within its validity period to ensure continuous availability of market authorization during this transition. While the CMDR is on process, the MAH may continue to manufacture, import, export, distribute and/or sell the product. The issued CMDN and proof of payment for CMDR shall be provided at the point of entry and/or part of bidding requirements.
- G. The MAH, during application for CMDR, shall provide a letter stating that the application is from CMDN to CMDR. The copy of the CMDN shall be attached to the letter.

VI. SEPARABILITY CLAUSE

If any part, term or provision of this Circular shall be declared invalid or unenforceable, the validity or enforceability of the remaining portions or provisions shall not be affected and this Circular shall be construed as if it did not contain the particular invalid or unenforceable or unconstitutional part, term or provision.

VII. REPEALING CLAUSE

Section V (Items A, B, C D, E and F) of FC No. 2021-002-C are hereby modified, repealed, and/or revoked accordingly.

VIII. EFFECTIVITY

This Circular shall take effect fifteen (15) days after its publication in the Official Gazette or in any newspaper of general circulation and upon filing with the University of the Philippines Law Center Office of the National Administrative Register.


DR. SAMUEL A. ZACATE
Director General

DTN: 20231128161822



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REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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09 October 2024

CUSTOMS MEMORANDUM CIRCULAR
NO. 169-2024

TO : ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL DIRECTORS AND DIVISION CHIEFS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

SUBJECT : PHILIPPINE FIREWORKS ASSOCIATION (PFA) – REQUEST
FOR ASSISTANCE IN ERADICATING THE RAMPANT
SMUGGLING OF IMPORTED SUBSTANDARD FIREWORKS IN
THE PHILIPPINES

This has reference to the letter dated 26 September 2024 from Director Neil P. Catajay, Bureau of Philippine Standards (BPS), referring the PFA's request for assistance in eradicating the rampant smuggling of imported substandard fireworks in the Philippines.

The PFA emphasized their concerns on the proliferation of imported and substandard fireworks in the country which may have been smuggled by economic saboteurs. It was also noted that a number of the aforementioned products are bearing the Philippine Standard (PS) Mark Logo.

BPS only grants the PS Certification Mark License to local manufacturers consistent with Republic Act No. 7183 entitled: "An Act Regulating the Sale, Manufacture, Distribution and Use of Firecrackers and Other Pyrotechnic Device." Section 6 of the said law clearly states that the **importation of finished firecrackers and fireworks shall be prohibited.**

Moreover, the authority to use the PS Mark Logo is only granted to the local manufacturer of fireworks once their factory has successfully complied with the requirements of Philippine National Standards (PNS) ISO 9001, PNS 1220-2:2019, and other administrative or regulatory requirements under the BPS Mandatory Product Certification Scheme.

For records purposes, please disseminate throughout your respective offices and submit the necessary confirmation within fifteen (15) days from receipt hereof.

For your information and reference.

BIENVENIDO Y. RUBIO
Commissioner



OCT 16 2024



Gate 3, South Harbor, Port Area, Manila 1018

+63 (02) 8708-6000, +63 (02) 8527-1968 | www.customs.gov.ph | boc.cares@customs.gov.ph



26 September 2024

COMMISSIONER BIENVENIDO Y. RUBIO
Bureau of Customs
G/F OCOM Building, 16th Street
South Harbor, Port Area, Manila
Email: boc.ocom@customs.gov.ph
boc.cares@customs.gov.ph



Dear Commissioner Rubio:

This is in reference to the letter of Mr. Jovenson Ong, the President of the Philippine Fireworks Association (PFA), to the Department of Trade and Industry regarding their request for assistance in eradicating the rampant smuggling of **imported substandard fireworks** in the Philippines.

Please be informed that the PFA had emphasized their concerns on the proliferation of imported and substandard fireworks in the country which may have been smuggled by economic saboteurs. It was also noted that a number of the aforementioned products are bearing the Philippine Standard (PS) Mark logo.

Kindly note that for fireworks, the BPS only grants the Philippine Standard (PS) Certification Mark License to **local manufacturers** consistent with the Republic Act No. 7183 entitled "An Act Regulating the Sale, Manufacture, Distribution and Use of Firecrackers and Other Pyrotechnic Device", Section 6 of the said law clearly states that **the importation of finished firecrackers and fireworks shall be prohibited**.

Moreover, the authority to use the PS Mark logo is only granted to the local manufacturer of fireworks once their factory has successfully complied with the requirements of the PNS ISO 9001, PNS 1220-2:2019, and other administrative or regulatory requirements under the BPS Mandatory Product Certification Scheme.

In view of the foregoing, may we request your assistance to remind all BOC examiners on the prohibitions for all importation of finished firecrackers and fireworks.

The BPS, through the Standards Conformity Division, will be coordinating with your office on this matter. For further clarifications, your office may directly coordinate with them at telephone numbers 7791-3128/-3130/-3131, mobile numbers 09175036258 and 09175046922, or email at bps@dti.gov.ph.

Thank you.

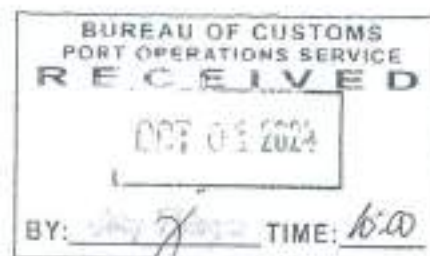
Sincerely,

NEIL D. CATAJAY
Director

JVSM092524-01_ccopa_ivsm_BOC_Fireworks



BUREAU OF PHILIPPINE STANDARDS



3/F Trade and Industry Building
361 Sen. Gil Puyat Avenue, Makati City, 1200 Philippines
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Membership:

- International Organization for Standardization (ISO)
- International Electrotechnical Commission (IEC)
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REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

27 September 2024

CUSTOMS MEMORANDUM CIRCULAR
NO. 172-2024

TO : ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL DIRECTORS AND DIVISION CHIEFS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

SUBJECT : TARIFF CLASSIFICATION DISPUTE RULING

This has reference to the herein attached Tariff Commission Circular Dispute Ruling (TCC DR) No. 23-023 issued on 17 September 2024 pursuant to Paragraph 2 of Section 1100 of Republic Act No. 10863, otherwise known as Customs Modernization and Tariff Act, on the shipment of "Wiring Harness HRN-GS16K2," from Canada consigned to PMFTC Incorporated, (Import Entry/ Customs Reference No. C-63987, Ninoy Aquino International Airport), the dispositive portion of which states that:

"WHEREFORE, premises considered, subject article is hereby classified as follows:

Product	AHTN 2022 Code	2023 MFN Rate
Wiring Harness HRN-GS16K2	8544.30.12	30% <i>ad valorem</i>

For record purposes, please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt thereof.

For strict compliance.

BIENVENIDO Y. RUBIO
Commissioner



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REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

RE: REQUEST FOR TARIFF CLASSIFICATION
DISPUTE RULING ON "WIRING HARNESS HRN-
GS16K2", CONSIGNED TO PMFTC
INCORPORATED

TCC (DR) NO. 23-023

(Import Entry/Customs Reference No. C-63987,
BOC-NAIA)

Issued on: 17 September 2024

TARIFF CLASSIFICATION DISPUTE RULING

Before this Commission is a request for a Tariff Classification Dispute Ruling (TCDR), pursuant to Paragraph 2 of Section 1100 of Republic Act No. 10863, otherwise known as the Customs Modernization and Tariff Act (CMTA), on the shipment of Wiring Harness HRN-GS16K2, imported by PMFTC Incorporated (Importer/Consignee) from Canada. The request of the Importer/Consignee for a TCDR was accepted by this Commission on 12 September 2023.

The shipment of subject article, declared under ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 subheading 8544.42.99, with a Most Favoured Nation (MFN) rate of duty of 7% *ad valorem*, was processed under Import Entry/Customs Reference No. C-63987 at the Bureau of Customs (BOC) - Ninoy Aquino International Airport (NAIA). The BOC contested the declared heading and reclassified subject article under AHTN 2022 subheading 8544.30.12, with an MFN rate of duty of 30% *ad valorem*.

Hence, this request for a TCDR.

Pursuant to Section 7.3 of Commission Order No. 2018-01, this Commission requested the concerned BOC District Collector on 19 December 2023 for comments on the request for a TCDR on Wiring Harness HRN-GS16K2. In a letter dated 15 January 2024, received by this Commission via electronic mail (email) on 22 January 2024, Atty. Maria Yasmin M. Obillos-Mapa, District Collector of BOC-NAIA, provided BOC's comment on the TCDR. Attached to said letter was a Memorandum dated 15 January 2024 from Ms. Arianne D. Durana, Customs Operations Officer (COO) III, stating the reasons why subject article was reclassified from the declared AHTN 2022 subheading 8544.42.99 [with an MFN tariff rate of 7% *ad valorem*] to AHTN 2022 subheading 8544.30.12 (with an MFN duty of 30% *ad valorem*). The reasons for this reclassification decision, as stated in the aforesaid Memorandum, were as follows:

"To reiterate, article in question are "WIRING HARNESS HRN-CW03K3 & HRN-GS16K2" was initially classified by the consignee/customs broker to 85444299 7% – OTHER, Other electric conductors, for a voltage not exceeding 1,000 V however, upon document examination, submission of the product brochure and 100% physical examination, the article may be classified under 85443012 30% -- Ignition wiring sets and other wiring sets of a kind used in vehicles, aircraft or ships: Wiring harnesses for motor vehicles, insulated with rubber or plastics, of a kind used for vehicles of heading 87.02, 87.03, 87.04 or 87.11.

In relation to this, submitted brochure stated that said imported wiring harness kit HRN-GS16K2 is intended for most light-duty and medium-duty vehicles - not intended for generic heavy-duty vehicle applications. While HRN-CW03K3 kit includes the harness and fuse kit used with a GO device and Installed in vehicles where a diagnostic port is not available – due to the age type of vehicles (i.e. golf carts, generators, older vehicles, etc.) or to track the vehicle without connecting to the vehicle bus (i.e. asset tracking). On the other hand, the HRN-CW03K3 kit connects to any vehicle to provide GPS tracking, accelerometer data, and ignition voltage. It also has three wires that connect to power, ground, and Ignition.

Relative thereto, submitted brochure is attached as annex A, for your perusal.

Tariff classification of the item stated above was distinguish as a difficult or highly technical questions of tariff classification since the goods are classifiable under more than one ASEAN Tariff Nomenclature (AHTN) chapter and will need ruling of the Tariff Commission for the determination and resolution.

Page 1 of 5

In view thereof, we would like to request for Final Tariff Classification Ruling for the above mentioned subject pursuant to Paragraph 2 of Section 1100 of the Republic Act No. 10863 otherwise known as the Customs Modernization and Tariff Act (CMTA)."

While further evaluating the documents submitted by the Importer/Consignee and the comment of BOC-NAIA, the Commission determined that additional information was needed to properly classify subject article. On 22 April 2024, the Commission wrote the Importer/Consignee requesting the submission of the following information, as certified by the manufacturer:

- a. identification of the parts/components of the subject wiring harness using a photograph with corresponding labels;
- b. material composition of parts/components, including the wire and insulation;
- c. electrical rating of the wiring harness (i.e., not of the Geotab® GO9-3GTENG® device); and
- d. specific type of vehicle/s that subject article is designed/intended for (e.g., buses, trucks, sedan, golfcarts, etc.).

The Importer/Consignee's responses containing the required additional information was received by this Commission from Mr. Arnel Durana, Customs and Compliance Manager of PMFTC Incorporated, on 02 May [via electronic mail (email)] and 06 May 2024 (hard copy). Upon review of the submitted documents, it was found that there are information which are necessary in properly classifying subject article that were not included in the submissions. Hence on 15 May 2024, the Commission sent another letter reiterating the submission of the following information, as certified by the manufacturer:

- a. material composition of parts/components, specifically of the wire (e.g., copper), insulation (e.g., plastic, rubber), and mounting brackets; and
- b. electrical rating of the wiring harness (e.g., voltage, frequency)

The Commission received the additional information via an email from Mr. Durana on 24 May 2024 (with the hard copy received on 31 May 2024) and an email from Ms. Millet Joson of First Forwarders Co., Inc./Emiliana E. Joson Customs Brokerage (Authorized Representative) on 18 July 2024. The sample of a product similar to the disputed article was also submitted on 18 July 2024 to the Commission for reference.

In the evaluation of disputes on tariff classification, Section 8 of Commission Order No. 2018-01 provides that this Commission, if it deems necessary, shall conduct a hearing to clarify the facts necessary to resolve the pending disputes in tariff classification. In the present case, however, this Commission found that the submissions of the Importer/Consignee and the BOC-NAIA were sufficient to make a correct determination on the tariff classification of subject article. A hearing, therefore, is no longer necessary.

After due examination of the submitted brochure, technical specifications, photographs, and sample of the product, it is established that subject article is a kit consisting of the HRN-GS16K22 wiring harness, 12 pieces of mounting brackets/adapters (designed for various types of vehicles), and two metal clips. The HRN-GS16K22 wiring harness consists of polyvinyl chloride (PVC)-insulated copper wires enclosed in a wire jacket terminated on one end with a 24-V compatible Assembly Line Diagnostic Link (ALDL) connector and on the other end with a female universal core connector (short end), which, in turn, is connected to insulated wires terminated with another female universal core connector (long end). Subject HRN-GS16K2 wiring harness kit is intended to be connected to a Geotab® GO device and to the vehicle's onboard diagnostic (OBD) port for the collection of vehicle data (such as speed, engine performance, fuel usage, and diagnostic trouble codes) in light- and medium-duty vehicles. It has the following specifications:

Power Output (V)	8 to 36
Current rating (A)	5
Size (L x W) (mm)	670 x 40.7
Weight (g)	135

Shown below is a photograph of subject article submitted by the Importer/Consignee to this Commission:



Wiring Harness HRN-GS16K2

Both the Importer/Consignee and the BOC considered the classification of subject article under heading 85.44 of the AHTN 2022 which covers *insulated (including enamelled or anodised) wire, cable (including co-axial cable) and other insulated electric conductors, whether or not fitted with connectors; optical fibre cables, made up of individually sheathed fibres, whether or not assembled with electric conductors or fitted with connectors*. However, their classification differed at the subheading level, with the Importer/Consignee selecting subheading 8544.42 which covers *other electric conductors, for a voltage not exceeding 1,000 V, fitted with connectors* while the BOC considered subheading 8544.30 which covers *ignition wiring sets and other wiring sets of a kind used in vehicles, aircraft or ships*.

This Commission agrees with the Importer/Consignee and the BOC that subject wiring harness kit is classifiable under heading 85.44 of the AHTN 2022. Upon examination, said heading is divided into eight six-digit HS subheadings, as follows:

85.44 - Insulated (including enamelled or anodised) wire, cable (including co-axial cable) and other insulated electric conductors, whether or not fitted with connectors; optical fibre cables, made up of individually sheathed fibres, whether or not assembled with electric conductors or fitted with connectors.

- Winding wire :

8544.11 -- Of copper

8544.19 -- Other

8544.20 - Co-axial cable and other co-axial electric conductors

8544.30 - Ignition wiring sets and other wiring sets of a kind used in vehicles, aircraft or ships

- Other electric conductors, for a voltage not exceeding 1,000 V :

8544.42 -- Fitted with connectors

8544.49 -- Other

8544.60 - Other electric conductors, for a voltage exceeding 1,000 V

8544.70 - Optical fibre cables"

Further, the pertinent Harmonized System (HS) Explanatory Notes (EN) to heading 85.44 state that:

"The heading covers, *inter alia* :

- (1) *Lacquered or enamelled wire, usually very thin and mainly used for coil windings.*
- (2) *Anodised, etc., wire.*
- (3) *Telecommunications wires and cables (including submarine cables and data transmission wires and cables) are generally made up of a pair, a quad or a cable core, the whole usually covered with a sheath. A pair or a quad consists of two or four insulated wires, respectively*

(each wire is made up of a single copper conductor insulated with a coloured material of plastics having a thickness not exceeding 0.5 mm), twisted together. A cable core consists of a single pair or a quad or multiple stranded pairs or quads.

- (4) Insulated aerial cables.
- (5) Cables for permanent long-distance connections often with channels for filling with insulating gas or oil.
- (6) Armoured underground cables with anti-corrosive sheathing.
- (7) Cables for use in mine shafts; these have a longitudinal armouring to withstand the effects of tension.

In addition the heading covers plaited wire coated with lacquer or inserted in an insulating sheath.

It also includes insulated strip generally used in large electrical machinery or control equipment.

Wire, cable, etc., remain classified in this heading if cut to length or fitted with connectors (e.g., plugs, sockets, lugs, jacks, sleeves or terminals) at one or both ends. The heading also includes wire, etc., of the types described above made up in sets (e.g., multiple cables for connecting motor vehicle sparking plugs to the distributor). (Emphasis supplied).

XXX

In determining the classification of goods at the subheading level, Rule 6 of the General Rules for the Interpretation (GRI) of the HS should be applied. GRI 6 states that:

"For legal purposes, the classification of goods in the subheadings of a heading shall be determined according to the terms of those subheadings and any related Subheading Notes and, mutatis mutandis, to the above Rules, on the understanding that only subheadings at the same level are comparable. For the purposes of this Rule the relative Section and Chapter Notes also apply, unless the context otherwise requires." (Emphasis supplied).

By application of Rule 6 of the GRI and based on the above Nomenclature, it should be noted that the one-dash subheading "Other electric conductors, for a voltage not exceeding 1,000 V" should only be considered if the product being classified does not meet the requirements of the more specific preceding subheadings (i.e., winding wire; co-axial cable and other co-axial electric conductors; and ignition wiring sets and other wiring sets of a kind used in vehicles, aircraft or ships).

Based on the Commission's evaluation, subject article, being a wiring harness kit (i.e., consisting of PVC-insulated copper wires enclosed in a wire jacket and fitted with connectors) intended to be connected to a Geotab® GO device and to a vehicle's onboard diagnostic (OBD) port for the collection of vehicle data (such as speed, engine performance, fuel usage, and diagnostic trouble codes) in light- and medium-duty vehicles, is appropriately covered under AHTN 2022 subheading 8544.30.

Thus, based on the information received from the Importer/Consignee and the BOC, and the clarifications provided by the foregoing HS EN and Rule 6 of the GRI, subject article is properly classified under AHTN 2022 subheading 8544.30.12 by virtue of Rules 1 and 6 of the GRI of the HS (Section 1610 of the CMTA).

WHEREFORE, premises considered, subject article is hereby classified as follows:

Product	AHTN 2022 Code	2023 MFN Rate
Wiring Harness HRN-GS16K2	8544.30.12	30% ad valorem

This is for compliance by the BOC pursuant to Section 1100 of the CMTA.

So Ordered.

FOR THE COMMISSION

Maile P. Mendoza

MARILOU P. MENDOZA
Chairperson

Copy furnished:

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Roxas Boulevard, Metro Manila
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The Commissioner

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Atty. Maria Yasmin M. Obillos-Mapa

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Ms. Millet Joson

First Forwarders Co., Inc.
Emiliana E. Joson Customs Brokerage
Email: millet.joson@firstforwarders.com.ph

CMC 172-2024 p. 6

TC (DR) No. 23-023 WIRING HARNESS HRN GS16K2, CONSIGNED TO PMFTC

Tariff Commission <tc.assist@mail.tariffcommission.gov.ph>

091-81291

Tue 9/17/2024 3:23 PM

To: secfin@dof.gov.ph <secfin@dof.gov.ph>; BOC OFFICE OF THE COMMISSIONER <bec.ocom@customs.gov.ph>
Cc: BOC_NAIA <naia@customs.gov.ph>; ODCA NAIA 2021 <odcanaiaboc2021@gmail.com>; pmft@pmi.com
<pmft@pmi.com>; milletjason@firstforwarders.cm.ph <milletjason@firstforwarders.cm.ph>

1 attachments (466 KB)

TCC (DR) No. 23-023 WIRING HARNESS HRN GS16K2 CONSIGNED TO PMFTC.pdf

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Kindly acknowledge receipt of this email and its attachment/s.

To enable us to serve you better, please fill up our online feedback form:
<https://tariffcommission.gov.ph/SSFF-ARTAFORM1-CSM-2023>.

Thank you.

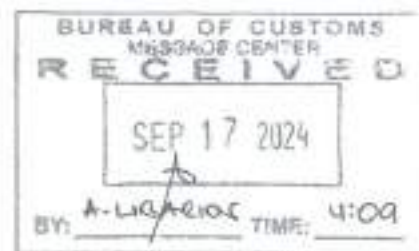
TARIFF COMMISSION

Records Unit

T/TF: (632) 8936-3320 / (632) 8921-7960

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17 SEP 2024



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

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09 October 2024

CUSTOMS MEMORANDUM CIRCULAR
NO. 173-2024

TO : ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL DIRECTORS AND DIVISION CHIEFS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

SUBJECT : TARIFF CLASSIFICATION DISPUTE RULING

This has reference to the attached Tariff Commission Circular Dispute Ruling No. 22-010 issued on 13 September 2024 pursuant to Paragraph 2 of Section 1100 of Republic Act No. 10863, otherwise known as Customs Modernization and Tariff Act, on the shipment of "Frame: Inverted Return Idler, Frame: Return Idler, Frame: Self Aligning Return Idler, and Frame: Self Aligning Carrying," from South Korea consigned to Pagbilao Energy Corporation (Import Entry/ Customs Reference No. C-137580-21, Manila International Container Port), the dispositive portion of which states that:

"WHEREFORE, premises considered, subject articles are hereby classified as follows:

PRODUCTS	AHTN 2017 CODE	2021 MFN RATE
Frame: Inverted Return Idler; Frame: Return Idler; Frame: Self Aligning Return Idler; and Frame: Self Aligning Carrying	7308.90.99	10% ad valorem

For records purposes, please disseminate throughout your respective offices and submit the necessary confirmation within fifteen (15) days from receipt hereof.

For strict compliance.

BIENVENIDO Y. RUBIO
Commissioner



OCT 14 2024



TC (DR) No. 22-010

09-51188

Tariff Commission <tc.assist@mail.tariffcommission.gov.ph>

Fri 9/13/2024 11:17 AM

To: secfin@dof.gov.ph <secfin@dof.gov.ph>; BOC OFFICE OF THE COMMISSIONER <bof.com@customs.gov.ph>
Cc: Carmelita M. Talusan <Carmelita.Talusan@customs.gov.ph>; BOC_MICP <micp@customs.gov.ph>; Carlos Ferrer
<carlos.ferrer@customs.gov.ph>; Lizabeth Macabitas@teamenergy.ph <Lizabeth.Macabitas@teamenergy.ph>; Orpiada,
Theresa Palceso (There) <Theresa.Orpiada@teamenergy.ph>

1 attachments (684 KB)

TCC (DR) No. 22-010 - signed.pdf

Dear Sir/Madam:

Kindly acknowledge receipt of this email and its attachment/s.

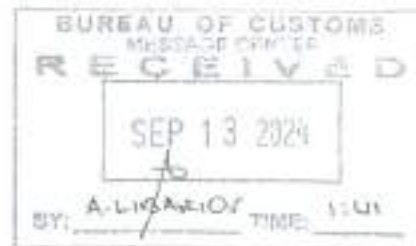
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<https://tariffcommission.gov.ph/SSFF-ARTAFORM1-CSM-2023>.

Thank you.

TARIFF COMMISSION

Records Unit

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13 SEP 2024

8308.90.90 @5% to 7326.9099 @15% which resulted to additional duties and taxes amounting to P259, 687.41.

- iii. Based on the result of the examination, declared AHTN 8308.9090 is not applicable to the subject commodity because tariff heading 8308 refers to **"clasps, frames with clasps, buckles, buckle clasps, hooks, eyes, eyelets and the like, of base metal, of a kind used for clothing or clothing accessories, footwear, jewellery, wrist watches, books, awnings, leather goods, travel goods or saddler or for other made up articles; tubular or bifurcated rivets, of base metal; beads and spangles, of base metal"**.
- iv. Based on the photographs taken during the examination, the said frames were found to be finished products. It is welded and painted too.
- v. On 25 May 2021, Pagbilao requested for a reconsideration of the reclassification to tariff heading 7228 in view of the presence of other chemicals in SS400. By the way, tariff heading 7228 refers to **"other bars and rods of other alloy steel; angles, shapes and sections, of other alloy steel; hollow drill bars and rods, of alloy or non-alloy steel"**.
- vi. On 03 June 2021, Pagbilao again contested the reclassification of the said commodity on the ground that the same are parts of a Roller Conveyor and shall not be used for other purposes. Pagbilao recommended that the said item be reclassified under AHTN 8431.4990 @1% rate of duty, in relation to Section 1610 of the General Rules for the Interpretation (GRI) 2A of which states: **"Any reference in a heading to the goods shall be taken to include a reference to the same in their incomplete or unfinished form or state. Provided, that the incomplete or unfinished goods have the same essential character, as presented of the complete or finished goods. It shall be taken to include a reference to the same in their complete or finished form or state, presented unassembled or disassembled"**.
- vii. In using the GRI 2A, there are two (2) instances when to use GRI 2A and these are: (1) The item is incomplete or unfinished **BUT** the incomplete or unfinished goods have the essential character of the complete or finished product and (2.) Presented unassembled or disassembled. In those two instances, in order to qualify the frame as part of the roller conveyor, the main item which is the conveyor must be imported simultaneously with the Frame. In this case, the item roller conveyor is not present in the importation.

The BOC deemed that the classification issue involves *"a difficult or highly technical questions"*. Hence, the endorsement to the Commission for a TCDR.

To facilitate the evaluation of the disputed product, the Commission wrote the BOC on 06 June 2022, acknowledging receipt of the request for a TCDR, and requesting the contact information (i.e., contact person, position, email address, telephone and/or mobile number, and address) of the Importer/Consignee. In response, the BOC provided the contact information of Ms. Elizabeth Macabitas-Banao, Manager of Pagbilao Energy Corporation, via an electronic mail (email) from COO V Ferrer received by the Commission on 07 June 2022.

Pursuant to Section 6 of Commission Order No. 2018-01, this Commission sent an email to Ms. Macabitas-Banao on 15 June 2022 requesting for the submission of the following information in relation to BOC's request for a TCDR on Frame: Inverted Return Idler, Frame: Return Idler; Frame: Self Aligning Return Idler; and Frame: Self Aligning Carrying:

- a. complete listing of each frame's components;
- b. function and dimensions of each frame; and

- c. how subject articles are assembled.

The Commission received the requested additional information from the Importer/Consignee on 28 June 2022 via an email from Ms. Theresa P. Orpiada, Logistics Coordinator of Pagbilao Energy Corporation. However, the information contained in the response was deemed insufficient to establish classification. In a series of correspondence through emails, Ms. Orpiada sent information and clarification regarding the product under dispute.

In the evaluation of disputes on tariff classification, Section 8 of Commission Order No. 2018-01 provides that this Commission, if it deems necessary, shall conduct a hearing to clarify the facts necessary to resolve the pending disputes in tariff classification. In the present case, however, this Commission found that the submissions of the Importer/Consignee and the BOC were sufficient to make a correct determination on the tariff classification of the subject article. A hearing, therefore, is no longer necessary.

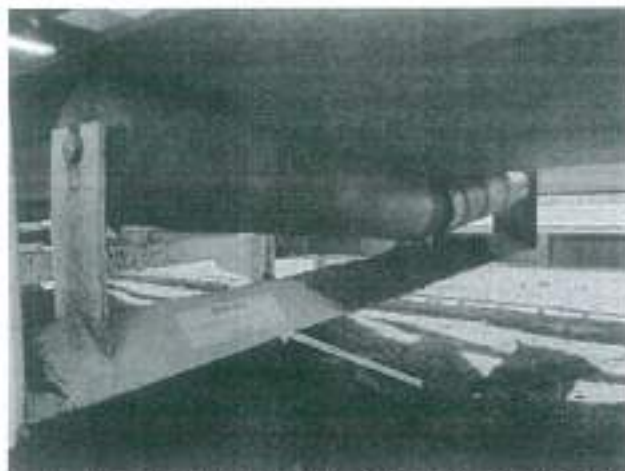
After due examination of the submitted technical specifications, purchase order, commercial invoice, packing list, photographs of the products as imported and as installed with the conveyor, BOC Single Administrative Document (SAD), and other pertinent information about the products, it is established that subject articles consist of pre-cut, structural steel elements. These are designed for further assembly and are intended for use as frames to hold in place/support the conveyor belt carrying rollers of a bulk material conveyor system/machine (i.e., a conveyor designed to transport large quantities of loose materials) in order to avoid belt damage and belt misalignment.

The frames have dimensions of 1,990 mm x 180 mm x 380.04 mm. These are to be assembled by welding with brackets and with an angle bar base support. The brackets are used to hold the roller to the frame assembly. The frame assembly is then attached to the conveyor belt line structural frame support.

As imported, the subject articles consist of the following structural elements:

- a) Frame: Inverted Return Idler (Stock No. 90-01-1016);
- b) Frame: Return Idler (Stock No. 90-01-1017);
- c) Frame: Self Aligning Return Idler (Stock No. 90-01-1018); and
- d) Frame: Self Aligning Carrying (Stock No. 90-01-1019)

Below are the photographs of subject frames as assembled and installed with the conveyor, submitted by the Importer/Consignee to this Commission:



Frame: Inverted Return Idler (Stock No. 90-01-1016)



Frame: Return Idler (Stock No. 90-01-1017)



Frame: Self Aligning Return Idler (Stock No. 90-01-1018)



Frame: Self Aligning Carrying (Stock No. 90-01-1019)

The Importer/Consignee declared the classification of subject articles under Chapter 83 of the AHTN 2017 which covers *miscellaneous articles of base metal*, specifically under heading 83.08 which covers *clasps, frames with clasps, buckles, buckle-clasps, hooks, eyes, eyelets and the like, of base metal, of a kind used for clothing or clothing accessories, footwear, jewellery, wrist-watches, books, awnings, leather goods, travel goods or saddlery or for other made up articles; tubular or bifurcated rivets, of base metal; beads and spangles, of base metal*.

On the other hand, the BOC deemed subject frames to be appropriately classified under Chapter 73 of the AHTN 2017 which covers *articles of iron or steel*, specifically under the residual heading of the Chapter, heading 73.26, which covers *other articles of iron or steel*.

The Chapters and headings considered by the Importer/Consignee and the BOC are under Section XV of the AHTN 2017, one of the sections to be considered when classifying *base metals and articles of base metals*. Note 3 to said Section states that:

"3.- Throughout the Nomenclature, the expression "**base metals**" means : **iron and steel**, copper, nickel, aluminium, lead, zinc, tin, tungsten (wolfram), molybdenum, tantalum, magnesium, cobalt, bismuth, cadmium, titanium, zirconium, antimony, manganese, beryllium, chromium, germanium, vanadium, gallium, hafnium, indium, niobium (columbium), rhenium and thallium. (Emphasis supplied)."

Upon examining the headings considered by the Importer/Consignee and the BOC, this Commission agrees with the BOC that subject article, being pre-cut, structural steel elements which are designed for further assembly and intended for use as frames to hold in place/support the conveyor belt carrying rollers of a bulk material conveyor system/machine, are not covered by heading 83.08. The frames mentioned in the text of heading 83.08 is explained by the Harmonized System (HS) Explanatory Notes (EN) to heading 83.08, which state that:

"This heading includes :

(A) **Hooks, eyes and eyelets**, for clothing, footwear, awnings, tents or sails.

