

2017-02-014



Republic of the Philippines
Department of Finance
Bureau of Customs
1099 Manila

MASTER COPY *CMG*

31 January 2017

MEMORANDUM to-

ALL District /Port Collectors/Chiefs-Export Divisions/Units

SUBJECT: **REVISED LIST OF PROHIBITED AND REGULATED PRODUCTS
FOR EXPORT AS OF DECEMBER 2016**

Attached is the letter dated December 15, 2016 of Mr. Senen Perlada, Director, Export Marketing Bureau, Department of Trade and Industry, endorsing herewith the Revised List of Prohibited and Regulated Products for Export as of December 2016.

The copy of the said List and Resolution No. 1, Series of 2016 of the Inter-Agency Committee (IAC) on Executive Order No. 1016 are attached for your ready reference.

For your information and guidance.

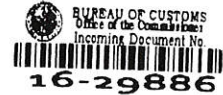

ATTY. EDWARD JAMES A. DY BUCO
Deputy Commissioner
Assessment and Operations Coordinating Group



DEPARTMENT OF
TRADE & INDUSTRY
PHILIPPINES

BUREAU OF CUSTOMS
OFFICE OF THE COMMISSIONER
RECEIVED
DEC 22 2016
BY: _____ TIME: _____

REPUBLIC OF THE PHILIPPINES
BUREAU OF CUSTOMS
OFFICE OF DEPUTY COMMISSIONER
ASSESSMENT OPERATIONS COORDINATING GROUP
RECEIVED
BY: _____
DATE: _____
TIME: _____
2016-12-2461



December 15, 2016

NICANOR E. FAELDON
Commissioner
Bureau of Customs
G/F, OCOM Bldg., Port Area, Manila
Fax: (632) 527-4537

Dear Commissioner Faeldon,

We are endorsing the Revised List of Prohibited and Regulated Products for Export as of December 2016 for BOC's implementation. The copy of the List and the Resolution No. 1, Series of 2016 of the Inter-Agency Committee (IAC) on Executive Order No. 1016 (25 March 1985) are attached for your reference.

The IAC on E.O. 1016 is composed of a representative from the Department of Trade and Industry as Chairman, and representatives of the Department of Finance, Department of Budget and Management, Bangko Sentral ng Pilipinas, and the National Economic and Development Authority, as members.

The IAC is mandated to promulgate the necessary rules and regulations for the clearance requirements in the export of products from the Philippines. The revisions in the list were submitted by the concerned Commodity Agencies to have their export requirements publicly approved or made official.

By virtue of Presidential Decree No. 930 and Executive Order No. 1016 (copies attached) all inspection, commodity and export clearance requirements on the Philippine commodity exports are hereby dispensed with, except the following:

1. those required as a result of the existence of import quotas in other countries;
2. those covering items which are banned for exports;
3. those covering exports of logs, copper, and coffee; and
4. those covered by international agreements to which the Philippines is a signatory.

For your appropriate action.

Very truly yours,

SENEN M. PERLADA
Director

Bureau of Customs
Port Operations Service
Export Coordination Division
Received by: _____
Date: _____ Time: _____

Encl.: a/s

Enabling Business, Empowering Consumers



Inter-Agency Committee (IAC) on Executive Order No. 1016
Resolution No. 01, s. 2016

RESOLUTION

"Approving the List of Prohibited and Regulated Products for Exports (December 2016 edition) referred to as Annex A of the Revised Rules and Regulations Implementing Presidential Decree No. 930 as well as Section 4 of the Rules and Regulations Implementing Executive Order No. 1016"

WHEREAS, Presidential Decree No. 930 (13 May 1976) simplified the export procedures and documentation by realigning functions of certain government offices/agencies involved in processing export documents, by authorizing the issuance of periodic clearances, by adoption of standardized export documents, and for other purposes;

WHEREAS, pursuant to Section 2 of Presidential Decree No. 930, a Revised Rules and Regulations were promulgated for the compliance, guidance and information of all concerned agencies. Included therein, as Annex A, is the List of Prohibited and Regulated Products for Exports.

WHEREAS, Executive Order No. 1016 (25 March 1985) withdrew the inspection, commodity and export clearance requirements on Philippine Exports. It created an Inter-Agency Committee (IAC) composed of a representative of the Department of Trade and Industry (formerly Ministry of Trade and Industry) as chairman, and representatives of the Department of Finance (formerly Ministry of Finance), Department of Budget and Management (formerly Ministry of Budget), Bangko Sentral ng Pilipinas (formerly Central Bank), and the National Economic and Development Authority as members. The IAC shall promulgate the necessary rules and regulations to effectively implement the provisions of said executive order;

WHEREAS, pursuant to Section 3 of Executive Order No. 1016, Revised Rules and Regulations were promulgated for the compliance, guidance and information of all concerned agencies;

WHEREAS, Section 4, Rule II of the Revised Rules and Regulations Implementing Presidential Decree No. 930, provided that no new products shall be added to Annex A, without prior approval of the Inter-Agency Committee (IAC) on E.O. 1016. Further, Section 3 of Rule III required that no new export clearances shall be imposed without the prior approval of the IAC on E.O. 1016;

WHEREAS, in adherence to the provisions of the aforementioned decree and executive order and to regularly update the List of Prohibited and Regulated Products for Exports, the IAC convened and reviewed the approved December 2014 edition of the list and deliberated on the proposed updates from concerned commodity agencies taking into account the product specifications, justifications and legal bases;

WHEREAS, in accordance with the provisions of the Implementing Rules and Regulations of the aforementioned presidential decree, the IAC conducted the annual review of the said List on August 31, 2016;

NOW, THEREFORE BE IT RESOLVED, that the Inter-Agency Committee on E.O. 1016 approves and adopts the List of Prohibited and Regulated Products for Exports - December 2016 Edition (Annex A of this Resolution).