(B) **Tubular or bifurcated rivets** of all kinds. These are used in clothing, footwear, awnings, tents, travel goods, leather goods, belting, etc.; they also serve in engineering (e.g., in aircraft construction). The heading also covers **break mandrel blind rivets**, where during the setting operation the mandrel is pulled into or against the rivet body and breaks at or near the junction of the mandrel shank and its upset end.

(C) **Clasps, fasteners, and frames with clasps**, for handbags, purses, brief-cases, executive-cases or other travel goods, or for books or wrist-watches; but the heading excludes locks (including locking clasps), and frames with clasps, incorporating locks (**heading 83.01**).

(D) **Buckles** (with or without tongues) and **buckle-clasps**, whether or not ornamental, for clothes, belts, braces, suspenders, gloves, footwear, gaiters, wrist-watches, haversacks, travel goods and leather goods.

(E) **Metal beads and spangles** used, inter alia, for making imitation jewellery, or for decorating textile material, embroidery, clothing, etc. They are generally made of copper, copper alloys or aluminium (often gilded or silvered), and are designed to be fixed in position by glueing, sewing, etc. Beads are generally spherical or tubular or sometimes faceted; spangles, generally of geometrical form (round, hexagonal, etc.), are cut from metal foil and usually pierced.

The articles referred to in (A), (C) and (D) above may contain parts of leather, textiles, plastics, wood, horn, bone, ebonite, mother of pearl, ivory, imitation precious stones, etc., **provided** they retain the essential character of articles of base metal. They may also be ornamented by working of the metal.

XXX

Based on the HS EN cited above, it could be discerned that the nature of the products covered by heading 83.08 is very different from that of subject articles. The frames mentioned in the heading text of 83.08 are frames for handbags, purses, brief-cases, executive-cases or other travel goods, or for books or wrist-watches. Therefore, another Chapter or heading should be considered in classifying subject articles.

Furthermore, this Commission also agrees with the BOC that Chapter 73 of the AHTN 2017 merits consideration since subject frames are made of steel (i.e., articles of steel). However, the BOC chose a heading under the Chapter that could only be considered if the products to be classified are not included in headings 73.01 to 73.25 or more specifically covered elsewhere in the Nomenclature. The HS EN to heading 73.26 state that:

*"This heading covers all iron or steel articles obtained by forging or punching, by cutting or stamping or by other processes such as folding, assembling, welding, turning, milling or perforating **other than** articles included in the preceding headings of this Chapter or covered by Note 1 to Section XV or included in **Chapter 82 or 83** or more specifically covered elsewhere in the Nomenclature."*

Based on this Commission's evaluation, there is a more specific heading under Chapter 73 that covers subject articles, in particular heading 73.08 [structures (excluding prefabricated buildings of heading 94.06) and parts of structures (for example, bridges and bridge-sections, lock-gates, towers, lattice masts, roofs, roofing frame-works, doors and windows and their frames and thresholds for doors, shutters, balustrades, pillars and columns), of iron or steel].

The pertinent HS EN to heading 73.08 state that:

*"This heading covers **complete or incomplete metal structures, as well as parts of structures**. For the purpose of this heading, these structures are characterised by the fact that once they are put in position, they generally remain in that position. They are usually made up from bars, rods, tubes, angles, shapes, sections, sheets, plates, wide flats including so-called universal plates, hoop, strip, forgings or castings, by riveting, bolting, welding, etc. Such structures sometimes incorporate products of other headings such as panels of woven wire or expanded metal of heading 73.14. Parts of structures include clamps and other devices specially designed for assembling metal structural elements of round cross-section (tubular or other). These devices usually have protuberances with tapped holes in which screws are inserted, at the time of assembly, to fix the clamps to the tubing. (Emphasis supplied).*

Apart from the structures and parts of structures mentioned in the heading, the heading also includes products such as :

Pit head frames and superstructures; adjustable or telescopic props, tubular props, extensible coffering beams, tubular scaffolding and similar equipment; sluice-gates, piers, jetties and manne moles; lighthouse superstructures; masts, gangways, rails, bulkheads, etc., for ships; balconies and verandahs; shutters, gates, sliding doors; assembled railings and fencing; level-crossing gates and similar barriers; frameworks for greenhouses and forcing frames; large-scale shelving for assembly and permanent installation in shops, workshops, storehouses, etc.; stalls and racks; certain protective barriers for motorways, made from sheet metal or from angles, shapes or sections.

The heading also covers parts such as flat-rolled products, "wide flats" including so-called universal plates, strip, rods, angles, shapes, sections and tubes, which have been prepared (e.g., drilled, bent or notched) for use in structures. (Emphasis supplied).

The heading further covers products consisting of separate rolled bars twisted together, which are also used for reinforced or pre-stressed concrete work."

Subject articles, being pre-cut, structural steel elements designed for further assembly and intended for use as frames to hold in place/support the conveyor belt carrying rollers of a bulk material conveyor system/machine (i.e., a conveyor designed to transport large quantities of loose materials) in order to avoid belt damage and belt misalignment, are more appropriately covered under heading 73.08 of the AHTN 2017.

Based on the information received from the Importer/Consignee and the BOC, and the clarifications provided by the foregoing Chapter Note and HS EN, subject articles are properly classified under AHTN 2017 subheading 7308.90.99 by virtue of Rules 1 and 6 of the General Rules for the Interpretation (GRI) of the HS (Section 1610 of the CMTA). As additional information, in view of the Philippines' adoption of the 2022 version of the AHTN on 01 July 2022, subject articles are classifiable under the same subheading in AHTN 2022.


WHEREFORE, premises considered, subject articles are hereby classified as follows:

Products	AHTN 2017 Code	2021 MFN Rate
Frame: Inverted Return Idler, Frame: Return Idler, Frame: Self Aligning Return Idler, and Frame: Self Aligning Carrying	7308.90.99	10% <i>ad valorem</i>

This is for compliance by the BOC pursuant to Section 1100 of the CMTA.

So Ordered.

FOR THE COMMISSION



MARILOU P. MENDOZA
Chairperson

Copy furnished:

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Roxas Boulevard, Metro Manila
Email: secfin@dof.gov.ph

The Commissioner

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Office of the Commissioner
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REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS*A modernized and credible customs administration that upholds good governance and is among the world's best*

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MEMORANDUM

TO : ALL GROUPS, PORTS AND SUB-PORTS, AND
ALL CONCERNED OFFICES

FROM : **ATTY. ERWIN T. MENDOZA**
Deputy Commissioner, Internal Administration Group 

SUBJECT : **ARTA RECOMMENDATION ON THE POSTING OF THE
CITIZEN'S CHARTER OR HANDBOOK**

DATE : 12 September 2024

This is in reference to the recommendation during the onsite inspection of the Anti-Red Tape Authority – Compliance Monitoring and Evaluation Office at the Port of Manila on 11 September 2024, regarding the posting of the printed copy of the Citizen's Charter of specific services/processes that are provided by their offices.

In this regard, all collection districts and concerned offices are directed to post a printed copy of the Citizen's Charter with specific services/processes applicable to their respective offices at the Public Assistance Complaint Desk located at the Customer Care Center.

In addition, the respective Committee on Anti-Red Tape (CART) Focal Person is directed to monitor compliance with the above-mentioned directive to ensure that the posted Citizen's Charter is readily accessible to the stakeholders.

For your appropriate action.



BUREAU OF CUSTOMS ACTION PLAN MATRIXCollection District: II-A - Port of ManilaDate of Inspection: September 11, 2024

REMARKS/FINDINGS /RECOMMENDATIONS	ACTION TAKEN/PLAN	TIMELINE	STATUS
I. Compliance Matrix			
Citizen's Charter Certificate of Compliance (COC) Submit COC for F.Y. 2024.	The Planning and Policy Research Division (PPRD) will prepare the Certificate of Compliance for signature of the Commissioner.	10 working days on /before September 25, 2024	On-going
Client Satisfaction Measurement Report Provide a printed copy of the Client Satisfaction Measurement (CSM) form in the Customer Care Center (CCC).	After the meeting, the CCC immediately placed printed copies of CSM forms at the CCC entrance door, Info Campaign Stand and Public Assistance and Complaint Desk (counter 8).	September 11, 2024	Implemented
II. Citizen's Charter			
Information Billboard (Interactive Kiosk) Provide the name and designation of the person responsible per step in the Citizen's Charter.	The Public Information and Assistance Division (PIAD) will design collateral materials for Citizen's Charter indicating the name of the customs officer, and the designation of the person responsible per step in the Citizen's Charter processes. The PIAD will disseminate to all collection districts the said collateral materials for uniform application.	December 2024	On-going
Information Billboard (Interactive Kiosk) Update the checklist of requirements to include the number of copies and type of copy needed.	The 2024 edition of the Citizen's Charter shall indicate the actual/ specific documentary requirements of each process.	December 2024	On-going
Information Billboard (Interactive Kiosk) Explore online payment for miscellaneous, if applicable.	The BOC has entered in an agreement with Landbank Link.Biz Portal and is already done with the MOA signing. The BOC is now processing the Non Disclosure and Data Sharing Agreement. Once completed, the BOC e-pay portal can be used for online payment.	December 2024	On-going
Handbook Post printed copy of Citizen's Charter for specific services/processes that are provided by the Collection Districts.	The Chairperson, CART will issue a memorandum directing all Collection Districts to post in their respective PACD the list of specific services/processes applicable in their respective ports.	10 working days on/before September 25, 2024	On-going



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BUREAU OF CUSTOMS

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MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : BIENVENIDO Y. RUBIO
Commissioner *[Signature]* SEP 17 2024

SUBJECT : DEPUTIZATION OF ON-DUTY E-TRACC PROVIDER'S
PERSONNEL ON THE PHYSICAL DISARMING OF
ELECTRONIC CUSTOMS SEAL (ECS) OF THE E-TRACC
SYSTEM

DATE : 04 September 2024

This has reference to the various concerns raised pertaining to the delays encountered during the whole disarming process of the Electronic Customs Seal (ECS) of the E-TRACC System.

Despite the automatic disarming of ECS of the E-TRACC System for shipments bound for CBWs and Freezones, delays are still being encountered during the physical disarming process. These delays are also encountered for export shipments armed with ECS to be disarmed at Customs Facilities and Warehouses (CFWs).

In order to facilitate the expeditious process of the disarming of the Electronic Customs Seal (ECS) at the place of destination and avoid unnecessary delays related to disarming, designated on-duty field marshals and port area supervisors of the E-TRACC provider at the E-TRACC disarming stations are hereby authorized to disarm or remove the ECS if customs personnel are not available during physical disarming of the ECS. Upon disarming, the concerned personnel shall within five (5) hours from disarming report the same to the Customs Office concerned. This authority, however, does not include authority to open and unload the contents of the container/s.

Further, the E-TRACC provider shall submit a weekly report on the details of the shipments physically disarmed by the provider's personnel to the port concerned, copy furnished: Assessment and Operations Coordinating Group (AOCG).

For strict compliance.





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OCOM Memo No. 51-2024

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MEMORANDUM

TO : THE ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL OTHERS CONCERNED

FROM : BIENVENIDO Y. RUBIO
Commissioner *[Signature]* OCT 10 2024

SUBJECT : NOTIFICATION OF THE STATE OF QATAR ON THE
CONVENTION ON TEMPORARY ADMISSION

DATE : 01 October 2024

Attached as **Annex A** is the Notification of the State of Qatar on the Convention on Temporary Admission, with the following details, to wit:

The Embassy of the State of Qatar in Brussels has notified the Secretary General, by a communication received on 03 September 2024, that the State of Qatar has accepted Annexes B2, B3, B5 and B9 of the Convention on Temporary Admission with the following reservations:

- Paragraphs C and D of Article 2 in Annex B3;
- Paragraph 1 of Article 5 in Annex B3;
- Article 4 in Annex B5

For information.



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OCOM Memo No. 53-2024

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MEMORANDUM

TO : DEPUTY COMMISSIONER, EG
DEPUTY COMMISSIONER, IAG
DEPUTY COMMISSIONER, IG
DEPUTY COMMISSIONER, MISTG
DEPUTY COMMISSIONER, RCMG
DIRECTOR, AO
DIRECTOR, ESS
DIRECTOR, CIIS
DIRECTOR, LS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL DEPUTY COLLECTORS FOR OPERATION
ALL DEPUTY COLLECTORS FOR ADMINISTRATION
HEAD, XIP
CHIEF, GSD
CHIEF, ITDD
CHIEF, HRMD
ALL CHIEFS, ARRIVAL AND DEPARTURE DIVISION
ALL CHIEFS, FED, IED AND POSTAL OFFICES
ALL DISTRICT COMMANDERS, ESS-CPD
ALL FIELD OFFICERS, X-RAY INSPECTION PROJECT
ALL OTHERS CONCERNED

FROM : BIENVENIDO Y. RUBIO
Commissioner

SUBJECT : PREPARATION ACTIVITIES FOR THE ASIA PACIFIC JOINT GROUP ON-SITE VISIT AND AMENDMENT TO OCOM MEMORANDUM NO. 69-2023 ON THE IMPLEMENTATION OF MEASURES TO SUPPORT STRATEGIC OBJECTIVES 1NA D2 UNDER EO NO. 33 S. 2023 AND IMMEDIATE OUTCOMES 7.1., 7.2 AND 8.2 OF THE FINANCIAL ACTION TASK FORCE (FATF) INTERNATIONAL COOPERATION REVIEW GROUP

DATE : 11 October 2024

On June 2021, the Philippines was included in the Financial Action Task Force (FATF) List of Jurisdictions Under Increased Monitoring, or the FATF Greylist. This required the Philippines to regularly submit progress reports highlighting comprehensive actions taken to address eighteen (18) action plan items to resolve



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identified deficiencies in its Anti-Money Laundering/ Counter-Terrorism Financing (AML/CTF) Framework.

Upon satisfactory completion of the Action Plan Items, the formal exit process from the Greylist commenced, which includes the On-site Visit by the Asia Pacific Joint Group (APJG). **This is a critical component of the exit process as it will confirm that the measures implemented in the Philippines' AML/CTF Framework are in place, continuously implemented and sustainable.**

In anticipation and preparation for the APJG On-Site Visit in January 2025, all concerned offices are directed to comply/participate in the activities below:

A. Activities for On-site Visit Preparation:

No.	Activity	Responsible Office/s	Date
1	Draft CSO for BOC On-site Preparation Committee	EG	16 October 2024
2	1 st Meeting of the BOC On-site Preparation Committee	EG, MISTG, XIP, Legal, NAIA, POM, Clark, Cebu, Davao	16 October 2024
3	Submit initial draft of On-site Report for IO 7.1, 7.2 8.1 and 8.2	EG, IG, Legal	21 October 2024
4	Inter-agency Writeshop to Finalize On-site Report	EG, Legal	6-9 November 2024
5	2 nd Meeting of the BOC On-site Preparation Committee	EG, MISTG, XIP, Legal, NAIA, POM, Clark, Cebu, Davao	11 November 2024
6	BOC Mock interview for Airport/Seaport personnel	EG, NAIA, POM, Clark, Cebu, Davao	13 November 2024
7	Dry-run for Departure Process at NAIA	EG, NAIA, XIP, MISTG	17 November 2024
8	Dry-run for Arrival Process at NAIA		20 November 2024
9	Mock Exercise/Preparatory Activities	EG, MISTG, XIP, Legal, NAIA, POM, Clark, Cebu, Davao	25-29 November 2024
10	3 rd Meeting of the BOC On-site Preparation Committee	EG, MISTG, XIP, Legal, NAIA, POM, Clark, Cebu, Davao	TBD
11	Final Mock Exercise	EG, Legal, NAIA, POM, Clark, Cebu, Davao	6-7 January 2025
12	Estimated Arrival of Asia Pacific Joint Group Assessors	NAIA	11 January 2025 onwards
13	On-site Visit (SEC Headquarters)	EG, Legal Service, NAIA, POM, Clark, Cebu, Davao	20-22 January 2025

14	Estimated Arrival of Delegates from Myanmar, Laos, Nepal for Face-to-Face Meetings for 13-15 Jan F2F Meetings	EG, NAIA	11 January 2025 onwards
15	Estimated Departure of APJG and Delegates from Myanmar, Laos, Nepal	EG, NAIA	23-26 January 2025

Further, to ensure that measures are continuously implemented and sustained, OCOM Memorandum No. 69-2023 on the Implementation of Measures to Support Strategic Objectives 1 and 2 under Executive Order NO. 33 s. 2023 and Immediate Outcomes 7.1, 7.2 and 8.2 of the Financial Action Task Force (FATF) International Cooperation Review Group is hereby consolidated and amended as follows:

B. Measures to Sustain Immediate Outcome 7.1 - Demonstrate an increase in the development and use of financial intelligence and an increase in financial investigative skills of LEAs tasked with ML investigations.

No.	Measures	Responsible Office/s	Date
1	Continuous utilization of AMLC Web-Based Search Engine for Money-Laundering related information on Persons-of-Interest (POI) on all apprehensions and cases filed Target Output/s: Include monthly summary of AWSE searches and Requests for Information (RFIs) transmitted to the AMLC in the Monthly Accomplishment Report of the offices concerned	EG, IG, Legal Service	16 October 2024 onwards
2	Consider inclusion of Money Laundering (ML) accomplishments in the Individual Performance Commitment and Rating (IPCR) of the BOC Deputized Anti-Money Laundering Financial Investigators (DAFIs) Target Output/s: Revised IPCR of DAFIs	EG, IG, Legal Service, HRMD	January 2025 onwards

C. Measures to Sustain Immediate Outcome 7.2 - Demonstrate an increase in ML investigations and prosecutions in accordance with Philippines' risk profile, including crimes with a transnational element and/or foreign proceeds, and using formal and informal international cooperation where necessary.



No.	Activity	Responsible Office	Timeline
1	Regular schedule of case conferences with the Anti-Money Laundering Council (AMLC), Department of Justice (DOJ) and other Law Enforcement Agencies, as applicable Target Output/s: Inclusion of the monthly summary of case conferences conducted in the Accomplishment Report of the office concerned	Legal Service	16 October 2024 onwards
2	Designate unit/personnel for Money Laundering investigation Target Output/s: <ul style="list-style-type: none"> Customs Special Order for DAFIs Yearly submission to the AMLC of the list of BOC- DAFIs for renewal of Deputation Order 		16 October 2024 27 July 2025
3	Inclusion of Money Laundering allegation in smuggling cases filed by the BOC to the DOJ Target Output/s: Inclusion of the monthly summary of Money Laundering cases filed in the Accomplishment Report of the office concerned		16 October 2024 onwards
4	Coordination with international and local counterparts on any information on smuggling or other relevant predicate offenses (i.e. environmental, IPR, etc.) Target Output/s: Inclusion of the monthly summary of emails/requests for information/coordination/meetings with local or international counterparts and law enforcement agencies in the Accomplishment Report of the office/s concerned	EG, IG	16 October 2024 onwards
5	Regular submission of statistics to the AMLC of BOC seizures per port and commodity Target Output/s:	IG	16 October 2024 onwards



	Monthly submission to the AMLC of the summary of BOC seizures and value per commodity		
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D. Preparations for Immediate Outcome 8.1 - *Ensure that LEAs prioritise asset tracing and confiscation at the point of conviction in criminal cases, in line with the Philippines' risk profile.*

No.	Activity	Responsible Office	Due Date
1	Provide statistics of value of seized goods from 2021-2024 Target Output/s: Monthly submission to the AMLC of the summary of seizures and value per commodity	IG	16 October 2024 onwards
2	Provide statistics of cases filed and value of goods from 2021-2024	Legal Service	16 October 2024 onwards

E. Preparations for Immediate Outcome 8.2 - *Demonstrate that cross border measures are applied to all main sea/ airports of the country including detection of false declarations of currency and confiscation action resulting therefrom with particular focus on high risk activities in line with the Philippines' risk profile.*

No.	Activity	Responsible Office	Due Date
Public Awareness:			
1	Meet with Airline Operators and Shipping Lines to ensure that all airlines/shipping line include the currency declaration requirements in their announcements Target Output/s: <ul style="list-style-type: none"> After-Meeting Report Dissemination of e-Travel and currency declaration requirement in media platforms 	EG, NAIA, POM, PIAD	16 October 2024 onwards
2	Coordinate with Department of Transportation (DOTR)/Philippine Ports Authority (PPA)/Airport and Seaport Authorities for one-stop shop for special flights, cruise ship terminals and installation of signages on declaration requirement in the arrival and departure area Target Output/s:	EG, Airports, Seaports, PIAD	16 October 2024 onwards



	<ul style="list-style-type: none"> Letter to DOTR/PPA/Private Airport and Seaport Authorities Report with photos of signages installed 		
3	<p>Coordinate with Bureau of Immigration (BI)/e-Travel Technical Working Group on the inclusion of foreign travelers in the mandatory e-Travel requirement for departure</p> <p>Target Output/s: Letter to BI/e-Travel TWG</p>	EG, MISTG	16 October 2024
Consistency of Implementation in line with CMO 17-2023:			
4	<p>Airport/Seaport personnel to:</p> <ul style="list-style-type: none"> a) Direct passengers to declaration lanes (green and red) based on e-Travel declaration; b) Disallow clearance of passengers w/o scanning QR Code; c) Increase number of lanes to avoid passenger queuing; <p>Target Output/s:</p> <ul style="list-style-type: none"> Monthly Report on number of passengers with and without declaration, no. of passengers examined 	EG, MISTG, Airports, Seaports	16 October 2024 onwards
5	<p>Continuous Joint Targeted Inspections</p> <p>Target Output/s: Monthly Report on Joint Targeted Inspections conducted</p>	EG	16 October 2024 onwards
100% Declaration Ratio of CBDF vs Total Arriving Passengers:			
6	<p>Ensure that all travelers and crew arriving/departing in and from all airports and seaports accomplish the Electronic Customs Baggage Declaration Form (e-CBDF) and Electronic Currencies Declaration Form (e-CDF), if applicable, through the e-Travel System</p> <p>Target Output/s: Weekly submission and monitoring of no. of CBDF, CDF, arriving and departing passengers based on manifest</p>	EG, Airports, Seaports	16 October 2024 onwards



7	Amendment of CMO 17-2023 to disallow paper forms in line with Administrative Order No. 24: Institutionalizing the Use of the Electronic Travel Information System for International Inbound and Outbound Passengers and Crew Members Target Output/s: Revised CMO on e-Travel	EG, MISTG, RCMG	11 November 2024
Detection of Non-Declaration of Currencies and BNI			
8	Arrival: 100% scanning of all Checked-in and hand-carry baggage Target Output/s: Monthly Report of X-ray Scanned Commodities/Baggage per port and results thereof	XIP	16 October 2024 onwards
9	Departure: Coordination with the Office of Transport Security on the reporting of x-ray detected currencies/BNIs in airports and posting of ESS personnel at departure final x-ray check Target Output/s: <ul style="list-style-type: none"> Letter to OTS Regular Duty Officers at Departure Area 	EG, Departure Operations Division	16 October 2024 onwards
10	Provide cash for training materials and roll-out cash sniffing dogs program Target Output/s: Monthly Report on number of examinations conducted from cash-sniffing dogs	EG	4 December 2024
11	Postal Offices/Airport Warehouse: Scanning of parcels and random examination of goods declared as documents or books Target Output/s: Inclusion of the following in the Accomplishment Report of the office/s concerned: <ul style="list-style-type: none"> Monthly report of scanned parcels and results thereof Monthly report on no. of entries declared as documents/books, number of random examinations conducted and results thereof 	XIP, Postal Offices, Airport Warehouses, Informal Entry Divisions or equivalent unit	16 October 2024 onwards



12	Seaports: Scanning of all baggage brought by cruise ship passengers/disembarking crew from international vessels Target Output/s: <ul style="list-style-type: none"> Monthly report of scanned baggage and results thereof Monthly report on number of random examinations conducted from cruise ships/international vessels and results thereof 	XIP, Informal Entry Divisions or equivalent unit	16 October 2024 onwards
Detection of False Declaration of Currencies and BNI:			
13	Generate all passengers with currency declaration per flight and submit report on actual count during examination Target Output/s: Monthly report of passengers with currency declaration and result of actual count verification	EG, Airports, Seaports	16 October 2024 onwards
14	Use and regular maintenance of currency counting machines Target Output/s: Monthly report on operational status of currency counting machines	GSD, Airports, Seaports	16 October 2024 onwards
15	Ensure all airport/seaport personnel has e-Travel access Target Output/s: List of personnel with e-Travel access	MISTG	16 October 2024 onwards
16	Airport/Seaport personnel to utilize e-Travel for advance profiling of passengers (i.e. frequent travelers, etc.) Target Output/s: Monthly report on examinations conducted based on e-Travel profiling and results thereof	EG, IG, Airports, Seaports	16 October 2024 onwards
Coordination:			
17	Inter-agency Coordination Centers in Major Airports/Seaports Target Output/s: Report on establishment of Inter-agency Coordination Centers with photos and list of duty officers and inter-agency focal persons	NAIA, POM, Clark, Cebu, Davao	30 October 2024



18	Regular submission of information of currency seizures to WCO RILO and AMLC Target Output/s: Monthly email to WCO RILO and AMLC of currency seizures	EG	16 October 2024 onwards
Sustainability:			
20	Inclusion of detection/confiscation in IPCR of frontline officers Target Output/s: Revised IPCR	HRMD, ESS, Airports, Seaports	January 2025 onwards
21	Ensure deployment of sufficient number of examiners/appraisers and enforcement personnel in all international airports, seaports, warehouses, postal offices Target Output/s: Quarterly report on number of examiners/appraisers, x-ray and enforcement personnel in all international airports, seaports, warehouses and postal offices	All District Collectors, ESS, HRMD	16 October 2024 onwards
22	Ensure sufficient number of operational x-rays and personnel Target Output/s: Monthly report on number of x-ray and personnel deployed and operational status thereof	XIP	16 October 2024 onwards
23	Continuous capacity building for new and existing personnel on policies on cross-border transport of currency and monetary instruments, currency detection and confiscation Target Output/s: <ul style="list-style-type: none"> Summary of trainings conducted relating to cross-border transport from 2021 to 2024 Schedule of annual refresher course training for personnel 	ITDD	16 October 2024 onwards



F. Summary of Target Outputs/Reports per Responsible Office/s.

Responsible Office/s	Report Requirement	Date
EG	<p>1. Inclusion in the Monthly Accomplishment Report of the following:</p> <ul style="list-style-type: none"> Summary of AWSE searches and RFIs transmitted to the AMLC Summary of emails/requests for information/coordination/meetings with local or international counterparts and law enforcement agencies Monthly Report on Joint Targeted Inspections conducted Monthly Report on no. of CBDF, CDF, arriving and departing passengers based on manifest per airport/seaport Monthly report on examinations conducted based on e-Travel profiling and results thereof Monthly Report on number of examinations conducted from cash-sniffing dogs 	16 October 2024 and monthly thereafter
	2. Letter to DOTR/PPA re: installation of signages on declaration requirement installed in the arrival and departure area	16 October 2024
	3. Letter to BI/e-Travel TWG (<i>coordinate with MISTG</i>)	16 October 2024
	4. Letter to OTS re: reporting of x-ray detected currencies/BNIs in airports and posting of ESS personnel at departure final x-ray check	16 October 2024
	5. After-Meeting Report re: meeting with Airline Operators and Shipping Lines to ensure that all airlines/shipping line include the currency declaration requirements in their announcements	18 October 2024
	6. Revised CMO on e-Travel (<i>coordinate with MISTG and RCMG</i>)	11 November 2024



	7. Regular Duty Officers at Departure Area	16 October 2024 onwards
	8. Provide cash for training materials and roll-out cash sniffing dogs	4 December 2024
	9. Revised IPCR of DAFIs	January 2025 onwards
IG	1. Inclusion in the Monthly Accomplishment Report of the following: <ul style="list-style-type: none"> Summary of AWSE searches and RFIs transmitted to the AMLC Summary of emails/requests for information/coordination/meetings with local or international counterparts and law enforcement agencies Monthly submission to the AMLC of the summary of BOC seizures and value per commodity Monthly report on examinations conducted based on e-Travel profiling and results thereof 	16 October 2024 and monthly thereafter
	2. Provide statistics of value of seized goods from 2021-2024	16 October 2024 and monthly thereafter
	3. Revised IPCR of DAFIs	January 2025 onwards
XIP	1. Inclusion in the Monthly Accomplishment Report of the monthly report of scanned parcels and result of no. currencies/BNIs detected, if any	16 October 2024 and monthly thereafter
	2. Quarterly report on number of x-rays and personnel deployed and operational status thereof	16 October 2024 and quarterly thereafter
Legal Service	1. Inclusion in the Monthly Accomplishment Report of the following: <ul style="list-style-type: none"> Summary of AWSE searches and RFIs transmitted to the AMLC 	16 October 2024 and monthly thereafter



	<ul style="list-style-type: none"> Summary of case conferences conducted Summary of Money Laundering cases filed 	
	2. Customs Special Order for DAFIs	18 October 2024
	3. Provide statistics of cases filed and value of goods from 2021-2024	16 October 2024 and monthly thereafter
	4. Revised IPCR of DAFIs	January 2025 onwards
	5. Yearly submission to the AMLC of the list of BOC- DAFIs for renewal of Deputation Order	27 July 2025 and yearly thereafter
MISTG	1. Letter to BI/e-Travel TWG (<i>coordinate with EG</i>)	16 October 2024
	2. List of personnel with e-Travel access	16 October 2024
HRMD	1. Revised IPCR of DAFIs and personnel from Airport, Seaport, Airport Warehouses, Postal Offices, Formal Entry Divisions and Informal Entry Divisions to include Anti-Money Laundering related accomplishments (<i>i.e. cases filed, detection and apprehensions of currencies and BNI</i>)	January 2025 onwards
	2. Quarterly report on number of examiners/appraiser, enforcement and x-ray personnel in all international airports, seaports, warehouses and postal offices	16 October 2024 and quarterly thereafter
PIAD	1. Dissemination of e-Travel and currency declaration requirement in media platforms	16 October 2024 onwards
	2. Assist in layout of signages for e-Travel and currency declaration	
ITDD	1. Summary of trainings conducted relating to cross-border transport from 2021 to 2024	16 October 2024
	2. Schedule of annual refresher course training for personnel	
Collection Districts: Arrival Operations Division/Departure	1. Letter to Airports/Seaport Authorities re: installation of signages on declaration requirement installed in the arrival and departure area	16 October 2024



Operations Division	2. Report with photos of signages installed	16 October 2024
	3. Inclusion of the following in the Accomplishment Report of the office/s concerned: <ul style="list-style-type: none"> Monthly submission of number of CBDF, CDF, arriving and departing passengers based on manifest Monthly Report on no. of passengers with and without goods to declare vs no. of passengers examined and results thereof (including verification of actual count of currency declaration, examination based on e-Travel profiling and goods declared as documents/books for BNIs) Monthly report on operational status of currency counting machines 	16 October 2024 and monthly thereafter
Collection Districts: Departure Operations Division	Regular Duty Officers at Departure Area	16 October 2024 onwards
Collection Districts: Airport Warehouses, Postal Offices, Formal Entry Divisions, Informal Entry Divisions or equivalent unit	Inclusion in the Accomplishment Report of the office/s concerned of the monthly report on no. of entries/CBDFs declared as documents/books, number of random examinations conducted and results thereof	16 October 2024 and monthly thereafter
All Collection Districts	1. Revised IPCR of personnel from Airport, Seaport, Airport Warehouses, Postal Offices, Formal Entry Divisions and Informal Entry Divisions to include Anti-Money Laundering related accomplishments (<i>i.e. cases filed, detection and apprehensions of currencies and BNI</i>)	January 2025 onwards
	2. Quarterly report on number of examiners/appraisers, x-ray and enforcement personnel in all international airports, seaports, warehouses and postal offices	16 October 2024 and quarterly thereafter



NAIA, POM, Clark, Cebu and Davao	Report on establishment of Inter-agency Coordination Centers with photos and list of duty officers and inter-agency focal persons	30 October 2024
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All reports requested for submission, except items that require annual data, shall cover data from September 1-30, 2024. The report shall be officially transmitted by the head of the responsible offices to the Deputy Commissioner, Enforcement Group via email at odc.eg@customs.gov.ph.

For immediate and strict compliance.





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OCOM Memo No. 54-2024

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

MEMORANDUM

TO : ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL DIRECTORS AND DIVISION CHIEFS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : BIENVENIDO Y. RUBIO
Commissioner

SUBJECT : PROPER IMPLEMENTATION OF TARIFF AND POST-ENTRY
AUDIT ON SALT IMPORTATIONS PURSUANT TO REPUBLIC
ACT NO. 11985, OTHERWISE KNOWN AS THE "PHILIPPINE
SALT INDUSTRY DEVELOPMENT ACT"

DATE : 04 October 2024

Pursuant to the **Republic Act (R.A.) No. 11985** entitled "*An Act Strengthening and Revitalizing the Salt Industry in the Philippines, Appropriating Funds Therefor,*" otherwise known as the "**Philippine Salt Industry Development Act,**" and in accordance with **Customs Memorandum Circular No. 164-2024**, you are hereby directed to ensure the proper imposition of tariff on salt importations and to conduct post-clearance audit and/or post entry modification on salt importations from the time of the implementation of the said law on 27 April 2024.

For strict compliance.



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OCOM Memo No. 54-2024 P-2

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30 September 2024

CUSTOMS MEMORANDUM CIRCULAR
NO. 164-2024

TO : ASSISTANT COMMISSIONER
ALL DEPUTY COMMISSIONERS
ALL DIRECTORS AND DIVISION CHIEFS
ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

SUBJECT : CUSTOMS MEMORANDUM CIRCULAR (CMC) RELATIVE TO
REPUBLIC ACT NO. 11985, OTHERWISE KNOWN AS THE
PHILIPPINE SALT INDUSTRY DEVELOPMENT ACT

This has reference to the herein attached **Republic Act (R.A.) No. 11985** dated 11 March 2024, *An Act Strengthening and Revitalizing the Salt Industry in the Philippines, Appropriating Funds Therefor*, otherwise known as the **Philippine Salt Industry Development Act**.

Significant is Section 27 thereof which provides, to wit:

Section 27. Tariff on Salt. – *There shall be levied, collected, and paid upon all imported salt a duty of **nine percent (9%) ad valorem**.*

Tariff collections shall be credited automatically to a special account with the National Treasury, which shall be in place within ninety (90) days from the effectivity of this Act, for the purpose of developing the salt industry.

Salt imports include imported products under the following HS headings or AHTN Codes, the Descriptions:

2501 - Salt (including table salt and denatured salt) and pure sodium chloride, whether or not in aqueous solution of containing added anti-caking or free flowing agents; sea water.

2501.00.10	- Table salt
2501.00.20	- Unprocessed rock salt
2501.00.50	- Sea water
	- Other
2501.00.51	- Salt, denatured, industrial
2501.00.91	- With sodium chloride content more than 60% but less than 97%, calculated on a



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	<i>dry basis, fortified with iodine.</i>
2501.00.92	- Other, with sodium chloride content 97% or more but less than 99.9%, calculated on a dry basis.
2501.00.99	- Other

Attached hereto is a copy of R.A. No. 11985 as Annex "A" for reference.

For records purposes, please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt hereof.

For your guidance and reference.

BIENVENIDO X. RUBIO
Commissioner



Republic of the Philippines

MM Memo No. 54-2024
1.4

Congress of the Philippines

Metro Manila

Nineteenth Congress

Second Regular Session

Begun and held in Metro Manila, on Monday, the twenty-fourth
day of July, two thousand twenty-three.



[REPUBLIC ACT NO. 11985]

AN ACT STRENGTHENING AND REVITALIZING
THE SALT INDUSTRY IN THE PHILIPPINES,
APPROPRIATING FUNDS THEREFOR

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

SECTION 1. *Short Title.* – This Act shall be known as
the “Philippine Salt Industry Development Act”.

SEC. 2. *Declaration of Policy.* – It is the policy of the
State to promote rural development based on sound agricultural
productivity, increase in rural income through enterprises that
make full and efficient use of human and natural resources,
and which are competitive in both domestic and foreign
markets. For this purpose, the State shall provide support
through appropriate technology and research, and adequate

financial, production, marketing, and other support services to revitalize the salt industry, attain increased production by salt farmers and salt producers, achieve salt self-sufficiency, and become a net exporter of salt.

It is further the policy of the State to preserve, protect, and rehabilitate the natural environment in the actualization of its developmental policies.

SEC. 3. *Definition of Terms.* – For purposes of this Act:

(a) *Artisanal salt* refers to locally produced unrefined salt, derived directly from a living sea or ocean, using traditional methods. It retains natural traces of minerals coming from sea water, and is produced by traditional or community-based enterprises;

(b) *Artisanal salt producer* refers to one who utilizes traditional methods of production using non-mechanized means;

(c) *Food-grade salt* refers to salt for human consumption;

(d) *Industrial salt* refers to salt used in the treatment, processing, and/or manufacture of non-food commercial products;

(e) *Iodized salt* refers to ordinary salt with fortificant potassium iodate (KIO_3);

(f) *Salt* refers to an unrefined salt derived directly from a living sea or ocean, harvested through the process of cooking, smoking or solar evaporation. Regardless of the manner of production, it retains natural traces of minerals coming from sea water;

(g) *Salt farms* refer to areas of land, shorelines, or coastal areas, including their buildings, machineries, and equipment, used in salt production. Salt farms may be classified as:

(1) *Individual salt farm* – salt farm of not more than fifty (50) hectares; or

(2) *Corporate or cooperative/association salt farm* – salt farm of not more than two hundred fifty (250) hectares;

(h) *Salt producer* refers to an individual, corporation, cooperative or association involved in the production of salt. Local salt producers shall be categorized as follows:

(1) Subsistence producer/manufacturer – a person or association engaged in the production, trade, and distribution of salt not exceeding two (2) metric tons (MT) per year;

(2) Small producer/manufacturer – a person, corporation, or association engaged in the production, trade and distribution of salt ranging from more than two (2) MT to three hundred (300) MT per year;

(3) Medium producer/manufacturer – a person, corporation, or association engaged in the production, trade, and distribution of salt ranging from more than three hundred (300) MT to two thousand (2,000) MT per year; or

(4) Large producer/manufacturer – a person, corporation, or association engaged in the production, trade, and distribution of salt exceeding two thousand (2,000) MT per year; and

(i) *Salt production* refers to the process of generating salt from salt water utilizing solar evaporation or cooking and other acceptable methods.

SEC. 4. *Philippine Salt Industry Development Roadmap (Salt Roadmap)*. – For the attainment of the objectives of this Act, there shall be formulated and established a Philippine Salt Industry Development Roadmap (Salt Roadmap), which shall include, but not be limited to, programs, projects and interventions for the development and management, research, processing, utilization, business modernization, and commercialization of Philippine salt: *Provided*, That the Salt Roadmap shall be aligned with the objectives and continued implementation of Republic Act No. 8172 or "An Act for Salt Iodization Nationwide (ASIN)", which shall include the mandatory iodization of all food-grade salt and shall have the following objectives, among others:

(a) Increase salt production in order to attain salt self-sufficiency, and become a net exporter of salt;

(b) Encourage salt farming and expand the number of salt-producing areas;

(c) Ensure the sustainable production, management and harvesting, and soil and water conservation practices in salt-farming areas;

(d) Promote public and private investments in the salt industry development programs;

(e) Ensure the sustainability and viability of the salt industry through the establishment of cooperatives among salt farmers and salt producers in order to optimize local production and improve access to government interventions, assistance, and incentives;

(f) Advance market access for Philippine salt products locally and internationally;

(g) Support research and development (R&D) activities for salt production and processing and introduce new and appropriate technology based on R&D outputs;

(h) Ensure regular funding for salt production, processing, commercial and marketing programs and projects and provide technical and financial assistance in the local design and fabrication of high-capacity processing equipment and machineries for the salt industry and salt iodization; and

(i) Provide continuous training and capacity building in the salt industry development.

SEC. 5. *Creation of Philippine Salt Industry Development Council (Salt Council).* – To ensure the unified and integrated implementation of the Salt Roadmap and accelerate the modernization and industrialization of the Philippine salt industry, a Salt Council is hereby created with the following composition:

(a) Secretary of the Department of Agriculture (DA), as Chairperson;

(b) Secretary of the Department of Trade and Industry (DTI) as Vice-Chairperson;

Members:

(c) Director of the Bureau of Fisheries and Aquatic Resources (BFAR);

(d) Secretary of the Department of Environment and Natural Resources (DENR);

(e) Secretary of the Department of Science and Technology (DOST);

(f) Secretary of the Department of Health (DOH);

(g) Secretary of the Department of Tourism (DOT);

(h) Secretary of the Department of Public Works and Highways (DPWH);

(i) Secretary of the Department of Labor and Employment (DOLE);

(j) Chairperson of the Cooperative Development Authority (CDA);

(k) Executive Director of National Fisheries Research and Development Institute (NFRDI);

(l) One (1) representative each from the League of Provinces of the Philippines, League of Cities of the Philippines, and League of Municipalities of the Philippines of salt-producing areas;

(m) One (1) representative from the private sector engaged in salt-production business; and

(n) Three (3) representatives from the salt farmer cooperatives, two (2) representing Luzon and one (1) representing Visayas and Mindanao:

Provided, That the respective agencies may designate their permanent representatives whose rank shall not be lower than an Assistant Secretary: *Provided, further*, That the representatives from business sector shall be chosen by BFAR from a list of three (3) nominees submitted to it by the sector;

and the representatives from the cooperatives shall be chosen by BFAR from a list of five (5) nominees for Luzon and three (3) for the Visayas and Mindanao submitted to it by the salt farmers' cooperatives: *Provided, finally*, That one-third (1/3) of all the members of the Salt Council shall constitute a quorum.

SEC. 6. *Functions of the Salt Council.* - The Salt Council shall have the following powers and functions:

(a) Formulate the five (5)-year Salt Roadmap, which shall contain the short-term, medium-term, and long-term development plan (Development Plan) for the industry, which shall be updated yearly, or earlier, as determined by the Salt Council;

(b) Identify specific and priority programs and projects in support of, and in line with, the Salt Roadmap;

(c) Provide development funds and technical assistance to salt farmers and the industry. The support shall be commensurate to the size of the salt farm;

(d) Implement the mechanization of salt production process through the provision of machinery and equipment such as, but not limited to, harvesters, and motorized pumps to reduce operational cost;

(e) Identify sources of financing and facilitate credit windows with government banks and the Agricultural Credit Policy Council (ACPC) to expand the salt industry development;

(f) Increase production of local salt by increasing land area devoted to salt and improving farm productivity;

(g) Institutionalize capacity building for salt farmers through the BFAR provincial offices under the Fisheries Post-Harvest Technology Division (FPHTD);

(h) Strengthen market linkage and promotion of Philippine salt;

(i) Conduct continuing R&D on innovation and modernization of the salt industry;

- (j) Establish an agri-insurance program for salt producers;
- (k) Submit annual reports, not later than June 30, to the Office of the President and to each House of Congress, on the status of the implementation of the Salt Roadmap and the salt industry development in the country;
- (l) Recommend to the Department of Budget and Management (DBM) the required yearly appropriations for the plan and implementation of the salt development programs;
- (m) Promulgate such rules and regulations, and exercise such other powers and functions, as may be necessary to carry out the objectives of this Act; and
- (n) Constitute the staffing complement of the Program Management Office Secretariat with the power to create and abolish positions.

SEC. 7. *Creation of a Program Management Office (PMO).* - The DA, through the BFAR, shall lead in the implementation of the Development Plan. Towards this end, a PMO is hereby created under the Office of the BFAR Director to oversee the overall implementation of the Development Plan and the monitoring of its execution by the implementing agencies and/or partners. Further, the PMO shall also assume and perform secretariat functions such as to coordinate and manage the regular meetings of the Salt Council, prepare and/or consolidate reports, monitor the implementation of policy decisions that the Salt Council has adopted, and liaise with all the member departments and relevant agencies of the government. The PMO shall have a staff complement, as approved by the Salt Council.

SEC. 8. *Salt as an Aquatic Resource Product.* - Salt, unprocessed or processed, is hereby classified as an aquatic resource product and shall be exempt from all taxes.

The DA shall also ensure that salt is a priority commodity to be produced locally in areas or regions identified in this Act. The required resources shall be allocated by the DA for this purpose.

SEC. 9. *Mapping and Determination of Public Lands for Salt Production; Role of the DENR and BFAR.* – Most areas suitable for salt production are public lands which are currently within the administrative jurisdiction of the DENR and the BFAR.

Pursuant to this Act, the DENR through its appropriate bureaus and its attached agency, the National Mapping and Resource Information Authority (NAMRIA), and the BFAR are hereby mandated to map out, identify, and designate public lands, including portions of municipal waters, as salt production areas. They shall prioritize public lands situated in the following provinces that are identified as suitable for salt production, namely: Ilocos Norte, Ilocos Sur, La Union, Pangasinan, Zambales, Bataan, Occidental Mindoro, Oriental Mindoro, Palawan, Marinduque, Quezon Province, Misamis Oriental, and Antique, which are now hereby declared as priority areas for salt production. They shall finish the task within sixty (60) days from the effectivity of this Act: *Provided*, That public lands in other regions shall also be subsequently mapped out, identified and designated as potential salt production areas, within six (6) months from the effectivity of this Act: *Provided, further*, That the result of the mandatory mapping, identification, and designation of public lands for salt production shall be shared with the public, through the DENR and BFAR websites or otherwise, as their respective agency rules shall allow, so as to inform interested salt industry investors: *Provided, furthermore*, That they shall also provide a report on the completion of this mapping, identification, and designation to both Houses of Congress through the Congressional Oversight Committee on Agriculture and Fisheries Modernization (COCAFAM).

SEC. 10. *Transfer of Public Lands Identified as Suitable for Salt Production from DENR to BFAR.* – The DENR is hereby mandated to transfer public lands mapped out, identified, and designated as suitable for salt production under its administrative jurisdiction to BFAR. It shall do so within ninety (90) days from the effectivity of this Act.

SEC. 11. *Allocation and Use of Public Lands for Salt Production; Role of BFAR; Miscellaneous Provisions.* – BFAR is hereby mandated to allocate public lands for salt production to qualified salt producers. For this purpose, it shall issue a

tenurial instrument (herein referred to as the Salt Production Tenurial Instrument or SPTI) to qualified salt producers for the use of these public lands, certified copies of which shall be furnished the Salt Council through the PMO: *Provided*, That tenurial instruments on public lands already issued to private entities shall be respected: *Provided, further*, That tenurial instruments issued for salt production shall be strictly used only for the purpose for which it was granted, and that public land with salt farms shall not be converted to other uses, other than for fisheries and aquaculture purposes: *Provided, furthermore*, That the procedure for such issuance shall take into utmost consideration Republic Act No. 11032 or the "Ease of Doing Business and Efficient Government Service Delivery Act of 2018": *Provided, finally*, That the BFAR shall maintain a digital database of all applicants and holders of SPTI to ensure integrity of data, stronger data protection, and convenient data access.

(a) *Salt Production Tenurial Instrument (SPTI)*. An application for an SPTI on a public land for salt farm production shall be submitted to BFAR. BFAR shall issue the SPTI to qualified salt producers, which shall indicate, *inter alia*, the following:

(1) Name and other relevant information about the grantee;

(2) Terms and conditions in the use of the salt farm;

(3) Period of use of the public land on which the salt farm is located;

(4) Conditions for termination, which shall include an undertaking to start salt farm construction and operation within one (1) year from the approval and granting of the SPTI and to protect and preserve critical habitat for marine life in the area; and

(5) Metes and bounds of the salt farm.

Provided, That nothing herein shall be added that contradicts the principles and provisions of Republic Act No. 11032: *Provided, further*, That new/renewal/transfer of application for SPTI shall be submitted to the BFAR Provincial Office, which

shall process and issue the SPTI applied for within forty-five (45) days from the complete submission of the three (3) requirements enumerated in subparagraph (b) of this section, failure in the issuance of which shall render the application approved and BFAR shall immediately issue the SPTI applied for to the applicant: *Provided, furthermore, That the SPTI shall bear only the signature of the Regional Director and the BFAR Director.*

(b) *Qualification of Salt Producers Applying for SPTI.* The BFAR shall approve application for SPTI on the bases of only the following three (3) requirements:

(1) Certificate of Registration as a salt producer, secured under Section 13 of this Act;

(2) The applicant has an outstanding track record of engaging in salt farm business or other related business for at least three (3) years, or has an actual experience in salt production for at least three (3) years: *Provided, That cooperatives/associations of subsistence and small salt producers/farmers may present certification and endorsement from the local government units (LGUs) within which their intended salt farm will be established of their capability to manage and operate a salt farm, in lieu of the three (3)-year period requirement; and*

(3) Payment of rental fee for the use of said public land in the amount equal to current rates exacted by BFAR on the use of these public lands:

Provided, That cooperatives/associations of subsistence and small salt producers/farmers shall be given preferential treatment in the grant of SPTI and shall be allowed rent-free use of the public land on which the salt farm and its facilities are built for a period of three (3) years from the start of salt farm operations: Provided, further, That said cooperatives/associations shall present authenticity of the nature and composition of its members through a certification from the local office of the Department of Social Welfare and Development (DSWD) and the LGU of residence: Provided, furthermore, That misdeclaration or falsification or any other false deed to conceal the real nature and composition of its

members shall render its officers liable for criminal acts under existing laws.

(c) *Period of Use of Public Land for Salt Farm.* The salt producer with an SPTI shall be allowed use of public land for salt production for twenty-five (25) years, renewable for another twenty-five (25) years: *Provided*, That the lease agreement shall be subject to early termination upon a determination by BFAR, upon due process, of the grantee's violation of the provision(s) of the SPTI.

(d) *Limitations on the Size of Salt Farms.* Individuals may lease up to fifty (50) hectares of salt farms. Corporations or cooperatives/associations may lease up to two hundred fifty (250) hectares. A lease applicant may apply for a lease for more than one (1) area and hold several lease agreements, but in no case shall the total area of such multiple lease agreements exceed the limits prescribed under this provision.

SEC. 12. *Utilization of Public Lands Already Issued Fishpond Lease Agreements (FLAs) for Salt Production; Other Forms of Public Land Possession.* - Fishpond Lease Agreements (FLAs) issued by BFAR before the enactment of this law may now include salt production as among the valid activities that may be undertaken by the leaseholder: *Provided*, That if the lessee so decides to engage in salt production, such lease agreement, or such portion of that public land under the FLA to be used for salt production, shall be governed by the provisions of this Act. In such case, the already issued FLA shall be amended accordingly to reflect salt production: *Provided*, That the period in the amended FLA for salt production shall state the full twenty-five (25)-year period.

If other public lands identified for salt production purposes under this Act are already in the possession of private entities, BFAR shall notify the possessor that such public land has been identified as suitable for salt production, and if the possessor shall accede to develop such public land into salt production area, then the process of developing the area into salt production shall continue in accordance with the provisions of this Act.

SEC. 13. *Registration as Salt Producer; Control Measures.* - All salt producers, whether holders of SPTI or

otherwise, shall register with the BFAR: *Provided*, That the Food and Drug Administration (FDA) shall retain its jurisdiction over the registration of salt for human consumption as provided under Republic Act No. 8172, and Republic Act No. 10611 or the "Food Safety Act of 2013". The following are the qualification requirements for registration:

(a) For Cooperatives/Associations

(1) Existing

(i) Certification as Existing Salt Producer from the LGU where the salt farm operates;

(ii) Certificate of Registration from CDA for cooperatives, or from LGU where the farm site is located for farmers' association;

(iii) Production record for the immediately preceding year; and

(iv) Affidavit from applicant of existence of at least fifty (50) members.

(2) New Registrants

(i) Certificate of Registration from CDA for cooperatives, or from LGU where the proposed farm site is located for farmers' association;

(ii) Business plan;

(iii) Farm Site Inspection Report from the Provincial Fisheries Officer (PFO); and

(iv) Affidavit from applicant of existence of at least fifty (50) members.

(b) For Corporations

(1) Existing

(i) Securities and Exchange Commission (SEC) registration;

(ii) Certification as Existing Salt Producer from the LGU where the salt farm operates;

(iii) Updated tax payment record; and

(iv) Proof of SSS, Pag-IBIG, PhilHealth remittances.

(2) New Registrants

(i) SEC registration;

(ii) Business plan; and

(iii) Farm Site Inspection Report from the PFO.

(c) For Individuals/Artisanal

(1) Existing

(i) Certificate as a Salt Producer from the LGU, and indication as artisanal, if applicable; and

(ii) Production report for the immediately preceding year.

(2) New Registrants

(i) Business plan; and

(ii) Farm/Production Site Inspection Report from the PFO.

Registration shall be renewed every three (3) years.

Upon complete submission of the qualification requirements, BFAR shall issue the Certificate of Registration as a salt producer, or a notice of the denial of the application for registration, accompanied by an explanation for such denial, within forty-five (45) days from completion. The failure of BFAR to act on the application renders the application approved, and it shall immediately issue the said Certificate of Registration. An appeal for such denial shall be filed with the BFAR Director within fifteen (15) days from receipt of

Notice of Denial, which in turn shall be decided with administrative finality by the Director, within fifteen (15) days from filing.

SEC. 14. *Support for the Development of Salt Farms and Salt Producers.* - The DA-BFAR, in consultation with individuals, corporations, associations, and cooperatives from the salt industry, shall provide technical support in the development and operation of existing salt farms. It shall assist in the design of salt farms of cooperatives/associations.

BFAR is hereby mandated and authorized to grant material and technical assistance to salt farms of cooperatives/associations through its own projects and programs for the salt industry, on the following concerns:

- (a) Establishment of salt farm warehouses;
- (b) Provision of inputs for salt development, machinery, and equipment;
- (c) Conduct of extension services;
- (d) Establishment and strengthening of salt producers cooperative; and
- (e) Development of modern salt production and processing technology.

This mandate shall be funded out of the tariff collection on imported salt as provided in Sections 27 and 28 of this Act. The BFAR shall institutionalize the Development of Salt Industry Program (DSIP) as a regular program funded by the General Appropriations Act (GAA) and shall cover the interventions that are not included for funding by the Salt Industry Development and Competitiveness Enhancement Fund (SIDCEF) over and above the regular budget of BFAR under the GAA.

SEC. 15. *Construction of Salt Farm Roads.* - Consistent with the Development Plan, the DA-BFAR, in coordination with the LGUs and the resident salt producers, shall identify priority locations of roads linking the salt farms to the market,

which shall be known as *Daan Asinan*. In the construction of the *Daan Asinan*, the DA-BFAR shall consider the investment cost for salt production in the area, the number of salt producers and their families who shall benefit from the venture, and the amount of salt produced or to be potentially produced in the salt production areas. Thereafter, the DA-BFAR shall coordinate with the DPWH for the latter to undertake the construction, improvement, and maintenance of the *Daan Asinan*.

SEC. 16. *Research and Promotion of Salt Farming Methodologies and Techniques.* – The DA-NFRDI, in close coordination with the DA-Philippine Center for Postharvest Development and Mechanization (DA-PhilMech), shall spearhead the development of the latest technology in salt production, particularly technology that allows year-round production of salt even under erratic weather patterns. It shall also encourage the mechanization of salt production from pre- to post-harvest and develop technologies that promote alternative methods and cost-effective techniques in salt production.

The DA-NFRDI shall immediately transfer the results of their completed study/technology/product to salt producers/manufacturers.

SEC. 17. *Extension Programs.* – The BFAR, in coordination with the DTI, DOST, DOLE, Technical Education and Skills Development Authority (TESDA) and other relevant government agencies, shall provide complementary training programs that shall develop and upgrade the skills and competencies of Philippine salt producers, ensure product traceability and compliance to food safety, hasten technology acquisition including product labelling and packaging, enhance skills on market positioning for Philippine artisanal/specialty and industrial salts and such other capabilities necessary in the maintenance and development of the local salt industry.

SEC. 18. *Corps of Salt Production Trainers.* – Within thirty (30) days from the effectivity of this Act, BFAR shall form the Corps of Trainers for salt production, whose members shall be recruited from BFAR personnel in the provinces, under the FPHTD; experts from state universities and colleges (SUCs) with a track record for studying and researching on

salt production and post-production techniques and technology; experts from Agricultural Training Institute (ATI); and from practitioners in actual salt farm production in the country. The corps members shall be tasked to help out in the establishment of salt farms in areas designated as such by this Act. BFAR shall spend for their travel, lodging, *honoraria* and other necessary expenses, within existing budgetary rules.

SEC. 19. *Salt Farmers Cooperatives and Associations.* - The CDA shall assist in the formation, organizational strengthening, and financial literacy of cooperatives and their local salt farmers-members and producers. It shall aim to build capabilities of cooperatives and associations to leverage their own resources, run sustainable operations, and increase the number of successful cooperative-managed salt farms in the country.

SEC. 20. *Trade and Export Assistance.* - The DTI and the DA shall assist and support local salt producers in the trade and exportation of their product. They shall enhance the capabilities and global competitiveness of potential and existing producers and exporters through export financing; business matching; provision of trade and market information; promotion of locally produced salt to local and international markets; organization of trade fairs and business missions; conduct of seminars, workshops, conferences and symposium on export-related subjects, including export documentation and procedures; product design and development; and market and product consultancy. The government shall give preference to locally produced salt in government purchases.

SEC. 21. *Role of LGUs.* - LGUs shall, as far as practicable, establish their respective Salt Industry Development Task Force (Salt Task Force). LGUs shall regularly conduct a survey of existing salt farms and salt processing enterprises in their respective localities.

LGUs, in cooperation with the DENR, BFAR, DA-NFRDI, and DTI and the appropriate DOST Regional Office, shall identify appropriate areas for local salt production in their respective localities.

SEC. 22. *Importation of Salts.* - No person shall import salt without first securing a permit from the following agencies:

- (a) DA-BFAR and DOH-FDA for food grade salt; and
- (b) DA-BFAR for non-food grade salt.

The DOH-FDA and DA-BFAR are hereby mandated to harmonize and streamline their processes.

SEC. 23. *Mandatory Use of Domestically Produced Salt.* - The government shall mandate the use of domestically produced salt in its programs, including the fertilization of coconut farms by the Philippine Coconut Authority (PCA).

SEC. 24. *National Iodization Program.* - Notwithstanding the provisions of Republic Act No. 8172, iodization of artisanal and non-food grade salt and salt intended for export is hereby rendered optional in the country. The use of artisanal salt by food manufacturers and food establishments shall be allowed.

The salt produced by salt farmers shall not be automatically categorized as food grade, nor shall the burden of iodizing salt be on the salt farmers.

Food grade salt may be sold by farmers to salt processors in compliance with this Act provided that iodization shall be done by the processors.

Importers, traders and distributors of imported food-grade salt that will undertake fortification shall comply with the iodization standards set by the DOH.

For this purpose, the DOH shall develop guidelines for the implementation of this new mandate, taking into consideration international trade nuances and standards impacting on local food manufacturers and exporters.

The BFAR-FPHTD is hereby tasked to develop and implement a comprehensive program for the acquisition, design, and manufacture of salt iodization equipment, and the further development of salt iodization technology.

SEC. 25. *Labeling of Salt Made in the Philippines.* - All salt produced or manufactured in the Philippines for export shall be labeled as "Made in the Philippines" in a prominent and conspicuous manner on the product, its packaging, and accompanying documentation, and shall comply with the requirements of Republic Act. No. 7394, otherwise known as the "Consumer Act of the Philippines".

For domestically produced salt intended for the local market, salt manufacturers, producers or farmers are encouraged to provide a label "Made in the Philippines".

The DTI shall assist domestic salt manufacturers, producers or farmers on this labeling requirement.

SEC. 26. *Incentives.* - The following incentives shall be provided to investors in salt farms development and salt processing facilities:

(a) The Board of Investments shall classify salt farms as preferred areas of investment under its Investment Priorities Plan (IPP) subject to pertinent rules and regulations;

(b) Salt farm owners, salt processors and other related businesses shall be exempt from the payment of import duties for imported machines and equipment to be actually and directly used in their businesses, subject to pertinent rules and regulations;

(c) The salt producers and processors shall be given priority to access credit assistance and guarantee schemes granted by government financial institutions (GFIs); and

(d) Salt farm development and their equipment shall be covered by the Philippine Crop Insurance Corporation.

SEC. 27. *Tariff on Salt.* - There shall be levied, collected, and paid upon all imported salt a duty of nine percent (9%) *ad valorem*.

Tariff collections shall be credited automatically to a special account with the National Treasury, which shall be in place within ninety (90) days from the effectivity of this Act, for the purpose of developing the salt industry.

Salt imports include imported products under the following HS headings or AHTN Codes, the Descriptions:

2501 – Salt (including table salt and denatured salt) and pure sodium chloride, whether or not in aqueous solution of containing added anti-caking or free flowing agents; sea water.

- (a) 2501.00.10 - Table salt
- (b) 2501.00.20 - Unprocessed rock salt
- (c) 2501.00.50 - Sea water
- (d) - Other
- (e) 2501.00.51 - Salt, denatured, industrial
- (f) 2501.00.91 - With sodium chloride content more than 60% but less than 97%, calculated on a dry basis, fortified with iodine.
- (g) 2501.00.92 - Other, with sodium chloride content 97% or more but less than 99.9%, calculated on a dry basis.
- (h) 2501.00.99 - Other

SEC. 28. *Creation of the Salt Industry Development and Competitiveness Enhancement Fund (SIDCEF).* – The SIDCEF is hereby created from the salt tariff collections special account with the National Treasury. The SIDCEF shall exist for the next ten (10) years following the effectivity of this Act.

The allocation and utilization of the SIDCEF shall be subject to the following guidelines:

(a) The SIDCEF shall be earmarked, released, and implemented as follows:

(1) Provision of machinery and equipment, including sea water pumps, salt graders, salt harvesters, dump trucks and bagging machines, and salt iodization machines for beneficiaries who are into salt iodization; fifty percent (50%); to be utilized and implemented by BFAR;

(2) Establishment of salt farm warehouses/storage areas; forty percent (40%); to be constructed and implemented by DPWH;

(3) Conduct of extension services; five percent (5%); to be utilized and implemented by BFAR provincial offices; and

(4) Development of modern salt production and processing technology; five percent (5%) to be utilized and implemented by NFRDI:

Provided, That the beneficiaries of the SIDCEF are the salt cooperatives/associations of subsistence and small farmers fisherfolk: *Provided, further*, That the earmarking percentage shall be reviewed at the end of the fifth (5th) year following the effectivity of this Act, without prejudice to an earlier review if deemed necessary, for possible revisions and upgrading based on changes in intervention priorities: *Provided, furthermore*, That the allocation and disbursement of funds shall focus on the provinces that have the most number of salt farms;

(b) At the end of the fifth (5th) year from the effectivity of this Act, a mandatory review shall be conducted by the COCAFM to determine whether SIDCEF and its use as provided for under this Act shall be continued, amended, or terminated. The COCAFM shall utilize the increase or decrease in farmers' incomes as a primary benchmark in determining the effectiveness of the interventions under the SIDCEF and its possible extension;

(c) The Secretary of the DA and the BFAR Director shall be accountable and responsible for the management and utilization of the said fund in coordination with the other government agencies concerned;

(d) The amount allocated shall be released directly to the implementing agencies as provided for in this Act based on the objectives of the Salt Roadmap: *Provided*, That the unutilized portion of the SIDCEF shall not revert to the general fund but shall continue to be used for the purpose for which it was set aside. The fund releases shall not be subject to any ceiling by the DBM; and

(e) Any program undertaken in accordance with this Act shall only be deemed complementary and supplementary to, and shall not be a replacement of, any existing programs for the fisherfolk already implemented by the DA-BFAR and other agencies concerned.