AND, BE IT FURTHER RESOLVED, that the Secretariat of the Inter-Agency Committee on E.O. 1016 furnishes the Bureau of Customs (BoC), concerned Commodity Agencies, all exporters' organizations with the List of Prohibited and Regulated Products for Exports - December 2016 Edition.

Approved this ___th day of December 2016.


Inter-Agency Committee (IAC) on Executive Order No. 1016 :

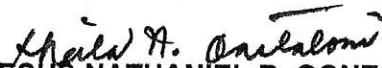

LAURA B. PASCUA
Undersecretary


Department of Budget and Management
Member


ROSEMARIE G. EDILLON
Acting Deputy Director General

National Economic and Development Authority
Member *du*


WILHELMINA C. MAÑALAC
Managing Director
Bangko Sentral ng Pilipinas
Member


JESUS NATHANIEL B. GONZALES
Director IV, Legal Affairs Office
Department of Finance
Member


NORA K. TERRADO
Undersecretary
Department of Trade and Industry
Chairperson



SUMMARY OF CHANGES FROM THE 2014 LIST TO THE LIST OF PROHIBITED AND REGULATED FOR EXPORT AS OF DECEMBER 2016

- Updates by the Forest Management Bureau:
 1. Added the *DENR Administrative Order No. 1988-33 "Regulations Governing the Exportation of Lumber and Plantation Logs"* (6 May 1988) as legal basis for the regulated product "Lumber, logs, poles, piles, log core and flitches/railroad ties produced from planted trees both whether from forestlands and private lands."
 2. Added the words "*into desired sizes*" for category b. of the prohibited product "Raw Rattans".
 3. Added the words "*and lumber produced from premium hardwood and prohibited species*" for the prohibited product "Lumber, logs, poles, piles, log core and flitches/railroad ties produced from planted trees both whether from forestlands and private lands" and the listing for the names of the species. Also added is the "*DENR Administrative Order No. 1988-33*" as legal basis for the prohibition of the products.
- Bangko Sentral's increase of unregulated cross border transfer of local and foreign currencies from PhP10,000 to PhP50,000.
- PNP-FEO revised list of Controlled Chemicals provided by Ms. Emma Mijares of the Export Development Council (EDC).

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
Division of Sentral ng Pangkalahatang Pagsasagana (BSP)	1	Gold from small-scale mining, including panned gold	R. A. No. 7076 "People's Small-Scale Mining Act of 1991", Section 17 (June 27, 1991).	1	Legal tender Philippine notes and coins, checks, money order and other bills of exchange drawn in pesos against banks operating in the Philippines in an amount exceeding PPHP50,000.00.	<ul style="list-style-type: none"> Manual of Regulations on Foreign Exchange Transactions issued under Circular No. 645 (13 February 2009), as amended, Section 4(1) Cross-Border Transfer of Local and Foreign Currencies.
Division of Investments (BOI)				2	Copper concentrates	<ul style="list-style-type: none"> Letter of Instruction No. 1387 (February 21, 1984)
Division of Animal Industry (BAI)				3	Live animals whether domestic or wild (exotic or indigenous) animals which may be food producing, companion, aquatic, laboratory including birds, worms, bees and butterflies, its products and by-products, veterinary feed premixes and biologics, laboratory specimen of animal origin, feeds and feed ingredients that may be carriers of communicable animal diseases.	<ul style="list-style-type: none"> CODEX and World Organization for Animal Health. R. A. No. 9296 "The Meat Inspection Code of the Philippines" (May 12, 2004), Sections 28 and 29; E. O. No. 338 series of 2001 "Restructuring the Department of Agriculture, Providing Funds therefore, and for other purposes (January 10, 2001); E. O. No. 292 "Administrative Code of

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BAI				3		1987" (July 25, 1987) Title IV, Chapter IV, Section 18. • DA A.O. No. 9, serie of 2010 "Department Agriculture Administrative Order 08, series of 2009, as Amended" (April 12, 2009) • DA A.O. No. 14, serie of 2012 "Promoting th Development of Apiculture or Honeybe Industry including its Official Controls and Regulatory Requirem under the Bureau of Animal Industry" (Mar 29, 2012)
Bureau of Fisheries and Aquatic Resources (BFAR)	2	Humphead wrasse or Napoleon wrasse "Mamang" (<i>Cheilinus undulatus</i>)	• Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) Appendix II, (12 January 2005 – Cop13, Bangkok);	4	All fish and fishery/aquatic products (live, fresh, dried and/or processed, frozen and chilled)	4 • R. A. No. 8550 "The Philippine Fisheries Code of 1998 "Section 61(d) (February 25, 1998); Fisheries Administrative Order (FAO) No. 210 (May 2 2001)
	3	Live Mud crab "Alimango" (<i>Scylla serrata</i>), carapara	• R. A. No. 8550 "The	5	Live Mud crab	5 • P.D. No. 704, as

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
	3	length of less than 10 cm and weight of less than 200 grams.	<ul style="list-style-type: none"> Philippine Fisheries Code of 1998" Section 61(d) and 97 (February 25, 1998). Presidential Decree (P.D.) No. 704 "Fisheries Decree of 1975" as amended, Sections 4, 7 and 18 (May 16, 1975); FAO No. 162 (November 6, 1986); FAO No. 210 (May 27, 2001). 	5	"Alimango" (<i>Scylla serrata</i>), carapace length of 10 cm or over and weight of 200 grams or over.	<ul style="list-style-type: none"> amended "Revising and Consolidating All Laws and Decrees Affecting Fishing and Fisheries" (May 16, 1975, As amended by P.D. No. 1015 dated September 22, 1976; further amended by P.D. No. 1058; further amended by P.D. No. 1819 dated January 16, 1981) FAO No. 162 (November 6, 1986) FAO No. 210 (May 27, 2001)
	4	Live Shrimps and Prawns – spawner, breeder, eggs and fry.	<ul style="list-style-type: none"> R. A. No. 8550 Section 61(b) 	6	Marine wildlife species: Seasnakes: live, skin or products from the skin or meat.	<ul style="list-style-type: none"> Act No. 4003 "Fisheries Act" as amended, Section 4 (December 5, 1932) R.A. No. 3512 "An Act Creating a Fisheries Commission defining its powers, Duties and Functions, and appropriating funds therefore." (March 20, 1963)
	5.	Marine wildlife species: 5.1. All Corals	<ul style="list-style-type: none"> R. A. No. 8550 Section 61(b) 5.1. CITES Appendices II & III; R. A. No. 8550 Sections 91 and 97 FAO No. 202 (August 14, 2000) 			