SEC. 29. *Powers of the President.* – Notwithstanding Section 27 of this Act and consistent with the Philippine national interest and the objective of safeguarding local salt producers and consumers, the President is hereby empowered to act with full delegated authority subject to the provisions of the Customs Modernization and Tariff Act (CMTA), in the following circumstances:

(a) The President may revise or adjust existing rates of customs duties on salt imports consonant with the country's international agreements, including any necessary change in classification applicable to their importation: *Provided*, That the adjustment is time-bound and that the power herein delegated to the President shall only be exercised when Congress is not in session: *Provided, further*, That any order issued by the President adjusting the applied tariff rates shall take effect fifteen (15) days after publication; and

(b) In the event of any imminent or forecasted shortage, or such other situation requiring government intervention, the President is empowered for a limited period and/or a specified volume, to allow the importation of salt at a lower applied tariff rate to address the situation. Such order shall take effect immediately and can be issued even when Congress is in session.

The power herein delegated to the President may be withdrawn or terminated by Congress through a joint resolution.

SEC. 30. *Reporting.* – The various departments and agencies specified in this Act shall provide regular updates to the Salt Council on the progress of their programs and activities toward the realization of the objectives of this Act.

SEC. 31. *Congressional Oversight.* - The COCAFM shall regularly exercise its oversight powers to ensure the full implementation of this Act.

SEC. 32. *Agencies Regular Programs.* - The additional mandates, functions and activities of the various departments and agencies provided for and identified in this Act shall be considered regular programs and shall be funded accordingly in their annual budgets as particularly provided in Sections 15, 19, and 20 of this Act.


SEC. 33. *Appropriations.* - The amount necessary for the effective implementation of this Act shall be taken from the appropriations of the BFAR. Thereafter, such amount as may be needed for the continued implementation of this Act shall be included in the annual GAA.


SEC. 34. *Separability Clause.* - If any provision of this Act is declared invalid or unconstitutional, the other provisions of this Act not affected by such declaration shall remain in full force and effect.

SEC. 35. *Repealing Clause.* - Sections 3 and 5 of Republic Act No. 8172 are modified accordingly. All laws, decrees, orders, rules and regulations or other issuances or parts inconsistent with the provisions of this Act are hereby repealed or modified accordingly.


SEC. 36. *Effectivity.* - This Act shall take effect fifteen (15) days after its complete publication in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,


FERDINAND MARTIN G. ROMUALDEZ
Speaker of the House
of Representatives


JUAN MIGUEL F. ZUBIRI
President of the Senate

This Act, which is a consolidation of Senate Bill No. 2243 and House Bill No. 8278, was passed by the Senate of the Philippines and the House of Representatives on December 6, 2023 and December 13, 2023, respectively.


REGINALDO S. VELASCO
Secretary General
House of Representatives


RENATO N. BANTUG JR.
Secretary of the Senate

Approved: **MAR 11 2024**


FERDINAND ROMUALDEZ MARCOS JR.
President of the Philippines



O




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DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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AOCG Memo No. 181-2024
MEMORANDUM

TO : ALL DISTRICT and SUB-PORT COLLECTORS
ALL CHIEFS, FORMAL ENTRY DIVISION
AND FORMAL ENTRY DIVISION PERSONNEL

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group (AOCG)

SUBJECT : TARIFF COMMISSION CIRCULARS/ADVANCE RULINGS
(TCC/AR)

DATE : 16 September 2024

Pursuant to the provisions of Section 1603 (f) of the Customs Modernization and Tariff Act (Republic Act 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification related to Importation of Goods), the Tariff Commission furnished copies of the Advance Ruling (AR) on Tariff Classification with Tariff Classification Circulars (TCC/AR) issued on 13 September 2024 and the same having been reviewed and summarized as follows:

TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-508	"HEDP (1-HYDROXY ETHYLIDENE-1, 1-DIPHOSPHONIC ACID) 60%"	2931.49.90	MFN – 1% ad valorem ACFTA – Zero* RCEP – Zero*
24-512	"SABIC® HDPE F00752AM"	3901.20.00	MFN – 10% ad valorem ATIGA – Zero* AANZFTA – 12% ad valorem* ACFTA – 5% ad valorem* AHKFTA – 10% ad valorem* AIFTA – 11.25% ad valorem* AJCEPA – 10% ad valorem* AKFTA – 12% ad valorem* RCEP – 10% ad valorem*

*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).



Gate 3, South Harbor, Port Area, Manila 1018

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-576	"FLAVOR 30096-B"	3302.10.10	MFN – 1% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
24-588	"VP NUTR X0931 FS WET USE NON-GMO"	2106.90.73	MFN – 1% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			

For information, guidance and strict compliance.

CC: COMMISSIONER OF CUSTOMS



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REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

Ref. No. 24-088

13 September 2024

COMMISSIONER BIENVENIDO Y. RUBIO

Bureau of Customs
G/F OCOM Building
16th Street, South Harbor
Gate 3 Port Area, Manila

Dear **Commissioner Rubio**:

Pursuant to the provisions of Section 1603(f) of the Customs Modernization and Tariff Act (Republic Act No. 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification Related to Importation or Exportation of Goods), this Commission is pleased to furnish your good Office with PDF copies of four Advance Rulings on Tariff Classification, with TCC (AR) Nos. 24-508, 24-512, 24-576, and 24-588, issued by this Commission on 13 September 2024. These Advance Rulings have also been posted on the Commission's website www.tariffcommission.gov.ph.

Thank you.

Very truly yours,

Marilou P. Mendoza Digitally signed

MARILOU P. MENDOZA
Chairperson

Encl: *As stated*

cc: *The Secretary*
Department of Finance
Manila



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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2931.49.90		24-508
	MFN - 1% ad valorem	3	DATE ISSUED
	ACFTA - Zero		13 September 2024
	RCEP - Zero		

4	DESCRIPTION OF GOOD
	<p>"HEDP (1-HYDROXY ETHYLIDENE-1,1-DIPHOSPHONIC ACID) 60%"</p> <p>Based on the technical data sheet, production process, and safety data sheet submitted, subject article is an aqueous solution of 1-hydroxyethylidene-1,1-diphosphonic acid ($C_2H_5O_7P_2$) in the form of a clear yellow liquid. Packed in 300-kg drums and in 1,300-kg intermediate bulk containers (IBC), subject article is used as, among others, scale and corrosion inhibitors in circulating cool water systems and oil field and low-pressure boilers in the chemical industry, and as a peroxide and dye-fixing agent in the dyeing industry. It has the following chemical structure:</p> $\begin{array}{c} \text{OH} \quad \text{OH} \quad \text{OH} \\ \quad \quad \\ \text{HO}-\text{P}-\text{C}-\text{P}-\text{OH} \\ \quad \quad \\ \text{O} \quad \text{CH}_2 \quad \text{O} \end{array}$

5	REASONS FOR CLASSIFICATION
	<p>Notes 1 (a) and 1 (d) to Chapter 29 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 state that except where the context otherwise requires, the headings of this Chapter apply only to separate chemically defined organic compounds, whether or not containing impurities, and the products mentioned above dissolved in water.</p> <p>Heading 29.31 of the AHTN 2022 covers other organo-inorganic compounds. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes organo-phosphorous compounds. These are organic compounds containing at least one phosphorous atom directly linked to a carbon atom. This group includes non-halogenated organo-phosphorous derivatives such as dimethyl methylphosphonate, dimethyl propylphosphonate, diethyl ethylphosphonate and methylphosphonic acid.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2931.49.90, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>Mari Lou P. Mendoza</i></p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>





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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3901.20.00		24-512
	MFN - 10% ad valorem	3	DATE ISSUED
	AANZFTA - 12% ad valorem		13 September 2024
	AHKFTA - 10% ad valorem		
	AJCEPA - 10% ad valorem		
	RCEP - 10% ad valorem		
	ATIGA - Zero		
	ACFTA - 5% ad valorem		
	AIFTA - 11.25% ad valorem		
	AKFTA - 12% ad valorem		
4	DESCRIPTION OF GOOD		
	"SABIC® HDPE F00752AM"		
	Based on the provisional technical data sheet, safety data sheet, and packaging information submitted, subject article is a multi-modal high-density polyethylene (HDPE) in the form of opaque pellets, with a melt flow rate of 0.22 g/10 minutes (tested at 190°C with a 5-kg standard weight) and a density of 0.952 kg/m ³ . Packed in 25-kg bags, subject article is used as a raw material in the manufacture of lamination and release films, wrapping films, grocery sacks, and shopping bags.		
5	REASONS FOR CLASSIFICATION		
	Note 6 (b) to Chapter 39 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 states that in headings 39.01 to 39.14, the expression "primary forms" applies only to blocks of irregular shape, lumps, powders (including moulding powders), granules, flakes and similar bulk forms.		
	Heading 39.01 of the AHTN 2022 covers polymers of ethylene, in primary forms. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that high-density polyethylene (HDPE) is polyethylene having a specific gravity at 20 °C of 0.94 or more (calculated on an additive-free polymer basis). It is used in the manufacture of a variety of blow-moulded and injection-moulded articles, woven sacks, gasoline and oil containers, for the extrusion of pipes, etc.		
	In view thereof, subject article is classified under AHTN 2022 subheading 3901.20.00, with a Most Favoured Nation (MFN) rate of duty of 10% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:		

2	TCC (AR) NO.
	24-512

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	12	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	5	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	10	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	11.25	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	10	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	12	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	10	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

 Digitally signed

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
<div>AHTN 3302.10.10</div> <div>MFN - 1% ad valorem AANZFTA - Zero AHKFTA - Zero AJCEPA - Zero RCEP - Zero</div> <div>ATIGA - Zero ACFTA - Zero AIFTA - Zero AKFTA - Zero</div>		24-576	
		3	DATE ISSUED
		13 September 2024	
4	DESCRIPTION OF GOOD		
<div>“FLAVOR 30096-B”</div> <p>Based on the safety and technical data sheets, production process flowchart, certification on product use, confirmation of flavouring ingredients, and photographs of the product, packaging, and label submitted, subject article is a flavouring preparation in the form of a light brown to dark brown liquid. It is composed of natural flavouring complexes and natural flavouring substances (composed of various odoriferous substances), ethyl alcohol, and water. Packed in 25-kg plastic containers, subject article is used as an ingredient in the manufacture of alcoholic beverages.</p>			
5	REASONS FOR CLASSIFICATION		
<p>Heading 33.02 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers the following mixtures provided they are of a kind used as raw materials in the perfumery, food or drink industries (e.g., in confectionery, food or drink flavourings) or in other industries (e.g., soap-making), among others, mixtures, whether or not combined with a diluent or carrier or containing alcohol, of products of other Chapters (e.g., spices) with one or more odoriferous substances (essential oils, resinoids, extracted oleoresins or synthetic aromatics), provided these substances form the basis of the mixture.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3302.10.10, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>			

2	TCC (AR) NO.
	24-576

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Marilou P. Mendoza Digitally signed

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.73		24-588
	MFN - 1% ad valorem	3	DATE ISSUED
	AANZFTA - Zero		13 September 2024
	AHKFTA - Zero		
	AJCEPA - Zero		
	RCEP - Zero		
	ATIGA - Zero		
	ACFTA - Zero		
	AIFTA - Zero		
	AKFTA - Zero		
4	DESCRIPTION OF GOOD		
	"VP NUTR X0931 FS WET USE NON-GMO"		
	<p>Based on the product composition, certificate of analysis, product data sheet, manufacturing process flowchart, packing list, and packaging confirmation submitted, subject article is a fortificant premix in the form of a brick red oily liquid. It is composed of dl-alpha tocopheryl acetate oil, beta carotene oil blend, vitamin A palmitate, cholecalciferol oil, soybean oil, and phytonadione oil. Packed in 2-kg aluminium bottles, subject article is used as a source of vitamins in the manufacture of infant formula.</p>		
5	REASONS FOR CLASSIFICATION		
	<p>Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that provided that they are not covered by any other heading of the Nomenclature, this heading covers, among others, preparations consisting wholly or partly of foodstuffs, used in the making of beverages or food preparations for human consumption. The heading includes preparations consisting of mixtures of chemicals (organic acids, calcium salts, etc.) with foodstuffs (flour, sugar, milk powder, etc.), for incorporation in food preparations either as ingredients or to improve some of their characteristics (appearance, keeping qualities, etc.).</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.73, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>		

2	TCC (AR) NO.
	24-588

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MariLou P. Mendoza

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



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DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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AOCG Memo No. 182-2024
MEMORANDUM

TO : ALL DISTRICT and SUB-PORT COLLECTORS
ALL CHIEFS, FORMAL ENTRY DIVISION
AND FORMAL ENTRY DIVISION PERSONNEL

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group (AOCG)

SUBJECT : TARIFF COMMISSION CIRCULARS/ADVANCE RULINGS
(TCC/AR)

DATE : 16 September 2024

Pursuant to the provisions of Section 1603 (f) of the Customs Modernization and Tariff Act (Republic Act 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification related to Importation of Goods), the Tariff Commission furnished copies of the Advance Ruling (AR) on Tariff Classification with Tariff Classification Circulars (TCC/AR) issued on 12 September 2024 and the same having been reviewed and summarized as follows:

TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-505	"CUXAROM LAC 101"	3302.90.00	MFN – 1% ad valorem
24-522	"RNT BIOFIX®"	2309.90.20	MFN - Zero

For information, guidance and strict compliance.

CC: COMMISSIONER OF CUSTOMS





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REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

Ref. No.: 24-087

12 September 2024

COMMISSIONER BIENVENIDO Y. RUBIO

Bureau of Customs
G/F OCOM Building
16th Street, South Harbor
Gate 3 Port Area, Manila

Dear **Commissioner Rubio**:

Pursuant to the provisions of Section 1603(f) of the Customs Modernization and Tariff Act (Republic Act No. 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification Related to Importation or Exportation of Goods), this Commission is pleased to furnish your good Office with PDF copies of two Advance Rulings on Tariff Classification, with TCC (AR) Nos. 24-505 and 24-522, issued by this Commission on 12 September 2024. These Advance Rulings have also been posted on the Commission's website www.tariffcommission.gov.ph.

Thank you.

Very truly yours,

Digitally signed

MARILOU P. MENDOZA
Chairperson

Encl: *As stated*

cc: *The Secretary*
Department of Finance
Manila



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REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3302.90.00 MFN - 1% ad valorem		24-505
		3	DATE ISSUED
			12 September 2024

4 DESCRIPTION OF GOOD

"CUXAROM LAC 101"

Based on the product and safety data sheets, Veterinary Drug and Product Declaration Form and Certificate of Product Registration from the Bureau of Animal Industry (BAI), manufacturing process, and product label submitted, subject article is a feed flavor enhancer in the form of a cream-colored, free-flowing powder with a spicy toffee-vanilla note. It is composed of a mixture of flavouring compounds (e.g., vanillin, cinnamic aldehyde, piperonal, and eugenol), precipitated and dried silica, and butylated hydroxytoluene (BHT). Packed in 25-kg special flavour-sealed bags, subject article is added to feeds of all animal species to improve the palatability of the feeds. It also generates an effective aroma profile with high recognition value.

5 REASONS FOR CLASSIFICATION

Heading 33.02 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers the following mixtures provided they are of a kind used as raw materials in the perfumery, food or drink industries (e.g., in confectionery, food or drink flavourings) or in other industries (e.g., soap-making), among others, mixtures of one or more odoriferous substances (essential oils, resinoids, extracted oleoresins or synthetic aromatics) combined with added diluents or carriers such as vegetable oil, dextrose or starch.

In view thereof, subject article is classified under AHTN 2022 subheading 3302.90.00, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION



MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION**ADVANCE RULING ON TARIFF CLASSIFICATION**

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2309.90.20		24-522
	MFN - Zero	3	DATE ISSUED
			12 September 2024

4	DESCRIPTION OF GOOD
	<p style="text-align: center;">"RNT BIOFIX[®]"</p> <p>Based on the Certificate of Product Registration from the Bureau of Animal Industry (BAI), safety data sheet, manufacturing process, product brochure, and photograph of the packaging submitted, subject article is a feed toxin neutralizer and binder in the form of a fine, light to dark brown premix powder. It is composed of mannan oligosaccharide (MOS), activated natural mineral blends, toxin neutralizer complex, phycophytic extract, and carrier. Packed in 25-kg bags, subject article is added to animal feeds at a dosage depending on the moisture content and level of feed contamination, to protect animals against mycotoxicosis, improve their carcass quality and production performance, and to reduce risks of inflammations.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 23.09 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers preparations of a kind used in animal feeding. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers sweetened forage and prepared animal feeding stuffs consisting of a mixture of several nutrients designed, among others, for use in making complete or supplementary feeds. This heading includes preparations for use in making the complete feeds or supplementary feeds. These preparations, known in trade as "premixes", are, generally speaking, compound compositions consisting of a number of substances (sometimes called additives) the nature and proportions of which vary according to the animal production required. These substances include those which improve digestion and, more generally, ensure that the animal makes good use of the feeds and safeguard its health.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2309.90.20, with a Most Favoured Nation (MFN) rate of duty of zero.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>MariLou P. Mendoza</i></p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>





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AOCG Memo No. 183-2024

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DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS


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MEMORANDUM

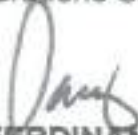
FOR : THE DIRECTOR, LEGAL SERVICE, RCMG
ALL DISTRICT COLLECTOR
ALL SUPPORT COLLECTOR
ALL OTHERS CONCERNED



BOC-01-08864

THRU : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group (AOCG)


ATTY. GENIEFELLE P. LAGMAY
Acting Director
Port Operations Service (POS)

FROM : 
ATTY. FERDINAND T. PAUG
Acting Chief
Port Operations Coordination Division (POCD)

SUBJECT : ISSUANCE OF CERTIFICATE OF NO ACCOUNTABILITY FOR
THE RENEWAL OF CUSTOMS FACILITIES AND
WAREHOUSES (CFW)

DATE : 24 SEPTEMBER 2024

This pertains to the efforts of the Bureau of Customs to streamline the process of the issuance of the Certificate of No Accountability for the renewal of Certificate of Authority (COA) to Operate of Customs Facilities and Warehouses (CFWs). By way of background, the accredited CFWs have an authority to operate, which is valid for three (3) years, counted from the date of the approval of the application for establishment or coterminous with the submitted Contract of Lease.

Section 5.5 of Customs Memorandum Order (CMO) No. 18-2022 on the renewal of authority to operate provides that at least ninety (90) days before the expiration of COA, the CFW operator shall file the application for renewal of its Authority to Operate. Further, Section 5.5.2 provides that the District Collector shall cause the inspection of the Off-dock CFS and require a Certificate of No Accountability from the following offices as a pre-condition for renewal:





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AOCG Memo No. 183-2024 p-2

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- Legal Service, RCMG;
- Customs Intelligence and Investigation Service (CIIS);
- Enforcement and Security Service (ESS);
- Law Division;
- Bonds Division; and
- Piers Inspection Division (PID)

Pursuant to Republic Act (R.A.) No. 11032, otherwise known as the Ease of Doing Business and Efficient Government Service Delivery Act of 2018, in order to establish effective practices aimed at an efficient turnaround of the delivery of government services, the above identified offices authorized to sign in the Certificate of No Accountability are instructed to manifest their objections within three (3) days upon receipt from the respective District Offices and to inform the latter of its objection. The Certificate of No Accountability shall be deemed automatically approved by the respective District Collectors if no objection from the above-mentioned Offices has been received beyond three (3) days from transmittal.

The particular objection of the identified offices shall pertain to the following:

- Pending legal cases in case of Legal Service and Law Division;
- Pending investigation in case of CIIS;
- Pending enforcement-related issues in case of ESS;
- Pending/outstanding obligation in so far as posting of the required security in case of Bonds Division; and
- Pending/outstanding obligation on operations-related issues in case of PID

Subsequently, the recommendation for approval of the CFW's renewal of authority to operate by the respective District Offices shall be endorsed to the POCD-POS with the corresponding Certificate of No Accountability pursuant to the above CMO. In the absence of a Certificate of No Accountability, you are instructed to inform this Office that no objection has been received from the identified offices beyond three (3) days from transmittal.

Relative thereto, all CFWs are directed to secure the clearances separately from the above-mentioned Offices.

For strict compliance.



Gate 3, South Harbor, Port Area, Manila 1018

+63 (02) 8705-6000 +63 (02) 8527-1968 | www.customs.gov.ph | [hoc.pas@customs.gov.ph](mailto:boc.pas@customs.gov.ph)



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AOCG Memo No. 184-2024


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BOC-09-51133

MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED



FROM : ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
PHARMACEUTICAL PRODUCTS FROM THE WORLD
HEALTH ORGANIZATION – PHILIPPINE COUNTRY OFFICE
TO THE DEPARTMENT OF HEALTH – DISEASE
PREVENTION AND CONTROL BUREAU (DPCB)

DATE : 18 September 2024

Forwarding the herein attached letter dated 21 August 2024 from Director Maria Cecilia C. Matienzo, Center for Drug Regulation and Research, FDA, addressed to Dr. Teodoro J. Herbosa, Secretary, Department of Health, recommending clearance for the release of the following pharmaceutical products as donation from the World Health Organization (WHO) Philippine Country Office – Grd. Floor, Bldg. 3, Dept. of Health, Rizal Avenue., Sta. Cruz, Manila, 1003, to the Department of Health – Disease Prevention and Control Bureau.:

Product Description (Generic/Dosage Strength and Form/Brand)	Batch/Lot No.	Expiry Date	Quantity
Albendazole: [Zentel 400] 400mg Tablet Packaging: White HDPE Plastic Bottle with Plastic Screw cap x 200s Manufactured by: GlaxosmithKline Consumer Healthcare South Africa (Pty) Ltd. Hawkins Avenue, Epping Industria No. 1, 7460, Republic of South Africa Storage Conditions: Store at temperatures not exceeding 30°C	ES8E ES8F	31 July 2026	2,844 Bottles 9,846 Bottles



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ADCG Memo No. 184-2024 p-2

Product Description (Generic/Dosage Strength and Form/Brand)	Batch/Lot No.	Expiry Date	Quantity
Ivermectin [Mectizan] 3mg Tablet Packaging: White HDPE Plastic Bottle with Plastic Screw cap x 500 Tablets Manufactured by: Merck Sharp and Dohme/B.V., Waarderweg 39, Haarlem, 2034 BN, Netherlands Storage Conditions: Store at temperatures not exceeding 30°C	A000304 A000308 A000420 A000458 A000476 A000323	31 May 2026	2,385 Bottles 2,385 Bottles 2,385 Bottles 2,385 Bottles 2,256 Bottles 786 Bottles

The release of the donated pharmaceutical products, which is intended for adults, is on the condition that:

1. The said products shall have a shelf-life of not less than 12 months at the time of arrival;
2. The labels (primary, secondary, and product information) shall be in the English language; and
3. The clearance is without prejudice to tariff rules and customs regulations.

For information and appropriate action.



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AOCG Memo No. 185-2024

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BOC-09-51135

MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : 
ATTY. VENER S. BAQUIBAN
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
COSMETIC PRODUCTS FROM CHILDREN INTERNATIONAL-
USA TO CHILDREN INTERNATIONAL (CI)-PHILIPPINES, INC.

DATE : 18 September 2024

Forwarding the herein attached letters, all dated 05 September 2024, from Engr. Ana Trinidad F. Rivera, Director IV, Center for Cosmetics and Household/Urban Hazardous Substances Regulation and Research, FDA, addressed to Rebecca J. Fuegos, Director, CI-Philippines, Inc., interposing no objection to the release of the following donated cosmetics products from the Children International-USA to CI-Philippines, Inc.:

Product Description	BL Number	Quantity
Bars of Soap (1.75. oz)	MEDUHM128151	384,000 pcs
Bars of Soap (1.75. oz)	ONEYRICECG551300	384,000 pcs

The release of the said donated cosmetic products shall be subject to the following conditions:

1. A representative from the Food and Drug administration (FDA) – Customs Liaison Unit will conduct inspection of the products.
2. These products shall not be for sale or commercially distributed in the market.
3. FDA shall not be held liable for any damage, injury, illness, or cause death that may result from the usage and consumption of the donated cosmetic products; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action.



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09-51136

05 September 2024

REBECCA FUELLOS

Director

CI-PHILIPPINES, INC.

2/F Children International (Manila) Inc.
Block 10, Lot 19, Skylark St., Zabarte Subd.,
Kaligayahan, Novaliches, Quezon City

Subject: 384,000 pcs. Bars of Soap 1.75 oz.-
Bill of Lading: ONEYRICECG551300

Dear Ms. Fuellos,

Please be informed that this Office interposes no objection to the release of the above products as donation by the Children International-Kansas, Missouri to CI-Philippines, Inc. located at 2/F Children International (Manila) Inc. Block 10, Lot 19, Skylark St., Zabarte Subd., Kaligayahan, Novaliches, Quezon City.

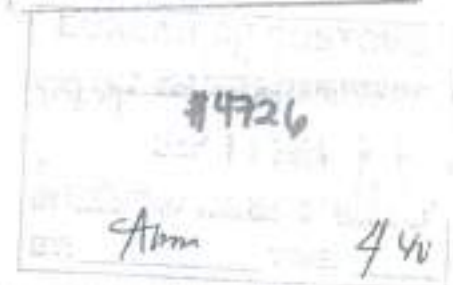
This is with the condition that:

- 1.) a representative from the Food and Drug Administration (FDA)- Customs Liaison Unit will conduct inspection of the products.
- 2.) these products shall not be for sale or commercially distributed in the market.

Further, FDA shall not be held liable for any damages, injury, illness, or death that may result from the usage and consumption of these donated products.

This clearance is issued without prejudice to tariff rules and customs regulations.

For inspection schedule, please email oddgfruo@fda.gov.ph



By Authority of the Director General:


ENGR. ANA TRINIDAD F. RIVERA, MSc
Director IV
Center for Cosmetics and Household/Urban
Hazardous Substances Regulation and Research

CRM No. 8202024106553347
Amount: Php 510,00
Date: 20 August 2024
DTN: 20240819170022
mmnoUC1

cc: ALELI ANNE GRACE P. SUDIACAL, MD, MPH, CESC
Director IV, Bureau of International Health Cooperation
BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
JESUSA JOYCE N. CIRUNAY, RPh
OIC (Deputy Director General), Field Regulation Operations Office



09-51135

05 September 2024

REBECCA FUELLOS

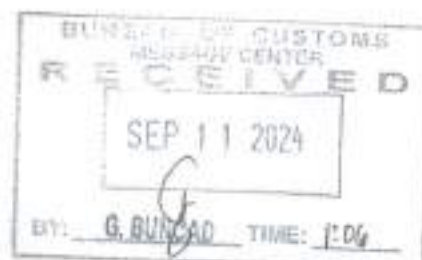
Director

CI-PHILIPPINES, INC.

2/F Children International (Manila) Inc.

Block 10, Lot 19, Skylark St., Zabarte Subd.,

Kaligayahan, Novaliches, Quezon City



Subject: 384,000 pcs. Bars of Soap 1.75 oz.
Bill of Lading: MEDUHM128151

Dear Ms. Fuellos,

Please be informed that this Office interposes no objection to the release of the above products as donation by the Children International - Kansas, Missouri to CI-Philippines, Inc. located at 2/F Children International (Manila) Inc. Block 10, Lot 19, Skylark St., Zabarte Subd., Kaligayahan, Novaliches, Quezon City.

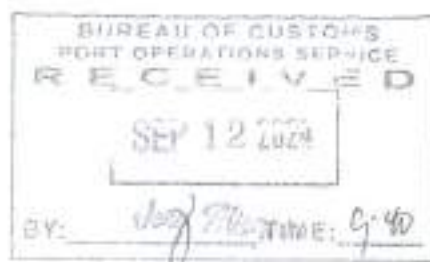
This is with the condition that:

- 1.) a representative from the Food and Drug Administration (FDA) - Customs Liaison Unit will conduct inspection of the products.
- 2.) these products shall not be for sale or commercially distributed in the market.

Further, FDA shall not be held liable for any damages, injury, illness, or death that may result from the usage and consumption of these donated products.

This clearance is issued without prejudice to tariff rules and customs regulations.

For inspection schedule, please email oddzfroo@fda.gov.ph



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AOCE Memo No. _____

By Authority of the Director General:


ENGR. ANA TRINIDAD F. RIVERA, MSc
Director IV
Center for Cosmetics and Household/Urban
Hazardous Substances Regulation and Research

OR No.: 8202024123752758
Amount: Php 510.00
Date: 20 August 2024
DTN: 20240819165850
amm4/CT

cc: ALELI ANNE GRACE P. SUDIALAL, MD, MPH, CSE
Director IV, Bureau of International Health Cooperation
BIENVENIDO V. RUBIO
Commissioner, Bureau of Customs
JESUSA JOYCE N. CIRUNAY, RPh
OIC-Deputy Director General, Field Regulation Operations Office

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MEMORANDUM

BOC-09-51449

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
FOOD PRODUCTS FROM ORPHAN GRAIN TRAIN, INC. TO
NEW FAITH FAMILY CHILDREN'S HOME FOUNDATION, INC.

DATE : 02 October 2024

Forwarding the herein attached letter dated 11 September 2024 from Director Pilar Marilyn M. Pagayunan, Center for Food Regulation and Research, FDA, addressed to Mr. Marlon Mallari, Representative, New Faith Family Children's Home Foundation, Inc., recommending clearance for the release of donated food products from Orphan Grain Train, Inc. to NEW FAITH FAMILY CHILDREN'S HOME FOUNDATION, INC.

Date	Container Number	Seal Number	Product Name	Quantity	Expiry Date
11 Sep 2024	CMAU 6841827	UL-3216380	Processed Rice Meals	1,260 boxes	July 2027

The release of the donated food products shall be subject to the following conditions:

1. The products shall have been inspected and cleared by a representative from FDA – Regional Field Office;
2. The clearance shall solely be for the release of the product from this Bureau and shall not be construed as an authorization for its distribution, sale, offer for sales, and use;
3. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action.