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BFAR	5	<p>5.2. All Seahorses (Hippocampus spp.)</p> <p>5.3. Coconut Crab (Birgus latro)</p> <p>5.4. Dogfaced water snake (Cerberus rhynchops)</p> <p>5.5. Elasmobranch and Sharks:</p> <p>5.5.1. Manta ray "Pagi" (<i>Manta birostris</i>), whether dead or alive, in any state or form, whether raw or processed</p>	<p>5.2. • CITES Appendix II (15 May 2004 – CoP12, Chile);</p> <p>• R. A. No. 8550 Section 97 (February 25, 1998).</p> <p>5.3. • R. A. No. 8550 Sections 11 and 97 (February 25, 1998);</p> <p>• FAO No. 208 (May 17, 2001).</p> <p>5.4. • CITES Appendix III (13 February 1984, India);</p> <p>• R. A. No. 8550 Sections 11 and 97 (February 25, 1998);</p> <p>5.5. • R. A. No. 8550 (February 25, 1998).</p> <p>• FAO No. 208 (May 17, 2001).</p> <p>5.5.1 • R. A. No. 8550 Sections 65 and 107 (February 25, 1998);</p> <p>• FAO No. 193 (March 27, 1998).</p>	7	<p>Shells:</p> <p>7.1. Black lip pearl "Concha negra" (<i>Pinctada margaritifera</i>), Minimum size is 11 cm, maximum outside long axis measurement, taken at right angle to the base. Undersized not allowed for harvest.</p> <p>7.2. Gold lip pearl "Concha blanca" (<i>Pinctada maxima</i>), Minimum size is 19 cm, maximum outside long axis measurement, taken at right angle to the base. Undersized not allowed for harvest.</p> <p>7.3. Semi-finished or Semi-processed Capiz shells "Kapis", 8 cm or over in diameter measured from the base perpendicular towards the top edge of the shell, undersized shell not</p>	<p>• FAO No. 69 (December 3, 1963)</p> <p>7 • Act No. 4003 Sect 4 (December 5, 1932;</p> <p>• Fish and Game Administrative Order (FGAO) No. 11 (September 2, 1935)</p> <p>7.3 • R. A. No. 8550 Section 61(d) (February 25, 1998)</p> <p>• FAO No. 210 (May 2001)</p> <p>• FAO No. 157,</p>

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
	5	5.5.2. Great white shark "Pating" (Carcharodon carcharias) 5.5.3. Whaleshark "Butanding" (Rhincodon typus), whether dead or alive, in any state or form, whether raw or processed	5.5.2 • CITES Appendix II, (January 12, 2005 - CoP13, Bangkok); 5.5.3. • CITES Appendix II (13 February 2003 - CoP12, Chile); • FAO No. 193 (March 27, 1998).		allowed for harvest. 7.4. Hirose shell "Babae" (<i>Trochus noduliferus</i>), Minimum size is 5 cm across the least diameter of the base, taken at right angles to the axis. 7.5. Rough top shell or trochus shell "Simong; trocha rough variety" (<i>Trochus maximus</i>) Minimum size is 7.5 cm across the least diameter of the base, measured at right angles to the axis	Section 3 (June 13, 1986). 7.4 • FGAO No. 11 (September 2, 1935) 7.5 • FGAO No. 11 (September 2, 1935)
6		5.5.4. All sawfishes (<i>Pristidae</i>) 5.6. Marine Mammals/Cetaceans (whales, dolphins, porpoises)	5.5.4. • CITES Appendix I, except <i>Pristis microdon</i> ; <i>Pristis microdon</i> listed under CITES Appendix II, (effective September 13, 2007 - CoP 14, The Hague, Netherlands); 5.6. • CITES Appendices I & II; • R. A. No. 8550 Sections 11 and 97 (February 25, 1998); • FAO No. 208 (May 17, 2001) 6. • R. A. No. 8550 Section 61(b) (February 25, 1998);			
		Milkfish "Bangus" fry, Full grown Milkfish, Mother Bangus "Sabalo", Milkfish fingerling (not less than 25 mm but not more than 100 mm) (<i>Chanos chanos</i>)				

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BFAR	6	<p>7.1. Helmet Shells (<i>Cassis cornuta</i>)</p> <p>7.2. Semi-finished or Semi-processed Capiz shells "Kapis", less than 8 cm in diameter measured from the base perpendicular towards the top edge of the shell</p> <p>7.3. Live specimens, raw shells, meat and by-products of Giant Clams under the family Tridacnidae:</p> <p>True giant clams (<i>Tridacna Gigas</i>)</p>	<ul style="list-style-type: none"> • P.D. No. 704, as amended, "Fisheries Decree of 1975", Sections 4, 7 and 18 (May 16, 1975); • FAO No. 173 (February 5, 1991). 7. • P.D. No. 704, as amended, "Fisheries Decree of 1975" Sections 4 and 7 (May 16, 1975); 7.1. FAO No. 158 (September 17, 1986) 7.2. FAO No. 157 Section 3 (June 13, 1986) 			
	7	<p>7.3. Live specimens, raw shells, meat and by-products of Giant Clams under the family Tridacnidae:</p> <p>True giant clams (<i>Tridacna Gigas</i>)</p>	<ul style="list-style-type: none"> 7.3 • CITES Appendix II (29 July 1983) • R. A. No. 8550 Sections 11 and 97 (February 25, 1998); • FAO No. 208 (May 17, 			

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
	7	Smooth giant clam (<i>Tridacna Derasa</i>) Fluted or Scaly giant clam (<i>Tridacna Squamosa</i>) Elongated giant clam (<i>Tridacna Maxima</i>) Boring or Crocus clam (<i>Tridacna Crocea</i>) Strawberry or Horse's hoof clam (<i>Hippopus hippopus</i>) China or porcelain clam (<i>Tridacna Porcellanus</i>) 7.4. Angel wing shell (<i>Barnea manilensis</i>) 7.5. Beck's cowrie (<i>Cypraea beckii</i>) 7.6. Bent cerith (<i>Clypeomorus aduncus</i>)	2001); 7.4. • R. A. No. 8550 Sections 11 and 97 (February 25, 1998); • FAO No. 208 (May 17, 2001) 7.5. Same 7.6. Same			

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BFAR	7	7.7. Bullmouth helmet (<i>Cypraeocassis rufa</i>)	7.7. Same			
		7.8. Children's cowrie (<i>Cypraea childreni</i>)	7.8. Same			
		7.9. Club-shaped boring clam (<i>Eufistulana mumia</i>)	7.9. Same			
		7.10. Dance volva (<i>Phenacovolva dancei</i>)	7.10. Same			
		7.11. Deep sea cap (<i>Mallivium lissus</i>)	7.11. Same			
		7.12. Giant morum (<i>Morum grande</i>)	7.12. Same			
		7.13. Girgyllus star shell (<i>Bolma girgyllus</i>)	7.13. Same			
		7.14. Golden cowrie (<i>Cypraea aurantium</i>)	7.14. Same			
		7.15. Great spotted cowrie (<i>Cypraea guttata</i>)	7.15. Same			
		7.16. Green snail (<i>Turbo marmoratus</i>)	7.16. Same			
		7.17. Katsue's cowrie (<i>Cypraea katsuae</i>)	7.17. Same			

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
R	7	7.18. Kurzi's morum (<i>Morum kurzi</i>)	7.18. Same			
		7.19. Marie's cowrie (<i>Cypraea mariae</i>)	7.19. Same			
		7.20. Martin's tibia (<i>Tibia martinii</i>)	7.20. Same			
		7.21. Martin's cowrie (<i>Cypraea martinii</i>)	7.21. Same			
		7.22. Network beak shell (<i>Varicospira crispata</i>)	7.22. Same			
		7.23. Porter's cowrie (<i>Cypraea porterii</i>)	7.23. Same			
		7.24. Prince cowrie (<i>Cypraea valentia</i>)	7.24. Same			
		7.25. Recluzia snail (<i>Recluzea lutea</i>)	7.25. Same			
		7.26. Saul's cowrie (<i>Cypraea saulae</i>)	7.26. Same			
		7.27. Smooth bonnet (<i>Phalium glabratum glabratum</i>)	7.27. Same			
		7.28. Smooth top shell (<i>Trochus niloticus</i>)	7.28. Same			

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Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BFAR	7	<p>7.29. Smudged moon scallop (<i>Amusium obliteratum</i>)</p> <p>7.30. Teramachi's cowrie (<i>Cypraea teramachii</i>)</p> <p>7.31. Thersite stromb (<i>Strombus thersites</i>)</p> <p>7.32. True separatisa (<i>Separatisa blainvilliana</i>)</p> <p>7.33. Triton or Charonia or trumpet shells (<i>Charonia tritonis</i>)</p> <p>7.34. Watson's morum (<i>Morum watsoni</i>)</p> <p>7.35. White toothed cowrie (<i>Cypraea leucodon</i>)</p> <p>7.36. Myville's bonnet (<i>Phalium coronadoi myvillei</i>)</p>	<p>7.29. Same</p> <p>7.30. Same</p> <p>7.31. Same</p> <p>7.32. Same</p> <p>7.33. FAO 158 (September 17, 1986)</p> <p>7.34. • R. A. No. 8550 "The Philippine Fisheries Code of 1998" Sections 11 and 97 (February 25, 1998); • FAO No. 208 (May 17, 2001)</p> <p>7.35. Same</p> <p>7.36. Same</p>			

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Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
2	8	"Eivers" or Eel fry and fingerlings under Family Anguillidae, 15 cm or less in length	3. • R. A. No. 8550 "The Philippine Fisheries Code of 1998" Sections 61(b), 99 and 107 (February 25, 1998); • FAO No. 242 (April 10, 2012)			
Bureau of Plant Industry (BPI)	9	Saba banana (<i>Musa paradisiaca</i>) planting materials	9. • BPI Quarantine Administrative Order No. 4, Series of 2005 "Amendment to BPI Quarantine Administrative Order No. 2, Series of 2005, Entitled Prohibition of Exports of Saba Banana (<i>Musa paradisiaca</i>) planting materials from the Philippines".	8	All plants, planting materials and plant products; pest specimen; including wood packaging materials capable of harboring plant pests.	• Executive Order No. 292, Series of 1987; Presidential Decree No. 1433 as amended "Promulgating the Plant Quarantine Law of 1978, thereby revising and consolidating existing Plant Quarantine Laws, to further improve and strengthen the Plant Quarantine Service of the Bureau of Plant Industry" Section 17 (June 10, 1978) • BPI Quarantine Administrative Order No. 1, Series of 1981 • Phytosanitary Measures No. 15 "Guidelines for Regulating Wood Packaging Material in International Trade" • DA and BPI