Republic of the Philippines
Department of Health
FOOD AND DRUG ADMINISTRATION



11 September 2024

001-11449

MR. MARLON MALLARI
Representative
New Faith Family Children's Home Foundation Inc.
Lot 3 Block 2 #3.5 Sitio Dilain,
Brgy. San Juan, Valley Golf Road, Cainta, Rizal



Dear Mr. Mallari:

Please be informed that this Office recommends the release of the following food products donated by Orphan Grain Train, Inc. – 601 W. Philip Ave, Norfolk, NE 68701 U.S.A. to **NEW FAITH FAMILY CHILDREN'S HOME FOUNDATION INC.** located at Lot 3 Block 2 #3.5 Sitio Dilain, Brgy. San Juan, Valley Golf Road, Cainta, Rizal, Philippines:

Product Name	Quantity	Expiry Date
Processed Rice Meals	1,260 boxes	Earliest of which is July 2027
Container Number CMAU6841827		
Seal Number UL-3216380		

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Customs Liaison Unit.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

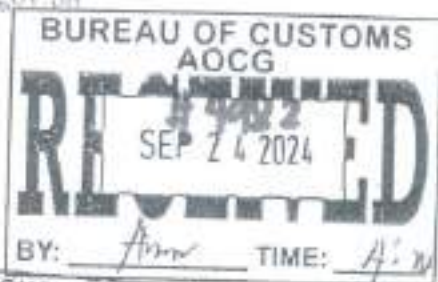
This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – RFO at rfoner@fda.gov.ph

Very truly yours,

PILAR MARILYN M. PAGAYUNAN
Director IV
Center for Food Regulation and Research

cc: **ALJIE ANNE GRACE P. SUBICAL, MD, MPH, CSE**
Director IV, Bureau of International Health Cooperation
DIENVENDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALDADA, Dr. BCS, MPH, RMT
Director II, SLE-Region IV-A, IV-B & ICH



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BOC-09-51444

MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
FOOD PRODUCTS FROM CONVOY OF HOPE, USA TO THE
CONVOY OF HOPE PHILIPPINES, INC. (COHPI)

DATE : 02 October 2024

Forwarding the herein attached letters, all dated 20 August 2024, from Director Pilar Marilyn M. Pagayunan, Center for Food Regulation and Research, FDA, addressed to Mr. Luis Jose Raymundo S. Sasuman, Chief of Operations and Finance, COHPI, recommending clearance for the release of the following donated food products from Convoy of Hope, USA to COHPI:

Date	Container Number	Seal Number	Product Name	Quantity	Expiry Date
20 Aug 2024	TRHU 8977170	UL-3216387	Fortified Rice & Soy Protein Meal	1,260 cases	July 2027
20 Aug 2024	FFAU 1333565	UL-4092762	Fortified Rice & Soy Protein Meal	1,320 cases	August 2025
20 Aug 2024	TCLU 4626710	C573558	Fortified Rice & Soy Protein Meal	1,320 cases	August 2025
20 Aug 2024	TCLU 1798948	UL-6560430	Fortified Rice & Soy Protein Meal	1,320 cases	December 2025

The release of the donated food products shall be subject to the following conditions:

1. The products shall have been inspected and cleared by a representative from the FDA – Regional Field Office;



1. The products shall have been inspected and cleared by a representative from the FDA – Regional Field Office;
2. The clearance shall solely be for the release of the products from this Bureau and shall not be construed as an authorization for its distribution, sale, offer for sales, and use;
3. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food products; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action.





20 August 2024

09-21444

MR. LUIS JOSE RAYMUNDO S. SASUMAN

Chief of Operations and Finance

Convoy of Hope Philippines, Inc.

1924, Taft Avenue corner Bernabe Street,

Brgy. 044, Pasay City



Dear Mr. Sasuman:

Please be informed that this Office recommends the release of the following food product donated by Convoy of Hope – 330 S. Patterson Springfield, MO 65802, US to **CONVOY OF HOPE PHILIPPINES, INC.** located at Municipal Nursery, Sta. Rosa I, Marilao, Bulacan, Philippines:

Product Name	Quantity	Expiry Date
Fortified Rice & Soy Protein Meal	1,320 cases	Earliest of which is: August 2025
Container Number FFAU 1333565		Seal Number UL-4092762

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Regional Field Office.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – Regional Field Office at rfoncr@fda.gov.ph or rfoiii@fda.gov.ph.

Very truly yours,

for


PILAR MARILYN M. PAGAYUNAN
 Director IV
 Center for Food Regulation and Research

 cc: ALELI ANNIE GRACE P. NUBACAL, MD, MPH, CES
 Director IV, Bureau of International Health Cooperation
 COMMISSIONER BENVENIDO Y. RUBIO
 Commissioner, Bureau of Customs
 ARNOLD G. ALENDADA, Dr. DCM, MPH, IOMT
 Director II, SLC, Region IV-A, IV-B, V & NCR

 REV: 20240813132219
 Amount: P 310
 CR Number: 1333565
 Date: 14 Aug 2024
 Issued by:




20 August 2024

09-1446

MR. LUIS JOSE RAYMUNDO S. SASUMAN
Chief of Operations and Finance
Convey of Hope Philippines, Inc.
1924, Taft Avenue corner Bernabe Street,
Brgy. 044, Pasay City



Dear Mr. Sasuman:

Please be informed that this Office recommends the release of the following food product donated by Convey of Hope – 330 S. Patterson Springfield, MO 65802, US to **CONVOY OF HOPE PHILIPPINES, INC.** located at Municipal Nursery, Sta. Rosa I, Marilao, Bulacan, Philippines:

Product Name	Quantity	Expiry Date
Fortified Rice & Soy Protein Meal	1,320 cases	Earliest of which is August 2025
Container Number TCLU 4626710		Seal Number C573558

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Regional Field Office.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

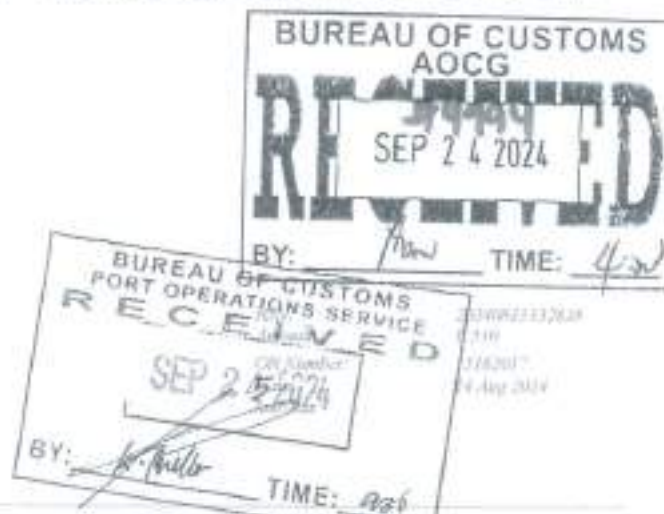
This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – Regional Field Office at rfoner@fda.gov.ph or rfotit@fda.gov.ph.

Very truly yours,

PILAR MARILYN M. PAGAYUNAN
Director IV
Center for Food Regulation and Research

cc: ALELI ANNIE GRACE T. SUDJALAL, MD, MPH, CERE
Director IV, Bureau of International Health Cooperation
COMMISSIONER BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALINDADA, DE, DCM, MPH, RMT
Director II, SLC, Region IV-A, IV-B, V & VI



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24 SEP 2024



20 August 2024

09-11447

MR. LUIS JOSE RAYMUNDO S. SASUMAN

Chief of Operations and Finance

Convoy of Hope Philippines, Inc.1924, Taft Avenue corner Bernabe Street,
Brgy. 044, Pasay City

Dear Mr. Sasuman:

Please be informed that this Office recommends the release of the following food product donated by Convoy of Hope – 330 S. Patterson Springfield, MO 65802, US to **CONVOY OF HOPE PHILIPPINES, INC.** located at Municipal Nursery, Sta. Rosa I, Marilao, Bulacan, Philippines:

Product Name	Quantity	Expiry Date
Fortified Rice & Soy Protein Meal	1,320 cases	Earliest of which is December 2026
Container Number TCLU 1798948		Seal Number UL-6560430

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Regional Field Office.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – Regional Field Office at rfoinc@fda.gov.ph or rfoinc@fda.gov.ph.

Very truly yours,

for

PILAR MARILYN M. PAGAYUNAN
 Director IV
 Center for Food Regulation and Research

cc: ALELI ANNIE GRACE P. SUBIACAL, MD, MPH, CDE
 Director IV, Bureau of International Trade Cooperation
 COMMISSIONER BIENVENIDO Y. RUBIO
 Commissioner, Bureau of Customs
 ARNOLD C. ALINBADA, Dr. DCM, MPH, RMT
 Director II, SEC, Region IV-A, IV-B, V & VI



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BOC-09-51443

MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : ~~ATTY. VENER S. BAQUIRAN~~
Deputy Commissioner *JS*
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
FOOD PRODUCTS FROM FEED MY STARVING CHILDREN
TO INTERNATIONAL CARE MINISTRIES FOUNDATION, INC.
(ICMFI)

DATE : 02 October 2024

Forwarding the herein attached letters dated 27 August 2024 and 11 September 2024 from Director Pilar Marilyn M. Pagayunan, Center for Food Regulation and Research, FDA, addressed to Mr. Edgardo Sta. Ana, Logistics Manager, ICMFI, recommending clearance for the release of the following donated food products from Feed My Starving Children to ICMFI:

Date	Container Number	Seal Number	Product Name	Quantity	Expiry Date
27 Aug 2024	TEMU 7830514	UL-3216392	Donated Foodstuff FMSC Meal 01-6 Mannapack™ Rice (36-370g bag) Rice Fortified Rice and Soy Meal (White Rice, textured soy protein, dehydrated vegetables, vegetarian flavoring with a vitamin and mineral blend)	1,260 boxes	July 2027
11 Sep 2024	CAIU 9434144	UL-C475645	Dehydrated Rice-Soy Casseroles	697 boxes 623 boxes	11 June 2025 13 June 2025

The release of the donated food products shall be subject to the following conditions:

1. The products shall have been inspected and cleared by a representative from the FDA – Regional Field Office;



2. The clearance shall solely be for the release of the products from this Bureau and shall not be construed as an authorization for its distribution, sale, offer for sales, and use;
3. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food products; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action.

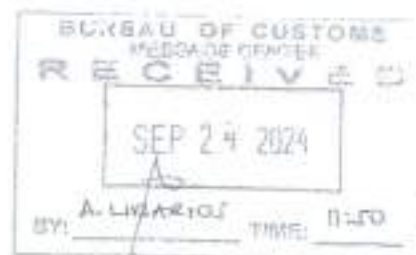




27 August 2024

09-51443

MR. EDGARDO STA. ANA
ICMFI Logistics Manager
International Care Ministries Foundation, Inc.
Unit W-1701, 1708, 1709, 1710 17th Floor,
Philippine Stock Exchange Center Exchange Road,
Ortigas Center, Pasig City, Philippines



Dear Mr. Sta. Ana:

Please be informed that this Office recommends the release of the following food products donated by Feed My Starving Children -401 93rd Avenue NW Coon Rapids, MN 55433 USA to **INTERNATIONAL CARE MINISTRIES FOUNDATION, INC.** located at Unit W-1701, 1708, 1709, 1710 17th Floor, Philippine Stock Exchange Center Exchange Road, Ortigas Center, Pasig City, Philippines;

Product Name	Quantity	Expiry Date
Donated Foodstuff – FMSC Meal 01-6 MannaPack™ Rice (36-370g bag) Rice Fortified Rice and Soy Meal (White rice, textured soy protein, dehydrated vegetables, vegetarian flavoring with a vitamin and mineral blend)	1,260 boxes	Earliest of which is July 2027
Container Number TEMU 7830514	Seal Number UL-3216392	

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Regional Field Office.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sale and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

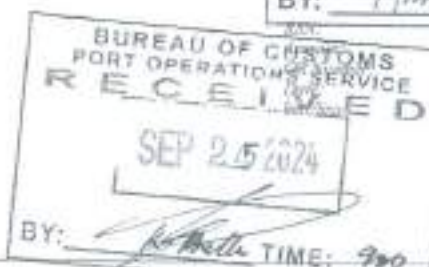
This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – Regional Field Office at 09-51443.

Very truly yours,

PILAR MARLYN M. PAGAYUNAN
Director IV
Center for Food Regulation and Research

cc: ALELI ANNIE GRACE P. SUBLICAL, MD, MPH, CESE
Director IV, Bureau of International Health Cooperation
BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALINDADA, Dr. HCM, MPH, RMT
Director II, SLT, Region IV-A, IV-B, V & NCR



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28 SEP 2024



Republic of the Philippines
Department of Health
FOOD AND DRUG ADMINISTRATION



11 September 2024

09-71448

MR. EDGARDO STA. ANA
ICMFI Logistics Manager
International Care Ministries Foundation Inc.
Unit W-1701, 1708, 1709, 1710
17th Floor, Philippine Stock Exchange Center,
Exchange Road, Ortigas Center, Pasig City



Dear Mr. Sta. Ana:

Please be informed that this Office recommends the release of the following food products donated by Rise Against Hunger – 4801 Glenwood Ave, Suite 200 Raleigh, North Carolina 27612 U.S.A. to **INTERNATIONAL CARE MINISTRIES FOUNDATION INC.** located at Unit W-1701, 1708, 1709, 1710, 17th Floor, Philippine Stock Exchange Center, Exchange Road, Ortigas Center, Pasig City, Philippines:

Product Name	Quantity	Expiry Date
Dehydrated Rice-Soy Casseroles	697 boxes	Best Used by Date: 11 June 2025
	623 boxes	13 June 2025
Container Number CAIU9434144	Seal UL-C475645	

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Customs Liaison Unit.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

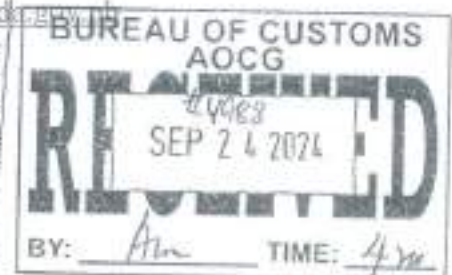
This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – RFO at rfond@fda.gov.ph

Very truly yours,

PILAR MARILYNN M. PAGAYUNAN
Director IV
Center for Food Regulation and Research

cc: ALELIE ANNIE GRACE P. SUDICAL, MD, MPH, CESE
Director IV, Bureau of International Health Cooperation
BENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALIBADA, DE, HCM, MPH, RMT
Director II, SLC-Region IV-A, IV-B & NCR



CSN: 202409012334C
FPO: 510.00
OR Number: Sep 8 9AM 2024 14321770
Date: 08 Sept 2024
Signature

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24 SEP 2024



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AOCG Memo No. 190-2024

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MEMORANDUM

TO : ALL DISTRICT and SUB-PORT COLLECTORS
ALL CHIEFS, FORMAL ENTRY DIVISION
AND FORMAL ENTRY DIVISION PERSONNEL

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group (AOCG)

SUBJECT : TARIFF COMMISSION CIRCULARS/ADVANCE RULINGS
(TCC/AR)

DATE : 26 September 2024

Pursuant to the provisions of Section 1603 (f) of the Customs Modernization and Tariff Act (Republic Act 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification related to Importation of Goods), the Tariff Commission furnished copies of the Advance Ruling (AR) on Tariff Classification with Tariff Classification Circulars (TCC/AR) issued on 24 September 2024 and the same having been reviewed and summarized as follows:

TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-356	"ELITE™ 5538G ENHANCED POLYETHYLENE RESIN"	3901.20.00	MFN – 10% ad valorem ATIGA – Zero* AANZFTA – 12% ad valorem* ACFTA – 5% ad valorem* AHKFTA – 10% ad valorem* AIFTA – 11.25% ad valorem* AJCEPA – 10% ad valorem* AKFTA – 12% ad valorem* RCEP – 10% ad valorem*
24-362	"STANDARD POOL SKIMMER, MODEL NO.: EM0030"	9506.99.90	MFN – 1% ad valorem ACFTA – Zero* RCEP – Zero*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			



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fmoAOCG Memo No. 196-2024 p.2REPUBLIC OF THE PHILIPPINES
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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-482	"HEDP (1-HYDROXY ETHYLIDENE-1, 1-DIPHOSPHONIC ACID) 60%"	2931.49.90	MFN – 1% ad valorem ACFTA – Zero* RCEP – Zero*
24-514	"TACO® HIGH CAPACITY INLINE CIRCULATOR, MODEL: 2400-20-SY"	8413.70.42	MFN - Zero
24-550	"ST. ALI DECAF – ROASTED DECAFFEINATED ARABICA WHOLE COFFEE BEANS"	IN-QUOTA 0901.22.10.100	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
		OUT-QUOTA 0901.22.10.200	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
24-551	"ST. ALI ITALO DISCO – ITALIAN ESPRESSO BLEND WHOLE BEAN"	IN-QUOTA 0901.21.11.100	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
		OUT-QUOTA 0901.21.11.200	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
24-552	"FENTAMINE® DAO V D"	2921.29.00	MFN – 1% ad valorem ACFTA – Zero* RCEP – Zero*
24-553	"BAJAJ RE 4S FI 236 MONOCOQUE CHASSIS FITTED WITH ENGINE"	8706.00.39	MFN – 10% ad valorem AIFTA – 10% ad valorem*
24-560	"ST. ALI FEELS GOOD – ORGANIC ROASTED ARABICA WHOLE COFFEE BEANS"	IN-QUOTA 0901.21.11.100	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
		OUT-QUOTA 0901.21.11.200	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
24-569	"PURINA® ONE® HEALTHY ADULT WITH SALMON AND TUNA"	2309.10.10	MFN – 5% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			



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AOCG Memo No. 190-2024 P-3

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-573	"CUCUMBER FLAVOR (25 kg)"	3302.10.30	MFN – 1% ad valorem
24-591	"ST. ALI WIDE AWAKE – ROASTED ARABICA WHOLE BEANS"	IN-QUOTA 0901.21.11.100	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
		OUT-QUOTA 0901.21.11.200	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
24-599	"AOXTEC® 101"	3824.99.99	MFN – 3% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – 3% ad valorem* AKFTA – Zero* RCEP – Zero*
24-620	"FLAVOR 50580"	3302.10.30	MFN – 1% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
24-633	"NESCAFE® DOLCE GUSTO® ESPRESSO INTENSO"	IN-QUOTA 0901.21.20.100	MFN – 40% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – 5% ad valorem* AHKFTA – 40% ad valorem* AIFTA – 40% ad valorem* AJCEPA – Zero* AKFTA – 5% ad valorem* RCEP – 40% ad valorem*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			



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ADCG Memo No. 190-2024 p. 4

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
		OUT-QUOTA 0901.21.20.200	MFN – 40% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – 5% ad valorem* AHKFTA – 40% ad valorem* AIFTA – 40% ad valorem* AJCEPA – Zero* AKFTA – 5% ad valorem* RCEP – 40% ad valorem*
24-635	"NESTLE® COFFEE AND TEA CREAMER (500 g)"	2106.90.30	MFN – 7% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – 7% ad valorem* AJCEPA – Zero* AKFTA – 5% ad valorem* RCEP – 7% ad valorem*
24-637	"NATURE'S BOUNTY® CO Q-10 (100 mg)"	2106.90.72	MFN – 7% ad valorem
24-638	"NESCAFE® DOLCE GUSTO® CAPPUCCINO"	IN-QUOTA 0901.21.20.100	MFN – 40% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – 5% ad valorem* AHKFTA – 40% ad valorem* AIFTA – 40% ad valorem* AJCEPA – Zero* AKFTA – 5% ad valorem* RCEP – 40% ad valorem*
		OUT-QUOTA 0901.21.20.200	MFN – 40% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – 5% ad valorem* AHKFTA – 40% ad valorem* AIFTA – 40% ad valorem* AJCEPA – Zero* AKFTA – 5% ad valorem* RCEP – 40% ad valorem*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			



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AOCG Memo No. 190-2024 P-5

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-644	"WYETH ASCENDA® 4 (ASCENDA® KID)"	1901.10.20	MFN – 7% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – 5% ad valorem* AJCEPA – Zero* AKFTA – 7% ad valorem* RCEP – Zero*
24-661	"SODIUM CHLORITE ZCW-A"	2828.90.90	MFN – 3% ad valorem AANZFTA – Zero* RCEP – Zero*
24-668	"MASPION MULTI-PURPOSE WALL CABINET"	9403.70.90	MFN – 15% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – 6% ad valorem* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			

For information, guidance and strict compliance.

CC: COMMISSIONER OF CUSTOMS



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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

Ref. No. 24-090

09-51452

24 September 2024

COMMISSIONER BIENVENIDO Y. RUBIO

Bureau of Customs
G/F OCOM Building
16th Street, South Harbor
Gate 3 Port Area, Manila



Dear Commissioner Rubio:

Pursuant to the provisions of Section 1603(f) of the Customs Modernization and Tariff Act (Republic Act No. 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification Related to Importation or Exportation of Goods), this Commission is pleased to furnish your good Office with PDF copies of 21 Advance Rulings on Tariff Classification, with TCC (AR) Nos. 24-356, 24-362, 24-482, 24-514, 24-550, 24-551, 24-552, 24-553, 24-560, 24-569, 24-573, 24-591, 24-599, 24-620, 24-633, 24-635, 24-637, 24-638, 24-644, 24-661, and 24-668, issued by this Commission on 24 September 2024. These Advance Rulings have also been posted on the Commission's website www.tariffcommission.gov.ph.

Thank you.

Very truly yours,

[Signature]
Digitally signed

MARILOU P. MENDOZA
Chairperson



Encl: As stated

cc: The Secretary
Department of Finance
Manila



*hmb*

REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3901.20.00		24-356
	MFN - 10% ad valorem AANZFTA - 12% ad valorem AHKFTA - 10% ad valorem AJCEPA - 10% ad valorem RCEP - 10% ad valorem	3	DATE ISSUED
	ATIGA - Zero ACFTA - 5% ad valorem AIFTA - 11.25% ad valorem AKFTA - 12% ad valorem		24 September 2024

4	DESCRIPTION OF GOOD
	<p>"ELITE™ 5538G ENHANCED POLYETHYLENE RESIN"</p> <p>Based on the technical specifications, testing report, and safety data sheet submitted, subject article is an enhanced polyethylene resin in the form of translucent to white pellets. It has a melt flow index of 1.3 g/10 minutes at 190°C/2.16 kg and a density of 0.941 g/cm³. Packed in 25-kg heavy-duty bags, subject article is used in the manufacture of industrial and consumer specialty films.</p>
5	REASONS FOR CLASSIFICATION
	<p>Note 6 (b) to Chapter 39 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 states that in headings 39.01 to 39.14, the expression "primary forms" applies only to blocks of irregular shape, lumps, powders (including moulding powders), granules, flakes and similar bulk forms.</p> <p>Heading 39.01 of the AHTN 2022 covers polymers of ethylene, in primary forms. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that high-density polyethylene (HDPE) is polyethylene having a specific gravity at 20 °C of 0.94 or more (calculated on an additive-free polymer basis). It is used in the manufacture of a variety of blow-moulded and injection-moulded articles, woven sacks, gasoline and oil containers, for the extrusion of pipes, etc.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3901.20.00, with a Most Favoured Nation (MFN) rate of duty of 10% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

2	TCC (AR) NO.
	24-356

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	12	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	5	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	10	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	11.25	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	10	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	12	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	10	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Digitally signed


MARILOU P. MENDOZA
 Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 9506.99.90		24-362
	MFN - 1% ad valorem	3	DATE ISSUED
	ACFTA - Zero		24 September 2024
	RCEP - Zero		

4	DESCRIPTION OF GOOD
	<p>"STANDARD POOL SKIMMER, MODEL NO.: EM0030"</p> <p>Based on the product catalogue and technical specifications submitted, subject article is a swimming pool accessory designed to be installed half submerged on the side of a pool. It is primarily made of plastic material and consists of a twist lock lid, dress ring, collar extension, body, large debris basket, vacuum plate/hose connection, weir, and overflow and connection ports. Suitable for concrete, fiberglass and vinyl surfaces, subject article is used to catch leaves, insects, and large debris in residential and commercial swimming pools.</p>



5	REASONS FOR CLASSIFICATION
	<p>Note 3 to Chapter 95 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 states that subject to Note 1 of the Chapter, parts and accessories which are suitable for use solely or principally with articles of this Chapter are to be classified with those articles.</p> <p>Heading 95.06 of the AHTN 2022 covers, among others, swimming pools and paddling pools.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 9506.99.90, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>Digitally signed</i> <i>MariLou P. Mendoza</i></p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

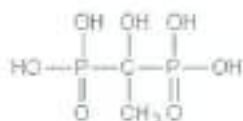
Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2931.49.90		24-482
	MFN - 1% ad valorem	3	DATE ISSUED
	ACFTA - Zero		24 September 2024
	RCEP - Zero		

4 DESCRIPTION OF GOOD

"HEDP (1-HYDROXY ETHYLIDENE-1,1-DIPHOSPHONIC ACID) 60%"

Based on the technical data sheet, production process, and safety data sheet submitted, subject article is an aqueous solution of 1-hydroxyethylidene-1,1-diphosphonic acid ($C_2H_5O_7P_2$) in the form of a clear yellow liquid. Packed in 300-kg drums and in 1,300-kg intermediate bulk containers (IBC), subject article is used as, among others, scale and corrosion inhibitors in circulating cool water systems and oil field and low-pressure boilers in the chemical industry, and as a peroxide and dye-fixing agent in the dyeing industry. It has the following chemical structure:



5 REASONS FOR CLASSIFICATION

Notes 1 (a) and 1 (d) to Chapter 29 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 state that except where the context otherwise requires, the headings of this Chapter apply only to separate chemically defined organic compounds, whether or not containing impurities, and the products mentioned above dissolved in water.

Heading 29.31 of the AHTN 2022 covers other organo-inorganic compounds. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes organo-phosphorous compounds. These are organic compounds containing at least one phosphorous atom directly linked to a carbon atom. This group includes non-halogenated organo-phosphorous derivatives such as dimethyl methylphosphonate, dimethyl propylphosphonate, diethyl ethylphosphonate and methylphosphonic acid.

In view thereof, subject article is classified under AHTN 2022 subheading 2931.49.90, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA
Chairperson

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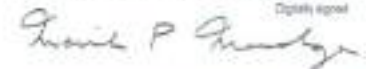
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 8413.70.42 MFN - Zero		24-514
		3	DATE ISSUED
			24 September 2024

4	DESCRIPTION OF GOOD								
	<p>"TACO® HIGH CAPACITY INLINE CIRCULATOR, MODEL: 2400-20-SY"</p> <p>Based on the brochure and technical specifications submitted, subject article is a single-stage, single suction centrifugal pump with a horizontal shaft directly connected to an electric motor. Designed for raising or continuously displacing volumes of water in large residential and commercial hydronic systems, subject article has the following specifications:</p> <table border="1"> <tr> <td>Inlet Diameter (in / mm)</td><td>0.75~1.5 / 19.05~38.1</td></tr> <tr> <td>Volume Flow Rate (gpm / m³/hr)</td><td>32 / 7.27</td></tr> <tr> <td>Total Head (approximate) (ft / m)</td><td>29 / 8.84</td></tr> <tr> <td>Power Source (V / Hz / Ph)</td><td>115~230 / 60 / 1</td></tr> </table> 	Inlet Diameter (in / mm)	0.75~1.5 / 19.05~38.1	Volume Flow Rate (gpm / m³/hr)	32 / 7.27	Total Head (approximate) (ft / m)	29 / 8.84	Power Source (V / Hz / Ph)	115~230 / 60 / 1
Inlet Diameter (in / mm)	0.75~1.5 / 19.05~38.1								
Volume Flow Rate (gpm / m³/hr)	32 / 7.27								
Total Head (approximate) (ft / m)	29 / 8.84								
Power Source (V / Hz / Ph)	115~230 / 60 / 1								

5	REASONS FOR CLASSIFICATION
	<p>Heading 84.13 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, pumps for liquids, whether or not fitted with a measuring device. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers, among others, centrifugal pumps. In these pumps, liquid taken in axially is set in rotation by the revolving blades of a rotor (impeller), the resulting centrifugal action forcing the liquid outwards to the periphery of an annular casing containing an outlet placed tangentially. The casing is sometimes fitted with divergent vanes (diffuser vanes) to transform the kinetic energy of the fluid into high pressure.</p> <p>Centrifugal pumps may be driven by an electric or internal combustion motor or by a turbine. Because of their high working speed, they are suitable for direct coupling, whereas piston or rotary pumps require to be driven through reduction gears.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 8413.70.42, with a Most Favoured Nation (MFN) rate of duty of zero.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>Digitally signed</i> </p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>



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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2	TCC (AR) NO.
					24-550
				3	DATE ISSUED
					24 September 2024
	AHTN	In-Quota	Out-Quota		
	MFN	0901.22.10.100	0901.22.10.200		
	AANZFTA	40% ad valorem	40% ad valorem		
	RCEP	Zero	Zero		
		40% ad valorem	40% ad valorem		

4 DESCRIPTION OF GOOD

"ST. ALI DECAF – ROASTED DECAFFEINATED ARABICA WHOLE COFFEE BEANS"

Based on the customer product specifications, certificate of analysis, manufacturing process flowchart, product labels, and photograph of the packaging submitted, subject article consists of dark-brown, decaffeinated, roasted whole Arabica coffee beans with coffee and chocolate aroma. It is produced using the chemical-free Swiss Water® Decaffeination Process. Subject article is packed in 250-g and 1-kg pouches with valve.



5 REASONS FOR CLASSIFICATION

Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes roasted coffee (with or without caffeine content) whether or not ground.

In view thereof, subject article is classified under AHTN 2022 subheadings 0901.22.10.100 and 0901.22.10.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem; ASEAN-Australia-New Zealand Free Trade Area (AANZFTA) In-Quota and Out-Quota rates of duty of zero, subject to submission of Certificate of Origin (CO) Form "AANZ"; and Regional Comprehensive Economic Partnership (RCEP) Agreement In-Quota and Out-Quota rates of duty of 40% ad valorem, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA
Chairperson

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ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2	TCC (AR) NO.
					24-551
				3	DATE ISSUED
					24 September 2024
	AHTN	In-Quota	Out-Quota		
		0901.21.11.100	0901.21.11.200		
	MFN	40% ad valorem	40% ad valorem		
	AANZFTA	Zero	Zero		
	RCEP	40% ad valorem	40% ad valorem		

4	DESCRIPTION OF GOOD
	<p>"ST. ALI ITALO DISCO - ITALIAN ESPRESSO BLEND WHOLE BEAN"</p> <p>Based on the customer product specifications, manufacturing process flowchart, product labels, and photograph of the packaging submitted, subject article consists of dark-brown, roasted whole coffee beans with a rich dark chocolate aroma and flavour. It is composed of 80% Brazil Mogiana Arabica and 20% India Kaapi Royale Robusta green coffee beans. Subject article is packed in 250-g and 1-kg pouches with valve.</p>



5	REASONS FOR CLASSIFICATION
	<p>Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes roasted coffee (with or without caffeine content) whether or not ground.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheadings 0901.21.11.100 and 0901.21.11.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem; ASEAN-Australia-New Zealand Free Trade Area (AANZFTA) In-Quota and Out-Quota rates of duty of zero, subject to submission of Certificate of Origin (CO) Form "AANZ"; and Regional Comprehensive Economic Partnership (RCEP) Agreement In-Quota and Out-Quota rates of duty of 40% ad valorem, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION <i>Digitally signed</i> <i>MariLou P. Mendoza</i> MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>





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ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2921.29.00		24-552
	MFN - 1% ad valorem	3	DATE ISSUED
	ACFTA - Zero		24 September 2024
	RCEP - Zero		

4	DESCRIPTION OF GOOD
	<p>"FENTAMINE® DAO V D"</p> <p>Based on the product declarations, safety data sheet, manufacturing process flowchart, product use declaration, and packaging information submitted, subject article is pure N-oley-1,3-propanediamine (CAS No. 7173-62-8) derived from vegetable sources. It is in the form of a yellow liquid or a soft waxy solid/paste at 20°C. Packed in 160-kg drums, subject article is used as an additive in lubricants, corrosion inhibitors, and metal cleaning agents, among others. It has the following chemical structure:</p> 

5	REASONS FOR CLASSIFICATION
	<p>Note 1 (a) to Chapter 29 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 states that except where the context otherwise requires, the headings of this Chapter apply only to separate chemically defined organic compounds, whether or not containing impurities.</p> <p>Heading 29.21 of the AHTN 2022 covers amine-function compounds. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that amines are organic nitrogen compounds containing the amine function (i.e., a function derived from ammonia by replacing one, two or three hydrogen atoms by one, two or three alkyl or aryl radicals R (methyl, ethyl, phenyl, etc.), respectively). This heading covers, among others, acyclic polyamines and their derivatives; salts thereof.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2921.29.00, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>Digitally signed</i> </p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p> <p>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</p>





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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 8706.00.39		24-553
	MFN - 10% ad valorem	3	DATE ISSUED
	AIFTA - 10% ad valorem		24 September 2024

4 DESCRIPTION OF GOOD

"BAJAJ RE 4S FI 236 MONOCOQUE CHASSIS FITTED WITH ENGINE"

Based on the brochure, technical specifications, and photographs of the product submitted, subject article is a chassis specifically designed for a three-wheeled motor vehicle for the transport of up to four persons (including the driver), with one reverse and four forward gears. It is fitted with a four-stroke spark-ignition engine with an engine displacement of 236.2 cc, and other parts such as a handbrake lever, handstart lever, wiring harness, and cables. Subject article is to be imported together with other loose parts (e.g., dashboard, windshield, steering column, and bumper assembly).