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Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BPI				8		Memorandum Circulars Specific Protocols for Export of Agricultural Products.
Environmental Management Bureau (EMB)				9	Used Lead Acid Battery (ULAB)	<ul style="list-style-type: none"> Basel Convention on the Control of Trans-boundary Movement of Hazardous Wastes and their Disposal, particular-ly Annex V List A (A1160 - waste lead-acid batteries, whole or crushed) Republic Act No. 69 "Toxic Substances Hazardous and Nuclear Wastes Control Act of 1990" Sections 2 & 3 (October 26, 1990).
Philippine Fiber Industry Development Authority (PhilFIDA)	10	Abaca and Ramie Seeds, Seedlings, Suckers and Root Stocks; Buri Seeds and Seedlings; and Buntal Fibers	10. • Republic Act No. 4666 "An Act prohibiting the exportation of Fibers (Buntal) or Filaments of the Plant commonly known as "Buri" or seeds or seedlings thereof, repealing for this purpose Commonwealth Act Numbered Five Hundred Eighty-Five and Republic			

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As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
Arms and Ammunitions Division, Philippine National Police (PNP-FEO)	10		<ul style="list-style-type: none"> Act Numbered Three Hundred Nineteen" (June 18, 1966); R.A. No. 925 "An Act amending Act Numbered Thirty-Two Hundred Fifty-One, entitled "An Act to Prohibit the Exportation to Foreign Countries of Seeds of Abaca and its derivatives" (June 20, 1953); Department of Agriculture and Food Administrative Order No. 14, s. 1986. 	10	<ul style="list-style-type: none"> 10.1. Firearms and Ammunitions: 10.1.1. Major Parts of Firearms (Barrel, Slide, Frame 10.1.2. Riflescopes, sniper scopes, and other firearm accessories 10.2. Explosives: 10.2.1. Explosives and Explosives Ingredients 	<ul style="list-style-type: none"> R.A. 10591 "An Act Providing for the Comprehensive Law on Firearms and Ammunition and Providing Penalties for Violations Thereof" (May 29, 2013) R.A. 9516 (December 22, 2008) "An Act further amending the provisions of P.D. No. 1866, as amended, entitled Codifying the laws on illegal/unlawful

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
PNP-FEO				10	10.2.2. Firecrackers and Pyrotechnics 10.2.3. Controlled Chemicals (Chemicals Explosives and Chemicals ingredients to Explosives) see ANNEXES "1" & "2".	possession, manufacture, dealing acquisition or disposal of firearms, ammunition or explosives or instruments used in the manufacture of firearms ammunition or explosives, and imposing stiffer penal for certain violations thereof, and for other relevant purposes." • E.O. No. 522 (June 1992) "Amending Executive Order No. 1 Series of 1967, Prescribing rules and regulations for the control and supervision of the importation, sale and possession of chemicals used as ingredients in the manufacture of explosives and for other purposes."
Forest Management Bureau (FMB)	11	Mangrove "Bakawan"	11. • R. A. No. 7161"An Act incorporating certain sections of the National Internal Revenue Code	11	Lumber, logs, poles, piles, log core and fitches/railroad ties produced from planted	11 • P.D. No. 705 "Forestry Reform Code of the Philippines" (May19, 1975)

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
	11		<p>of 1977, as amended, to Presidential decree No. 705, as amended, otherwise known as the "Revised Forestry Code of the Philippines", and providing amendments thereto by increasing the forest charges on timber and other products." Section 4. (October 10, 1991).</p>		<p>trees from both the forestlands and private lands.</p>	<p>• DENR Administrative Order No. 1988-33 "Regulations Governing the Exportation of Lumber and Plantation Logs" (6 May 1988)</p>
	12	<p>Monkey pod "Acacia" or Raintree (Samanea saman)</p>	<p>2 • DAO No. 1987-78 entitled "Interim Guidelines on the Cutting/Gathering of Narra and Other Premium Hardwood Species", Section 3.3.</p>			
	13	<p>Raw Rattan including poles as follows: a. Rattan poles that have not undergone any processing or manufacturing; b. Rattan poles that have been cut into desired sizes; and c. Rattan poles that have undergone application of preservatives.</p>	<p>3 • DAO No. 1989-04 entitled "Revised Regulations Governing Rattan Resources", Section 46.4.</p>			
	14	<p>14.1. Round logs, poles and piles including log core and fitches/railroad ties produced from</p>	<p>14.1. • Executive Order No. 23 "Mortatorium on the cutting and harvesting of timber in the natural and</p>			

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
FMB	14	<p>naturally grown trees both from the forestlands and private lands; and</p> <p>14.2. Lumber, boules or any other semi-finished products produced from premium hardwood and prohibited species</p> <p>Premium Hardwood and Prohibited Species:</p> <p>Narra (<i>Pterocarpus indicus</i>) Molave (<i>Vitex Parviflora</i>) Dao (<i>Dracontomelon dao</i>) Kamagong (<i>Diospyros blancoi</i>) Ipil (<i>Instia bijuga</i>) Akle (<i>Albizia acle</i>) Apanit (<i>Mastixia philippinensis</i>) Banuyo (<i>Wallaceodendron celebicum</i>) Batikuling (<i>Litsea</i></p>	<p>residual forests" (1 February 2011)</p> <p>• DENR Administrative Order No. 1988-33 "Regulations Governing the Exportation of Lumber and Plantation Logs" (6 May 1988)</p> <p>14.2. • DAO No. 78, s. 1987 "Interim Guidelines on the cutting/gathering of Narra and Other Premium Hardwood Species" (28 December 1987)</p> <p>• DENR Administrative Order No. 1988-33 "Regulations Governing the Exportation of Lumber and Plantation Logs" (6 May 1988)</p>			

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases	
Division of Plant Industry (MGB)	14	<i>leytensis</i> <i>Betis</i> (<i>Madhuca betis</i>) <i>Bolong eta</i> (<i>Diospyros pilosanthera</i>) <i>Kalantas</i> (<i>Toona calantas</i>) <i>Lanete</i> (<i>Wrightia pubescens</i> subsp. <i>Laniti</i>) <i>Lumbayao</i> (<i>Heretiera javanica</i>) <i>Sanglio</i> (<i>Pistacia chinensis</i>) <i>Supa</i> (<i>Sindora supa</i>) <i>Tindalo</i> (<i>Alzella rhomboidea</i>) <i>Teak</i> (<i>Tectona philippinensis</i> / <i>Tectona grandis</i>) <i>Manggis</i> (<i>Koompassia excelisa</i>)					
Division of Plant Industry (MGB)	12	Coffee		13	Crushed and/or sized sand gravel and/or other unconsolidated materials.	• International Coffee Agreement (ICA 2007), Article 33. • DENR Administrative Order No. 2008-20 (September 4, 2008),	
Division of Plant Industry (MGB)	13					13. • R.A. No. 7942 "Philippine Mining Act of 1995" (March 3, 1995)	

List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
MGB						
				14	Iron, manganese and/or chromium ore(s), whether unprocessed or processed.	DENR Memorandum Order Nos. 2008-04 (November 27, 2008), 2009-01 (January 30, 2009) and 2010-07 (June 29, 2010)
				15	Mine wastes and/or mill tailings	15. Same
				16	Unprocessed, raw or run-of-mine mineral(s) of ore(s).	16. Same
National Food Authority (NFA)				17	Strains and grain by-products.	• P. D. No. 4 "National Grains Authority Act" (September 26, 1972)
National Museum (NM)				18	Cultural properties such as archaeological materials, traditional ethnographic materials, antiques, historical relics, Natural History specimens (holotypes, endangered, irreplaceable specimens, fossils).	• R. A. No. 10066 "National Cultural Heritage Act of 2009", Article VI, Section 23 (March 26 2010); • R. A. No. 8492 "National Museum Act of 1998" (February 12, 1998); • R. A. No. 4846

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List of Prohibited and Regulated Products for Export

As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
Media (MB)				18		"Cultural Properties Preservation and Protection Act" as amended by Presidential Decree No. 374, and RR - Rule IV - Exportation and Importation of Cultural Properties (June 18, 1966)
				19	Optical and magnetic media, its manufacturing equipment, parts and accessories and manufacturing materials.	• R. A. No. 9239 "Optical Media Act of 2003" (February 10, 2004)
City (BMB) (PAWB)	15	Stalacites and stalagmites	15. • R. A. No. 9072 "National Caves and Cave Resources Management and Protection Act" (April 8, 2001)	20	Terrestrial wildlife species whether live, preserved/ stuffed to include its by-products & derivatives	20. • Republic Act No. 9147 "Wildlife Resources Conservation and Protection Act of 2001" (July 30, 2001) and Joint DENR-DA-PCSD Administrative Order No. 01, Series of 2004 (May 18, 2004)
	16	Terrestrial wildlife species whether live, stuffed or by-products that were taken from the wild: 16.1. Fauna to include the following among others: 16.1.1. Aves: Hornbills	16.1. • CITES Appendix I ; R. A. No. 9147 "Wildlife Resources Conservation and Protection Act of 2001" (July 30, 2001) and DENR Administrative Order No. 2004-15 "Establishing the List of Terrestrial threatened species and their categories, and the List of other wildlife		20.1. Fauna species produced in breeding farms for commercial purposes to include the following among others: 20.1.1. Aves: Amethyst Fruit Dove Banded Rail Black naped Oriole Black naped Monarch	• DENR Administrative Order No. 2004-55 (August 31, 2004) • Republic Act No. 9147 "Wildlife Resources Conservation

List of Prohibited and Regulated Products for Export

As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BMB	16	<p>Nicobar Pigeon Philippine Eagle Streak-breasted Bulbul Negros Bleeding Heart Negros Stripped Babbler</p> <p>16.1.2. Mammal: Tamaraw Dugong Visayan Spotted Deer Visayan Warty Pig Calamian Deer</p> <p>16.1.3. Reptiles: Philippine Crocodile Saltwater Crocodile Marine Turtles Monitor Lizard</p> <p>16.2. Flora to include the following among others: Ladys' Slipper Orchids Cycas wadei Pitcher plant (Nepenthes sp) Vanda sanderiana Igem-dagat Jade vine Rafflesia Staghorn Fern Tree Fern Dao</p>	<p>species pursuant to Republic Act no. 9147, otherwise known as the Wildlife Resources Conservation and Protection Act of 2001" (May 22, 2004)</p> <p>16.2. R.A. No. 9147 and DENR Administrative Order No. 2007-01 (Jan. 22, 2007)</p>	20	<p>Bleeding heart pigeons Blue-tailed Bee-Eater Button Quails Crested Mynah Lovebirds Finches Green-winged Dove Hanging Parakeet Java Sparrows Kingfishers Painted Quail Parrots Philippine Starlings Philippine White-eye Pink-necked Green Pigeon Quiabero Slender-billed cuckoo Tree Sparrow White-eared brown Dove</p> <p>20.1.2. Mammals: Cloud Rats Philippine monkeys Tarsier Skunk</p> <p>20.1.3. Reptiles: Gecko Land Turtles Monitor Lizards</p>	<p>and Protection Act of 2001" (July 30, 2001) and Administrative Order No. 2007-01 (January 22, 2007)</p> <p>• CITES Appendix II and III list of Fauna and Flora</p>