5 REASONS FOR CLASSIFICATION

Heading 87.06 of ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers chassis fitted with engines, for the motor vehicles of headings 87.01 to 87.05. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers the chassis-frames or the combined chassis-body framework (unibody or monocoque construction), for the motor vehicles of headings 87.01 to 87.05, fitted with their engines and with their transmission and steering gear and axles (with or without wheels). That is to say, goods of this heading are motor vehicles without bodies. The chassis classified in this heading may, however, be fitted with bonnets (hoods), windscreens (windshields), mudguards, running-boards and dashboards (whether or not equipped with instruments). Chassis also remain classified here whether or not fitted with tyres, carburetors or batteries or other electrical equipment.

In view thereof, subject article is classified under AHTN 2022 subheading 8706.00.39, with a Most Favoured Nation (MFN) rate of duty of 10% ad valorem and ASEAN-India Free Trade Area (AIFTA) rate of duty of 10% ad valorem, subject to submission of Certificate of Origin (CO) Form "AI".

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA

Chairperson

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REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2 TCC (AR) NO.
			24-560
			3 DATE ISSUED
			24 September 2024

4 | DESCRIPTION OF GOOD

"ST. ALI FEELS GOOD - ORGANIC ROASTED ARABICA WHOLE COFFEE BEANS"

Based on the customer product specifications, manufacturing process flowchart, and product labels submitted, subject article consists of mid dark-brown, roasted whole arabica coffee beans with pronounced sweetness of sweet peaches and ripe cherry. It is composed of 60% Papua New Guinea and 40% Colombia Excelso B grade organic green coffee beans. Subject article is packed in 250-g and 1-kg pouches with valve.



5 | REASONS FOR CLASSIFICATION

Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes roasted coffee (with or without caffeine content) whether or not ground.

In view thereof, subject article is classified under AHTN 2022 subheadings 0901.21.11.100 and 0901.21.11.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem; ASEAN-Australia-New Zealand Free Trade Area (AANZFTA) In-Quota and Out-Quota rates of duty of zero, subject to submission of Certificate of Origin (CO) Form "AANZ"; and Regional Comprehensive Economic Partnership (RCEP) Agreement In-Quota and Out-Quota rates of duty of 40% ad valorem, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.

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FOR THE COMMISSION

Mari Lou P. Mendoza

MARILOU P. MENDOZA
Chairperson

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BAGONG PILIPINAS

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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2309.10.10		24-569
	MFN - 5% ad valorem	3	DATE ISSUED
	AANZFTA - Zero		24 September 2024
	AHKFTA - Zero		
	AJCEPA - Zero		
	RCEP - Zero		
	ATIGA - Zero		
	ACFTA - Zero		
	AIFTA - Zero		
	AKFTA - Zero		

4	DESCRIPTION OF GOOD
	<p>"PURINA® ONE® HEALTHY ADULT WITH SALMON AND TUNA"</p> <p>Based on the formula certificate, manufacturing process flow diagram, product specifications, product label, and photograph of the product submitted, subject article is a cat food made from salmon and tuna meal, corn gluten meal, corn, rice, poultry meal, poultry oil, wheat gluten meal, wheat, dried soybean, vitamins, minerals, amino acids, chicken digest powder, inulin, caramel colour, and yeast. Packed in 1.2-kg pouches, subject article is to be fed to adult cats to provide complete and balanced nutrition.</p> 

5	REASONS FOR CLASSIFICATION
	<p>Heading 23.09 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers preparations of a kind used in animal feeding. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading further includes preparations for cats, dogs, etc., consisting of a mixture of meat, meat offal and other ingredients, put up in airtight containers and containing approximately the quantity required for one feed.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2309.10.10, with a Most Favoured Nation (MFN) rate of duty of 5% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Digitally signed


MARILOU P. MENDOZA
 Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3302.10.30 MFN - 1% ad valorem		24-573
		3	DATE ISSUED
			24 September 2024

4	DESCRIPTION OF GOOD
	<p>"CUCUMBER FLAVOR (25 kg)"</p> <p>Based on the ingredient statement, technical data sheet, manufacturing process flowchart, shipment packing list, certificate of analysis, and confirmation of the flavouring ingredient submitted, subject article is a white to pale-yellow powder composed of nature-identical flavourings (composed of synthetic aromatics), maize maltodextrin, modified corn starch, triacetin, and dl-alpha-tocopherol. Packed in 25-kg cardboard boxes, subject article is used as a flavouring ingredient in the manufacture of powdered beverages.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 33.02 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers the following mixtures provided they are of a kind used as raw materials in the perfumery, food or drink industries (e.g., in confectionery, food or drink flavourings) or in other industries (e.g., soap-making), among others, mixtures of one or more odoriferous substances (essential oils, resinoids, extracted oleoresins or synthetic aromatics) combined with added diluents or carriers such as vegetable oil, dextrose or starch.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3302.10.30, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p>
	<p>FOR THE COMMISSION</p> <p><i>Mari Lou P. Mendoza</i></p> <p>MARILOU P. MENDOZA Chairperson</p>
	<p>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</p>



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2 TCC (AR) NO.
			24-591
			3 DATE ISSUED
			24 September 2024
AHTN	In-Quota	Out-Quota	
MFN	0901.21.11.100	0901.21.11.200	
AANZFTA	40% ad valorem	40% ad valorem	
RCEP	Zero	Zero	
	40% ad valorem	40% ad valorem	

4 DESCRIPTION OF GOOD
<p>"ST. ALI WIDE AWAKE – ROASTED ARABICA WHOLE BEANS"</p> <p>Based on the customer product specifications, manufacturing process flowchart, product labels, and photograph of the packaging submitted, subject article consists of dark-brown, roasted whole Arabica coffee beans with an aroma of strong coffee with hints of chocolate. It is made from a blend of Arabica [i.e., Brazil Mogiana, Brazil Peaberry, and El Salvador Strictly High Grown (SHG)] green coffee beans. Subject article is packed in 250-g and 1-kg pouches with valve.</p>



5 REASONS FOR CLASSIFICATION
<p>Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes roasted coffee (with or without caffeine content) whether or not ground.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheadings 0901.21.11.100 and 0901.21.11.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem; ASEAN-Australia-New Zealand Free Trade Area (AANZFTA) In-Quota and Out-Quota rates of duty of zero, subject to submission of Certificate of Origin (CO) Form "AANZ"; and Regional Comprehensive Economic Partnership (RCEP) Agreement In-Quota and Out-Quota rates of duty of 40% ad valorem, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p>
<p>FOR THE COMMISSION</p> <p><i>[Signature]</i></p> <p>MARILOU P. MENDOZA Chairperson</p>
<p>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</p>



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3824.99.99		24-599
	MFN - 3% ad valorem	3	DATE ISSUED
	AANZFTA - Zero		24 September 2024
	AHKFTA - Zero		
	AJCEPA - 3% ad valorem		
	RCEP - Zero		
	ATIGA - Zero		
	ACFTA - Zero		
	AIFTA - Zero		
	AKFTA - Zero		

4	DESCRIPTION OF GOOD
	<p>"AOXTEC® 101"</p> <p>Based on the Certificate of Product Registration from the Bureau of Animal Industry (BAI), certificate of formula, material safety data sheet, product brochure, composition sheet, specification sheet, certificate of analysis, and photograph of the packaging submitted, subject article is a mixture of antioxidants in the form of a cream to light-brown powder. It is composed of butylated hydroxyanisole (BHA), ethoxyquin, citric acid, additives, and calcium carbonate (carrier). Packed in 25-kg bags, subject article is added to animal feeds at a rate of 125 to 500 g per ton of feeds, to protect feed ingredients against destructive oxidation, to prevent fat-soluble vitamins from dissolving, and to prolong the freshness and quality of feeds.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 38.24 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the chemical or other preparations are either mixtures (of which emulsions and dispersions are special forms) or occasionally solutions. Aqueous solutions of the chemical products of Chapter 28 or 29 remain classified within those Chapters, but solutions of these products in solvents other than water are, apart from a few exceptions, excluded therefrom and accordingly fall to be treated as preparations of this heading. The preparations classified here may be either wholly or partly of chemical products (this is generally the case) or wholly of natural constituents.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3824.99.99, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	3	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

 Digitally signed

MARILOU P. MENDOZA
Chairperson

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BAGONG PILIPINAS

MASTER COPY

REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3302.10.30		24-620
	MFN - 1% ad valorem	3	DATE ISSUED
	AANZFTA - Zero		24 September 2024
	AHKFTA - Zero		
	AJCEPA - Zero		
	RCEP - Zero		
	ATIGA - Zero		
	ACFTA - Zero		
	AIFTA - Zero		
	AKFTA - Zero		

4	DESCRIPTION OF GOOD
	<p>"FLAVOR 50580"</p> <p>Based on the safety and technical data sheets, production process flowchart, ingredients list, confirmation of product use, and photographs of the product, packaging, and label submitted, subject article is a flavouring preparation in the form of an almost clear, orange-brown to dark-brown liquid with a woody, vanillic, and rum taste. It is composed of flavouring preparations and natural flavouring substances (composed of mixtures of odoriferous substances), glycerol, and water. Packed in 25-kg plastic containers, subject article is used as an ingredient in the manufacture of alcoholic beverages.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 33.02 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers the following mixtures provided they are of a kind used as raw materials in the perfumery, food or drink industries (e.g., in confectionery, food or drink flavourings) or in other industries (e.g., soap-making), among others, mixtures of one or more odoriferous substances (essential oils, resinoids, extracted oleoresins or synthetic aromatics) combined with added diluents or carriers such as vegetable oil, dextrose or starch.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3302.10.30, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

ADCG Memo No. 190-2024 1-24

2	TCC (AR) NO.
	24-620

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION



MARILOU P. MENDOZA
Chairperson

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2	TCC (AR) NO.
					24-633
				3	DATE ISSUED
					24 September 2024
		<u>In-Quota</u>	<u>Out-Quota</u>		
AHTN		0901.21.20.100	0901.21.20.200		
MFN		40% ad valorem	40% ad valorem		
ATIGA		Zero	Zero		
AANZFTA		Zero	Zero		
ACFTA		5% ad valorem	5% ad valorem		
AHKFTA		40% ad valorem	40% ad valorem		
AIFTA		40% ad valorem	40% ad valorem		
AJCEPA		Zero	Zero		
AKFTA		5% ad valorem	5% ad valorem		
RCEP		40% ad valorem	40% ad valorem		

4	DESCRIPTION OF GOOD
	<p>"NESCAFÉ® DOLCE GUSTO® ESPRESSO INTENSO"</p> <p>Based on the certificate of ingredients, production process flowchart, product label, and photographs of the product and packaging submitted, subject article is 100% roasted ground coffee contained in capsules. It is a blend of Arabica and Robusta coffee with a spicy and fruity aroma. Packed in cardboard boxes containing 16 coffee capsules, subject article is designed to be served using a compatible coffee machine to produce espresso coffee.</p> 
5	REASONS FOR CLASSIFICATION
	<p>Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes, among others, roasted coffee (with or without caffeine content) whether or not ground.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheadings 0901.21.20.100 and 0901.21.20.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem, and the following applicable rates of duty under the various Philippine free trade agreements (FTAs), subject to the submission of the corresponding proof of origin:</p>

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)		Proof of Origin
	In-Quota	Out-Quota	
ASEAN Trade in Goods Agreement (ATIGA)	0	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	5	5	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	40	40	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	40	40	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	5	5	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	40	40	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

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FOR THE COMMISSION

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MARILOU P. MENDOZA
 Chairperson

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TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.30		24-635
	MFN - 7% ad valorem AANZFTA - Zero AHKFTA - Zero AJCEPA - Zero RCEP - 7% ad valorem	3	DATE ISSUED
	ATIGA - Zero ACFTA - Zero AIFTA - 7% ad valorem AKFTA - 5% ad valorem		24 September 2024

4	DESCRIPTION OF GOOD
	<p>"NESTLE® COFFEE AND TEA CREAMER (500 g)"</p> <p>Based on the certificate of ingredients, manufacturing process flowchart, product specifications, and photograph of the product submitted, subject article is a non-dairy creamer in the form of a free-flowing, light-cream powder. It is composed of glucose syrup, hydrogenated vegetable oil, buffer salts, sodium caseinate, anticaking agent, and emulsifiers, among others. Packed in 500-g bags, subject article is added to coffee and tea to impart a smooth and creamy taste, enhancing their body and flavour.</p> 
5	REASONS FOR CLASSIFICATION
	<p>Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that provided that they are not covered by any other heading of the Nomenclature, this heading covers, among others, preparations consisting wholly or partly of foodstuffs, used in the making of beverages or food preparations for human consumption. The heading includes preparations consisting of mixtures of chemicals (organic acids, calcium salts, etc.) with foodstuffs (flour, sugar, milk powder, etc.), for incorporation in food preparations either as ingredients or to improve some of their characteristics (appearance, keeping qualities, etc.).</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.30, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

2	TCC (AR) NO.
	24-635

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	7	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	5	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	7	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

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MARILOU P. MENDOZA
 Chairperson

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.72 MFN - 7% ad valorem		24-637
		3	DATE ISSUED
			24 September 2024

4	DESCRIPTION OF GOOD
	<p align="center">"NATURE'S BOUNTY® CO Q-10 (100 mg)"</p> <p>Based on the ingredient composition, manufacturing process flowchart, product label, and photograph of the product submitted, subject article is a dietary supplement for adults in the form of a rapid-release clear softgel with an orange fill. It is composed of rice bran oil, coenzyme Q-10, gelatin, glycerine, and soy lecithin, among others. Packed in bottles containing 75 softgels, two softgels are to be taken daily, preferably with meals, to help maintain healthy blood pressure of adults.</p>

5	REASONS FOR CLASSIFICATION
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Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes, *inter alia*, preparations, often referred to as food supplements or dietary supplements, consisting of, or based on, one or more vitamins, minerals, amino acids, concentrates, extracts, isolates or the like of substances found within foods, or synthetic versions of such substances, put up as a supplement to the normal diet. It includes such products whether or not also containing sweeteners, colours, flavours, odoriferous substances, carriers, fillers, stabilisers or other technical aids. Such products are often put up in packaging with indications that they maintain general health or well-being, improve athletic performance, prevent possible nutritional deficiencies or correct sub-optimal levels of nutrients. These preparations do not contain a sufficient quantity of active ingredients to provide therapeutic or prophylactic effect against diseases or ailments other than the relevant nutritional deficiencies. Other preparations with a sufficient quantity of active ingredient to provide a therapeutic or prophylactic effect against a specific disease or ailment are excluded (heading 30.03 or 30.04).

In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.72, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA

Chairperson

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Pursuant to Section 1100 of RA 10863 (CMTA)


1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2	TCC (AR) NO.
					24-638
				3	DATE ISSUED
					24 September 2024

4	DESCRIPTION OF GOOD
	<p data-bbox="438 1117 1128 1160" style="text-align: center;">"NESCAFÉ® DOLCE GUSTO® CAPPUCCINO"</p> <p data-bbox="86 1178 1241 1433">Based on the certificate of ingredients, production process flowchart, product label, and photographs of the product and packaging submitted, subject article is composed of coffee capsules and milk capsules. The coffee capsules contain 100% roasted ground coffee while the milk capsules contain whole milk powder, sugar, and butter oil. Packed in cardboard boxes containing eight coffee capsules and eight milk capsules, subject article is designed to be served using a compatible coffee machine to produce cappuccino.</p> <div data-bbox="1256 1160 1452 1388" style="float: right;">  </div>
5	REASONS FOR CLASSIFICATION
	<p data-bbox="86 1547 1466 1697">Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes, among others, roasted coffee (with or without caffeine content) whether or not ground.</p> <p data-bbox="86 1724 1466 1872">In view thereof, subject article is classified under AHTN 2022 subheadings 0901.21.20.100 and 0901.21.20.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem, and the following applicable rates of duty under the various Philippine free trade agreements (FTAs), subject to the submission of the corresponding proof of origin:</p>

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)		Proof of Origin
	In-Quota	Out-Quota	
ASEAN Trade in Goods Agreement (ATIGA)	0	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	5	5	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	40	40	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	40	40	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	5	5	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	40	40	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Digitally signed


MARILOU P. MENDOZA
 Chairperson

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2	TCC (AR) NO.
	24-644

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	5	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	7	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

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Chairperson

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2828.90.90		24-661
	MFN - 3% ad valorem	3	DATE ISSUED
	AANZFTA - Zero		24 September 2024
	RCEP - Zero		

4 DESCRIPTION OF GOOD

"SODIUM CHLORITE ZCW-A"

Based on the formulation and specification sheet, product label, safety data sheet, and photograph of the packaging submitted, subject article is a clear, colourless to light-yellow, aqueous solution of sodium chlorite. It is packed in 18-L plastic containers and is used as a cleaner for potable water systems.

5 REASONS FOR CLASSIFICATION

Notes 1 (a) and (b) to Chapter 28 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 state that except where the context otherwise requires, the headings of this Chapter apply only to: (a) separate chemical elements and separate chemically defined compounds, whether or not containing impurities; and (b) the products mentioned in (a) dissolved in water.

Heading 28.28 of the AHTN 2022 covers, among others, chlorites. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this group covers the salts of chlorous acid (HClO_2) such as sodium chlorite (NaClO_2). Anhydrous or hydrated (with 3 H_2O) masses, or aqueous solutions. Stable up to 100 °C. Powerful oxidising agent, very corrosive. Used in dyeing or bleaching.

In view thereof, subject article is classified under AHTN 2022 subheading 2828.90.90, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem; ASEAN-Australia-New Zealand Free Trade Area (AANZFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "AANZ"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.





REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 9403.70.90		24-668
	MFN - 15% ad valorem		3
	AANZFTA - Zero		DATE ISSUED
	AHKFTA - 6% ad valorem		24 September 2024
	AJCEPA - Zero		
	RCEP - Zero		
	ATIGA - Zero		
	ACFTA - Zero		
	AIFTA - Zero		
	AKFTA - Zero		

4	DESCRIPTION OF GOOD
	<p>"MASPION MULTI-PURPOSE WALL CABINET"</p> <p>Based on the technical specifications, manufacturing process flowchart, and photographs of the product submitted, subject article is a plastic cabinet designed for wall mounting. It features a magnetic door with a glass mirror, seven compartment/shelves, and a sliding door. With dimensions (W x H x D) of 477 cm x 12 cm x 40.3 cm and weight of 1.8 kg, subject article is suitable for use in bathrooms or bedrooms.</p> <div style="display: flex; justify-content: space-around;">   </div>

5	REASONS FOR CLASSIFICATION
	<p>Heading 94.03 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers other furniture and parts thereof. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes furniture for general use (e.g., cupboards, show-cases, tables, telephone stands, writing-desks, escritaires, book-cases, and other shelved furniture (including single shelves presented with supports for fixing them to the wall), etc.), and also furniture for special uses. The heading includes furnitures for, among others, private dwellings, hotels, etc., such as cabinets.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 9403.70.90, with a Most Favoured Nation (MFN) rate of duty of 15% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

2	TCC (AR) NO.
	24-668

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	6	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Marilou P. Mendoza Digitally signed

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

MEMORANDUM

TO : ALL DISTRICT and SUB-PORT COLLECTORS
ALL CHIEFS, FORMAL ENTRY DIVISION
AND FORMAL ENTRY DIVISION PERSONNEL

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group (AOCG)

SUBJECT : TARIFF COMMISSION CIRCULARS/ADVANCE RULINGS
(TCC/AR)

DATE : 02 October 2024

Pursuant to the provisions of Section 1603 (f) of the Customs Modernization and Tariff Act (Republic Act 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification related to Importation of Goods), the Tariff Commission furnished copies of the Advance Ruling (AR) on Tariff Classification with Tariff Classification Circulars (TCC/AR) issued on 26 September 2024 and the same having been reviewed and summarized as follows:

TCC, NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-607	"FOLADVANS"	2106.90.72	MFN – 7% ad valorem AIFTA – 7% ad valorem*
24-608	"FORD MUSTANG MACH-E PREMIUM CAF6470B2BEV 2WD SUV"	8703.80.98	MFN – Zero ACFTA – 30% ad valorem* RCEP – 30% ad valorem*
24-610	"HOKOEX® (CYROMAZINE 2%)"	3808.91.99	MFN – 3% ad valorem
24-623	"RICOLA® SWISS HERB CANDY LEMON MINT SUGAR FREE"	2106.90.99	MFN – 7% ad valorem PH-EFTA FTA (CHE/LIE) – Zero*
24-624	"RICOLA® SWISS HERB CANDY CRANBERRY SUGAR FREE"	2106.90.99	MFN – 7% ad valorem PH-EFTA FTA (CHE/LIE) – Zero*
24-625	"RICOLA® SWISS HERB CANDY ALPIN FRESH SUGAR FREE"	2106.90.99	MFN – 7% ad valorem PH-EFTA FTA (CHE/LIE) – Zero*

*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).





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BOCG Memo No. 191-2024 P-2

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-626	"RICOLA® SWISS HERB CANDY ORIGINAL SUGAR FREE"	2106.90.99	MFN – 7% ad valorem PH-EFTA FTA (CHE/LIE) – Zero*
24-629	"DXN® ALOE VITA BOTANICAL BEVERAGE ALOE VERA"	2202.10.90	MFN – 10% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – 4% ad valorem* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			

For information, guidance and strict compliance.

CC: COMMISSIONER OF CUSTOMS



Gate 3, South Harbor, Port Area, Manila 1018

+63 (02) 8705-6000, +63 (02) 8527-1968 | www.customs.gov.ph | [bog.cares@customs.gov.ph](mailto:boc.cares@customs.gov.ph)



REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

Ref. No. 24-092

26 September 2024

COMMISSIONER BIENVENIDO Y. RUBIO

Bureau of Customs
G/F OCOM Building
16th Street, South Harbor
Gate 3 Port Area, Manila

Dear **Commissioner Rubio**:

Pursuant to the provisions of Section 1603(f) of the Customs Modernization and Tariff Act (Republic Act No. 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification Related to Importation or Exportation of Goods), this Commission is pleased to furnish your good Office with PDF copies of eight Advance Rulings on Tariff Classification, with TCC (AR) Nos. 24-607, 24-608, 24-610, 24-623, 24-624, 24-625, 24-626, and 24-629, issued by this Commission on 26 September 2024. These Advance Ruling have also been posted on the Commission's website www.tariffcommission.gov.ph.

Thank you.

Very truly yours,

Digitally signed

MARILOU P. MENDOZA
Chairperson

Encl: *As stated*

cc: *The Secretary*
Department of Finance
Manila



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.72 MFN - 7% ad valorem AFTA - 7% ad valorem		24-607
		3	DATE ISSUED
			26 September 2024

4	DESCRIPTION OF GOOD
	<p style="text-align: center;">"FOLADVANS"</p> <p>Based on the Certificate of Product Registration from the Food and Drug Administration (FDA), product label, and photograph of the product submitted, subject article is a food supplement tablet containing 600 mcg folate. It is composed of glucosamine salt of (6S)-5-methyltetrahydrofolic acid (dietary folate), microcrystalline cellulose, mannitol, copovidone, magnesium stearate, and strawberry flavor, among others. Packed in boxes containing four pieces of 15-tablet aluminium blister packs, subject article is to be taken at one tablet a day, or as suggested by healthcare professionals, as a source of dietary folate for pregnant women.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes, <i>inter alia</i>, preparations, often referred to as food supplements or dietary supplements, consisting of, or based on, one or more vitamins, minerals, amino acids, concentrates, extracts, isolates or the like of substances found within foods, or synthetic versions of such substances, put up as a supplement to the normal diet. It includes such products whether or not also containing sweeteners, colours, flavours, odoriferous substances, carriers, fillers, stabilisers or other technical aids. Such products are often put up in packaging with indications that they maintain general health or well-being, improve athletic performance, prevent possible nutritional deficiencies or correct sub-optimal levels of nutrients. These preparations do not contain a sufficient quantity of active ingredients to provide therapeutic or prophylactic effect against diseases or ailments other than the relevant nutritional deficiencies. Other preparations with a sufficient quantity of active ingredient to provide a therapeutic or prophylactic effect against a specific disease or ailment are excluded (heading 30.03 or 30.04).</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.72, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and ASEAN-India Free Trade Area (AFTA) rate of duty of 7% ad valorem, subject to submission of Certificate of Origin (CO) Form "AI".</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p>
	<p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>[Signature]</i></p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p>
	<p>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</p>




REPUBLIC OF THE PHILIPPINES


TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 8703.80.98		24-608
	MFN - Zero	3	DATE ISSUED
	ACFTA - 30% ad valorem		26 September 2024
	RCEP - 30% ad valorem		

4	DESCRIPTION OF GOOD												
	<p>"FORD MUSTANG MACH-E PREMIUM CAF6470B2BEV 2WD SUV"</p> <p>Based on the brochure and technical information submitted, subject article is a completely built-up (CBU), plug-in fully electric sports utility vehicle (SUV). It uses an electric motor (permanent magnet synchronous motor) as the sole means of propulsion. Having a rear-wheel drivetrain configuration, subject article has the following specifications:</p> <table border="1"> <tr> <td>Battery Type</td><td>Lithium-ion phosphate</td></tr> <tr> <td>Usable Battery Capacity (kWh)</td><td>91</td></tr> <tr> <td>Maximum Power / Torque (kW) / (N.m)</td><td>216 / 430</td></tr> <tr> <td>Gross Vehicle Weight (kg)</td><td>2,605</td></tr> <tr> <td>Overall Dimension (LxWxH) (mm)</td><td>4,728 x 1,881 x 1,634</td></tr> <tr> <td>Seating Capacity</td><td>5 persons</td></tr> </table> 	Battery Type	Lithium-ion phosphate	Usable Battery Capacity (kWh)	91	Maximum Power / Torque (kW) / (N.m)	216 / 430	Gross Vehicle Weight (kg)	2,605	Overall Dimension (LxWxH) (mm)	4,728 x 1,881 x 1,634	Seating Capacity	5 persons
Battery Type	Lithium-ion phosphate												
Usable Battery Capacity (kWh)	91												
Maximum Power / Torque (kW) / (N.m)	216 / 430												
Gross Vehicle Weight (kg)	2,605												
Overall Dimension (LxWxH) (mm)	4,728 x 1,881 x 1,634												
Seating Capacity	5 persons												

5	REASONS FOR CLASSIFICATION
	<p>Heading 87.03 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers motor cars and other motor vehicles principally designed for the transport of persons (other than those of heading 87.02), including station wagons and racing cars. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers motor vehicles of various types (including amphibious motor vehicles) designed for the transport of persons; it does not, however, cover the motor vehicles of heading 87.02. Vehicles propelled by one or more electric motors powered by electric accumulator packs are known as "Electric Vehicles (EVs)".</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 8703.80.98, with a Most Favoured Nation (MFN) rate of duty of zero; ASEAN-China Free Trade Area (ACFTA) rate of duty of 30% ad valorem, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of 30% ad valorem, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>Digitally signed</i> </p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 3808.91.99 MFN - 3% ad valorem		24-610
		3	DATE ISSUED
			26 September 2024

4	DESCRIPTION OF GOOD
	<p>"HOKOEX® (CYROMAZINE 2%)"</p> <p>Based on the Certificate of Product Registration from the Fertilizer and Pesticide Authority (FPA), certificate of composition, certificate of analysis, manufacturing process flowchart, safety data sheet, and product label submitted, subject article is a larvicide in the form of water-soluble, white to off-white granules. It consists of cyromazine (active ingredient) and urea (carrier). Packed in 25-kg sacks, subject article is used to control flies and fly larvae in intensive livestock units, manure heaps, and landfill sites, by dispersing as dry granules or by dissolving in water for spraying or pouring on the surfaces of these areas.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 38.08 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers insecticides, rodenticides, fungicides, herbicides, anti-sprouting products and plant-growth regulators, disinfectants and similar products, put up in forms or packings for retail sale or as preparations or articles (for example, sulphur-treated bands, wicks and candles, and fly-papers). The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the products of heading 38.08 covers, among others, insecticides. Insecticides include not only products for killing insects, but also those having a repellent or attractant effect. The products may be in a variety of forms such as sprays or blocks (against moths), oils or sticks (against mosquitoes), powder (against ants), strips (against flies), cyanogen gas absorbed in diatomite or paperboard (against fleas and lice). Many insecticides are characterised by their mode of action or method of use. Among these are insect growth regulators which are chemicals which interfere with biochemical and physiological processes in insects.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3808.91.99, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p>
	<p>FOR THE COMMISSION</p> <p><i>Ma. Lourdes P. Mendoza</i> <small>Digitally signed</small></p> <p>MARILOU P. MENDOZA Chairperson</p>
	<p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2 TCC (AR) NO.
AHTN 2106.90.99 MFN - 7% ad valorem PH-EFTA FTA (CHE/LIE) - Zero	24-623
	3 DATE ISSUED 26 September 2024

4 | DESCRIPTION OF GOOD

"RICOLA® SWISS HERB CANDY LEMON MINT SUGAR FREE"

Based on the ingredients list, product specifications, product brochure, product label, result of analysis, and sample submitted, subject article is a sugar-free candy in the form of yellow, oval-shaped, hard drops with sweet-sour, lemon-like taste. It consists of sweeteners (isomalt, aspartame, and acesulfame-K), citric acid, extract of lemon balm and Ricola's herb mixture, natural flavourings (citrus oil, mint oils, and menthol), and colour (beta-carotene). Subject article is packed in 40-g (net weight) boxes containing 16 candies.



5 | REASONS FOR CLASSIFICATION

Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes, *inter alia*, sweets, gums and the like (for diabetics, in particular) containing synthetic sweetening agents (e.g., sorbitol) instead of sugar.