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List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
	16	Yakal Narra Molave 16.3. Exotic Wildlife Species found in Appendix 1 of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) to include the following among others: 16.3.1. Fauna: Buffon Macaw Scarlet Macaw Black Palm Cockatoo Great Hornbill Hyacinth Macaw 16.3.2. Flora: Dendrobium cruentum Renanthera imschootiana Vanda coerulea 16.3.3. Insects to include the following among others: Birdwing butterflies	16.3 CITES Appendix I list of Fauna and Flora (http://www.cites.org)	20	Sailfin Lizards 20.1.4. Amphibians: Frogs- live, skin, or products from the skin or meat 20.2. Flora/plant species produced in nurseries/ farms and orchidaria to include the following among others: Agar wood Orchids, all species (except those in App. 1) Big leaf Mahogany Cactus Cycas Tree Ferns 20.3. Exotic Fauna and Flora found in CITES Appendix II and to include the following among others: 20.3.1. Aves: Conures Macaw Parrots Pigeons	

List of Prohibited and Regulated Products for Export

As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
BMB	16	Swallowtail butterflies		20	20.3.2. Insects: All Butterflies (except those listed in App. I)	
Philippine Coconut Authority (PCA)	17	Matured Coconuts and Coconut seedlings Continuation of Matured Coconuts and Coconut seedlings	<ul style="list-style-type: none"> • R. A. No. 1145 "An Act Creating the Philippine Coconut Administration" (June 17, 1954); • P. D. No. 1644 "Granting Additional Powers to PCA" (October 4, 1979); • PCA Board Resolution No. 053-2011 (16 June 2011) • P. D. No. 232 "Creating a Philippine Coconut Authority" Section 3.e (June 30, 1973) as amended by P. D. 1468 "Revised Coconut Industry Code" (June 11, 1978). 			
Philippine Nuclear Research Institute (PNRI)				21	21.1 Nuclear and Radioactive Materials; "Devices incorporating radioactive materials" 21.2 Nuclear related dual use items	21.1. •R.A. No. 2067 "Science Act of 1958" (June 1, 1958) as amended by R.A. 3589 "An Act Amending Republic Act No. 2067 Modifying the National Science Development board, National Institute

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List of Prohibited and Regulated Products for Export
As of December 2016

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
Air Regulatory Administration				21		<ul style="list-style-type: none"> of Science and Technology, and the Philippine Atomic Energy Commission, Extending Tax Exemption, Privileges on Grants, Requests and Donations for Scientific Purposes to Private Educational Institutions, and for other purposes" (June 22, 1963)
				22	All sugarcane-based sugar (such as raw sugar, white sugar, muscovado) and Molasses	<ul style="list-style-type: none"> • R.A. No. 5207 "Atomic Energy Regulatory and Liability Act of 1968" (June 15, 1968), as amended by P.D. No. 1484 (June 11, 1978) • E.O. No. 128 (January 30, 1987) "Reorganizing the National Science and Technology Authority" E.O. No. 18 "Creating A Sugar Regulatory Administration" (May 28, 1986)

Nothing follows.

Consolidated List of Prohibited and Regulated Products for Export
Explosives Management Division, Firearms and Explosives Office

ANNEX 1

Office	No.	Prohibited Products	Legal Bases	No.	Regulated Products	Legal Bases
Explosives Management Division, Firearms and Explosives Office, Civil Security Group, Philippine National Police	1			1	Chemicals-Explosives BEANHOLE CONNECTOR	Republic Act No. 9516 dated December 22, 2008 "An act further amending the provisions of Presidential Decree No. 1586, as amended, entitled codifying the laws on illegal/unlawful possession, manufacture, dealing in, acquisition or disposition of firearms, ammunition or explosives or instruments used in the manufacture of firearms, ammunition or explosives, and imposing stiffer penalties for certain violations thereof, and for other relevant purposes."
				2	C-4 EXPLOSIVES	
				3	CONNECTORS	
				4	DETONATING CORD	
				5	DETONATING FUSE	
				6	DETONATING RELAY	
				7	DINITROTOLUENE	
				8	EMULSION BLASTING AGENT	
				9	ELEC DETONATORS	
				10	EMULSION MATRIX	
				11	EMULSION	
				12	EMULTE/SLURRY	
				13	FUSE LIGHTER	
				14	HDF PRIMERS	
				15	HANDGRENADES	
				16	IGNITER CONNECTOR	
				17	IGNITER FUSE	
				18	IGNITER (THERMIT)	
				19	LEAD CUP	
				20	MS DELAY DET	
				21	NON ELEC BLASTING CAPS	
				22	NON ELECTRIC DETS	
				23	ORD BLASTING CONFRACTOR	
				24	POWER CHARGE	
				25	POWER CHARGE STARTER	
				26	PIPE CUTTER	
				27	PRIMACORD	
				28	PRIMER	
				29	SAFETY FUSE	
				30	SIDEWINDER	
				31	SLURRY	
				32	SPITTERCONNECTOR	

33	SPLITTERCORD			
34	5 1/2 STICK 4 HSC PML			
35	THERMALITE CONNECTOR			
36	TIMER FUSE			
37	ANFO			
38	DETONATOR			
39	DYNAMITE			
40	ELECTRIC BLASTING CAP			
41	IGNITER CORD			
42	NIT PRIMERS			
43	NITRAMON			
44	ORDINARY BLASTING CAP			
45	PRIMACCORD			
46	PRIMERS			
47	SAFETY FUSE			
48	SLURRY			
	Chemicals- Accessories			
1	GR CST CARTRIDGES			
2	GR CST CARTRIDGES			
3	GR HT			
4	13.5 GR HT			
5	1-11/16 CERAMIC			
6	2-1/8 CERAMIC CHARGES			
7	3-1/8 CERAMIC CHARGES			
8	ALIGNMENT SLEEVES			
9	AMP CARTRIDGES			
10	BAG SMOKE			
11	BAKER BOOSTER			
12	BAKER CHARGES			
13	BAKER IGNITER			
14	BACK-OFF BOOSTER			
15	BOUY SMOKE			
16	6.8/18M CARTRIDGE			
17	CHARGE BOOSTER CASING GUN			
18	CHARGE BOOSTER			
19	COMPOSITION 4			

Republic Act No. 9516 dated December 22, 2008 "An act further amending the provisions of Presidential Decree No. 1866, as amended, entitled codifying the laws on illegal/unlawful possession, manufacture, dealing in, acquisition or disposition of firearms, ammunition or explosives or instruments used in the manufacture of firearms, ammunition or explosives, and imposing stiffer penalties for certain violations thereof, and for other relevant purposes."