In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.99, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and Philippines-European Free Trade Association Free Trade Agreement (PH-EFTA FTA) rate of duty of zero for Switzerland and Liechtenstein, subject to submission of an Origin Declaration.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA
Chairperson

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.99		24-624
	MFN - 7% ad valorem	3	DATE ISSUED
	PH-EFTA FTA (CHE/LIE) - Zero		26 September 2024

4	DESCRIPTION OF GOOD
	<p align="center">"RICOLA® SWISS HERB CANDY CRANBERRY SUGAR FREE"</p> <p>Based on the ingredients list, manufacturing process flowchart, product specifications, product brochure, product label, result of analysis, and sample submitted, subject article is a sugar-free candy in the form of red, oval-shaped, hard drops with sweet-sour, cranberry-like taste. It consists of sweeteners (isomalt and steviol glycosides), citric acid, natural flavourings (cranberry, sloe, black currant, and menthol), cranberry juice concentrate, extract of Ricola's herb mixture, and black chokeberry concentrate. Subject article is packed in 40-g (net weight) boxes containing 16 candies.</p> 
5	REASONS FOR CLASSIFICATION
	<p>Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes, <i>inter alia</i>, sweets, gums and the like (for diabetics, in particular) containing synthetic sweetening agents (e.g., sorbitol) instead of sugar.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.99, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and Philippines-European Free Trade Association Free Trade Agreement (PH-EFTA FTA) rate of duty of zero for Switzerland and Liechtenstein, subject to submission of an Origin Declaration.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p align="right">FOR THE COMMISSION</p> <p align="right"><i>Mari Lou P. Mendoza</i></p> <p align="right">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.99		24-625
	MFN - 7% ad valorem	3	DATE ISSUED
	PH-EFTA FTA (CHE/LIE) - Zero		26 September 2024

4 DESCRIPTION OF GOOD

"RICOLA® SWISS HERB CANDY ALPIN FRESH SUGAR FREE"

Based on the ingredients list, manufacturing process flowchart, product specifications, product brochure, product label, result of analysis, and sample submitted, subject article is a sugar-free candy in the form of green-beige, oval-shaped, hard drops with sweet herbs-and-menthol-like taste. It consists of sweeteners (isomalt, sorbitol, and steviol glycosides), natural flavourings (menthol, lemon-thyme, genepy, and peppermint oil), extract of Ricola's herb mixture, and colour (spirulina extract). Subject article is packed in 40-g (net weight) boxes containing 16 candies.



5 REASONS FOR CLASSIFICATION

Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes, *inter alia*, sweets, gums and the like (for diabetics, in particular) containing synthetic sweetening agents (e.g., sorbitol) instead of sugar.

In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.99, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and Philippines-European Free Trade Association Free Trade Agreement (PH-EFTA FTA) rate of duty of zero for Switzerland and Liechtenstein, subject to submission of an Origin Declaration.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA

Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.




REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.99		24-626
	MFN - 7% ad valorem	3	DATE ISSUED
	PH-EFTA FTA (CHE/LIE) - Zero		26 September 2024

4	DESCRIPTION OF GOOD
	<p align="center">"RICOLA® SWISS HERB CANDY ORIGINAL SUGAR FREE"</p> <p>Based on the ingredients list, manufacturing process flowchart, product specifications, product brochure, product label, result of analysis, and sample submitted, subject article is a sugar-free candy in the form of brown, oval-shaped, hard drops with a sweet, herbs/menthol-like taste. It consists of sweeteners (isomalt, sorbitol, and steviol glycosides), extract of Ricola's herb mixture, colour (plain caramel), and natural flavourings (mint oils and menthol). Subject article is packed in 40-g (net weight) boxes containing 16 candies.</p> 
5	REASONS FOR CLASSIFICATION
	<p>Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes, <i>inter alia</i>, sweets, gums and the like (for diabetics, in particular) containing synthetic sweetening agents (e.g., sorbitol) instead of sugar.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.99, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and Philippines-European Free Trade Association Free Trade Agreement (PH-EFTA FTA) rate of duty of zero for Switzerland and Liechtenstein, subject to submission of an Origin Declaration.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p align="right">FOR THE COMMISSION</p> <p align="right"><i>MariLou P. Mendoza</i> MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>



REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2 TCC (AR) NO.										
<p style="text-align: center;">AHTN 2202.10.90</p> <table border="0"> <tr> <td>MFN - 10% ad valorem</td> <td>ATIGA - Zero</td> </tr> <tr> <td>AANZFTA - Zero</td> <td>ACFTA - Zero</td> </tr> <tr> <td>AHKFTA - 4% ad valorem</td> <td>AIFTA - Zero</td> </tr> <tr> <td>AJCEPA - Zero</td> <td>AKFTA - Zero</td> </tr> <tr> <td>RCEP - Zero</td> <td></td> </tr> </table>	MFN - 10% ad valorem	ATIGA - Zero	AANZFTA - Zero	ACFTA - Zero	AHKFTA - 4% ad valorem	AIFTA - Zero	AJCEPA - Zero	AKFTA - Zero	RCEP - Zero		24-629
MFN - 10% ad valorem	ATIGA - Zero										
AANZFTA - Zero	ACFTA - Zero										
AHKFTA - 4% ad valorem	AIFTA - Zero										
AJCEPA - Zero	AKFTA - Zero										
RCEP - Zero											
3 DATE ISSUED											
	26 September 2024										

4 DESCRIPTION OF GOOD
<p style="text-align: center;">"DXN® ALOE VITA BOTANICAL BEVERAGE ALOE VERA"</p> <p>Based on the product information sheet, finished goods specification, manufacturing process flowchart, product ingredient declaration, and product label submitted, subject article is a ready-to-drink beverage. It is in the form of a cloudy, white liquid, with fine chunks of aloe vera pulp, and with a sweet-sour flavour. It is composed of water, sugar, aloe vera (<i>Aloe barbadensis</i>) pulp, citric acid, and sodium benzoate. Subject article is packed in 285-mL bottles.</p>
5 REASONS FOR CLASSIFICATION
<p>Heading 22.02 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit, nut or vegetable juices of heading 20.09. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this includes, <i>inter alia</i>, beverages such as lemonade, orangeade, cola, consisting of ordinary drinking water, sweetened or not, flavoured with fruit or nut juices or essences, or compound extracts, to which citric acid or tartaric acid are sometimes added. They are often aerated with carbon dioxide gas, and are generally presented in bottles or other airtight containers.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2202.10.90, with a Most Favoured Nation (MFN) rate of duty of 10% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

2	TCC (AR) NO.
	24-629

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	4	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Digitally signed


MARILOU P. MENDOZA
 Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



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ADCG Memo No. 192-2024

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best.

MEMORANDUM

TO : ALL DISTRICT and SUB-PORT COLLECTORS
ALL CHIEFS, FORMAL ENTRY DIVISION
AND FORMAL ENTRY DIVISION PERSONNEL



FROM : **ATTY. VENER S. BAQUIRAN**
Deputy Commissioner
Assessment and Operations Coordinating Group (AOCG)

SUBJECT : **TARIFF COMMISSION CIRCULARS/ADVANCE RULINGS
(TCC/AR)**

DATE : 03 October 2024

Pursuant to the provisions of Section 1603 (f) of the Customs Modernization and Tariff Act (Republic Act 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification related to Importation of Goods), the Tariff Commission furnished copies of the Advance Ruling (AR) on Tariff Classification with Tariff Classification Circulars (TCC/AR) issued on 27 September 2024 and the same having been reviewed and summarized as follows:

TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-034	"MAGGI® OYSTER SAUCE (300 mL)"	2103.90.13	MFN – 7% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
24-536	"CASCADE ZT-7058 3 LAYER SLIM TROLLEY WITH WHEELS"	9403.70.90	MFN – 15% ad valorem ACFTA – Zero* RCEP – Zero*
24-559	"BRAKE PADS – JURID BRAND"	8607.21.00	MFN – 3% ad valorem
24-571	"NESTLE® NAN® INFINIPRO® HW1 BL DENWHPB068 (800 g)"	2106.90.89	MFN – 5% ad valorem

*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).



Gate 3, South Harbor, Port Area, Manila 1018

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AOCG Memo No. 192-2024 P-2REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE**BUREAU OF CUSTOMS**

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-577	"FLAVOR 85080"	3302.10.10	MFN – 1% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
24-589	"SALTEC™ 512"	3808.94.90	MFN – 3% ad valorem ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
24-590	"ST. ALI ORTHODOX – ROASTED ARABICA WHOLE BEANS"	IN-QUOTA 0901.21.11.100	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
		OUT-QUOTA 0901.21.11.200	MFN – 40% ad valorem AANZFTA – Zero* RCEP – 40% ad valorem*
24-600	"BAROX™ LIQUID"	2309.90.20	MFN – Zero ATIGA – Zero* AANZFTA – Zero* ACFTA – Zero* AHKFTA – Zero* AIFTA – Zero* AJCEPA – Zero* AKFTA – Zero* RCEP – Zero*
24-606	"MYSILO® GRAIN STORAGE SILO, MODEL: S-F2615"	8479.89.69	MFN – 1% ad valorem
24-615	"ZINCARB – M"	3003.20.00	MFN – 3% ad valorem ACFTA – Zero* RCEP – Zero*
24-646	"NESTOGEN® LOW LACTOSE (400 g)"	2106.90.81	MFN – 5% ad valorem
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			



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AOCG Memo No. 192-2024 P-3

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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TCC. NO.	DESCRIPTION OF ARTICLES	2022 AHTN CODE	2024 RATES OF DUTY
24-653	"ZAMITIDE 10"	3003.20.00	MFN – 3% ad valorem ACFTA – Zero* RCEP – Zero*
*Subject to submission of their corresponding CERTIFICATES OF ORIGIN (COs).			

For information, guidance and strict compliance.

CC: COMMISSIONER OF CUSTOMS



Gate 3, South Harbor, Port Area, Manila 1018

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AOCG Memo No. 172-2024 C-4REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

Ref. No. 24-093

27 September 2024

COMMISSIONER BIENVENIDO Y. RUBIOBureau of Customs
G/F OCOM Building
16th Street, South Harbor
Gate 3 Port Area, ManilaDear **Commissioner Rubio**:

Pursuant to the provisions of Section 1603(f) of the Customs Modernization and Tariff Act (Republic Act No. 10863) and Section 4.9 of Commission Order No. 2017-1 (Procedure on Application for an Advance Ruling on Tariff Classification Related to Importation or Exportation of Goods), this Commission is pleased to furnish your good Office with PDF copies of 12 Advance Rulings on Tariff Classification, with TCC (AR) Nos. 24-034, 24-536, 24-559, 24-571, 24-577, 24-589, 24-590, 24-600, 24-606, 24-615, 24-646, and 24-653, issued by this Commission on 27 September 2024. These Advance Rulings have also been posted on the Commission's website www.tariffcommission.gov.ph.

Thank you.

Very truly yours,


Digitally signed**MARILOU P. MENDOZA**

Chairperson

Encl: *As stated*cc: *The Secretary*
Department of Finance
Manila



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2103.90.13		24-034
	MFN - 7% ad valorem	3	DATE ISSUED
	AANZFTA - Zero		27 September 2024
	AHKFTA - Zero		
	AJCEPA - Zero		
	RCEP - Zero		
	ATIGA - Zero		
	ACFTA - Zero		
	AIFTA - Zero		
	AKFTA - Zero		

4 DESCRIPTION OF GOOD

"MAGGI® OYSTER SAUCE (300 mL)"

Based on the product specifications, certificate of ingredients, certificate of manufacturing process, product label, and photograph of the product submitted, subject article is a dark-brown liquid sauce with an oyster aroma and savory taste. It is composed of water, sugar, iodized salt, modified starch, flavour enhancers, caramel colour, nature-identical flavours, oyster extract, acidity regulator, thickener, and preservative. Packed in 300-mL polyethylene terephthalate (PET) bottles, subject article is used as a sauce for cooking.



5 REASONS FOR CLASSIFICATION

Heading 21.03 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, sauces and preparations therefor. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers preparations, generally of a highly spiced character, used to flavour certain dishes (meat, fish, salads, etc.), and made from various ingredients (eggs, vegetables, meat, fruit, flours, starches, oil, vinegar, sugar, spices, mustard, flavourings, etc.). Sauces are generally in liquid form and preparations for sauces are usually in the form of powders to which only milk, water, etc. need to be added to obtain a sauce. Sauces are normally added to a food as it cooks or as it is served. Sauces provide flavour, moisture, and a contrast in texture and colour.

In view thereof, subject article is classified under AHTN 2022 subheading 2103.90.13, with a Most Favoured Nation (MFN) rate of duty of 7% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:

ADCG Memo No. 192-2024 P-0

2	TCC (AR) NO.
	24-034

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Mari Lou P. Mendoza
Digitally signed

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 9403.70.90		24-536
	MFN - 15% ad valorem	3	DATE ISSUED
	ACFTA - Zero		27 September 2024
	RCEP - Zero		

4 DESCRIPTION OF GOOD

"CASCADE ZT-7058 3 LAYER SLIM TROLLEY WITH WHEELS"

Based on the brochure, technical specifications, product composition and use, manufacturing process, and photographs of the product submitted, subject article is a three-tier shelf fitted with wheels. It has an assembly dimension of 50 cm x 14.3 cm x 74.3 cm (W x H x D) and weight of 1.1 kg. Made from polypropylene plastics, subject article is designed for placing on the floor or ground as a mobile storage and organizer for, among others, cooking essentials, toiletries, tools, and office supplies.



5 REASONS FOR CLASSIFICATION

Heading 94.03 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers other furniture and parts thereof. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading includes furnitures for, among others, private dwellings, hotels, etc., such as serving trolleys (whether or not fitted with a hot plate).

In view thereof, subject article is classified under AHTN 2022 subheading 9403.70.90, with a Most Favoured Nation (MFN) rate of duty of 15% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA
Chairperson

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REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

<p>1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY</p> <p>AHTN 8607.21.00 MFN - 3% ad valorem</p>	<p>2 TCC (AR) NO. 24-559</p> <p>3 DATE ISSUED 27 September 2024</p>
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4 | DESCRIPTION OF GOOD

"BRAKE PADS - JURID BRAND"

Based on the technical data sheet, safety information sheet, and product sample submitted, subject articles are non-asbestos semi-metallic brake pads composed of aluminium oxide, magnesium oxide, and synthetic rubber, among others. Each pad has parallel multiple slots and is fixed to a metal backing plate to secure its installation to the brake system of a train. The pads have dimensions of 338 mm x 106 mm x 16 mm (L x W x T) and are designed for the disk brakes of Light Rail Vehicles (LRV). Subject articles come into contact with the rotating disc or brake rotor when the train operator applies the brake, causing the vehicle to slow or stop (e.g., upon arrival at the next train station or for safety during an emergency).



5 | REASONS FOR CLASSIFICATION

Heading 86.07 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers parts of railway or tramway locomotives or rolling-stock. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that the heading covers parts of railway or tramway locomotives or rolling-stock, include all types of brake gear, including parts of brake gear including shoes, cylinders, levers, etc.

In view thereof, subject articles are classified under AHTN 2022 subheading 8607.21.00, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MariLou P. Mendoza

MARILOU P. MENDOZA
Chairperson

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.89		24-571
	MFN - 5% ad valorem	3	DATE ISSUED
			27 September 2024

4 DESCRIPTION OF GOOD

"NESTLE® NAN® INFINIPRO® HW1 BL DENWHPB068 (800 g)"

Based on the manufacturer's declaration, manufacturing process flowchart, and photograph of the product submitted, subject article is a powdered infant formula composed of lactose, high oleic sunflower oil, whey protein isolate, whey protein concentrate, low erucic acid rapeseed oil, sunflower oil, water, 2'-fucosyllactose, vitamins, and minerals, among others. It is intended for infants from zero to six months of age. Packed in 800-g tin cans, subject article is to be dissolved in water prior to consumption.



5 REASONS FOR CLASSIFICATION

Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that provided that they are not covered by any other heading of the Nomenclature, this heading covers, among others, preparations for use, either directly or after processing (such as cooking, dissolving or boiling in water, milk, etc.), for human consumption.

In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.89, with a Most Favoured Nation (MFN) rate of duty of 5% ad valorem.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MARILOU P. MENDOZA
Chairperson

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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
			24-577
	AHTN 3302.10.10	3	DATE ISSUED
	MFN - 1% ad valorem AANZFTA - Zero AHKFTA - Zero AJCEPA - Zero RCEP - Zero ATIGA - Zero ACFTA - Zero AIFTA - Zero AKFTA - Zero		27 September 2024

4	DESCRIPTION OF GOOD
	<p style="text-align: center;">"FLAVOR 85080"</p> <p>Based on the safety and technical data sheets, production process flowchart, certification on product use, confirmation of flavouring ingredients, and photographs of the product and packaging submitted, subject article is a flavouring preparation in the form of a clear, light-yellow to yellow liquid with a characteristic odour. It is composed of flavouring preparation, natural and nature-identical flavouring substances (composed of various odoriferous substances), isopropyl alcohol, propylene glycol, triacetin, butylated hydroxytoluene, and water as carrier, among others. Packed in 25-kg plastic containers, subject article is used as an ingredient in the manufacture of alcoholic beverages.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 33.02 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers the following mixtures provided they are of a kind used as raw materials in the perfumery, food or drink industries (e.g., in confectionery, food or drink flavourings) or in other industries (e.g., soap-making), among others, mixtures, whether or not combined with a diluent or carrier or containing alcohol, of products of other Chapters (e.g., spices) with one or more odoriferous substances (essential oils, resinoids, extracted oleoresins or synthetic aromatics), provided these substances form the basis of the mixture.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3302.10.10, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>

AOCG Memo No. 192-2024 r-11

2	TCC (AR) NO.
	24-577

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION



MARILOU P. MENDOZA
Chairperson


Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2 TCC (AR) NO.
AHTN 3808.94.90	24-589
MFN - 3% ad valorem AANZFTA - Zero AHKFTA - Zero AJCEPA - Zero RCEP - Zero	3 DATE ISSUED
ATIGA - Zero ACFTA - Zero AIFTA - Zero AKFTA - Zero	27 September 2024
4 DESCRIPTION OF GOOD	
<p style="text-align: center;">"SALTEC™ 512"</p> <p>Based on the Certificate of Feed Product Registration from the Bureau of Animal Industry (BAI), composition sheet, product brochure, technical and safety data sheets, and photograph of the packaging submitted, subject article is a microbial inhibitor consisting of formaldehyde and propionic acid as active ingredients. It is in the form of an amber-coloured liquid with a banana oil-like odour. Packed in 200-kg drums, subject article is used to control microbial contamination and dissemination of pathogens such as <i>Salmonella enteritidis</i>, <i>Vibrio cholera</i>, and <i>Escherichia coli</i>, in animal feeds and feed ingredients.</p> 	
5 REASONS FOR CLASSIFICATION	
<p>Heading 38.08 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers insecticides, rodenticides, fungicides, herbicides, anti-sprouting products and plant-growth regulators, disinfectants and similar products, put up in forms or packings for retail sale or as preparations or articles (for example, sulphur-treated bands, wicks and candles, and fly-papers). The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers a range of products (other than those having the character of medicaments, including veterinary medicaments - heading 30.03 or 30.04) intended to destroy pathogenic germs, insects (mosquitoes, moths, Colorado beetles, cockroaches, etc.), mosses and moulds, weeds, rodents, wild birds, etc. Products intended to repel pests or used for disinfecting seeds are also classified here. The products of heading 38.08 can be divided in the following groups including disinfectants. Disinfectants are agents which destroy or irreversibly inactivate undesirable bacteria, viruses or other micro-organisms, generally on inanimate objects. Disinfectants are used, for example, in hospitals for cleaning walls, etc., or sterilising instruments. They are also used in agriculture for disinfecting seeds and in the manufacture of animal feeds to control undesirable micro-organisms.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3808.94.90, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>	

2	TCC (AR) NO.
	24-589

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

MariLou P. Mendoza

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY			2	TCC (AR) NO.
					24-590
		In-Quota	Out-Quota	3	DATE ISSUED
AHTN		0901.21.11.100	0901.21.11.200		27 September 2024
MFN		40% ad valorem	40% ad valorem		
AANZFTA		Zero	Zero		
RCEP		40% ad valorem	40% ad valorem		

4 DESCRIPTION OF GOOD

"ST. ALI ORTHODOX – ROASTED ARABICA WHOLE BEANS"

Based on the customer product specifications, manufacturing process flowchart, product labels, and photograph of the packaging submitted, subject article consists of dark-brown, roasted whole Arabica coffee beans with an aroma of coffee, chocolate, and raisin. It is made from a blend of Arabica (i.e., Brazil Sertazhino, Brazil Mogiana, and Colombia Excelso) green coffee beans. Subject article is packed in 250-g and 1-kg pouches with valve.



5 REASONS FOR CLASSIFICATION

Heading 09.01 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers, among others, coffee, whether or not roasted or decaffeinated. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading includes roasted coffee (with or without caffeine content) whether or not ground.

In view thereof, subject article is classified under AHTN 2022 subheadings 0901.21.11.100 and 0901.21.11.200, with Most Favoured Nation (MFN) In-Quota and Out-Quota rates of duty of 40% ad valorem; ASEAN-Australia-New Zealand Free Trade Area (AANZFTA) In-Quota and Out-Quota rates of duty of zero, subject to submission of Certificate of Origin (CO) Form "AANZ"; and Regional Comprehensive Economic Partnership (RCEP) Agreement In-Quota and Out-Quota rates of duty of 40% ad valorem, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Handwritten signature of MariLou P. Mendoza

MARILOU P. MENDOZA
Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
<p style="text-align: center;">AHTN 2309.90.20</p> <p>MFN - Zero ATIGA - Zero</p> <p>AANZFTA - Zero ACFTA - Zero</p> <p>AHKFTA - Zero AIFTA - Zero</p> <p>AJCEPA - Zero AKFTA - Zero</p> <p>RCEP - Zero</p>			24-600
		3	DATE ISSUED
		27 September 2024	

4	DESCRIPTION OF GOOD
<p style="text-align: center;">"BAROX™ LIQUID"</p> <p>Based on the Certificate of Feed Product Registration from the Bureau of Animal Industry (BAI), certificate of composition, certificate of analysis, product brochure, product specifications, safety data sheet, and photograph of the packaging submitted, subject article is a blend of antioxidants in the form of a dark-brown liquid. It is composed of butylated hydroxytoluene (BHT), ethoxyquin, butylated hydroxyanisole (BHA), and palm olein (carrier), among others. Packed in 25-kg plastic containers, subject article is added to feeds to control oxidation and prevent rancidity of fats, oils, and protein meals.</p>	
5	REASONS FOR CLASSIFICATION
<p>Heading 23.09 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers preparations of a kind used in animal feeding. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers sweetened forage and prepared animal feeding stuffs consisting of a mixture of several nutrients designed, among others, for use in making complete or supplementary feeds. This heading includes preparations for use in making the complete feeds or supplementary feeds. These preparations, known in trade as "premixes", are, generally speaking, compound compositions consisting of a number of substances (sometimes called additives) the nature and proportions of which vary according to the animal production required. These substances include those designed to preserve the feeding stuffs (particularly the fatty components) until consumption by the animal : stabilisers, anti-oxidants, etc.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2309.90.20, with a Most Favoured Nation (MFN) rate of duty of zero and the following applicable rates of duty under the various Philippine free trade agreements (FTA), subject to submission of the corresponding proof of origin:</p>	

AOCG Memo No. 172-2024 p. 16

2	TCC (AR) NO.
	24-600

Free Trade Agreement	Applicable Rates of Duty (%, ad valorem)	Proof of Origin
ASEAN Trade in Goods Agreement (ATIGA)	0	Certificate of Origin (CO) Form D, Electronic Certificate of Origin (e-Form D), or Origin Declaration by Approved Exporter
ASEAN-Australia-New Zealand Free Trade Area (AANZFTA)	0	CO Form AANZ
ASEAN-China Free Trade Area (ACFTA)	0	CO Form E
ASEAN-Hong Kong, China Free Trade Agreement (AHKFTA)	0	CO Form AHK
ASEAN-India Free Trade Area (AIFTA)	0	CO Form AI
ASEAN-Japan Comprehensive Economic Partnership Agreement (AJCEPA)	0	CO Form AJ
ASEAN-Korea Free Trade Area (AKFTA)	0	CO Form AK
Regional Comprehensive Economic Partnership (RCEP) Agreement	0	CO Form RCEP or Declaration of Origin (DO) issued by an Approved Exporter

This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.

FOR THE COMMISSION

Marilou P. Mendoza Digitally signed

MARILOU P. MENDOZA

Chairperson

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES

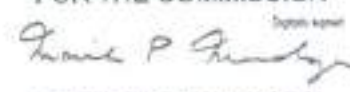
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY <p style="text-align: center;">AHTN 8479.89.69 MFN - 1% ad valorem</p>	2 TCC (AR) NO. <p style="text-align: center;">24-606</p> 3 DATE ISSUED <p style="text-align: center;">27 September 2024</p>
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4 DESCRIPTION OF GOOD <p style="text-align: center;">"MYSILO® GRAIN STORAGE SILO, MODEL: S-F2615"</p> <p>Based on the brochure and technical specifications submitted, subject article is a flat bottom silo that is used for the long-term storage of grains. It is made of corrugated sheets of galvanized steel and contains an indoor temperature and moisture monitoring system, which help to extend grain storage life and prevent bacterial growth. Subject article is to be imported with interior and exterior ladders, roof sealing kit, full-empty sensor, and aeration vent. It has the following specifications:</p> <table border="1" data-bbox="335 985 989 1088"> <tr> <td>Diameter (m)</td><td>23.84</td></tr> <tr> <td>Peak height (m)</td><td>19.31</td></tr> <tr> <td>Maximum capacity (m³)</td><td>6,588</td></tr> </table>	Diameter (m)	23.84	Peak height (m)	19.31	Maximum capacity (m ³)	6,588	
Diameter (m)	23.84						
Peak height (m)	19.31						
Maximum capacity (m ³)	6,588						

5 REASONS FOR CLASSIFICATION <p>Heading 84.79 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers machines and mechanical appliances having individual functions, not specified or included elsewhere in this Chapter 84. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading is restricted to machinery having individual functions, which: (a) is not excluded from this Chapter by the operation of any Section or Chapter Note; and (b) is not covered more specifically by a heading in any other Chapter of the Nomenclature; and (c) Cannot be classified in any other particular heading of this Chapter since: (i) No other heading covers it by reference to its method of functioning, description or type; and (ii) No other heading covers it by reference to its use or to the industry in which it is employed; or (iii) It could fall equally well into two (or more) other such headings (general purpose machines).</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 8479.89.69, with a Most Favoured Nation (MFN) rate of duty of 1% ad valorem.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION  MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>
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REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY AHTN 3003.20.00 MFN - 3% ad valorem ACFTA - Zero RCEP - Zero	2 TCC (AR) NO. 24-615 3 DATE ISSUED 27 September 2024
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4 DESCRIPTION OF GOOD <p style="text-align: center;">"ZINCARB-M"</p> <p>Based on the Certificate of Product Registration from the Bureau of Animal Industry (BAI), product composition, manufacturing process, safety data sheet, product specifications, product label, and photograph of the packaging submitted, subject article is an anticoccidial feed ingredient containing monensin sodium and nicarbazine as active ingredients, and excipients. It is in the form of yellow or yellowish-brown granules and is indicated for the prevention and control of coccidiosis caused by <i>Eimeria</i> spp. in chickens and turkeys. Packed in 25-kg bags, subject article is to be premixed with 10 to 20 kg of feeds before it is thoroughly mixed with the bulk feed, to obtain a concentration of 40 to 50 mg nicarbazine and 40 to 50 mg monensin per kilogram of feed.</p> 

5 REASONS FOR CLASSIFICATION <p>Heading 30.03 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers medicaments (excluding goods of heading 30.02, 30.05 or 30.06) consisting of two or more constituents which have been mixed together for therapeutic or prophylactic uses, not put up in measured doses or in forms or packings for retail sale. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers medicinal preparations for use in the internal or external treatment or prevention of human or animal ailments. These preparations are obtained by mixing together two or more substances.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3003.20.00, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION</p> <p style="text-align: right;"><i>MariLou P. Mendoza</i></p> <p style="text-align: right;">MARILOU P. MENDOZA Chairperson</p>

Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.



REPUBLIC OF THE PHILIPPINES

TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1	AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY	2	TCC (AR) NO.
	AHTN 2106.90.81 MFN - 5% ad valorem		24-646
		3	DATE ISSUED
			27 September 2024

4	DESCRIPTION OF GOOD
	<p align="center">"NESTOGEN® LOW LACTOSE (400 g)"</p> <p>Based on the compliance specification report, certificate of analysis, product label, and packaging confirmation submitted, subject article is a low-lactose powdered infant formula. It is composed of glucose syrup, vegetable oils, maltodextrin, milk protein, minerals, soya lecithin, amino acids, vitamins, choline bitartrate, and <i>Lactobacillus reuteri</i> culture, among others. It is intended for the dietary management of infants (aged zero to 12 months) with lactose intolerance and diarrhea and as the sole source of nutrition when breastfeeding is contraindicated on medical grounds. Packed in cartons containing 400-g bags, subject article is prepared by dissolving three to seven scoops of the formula in 90 to 210 mL of cooled boiled water prior to consumption.</p>
5	REASONS FOR CLASSIFICATION
	<p>Heading 21.06 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers food preparations not elsewhere specified or included. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that provided that they are not covered by any other heading of the Nomenclature, this heading covers, among others, preparations for use, either directly or after processing (such as cooking, dissolving or boiling in water, milk, etc.), for human consumption.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 2106.90.81, with a Most Favoured Nation (MFN) rate of duty of 5% ad valorem.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p align="right">FOR THE COMMISSION</p> <p align="right"><i>Mari Lou P. Mendoza</i> Digitally signed</p> <p align="right">MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>




REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

ADVANCE RULING ON TARIFF CLASSIFICATION

Pursuant to Section 1100 of RA 10863 (CMTA)

1 AHTN 2022 CODE AND 2024 RATE/S OF IMPORT DUTY		2 TCC (AR) NO.	
AHTN 3003.20.00 MFN - 3% ad valorem ACFTA - Zero RCEP - Zero		24-653	
		3 DATE ISSUED	
		27 September 2024	

4 DESCRIPTION OF GOOD <p style="text-align: center;">"ZAMITIDE 10"</p> <p>Based on the Certificate of Product Registration from the Bureau of Animal Industry (BAI), composition certificate, technical data sheet, product label, safety data sheet, and photograph of packaging submitted, subject article is an antibacterial/anti-infective feed premix containing 10 g of nosiheptide as an active ingredient, and excipients. It is in the form of an almost white to light yellowish-brown powder and is indicated for the control of necrotic enteritis (caused by <i>Clostridium perfringens</i> types A and C) and as an aid in the prevention of necrotic enteritis in broilers and replacement layers. Packed in 25-kg bags, subject article is to be premixed with 10 to 20 kg of feeds before it is thoroughly mixed with the bulk feed, to obtain a concentration of 2.5 mg nosiheptide per kilogram of feed.</p> <div style="text-align: right;">  </div> 5 REASONS FOR CLASSIFICATION <p>Heading 30.03 of the ASEAN Harmonised Tariff Nomenclature (AHTN) 2022 covers medicaments (excluding goods of heading 30.02, 30.05 or 30.06) consisting of two or more constituents which have been mixed together for therapeutic or prophylactic uses, not put up in measured doses or in forms or packings for retail sale. The pertinent Harmonized System (HS) Explanatory Notes (EN) state that this heading covers medicinal preparations for use in the internal or external treatment or prevention of human or animal ailments. These preparations are obtained by mixing together two or more substances. The heading includes preparations containing a single pharmaceutical substance together with an excipient, sweetening agent, agglomerating agent, support, etc.</p> <p>In view thereof, subject article is classified under AHTN 2022 subheading 3003.20.00, with a Most Favoured Nation (MFN) rate of duty of 3% ad valorem; ASEAN-China Free Trade Area (ACFTA) rate of duty of zero, subject to submission of Certificate of Origin (CO) Form "E"; and Regional Comprehensive Economic Partnership (RCEP) Agreement rate of duty of zero, subject to submission of CO Form "RCEP" or Declaration of Origin (DO) issued by an Approved Exporter.</p> <p>This ruling shall be valid for five years from the date of issuance and shall continue to apply unless the law, facts, or circumstances supporting this ruling have changed.</p> <p style="text-align: right;">FOR THE COMMISSION <i>[Signature]</i> MARILOU P. MENDOZA Chairperson</p> <p><i>Note: In line with the Commission's objective to provide alternative mediums/channels of communication and to further enhance the accessibility of its frontline services to its stakeholders, this Advance Ruling is being issued in digital format, without a dry seal, barcode, and hologram, and is also uploaded in the Tariff Commission website. A hard copy thereof, accompanied by said dry seal, barcode, and hologram, may be issued upon request.</i></p>
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AOCG Memo No. 193-2024

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS


A modernized and credible customs administration that upholds good governance and is among the world's best

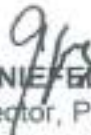
MEMORANDUM



BOC-01-08840

TO : ALL COLLECTION DISTRICTS
ALL CHIEFS, EXPORT DIVISION OR EQUIVALENT UNIT
ALL OTHERS CONCERNED

THRU : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner, AOCG

FROM : 
ATTY. GENIE FELLE P. LAGMAY
Acting Director, POS, AOCG

SUBJECT : NOTIFICATION ON THE REVOCATION OF THE STRATEGIC
TRADE MANAGEMENT OFFICE'S (STMO's) LICENSE
EXEMPTION ISSUED TO BUENAFELIZ CARGO LOGISTICS

DATE : 15 October 2024

This has reference to the letter dated 08 October 2024 from **ATTY. JANICE SACEDON-DIMAYACYAC**, Director, STMO, Department of Trade Industry (DTI) relative to the Revocation of the Certificate of Authorization Exemption (COE) with Reference No. **STMO-COE-2023-071** issued to Buenafeliz Cargo Logistics.

The DTI also informed that the revoked COE will be replaced by STMO-COE-2024-105. The COE reference number covers the importation from Israel of Precision Guide Kits – Lizard (93069000) for the Philippine Air Force.

For your information.



Gate 3, South Harbor, Port Area, Manila 1018

+63 (02) 8705-6000, +63 (02) 8527-1968 | www.customs.gov.ph | boc.cares@customs.gov.ph

Page 1 of 1



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08 October 2024

STRAD-LR389/20

DTS No. EX00366926

COMMISSIONER BIENVENIDO Y. RUBIO

Bureau of Customs

G/F OCOM Building, 16th Street

South Harbor, Port Area, Manila

ATTN: **ATTY. GENIEFELLE LAGMAY**
Director, Port Operations Service (POS)

SUBJECT: **Revocation of STMO's License Exemption**

Dear **Commissioner Rubio**:

This is to inform you that the Certificate of Authorization Exemption (COE) to Buenafeliz Cargo Logistics with reference number **STMO-COE-2023-071** issued under Section 15 of Republic Act No. 10697 **has been REVOKED**. This decision follows a statement from Buenafeliz Cargo Logistics indicating that the COE has not been utilized.

The revoked COE will be replaced by **STMO-COE-2024-105**, which we have attached herewith for your reference. The COE reference number covers the import from Israel of Precision Guide Kits—Lizard (9306.90.00) for the Philippine Air Force.

Thank you.

Very truly yours,

Digitally signed by Janice S.
Dimayacyac
Date: 2024.10.08 15:46:48
+08'00'

ATTY. JANICE SACEDON-DIMAYACYAC
Director *fr*

STRATEGIC TRADE MANAGEMENT OFFICE



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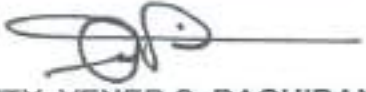
AOCG Memo No. 194-2024

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

MEMORANDUM

TO : ALL COLLECTION DISTRICTS
ALL CHIEFS, EXPORT DIVISION OR EQUIVALENT UNIT
ALL OTHERS CONCERNED

THRU : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner, AOCG

FROM : 
ATTY. GENIEFELLE P. LAGMAY
Acting Director, POS, AOCG

SUBJECT : NOTIFICATION ON THE REVOCATION OF INDIVIDUAL
AUTHORIZATION ISSUED TO AMPLEON PHILIPPINES, INC.

DATE : 17 October 2024

This has reference to the letter dated 16 October 2024 from **ATTY. JANICE SACEDON-DIMAYACYAC**, Director, STMO, Department of Trade Industry (DTI), relative to the Revocation of the Individual Authorization issued to Ampleon Philippines, Inc., with Reference No. **EXP-IND-2024-0158**, pursuant to Rule IV, Section 9(a) of the Implementing Rules and Regulations of the Strategic Trade Management Act (STMA).

For your information.



Gate 3, South Harbor, Port Area, Manila 1018

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Page 1 of 1



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16 October 2024

STRAD-LR-395/39/41

DTS No. EX00358507

COMMISSIONER BIENVENIDO Y. RUBIO

Bureau of Customs

G/F OCOM Building, 16th Street

South Harbor, Port Area, Manila

Attn: ATTY. GENIEFELLE LAGMAY

Director, Port Operation Service (POS)

SUBJECT: Revocation of Ampleon Philippines, Inc.'s Individual Authorization (EXP-IND-2024-0158)

Dear Commissioner Rubio:

This is to inform you that the Individual Authorization issued to **Ampleon Philippines, Inc.** with authorization number **EXP-IND-2024-0158** dated **30 August 2024** has been **REVOKED**, pursuant to Rule IV, Section 9(a) of the Implementing Rules and Regulations of the Strategic Trade Management Act. Please see the attached revocation letter and copy of the revoked authorization, for your reference.

Please contact the Registration and Authorization Division (RAD) at 8529-3280 or stmo_rad@dti.gov.ph should you have questions or concerns.

Thank you.

Very truly yours,

Digitally signed by Janice S.
Dimayacyac
Date: 2024.10.16 09:50:03
+08'00'

ATTY. JANICE SACEDON-DIMAYACYAC

Director

STRATEGIC TRADE MANAGEMENT OFFICE



Strategic Trade Management Office
3F Tara Bldg., 389 Sen. Gil J. Puyat Avenue, 1200 Makati City, Philippines
Telephone: (+632) 8529 3282 Fax: (+632) 896 4431



For BOC's verification

REPUBLIC OF THE PHILIPPINES
In accordance to the Strategic Trade Management Act (R.A. 10697)
EXPORT AUTHORIZATION (INDIVIDUAL)

Exporter Name: AMPLEON PHILIPPINES, INC. Address: Binary Street, Light Industry & Science Park 1, Bo. Diezmo, Cabuyao City, Laguna, 4025 Philippines Telephone: +63 49 5498888 Web page: https://www.ampleon.com Reg. No.: STMOREG-2021-0034	Authorization No.: EXP-IND-2024-0158	Validity Date: 30 August 2024 – 30 August 2026
	Country of Origin: PHILIPPINES	Code: PHL
Consignee (if different from end-user) Name: N/A Address: N/A Telephone: N/A	Country of consignment: N/A	Code: N/A
	Country of final destination: FINLAND	Code: FIN
End user (if different from consignee and recipient) Name: NOKIA SOLUTIONS AND NETWORKS OY Address: Kaapelite 4, FI, 90620, Oulu, Finland Telephone: +12023229517 / +358405467319 / +358714003001	Contract date: (if available) N/A	Customs procedure: EXP
Third parties involved e.g. brokers Name: DHL EXPRESS PHILIPPINES CORP. Address: DHL House 2306, Chino Roces Ave., Makati City, 1231, Philippines Telephone: +63-02-8811-7000	Third parties involved e.g. brokers Name: DHL GLOBAL FORWARDING (PHILIPPINES) INC. Address: 6th Floor, Wmall, Macapagal Bldg., Diosdado Macapagal Ave. Cor. Pearl Drive, Zone 10 Brgy. 76, Pasay City, 1300, Philippines Telephone: +632-8883-7900	

Strategic Good/s Information

Description of the item	NSGL Code	Brand	Model	Quantity & Metric Unit
RF Power Transistor	3A001.b.3.a.3	AMPLEON	C5H3337N110D	150,000 pcs / annum

End-Use Description:

Product will be incorporated into Nokia's mobile telecommunication base station equipment for wide 5G network coverage.

Conditions:

1. This individual Export Authorization shall be valid for the duration specified above unless otherwise revoked, suspended, or annulled by the STMO.
2. The strategic goods listed in this authorization shall be shipped only to the designated end-user as stated in this authorization, subject to the conditions stated under DTI-STMO MC 20-13, 26 October 2020 DTI Secretary Advisory to all persons who might be transacting business with sanctioned individuals and entities, and 08 March 2022 DTI Advisory on unilateral sanctions recently imposed by certain states.
3. The strategic goods listed in this authorization shall be used exclusively for the stated end-use. They shall not be used in the development, production, handling, operation, usage, maintenance, storage, detection, inventory, identification, or proliferation of weapons of mass destruction and its delivery systems.

Continued on Page 2



Exporter:	Authorization No.:	Validity Date:
AMPLEON PHILIPPINES, INC.	EXP-IND-2024-0158	30 Aug 2024 - 30 Aug 2026

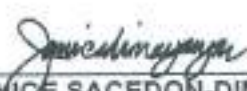
4. Re-export/ re-transfer shall be conducted only with prior written authorization from Finland's export control authority.

5. The authorization holder shall ensure strict compliance with the following:

- a. Adhere to the provisions set forth under Republic Act No. 10697 or the Strategic Trade Management Act, its Implementing Rules and Regulations, STMO Guidelines, and other relevant issuances.
- b. Notify all parties listed in this authorization of the specific license conditions that apply to them.
- c. In the event of any changes in the information contained in this authorization, the authorization holder shall apply for authorization amendment at least seven (7) working days prior to the shipment.
- d. In case of discovery of a breach or violation, the authorization holder shall be required to promptly notify the STMO of such breach or violation in accordance with the Guidelines on Voluntary Self-Disclosure.

6. The authorization holder is subject to an STMO compliance visit and shall provide an annual report regarding the usage of this authorization on or before 31 January of each year. The first report shall be submitted on or before 31 January 2025. The report must be submitted to stmo_lcd@dti.gov.ph, and copy furnish stmo_rad@dti.gov.ph and stmoinfo@dti.gov.ph.

7. The authorization holder shall submit a delivery verification certificate issued by Finland's competent authority or proof of delivery within 90 calendar days upon receipt of the item.


ATTY. JANICE SACEDON-DIMAYACYAC
Director
Strategic Trade Management Office

Date Released: 30 August 2024



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ms

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DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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ACCG Memo No. **195-2024**
MEMORANDUM

BOC-09-51805

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : **ATTY. VENER S. BAQUIRAN**
Deputy Commissioner *VB*
Assessment and Operations Coordinating Group

SUBJECT : **FOOD AND DRUG ADMINISTRATION (FDA)**
RECOMMENDATION FOR THE RELEASE OF DONATED
FOOD PRODUCTS FROM FEED MY STARVING CHILDREN
TO INTERNATIONAL CARE MINISTRIES FOUNDATION, INC.
(ICMFI)

DATE : **11 October 2024**

Forwarding the herein attached letters dated 19 September 2024 and 20 September 2024 from Director Pilar Marilyn M. Pagayunan, Center for Food Regulation and Research, FDA, addressed to Mr. Edgardo Sta. Ana, Logistics Manager, ICMFI, recommending clearance for the release of the following donated food products from Feed My Starving Children to ICMFI:

Date	Container Number	Seal Number	Product Name	Quantity	Expiry Date
20 Sep 2024	TGHU 8798189	A1554163	Mannapack™ Rice (36-375g bag) Rice Fortified Rice and Soy Meal	1,260 boxes	July 2027
19 Sep 2024	NYKU 4711388	C573554	Humanitarian Aid Cargo: Dehydrated Rice-Soy Casserole	20 pallets	Dec 2026 Jan 2027 March 2027

The release of the donated food products shall be subject to the following conditions:

1. The products shall have been inspected and cleared by a representative from the FDA – Regional Field Office;
2. The clearance shall solely be for the release of the products from this Bureau and shall not be construed as an authorization for its distribution, sale, offer for sales, and use;



ADCG Memo No. 195-2024 p-2

3. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food products; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action.





Republic of the Philippines
Department of Health
FOOD AND DRUG ADMINISTRATION



20 September 2024

09-51805

MR. EDGARDO STA. ANA
ICMFI Logistics Manager
International Care Ministries Foundation Inc.
Unit W-1701, 1708, 1709, 1710
17th Floor, Philippine Stock Exchange Center,
Exchange Road, Ortigas Center, Pasig City



Dear Mr. Sta. Ana:

Please be informed that this Office recommends the release of the following food products donated by International Care Ministries Inc. – 491 A1A Beach Blvd., St. Augustine FL 32080 U.S.A to **INTERNATIONAL CARE MINISTRIES FOUNDATION INC.** located at Unit W-1701, 1708, 1709, 1710, 17th Floor, Philippine Stock Exchange Center, Exchange Road, Ortigas Center, Pasig City, Philippines:

Product Name	Quantity	Expiry Date
MannaPack™ Rice (36-375g bag)	1,260 boxes	Best if Used Before date, the Earliest of which is July 2027
Rice Fortified Rice and Soy Meal		
Container Number TGHU8798189		Seal # A1554163

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Customs Liaison Unit.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

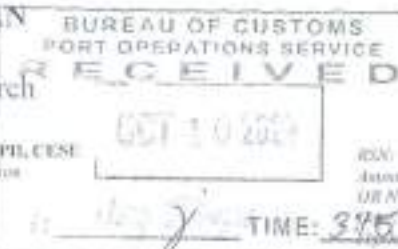
This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – RFO at rfoner@fda.gov.ph

Very truly yours,

PILAR MARILYN M. PAGAYUNAN
Director IV
Center for Food Regulation and Research

cc: **ALLIE ANNE GRACE T. SUBACAL, MPA, MPH, CSE**
Director IV, Bureau of International Health Cooperation
RIENVENIDO Y. BUREO
Commissioner, Bureau of Customs
ARNOLD G. ALIDADA, Dr. BCN, MPH, RMT
Director II, SLC-Region IV-A, IV-B & NCR



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PWP 310.00
NOV09/14/2024 11:03:35am
10 Sept 2024

Civic Drive, Filinvest Corporate City, Alabang 1781 Muntinlupa, Philippines

Trunk Line +63 2 857 1900
Website : www.fda.gov.ph

Fax +63 2 807 0751
Email : info@fda.gov.ph



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09 OCT 2024



19 September 2024

09-51806

MR. EDGARDO STA. ANA
ICMFI Logistics Manager
International Care Ministries Foundation, Inc.
Unit W-1701, 1708, 1709, 1710 17th Floor,
Philippine Stock Exchange Center Exchange Road,
Ortigas Center, Pasig City, Philippines



Dear Mr. Sta. Ana:

Please be informed that this Office recommends the release of the following food products donated by Rise Against Hunger – 4801 Glenwood Avenue, Suite 200, Raleigh, North Carolina USA to **INTERNATIONAL CARE MINISTRIES FOUNDATION, INC.** located at Unit W-1701, 1708, 1709, 1710 17th Floor, Philippine Stock Exchange Center Exchange Road, Ortigas Center, Pasig City, Philippines:

Product Name	Quantity	Expiry Date
Humanitarian Aid Cargo: Dehydrated Rice-Soy Casserole	20 pallets	12/7/2026 1/10/2027 3/16/2027
Container Number NYKU 4711388	Seal Number C573554	

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Regional Field Office.

This clearance shall only be for the **RELEASE** of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – Regional Field Office at rfoner@fda.gov.ph.

Very truly yours,

Pagay
PILAR MARILYN M. PAGAYUNAN
Director IV

Center for Food Regulation and Research

cc: **ALELI ANNIE GRACE P. SUBEACAL, MD, MPH, CDE**
Director IV, Bureau of International Health Cooperation
BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALINDADA, Dr. BCM, MPH, RMT
Director III, SLC, Region IV-A, IV-B, V & NCR



JCSN: 20240911105896
Document: PNP 510
CR Number: 11827872
13 Sep 2024



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Website : www.fda.gov.ph

Fax +63 2 807 0751
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AOCG Memo No. 196-2024

BOC-09-51807

MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

[Signature]

FROM : **ATTY. VENER S. BAQUIRAN**
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : **FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
FOOD PRODUCTS FROM CONVOY OF HOPE, USA TO THE
CONVOY OF HOPE PHILIPPINES, INC. (COHPI)**

DATE : 11 October 2024

Forwarding the herein attached letters, all dated 18 September 2024, from Director Pilar Marilyn M. Pagayunan, Center for Food Regulation and Research, FDA, addressed to Mr. Luis Jose Raymundo S. Sasuman, Chief of Operations and Finance, COHPI, recommending clearance for the release of the following donated food products from Convoy of Hope, USA to COHPI:

Date	Container Number	Seal Number	Product Name	Quantity	Expiry Date
18 Sep 2024	FFAU 3940146	UL-1123254	Fortified Rice & Soy Protein Meals	1,260 cases	July 2027
18 Sep 2024	TRHU 4967301	UL-4828377	Fortified Rice & Soy Protein Meals	1,320 cases	July 2027
18 Sep 2024	TEMU 8723022	UL-0043376	Fortified Rice & Soy Protein Meal	1,320 cases	Dec 2026

The release of the donated food products shall be subject to the following conditions:

1. The products shall have been inspected and cleared by a representative from the FDA – Regional Field Office;
2. The clearance shall solely be for the release of the products from this Bureau and shall not be construed as an authorization for its distribution, sale, offer for sales, and use;



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3. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food products; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action,



ADCG Memo No. 196-2024 p. 3



Republic of the Philippines
Department of Health
FOOD AND DRUG ADMINISTRATION



18 September 2024

09-51807

MR. LUIS JOSE RAYMUNDO S. SASUMAN

Chief of Operations and Finance

Convoy of Hope Philippines, Inc.

1924, Taft Avenue corner Bernabe St.,

Brgy. 044, Pasay City

Dear **Mr. Sasuman**:

Please be informed that this Office recommends the release of the following food product donated by Convoy of Hope – One Convoy Drive, Springfield, MO 65802, U.S.A. to **CONVOY OF HOPE PHILIPPINES, INC.** located at Warehouse B4, Guillermo Compound, Sta. Rosa I, Marilao, Bulacan, Philippines:

Product Name	Quantity	Expiry Date
Fortified Rice & Soy Protein Meals	1,260 cases	Earliest of which is July 2027
Container Number FFAU3940146	Seal UL-1123254	

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Customs Liaison Unit.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – RFO at rfoner@fda.gov.ph

Very truly yours,

PILAR MARILYN M. PAGAYUNAN

Director IV

Center for Food Regulation and Research



cc:

ALELIE ANNIE GRACE P. SUDIACAL, MD, MPH
Director IV, Bureau of International Health Cooperation
BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALIDADA, Dr. HCM, MPH, BMT
Director II, SEC-Region IV-A, IV-B & NCR



MIN: 202409/1112222
Amount: PHP 510.00
CR Number: 9153021131211100
Date: 13 Sept 2024
10/09/24

Civic Drive, Filinvest Corporate City, Alabang 1781 Muntinlupa, Philippines

Trunk Line +63 2 857 1900
Website : www.fda.gov.ph

Fax +63 2 807 0751
Email : info@fda.gov.ph



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09 OCT 2024



Republic of the Philippines
Department of Health
FOOD AND DRUG ADMINISTRATION



18 September 2024

09-51808

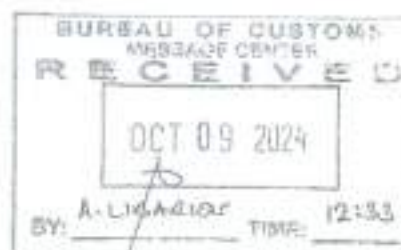
MR. LUIS JOSE RAYMUNDO S. SASUMAN

Chief of Operations and Finance

Convoy of Hope Philippines, Inc.

1924, Taft Avenue corner Bernabe St.,

Brgy. 044, Pasay City



Dear Mr. Sasuman:

Please be informed that this Office recommends the release of the following food product donated by Convoy of Hope – One Convoy Drive, Springfield, MO 65802, U.S.A. to **CONVOY OF HOPE PHILIPPINES, INC.** located at Warehouse B4, Guillermo Compound, Sta. Rosa 1, Marilao, Bulacan, Philippines:

Product Name	Quantity	Expiry Date
Fortified Rice & Soy Protein Meals	1,320 cases	Earliest of which is July 2027
Container Number TRHU4967301	Seal UL-4828377	

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Customs Liaison Unit.

This clearance shall only be for the **RELEASE** of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – RFO at rfoner@fda.gov.ph

Very truly yours,

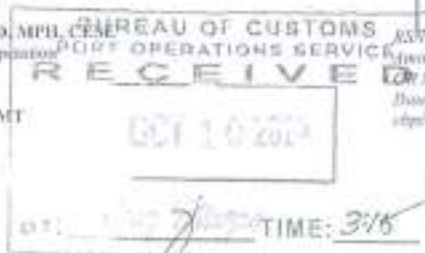
PILAR MARILYN M. PAGAYUNAN

Director IV

Center for Food Regulation and Research



cc: **ALELIE ANNIE GRACE P. SUDIACAL, MD, MPH, CPH**
Director IV, Bureau of International Health Cooperation
BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALIBADA, Dr. HCM, MPE, RMT
Director II, SLC-Region IV-A, IV-B & NCR



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Trunk Line +63 2 857 1900

Website : www.fda.gov.ph

Fax +63 2 807 0751

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Republic of the Philippines
Department of Health
FOOD AND DRUG ADMINISTRATION

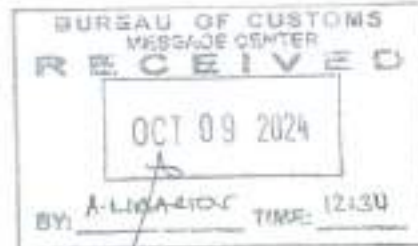


18 September 2024

09-51809

MR. LUIS JOSE RAYMUNDO S. SASUMAN

Chief of Operations and Finance
Convoy of Hope Philippines, Inc.
1924, Taft Avenue corner Bernabe St.,
Brgy. 044, Pasay City



Dear Mr. Sasuman:

Please be informed that this Office recommends the release of the following food product donated by Convoy of Hope – One Convoy Drive, Springfield, MO 65802, U.S.A. to **CONVOY OF HOPE PHILIPPINES, INC.**, located at Warehouse B4, Guillermo Compound, Sta. Rosa 1, Marilao, Bulacan, Philippines:

Product Name	Quantity	Expiry Date
Fortified Rice and Soy Protein Meal	1,320 cases	Earliest of which is December 2026
Container Number TEMU8723022	Seal UL-0043376	

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Customs Liaison Unit.

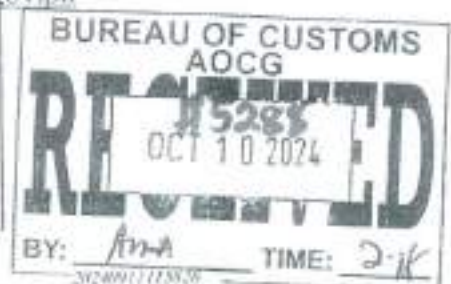
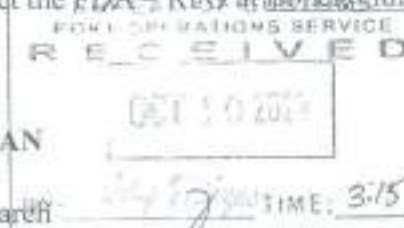
This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations.

For inspection schedule, please contact the FDA – REQ at info@fda.gov.ph

Very truly yours,

[Signature]
PILAR MARILYN M. PAGAYUNAN
Director IV
Center for Food Regulation and Research



cc: ALELIE ANNIE GRACE P. SUDIALAL, MD, MPH, CSE
Director IV, Bureau of International Health Cooperation
BIENVENIDO Y. RUBIO
Commissioner, Bureau of Customs
ARNOLD G. ALIDADA, Dr. BCM, MPH, RMT
Director II, SLC-Region IV-A, IV-B & NCR

RSM:
JANINE:
OR Number: 911202412001A210
Date: 13 Sept 2024
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AOCG Memo No. **197-2024**
MEMORANDUM

BOC-09-51804

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
FOOD PRODUCTS FROM THE CHILDREN'S HUNGER FUND
TO ARMIE JESALVA FOUNDATION, INC.

DATE : 11 October 2024

Forwarding the herein attached letter dated 13 September 2024 from Director Pilar Marilyn M. Pagayunan, Director IV, Center for Food Regulation and Research, FDA, addressed to Ms. Mary Ann D. Solenay, Authorized Representative, Armie Jesalva Foundation, Inc., recommending clearance for the release of donated food products from the Children's Hunger Fund to ARMIE JESALVA FOUNDATION, INC.:

Date	Container Number	Seal Number	Product Name	Quantity	Expiry Date
13 Sep 2024	TIU 5608997	0174809	Food Paks	2,380 cases	January 2026
			FMSC	36 cases	January 2027
			Sardines	4 cases	January 2026
	EMCU 8200810		Food Paks	2,499 cases	January 2026

The release of the said donated food products shall be subject to the following conditions:

1. The products shall have been inspected and cleared by a representative from FDA – Regional Field Office;
2. The clearance shall solely be for the release of the products from this Bureau and shall not be construed as an authorization for its distribution, sale, offer for sales, and use;
3. FDA shall not be held liable for any damage, injury, illness, or death that may result from the distribution and use of the donated food products; and
4. The clearance is without prejudice to existing tariff rules and customs regulations.

For information and appropriate action.



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13 September 2024

09-51804

MS. MARY ANN D. SOLENAY
 Authorized Representative
Armie Jesalva Foundation, Inc.
 Fortuna Compound, M Ceniza Street,
 Brgy. Maguikay, Mandaue City, Cebu



Dear Ms. Solenay:

Please be informed that this Office recommends the release of the following food products donated by Children's Hunger Fund - 13931 Balboa Blvd, Sylmar, CA 91342 to **ARMIE JESALVA FOUNDATION, INC.** located at Fortuna Compound, M Ceniza Street, Brgy. Maguikay, Mandaue City, Cebu, Philippines:

Product Name	Quantity	Expiry Date
Container Number: TIU 5608997	Seal Number: 0 174809	
Food Paks	2,380 cases	01/02/2026
FMSC	36 cases	01/05/2027
Sardines	4 cases	01/10/2026
Container Number: EMCU 8200810	Seal Number: 0 174809	
Food Paks	2,499 cases	01/02/2026

The release of said donated food products is on the condition that the said product shall have been inspected and cleared by a representative from the Food and Drug Administration (FDA) – Regional Field Office.

This clearance shall only be for the RELEASE of the product from the Bureau of Customs and shall not be construed as an authorization for its distribution, sale, offer for sales and use. FDA shall not be held liable for any damage, injury, illness, death that may result from the distribution and use of the donated food product.

This clearance is without prejudice to existing tariff rules and customs regulations. For inspection schedule, please contact the FDA – Regional Field Office at rfoner@fda.gov.ph.

Very truly yours,


PILAR MARLYN M. PAGAYUNAN
 Director IV
 Center for Food Regulation and Research

cc: ANNA MARIE CELINA G. GARFIN, MD, MM
 OIC-Director IV, Bureau of International Health Cooperation
 COMMISSIONER BIENVENIDO Y. RUBIO
 OIC, Bureau of Customs
 RICA REINA C. AUMENTADO
 OIC-Director II



Account:
 OR Number:
 Date:
 Amount:

20240929142823
 P&P 51012
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 10 Sept & 30 August
 2024





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ADCG Memo No. 198-2024

BOC-09-51810

MEMORANDUM

TO : ALL DISTRICT COLLECTORS
ALL SUB-PORT COLLECTORS
ALL OTHERS CONCERNED

FROM : 
ATTY. VENER S. BAQUIRAN
Deputy Commissioner
Assessment and Operations Coordinating Group

SUBJECT : FOOD AND DRUG ADMINISTRATION (FDA)
RECOMMENDATION FOR THE RELEASE OF DONATED
PHARMACEUTICAL PRODUCTS FROM THE UNITED
NATIONS OFFICE FOR PROJECT SERVICES (UNOPS) –
GLOBAL HEALTH CAMPUS, SWITZERLAND TO THE
DEPARTMENT OF HEALTH – STA. CRUZ, MANILA

DATE : 11 October 2024

Forwarding the herein attached letter dated 17 September 2024 from Director Maria Cecilia C. Matienzo, Center for Drug Regulation and Research, FDA, addressed to Dr. Teodoro J. Herbosa, Secretary, Department of Health, recommending clearance for the release of the following pharmaceutical products as donation from the United Nations Office for Project Services (UNOPS) – Global Health Campus, Fifth Floor, Chemin de Pommier 40, Grand-Saconnex, 1218, Geneva, Switzerland to the Department of Health – Sta. Cruz, 1003, Manila.:

Product Description (Generic/Dosage Strength and Form/Brand)	Batch/Lot No.	Expiry Date	Quantity
Rifapentine + Isoniazid 300mg/300 mg Film-Coated Packaging: Blister Pack x 12's (Box of 36's) Manufactured by: Macleods Pharmaceuticals Limited Atlanta Arcade, Marol Church Road, Andheri (East) Mumbai, India Storage Conditions: Store at temperatures not exceeding 30°C. Protect from excessive heat and humidity.	NIE2440A NIE2441A	March 2027	21,760 Blister Pack 10, 335 Blister Pack



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The release of the donated pharmaceutical product, which is intended for adults, is on the condition that:

1. The said products shall have a shelf-life of not less than 12 months at the time of arrival;
2. The labels (primary, secondary, and product information) shall be in the English language; and
3. The clearance is without prejudice to tariff rules and customs regulations.

For information and appropriate action.



CLEARANCE LETTER

17 September 2024

TEODORO J. HERBOSA

Secretary
Department of Health
Building 1, San Lazaro Compound, Rizal Avenue,
Sta. Cruz, 1003 Manila

Subject: Clearance of Foreign Drug Donations

Dear Secretary Herbosa:

Please be informed that this Office recommends clearance for the release of the following products donated by *United Nations Office for Project Services (UNOPS)*– Global Health Campus, Fifth Floor, Chemin de Pommier 40, Grand-Saconnex, 1218, Geneva, Switzerland to *Department of Health (DOH)* located at the abovementioned address:



Product Description (Generic/Dosage Strength and Form/Brand)	Batch/Lot No.	Expiry Date	Quantity
Rifapentine + Isoniazid 300 mg/300 mg Film-Coated Packaging: Blister Pack x 12's (Box of 36's) Manufactured by: Macleods Pharmaceuticals Limited Atlanta Arcade, Marol Church Road, Andheri (East) Mumbai, India Storage conditions: Store at temperatures not exceeding 30°C. Protect from excessive heat and humidity.	NIE2440A NIE2441A	March 2027	21,760 Blister Pack 10,335 Blister Pack

The release of said donated pharmaceutical products intended for patients is on the condition that the said products shall have:

- a shelf-life of not less than 12 months at the time of arrival; and
- labels (primary, secondary, and product information) in English language.

This clearance is without prejudice to tariff rules and customs regulations.

Very truly yours,

By Authority of the Director General:

MARIA CECILIA C. MATIENZO
Director IV, Center for Drug Regulation and Research

Am. Paid: PHP 510.00
OR#: SEQ#9052024095833988
Date: 05 September 2024

cc: Allert Annie Grace P. Sudisical, MD, MPH, CESE
Director IV, Bureau of International Health Cooperation

Bienvenido Y. Rubio
Commissioner, Bureau of Customs