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	83	TEAR GAS PRODUCTS
	84	THEATRICAL EFFECTS (ASSORTED)
	85	UNION C79
	86	WATER PROOF BLAST CAPS
	87	WIND PROOF MATCHES
	88	CONNECTOR
	89	DETONATING CORD
	90	DETONATING FUSE
	91	FUSE LIGHTER
	92	NON ELECTRIC DETONATOR
	93	SPITTER CONNECTOR
	CONTROLLED CHEMICALS	
	Please see Annex "2"	
		Executive Order No 522 dated June 26, 1992 "Amending Executive Order No. 60 series of 1967, Prescribing rules and regulations for the control and supervision of the importation, sale and possession of chemicals used as ingredients in the manufacture of explosives and for other purposes."

ANNEX 2
LIST OF CONTROLLED CHEMICALS

1. The following are the list of controlled chemicals:

a. HIGH-RISK CONTROLLED CHEMICALS:

No.	Chemical Name	Chemical Formula	CAS Number
1	Ammonium Cerium (IV) Nitrate	$Ce(NH_4)_2(NO_3)_6$	16774-21-3
2	Ammonium Nitrate	$(NH_4)(NO_3)$	6484-52-2
3	Fertilizer containing $\geq 70\%$ Ammonium Nitrate		
4	Ammonium perchlorate	NH_4ClO_4	14787-73-0
5	Calcium Nitrate	$Ca(NO_3)_2$	10124-37-5
6	Guanidinium Nitrate	$CH_6N_4O_3$	506-93-4
7	Hydrogen Peroxide, $> 52\%$	H_2O_2	7722-84-1
8	Magnesium Perchlorate	$Mg(ClO_4)_2$	10034-81-8
9	Nitric Acid, $> 3\%$	HNO_3	7697-37-2
10	Potassium Nitrate $\geq 40\%$	KNO_3	7757-79-1
11	Potassium Perchlorate $\geq 40\%$	$KClO_4$	7778-74-7
12	Potassium Permanganate	$KMnO_4$	7722-64-7
13	Sodium Chlorate $\geq 40\%$	$NaClO_3$	7775-09-9
14	Sodium Nitrate	$NaNO_3$	7631-99-4
15	Sodium Perchlorate $\geq 40\%$	$NaClO_4$	7791-07-3

b. LOW-RISK CONTROLLED CHEMICALS:

No.	Chemical Name	Chemical Formula	CAS Number
1	Aluminum Granular/Powder	Al	7429-90-5
2	Ammonium Chlorate	NH_4ClO_3	10192-29-7
3	Barium Chlorate	$Ba(ClO_3)_2$	13477-00-4
4	Barium Chromate	$BaCrO_4$	10294-40-3
5	Barium Nitrate	$Ba(NO_3)_2$	10022-31-8
6	Calcium Chlorate	$Ca(ClO_3)_2$	10137-74-3
7	Chromium (III) Nitrate	$Cr(NO_3)_3$	7789-02-8
8	Copper Nitrate (Cupric nitrate)	$Cu(NO_3)_2$	10031-43-3 (trihydrate)
9	Ferric (III) Nitrate	$Fe(NO_3)_3$	782-61-8
10	Hydrogen Peroxide, 13-52%	H_2O_2	7722-84-1
11	Nickel (II) Nitrate	$Ni(NO_3)_2$	13138-45-9
12	Potassium Chlorate, $< 40\%$	$KClO_3$	3811-04-9
13	Potassium Nitrate, $< 40\%$	KNO_3	7757-79-1
14	Potassium Perchlorate, $< 40\%$	$KClO_4$	7778-74-7
15	Sodium Chlorite, $> 40\%$	$NaClO_2$	7758-19-2
16	Sodium Perchlorate, $< 40\%$	$NaClO_4$	7791-07-3
17	Sulfur Flakes/Powder	S_8	7704-34-9

2. Fertilizer containing $< 70\%$ Ammonium Nitrate, Nitric Acid $\leq 3\%$, Hydrogen Peroxide $< 13\%$ and Sodium Chlorite $\leq 40\%$ shall be regulated but subject to actual testing to determine the explosive potential to be conducted by the PNP. The PNP shall then categorize the chemicals which were subject of the actual testing prior issuance of appropriate license and/or permit.

The cost in the actual testing shall be shouldered by the requesting party/applicant.

LAWS AFFECTING GENERAL EXPORT PROCEDURES

MALACAÑANG
MANILA

EXECUTIVE ORDER NO. 1016

WITHDRAWING THE INSPECTION, COMMODITY AND EXPORT CLEARANCE REQUIREMENTS ON PHILIPPINE EXPORTS

WHEREAS, the country's economic recovery program recognizes the role of exports in hastening the attainment of economic stabilization and continuing the promotion of economic growth;

WHEREAS, the growth of exports can be better achieved where procedure and documentation requirements, that result in increased cost and sometimes in the loss of export opportunities, are at a minimum;

WHEREAS, inspection, commodity clearance, and export clearance requirements of government commodity offices or agencies have been identified as among the procedural and documentary requirements which may be eliminated in the interest of facilitating exports;

WHEREAS, the current economic crisis amounts to a grave emergency which affects the stability of the nation and requires immediate action;

WHEREAS, the issuance of this Executive Order is an essential and necessary component of the national economic recovery program to meet and overcome the emergency;

NOW, THEREFORE, I, FERDINAND E. MARCOS, President of the Republic of the Philippines, by virtue of the powers vested in me by the Constitution, do hereby order;

SECTION 1. The provisions of special or general law to the contrary notwithstanding all inspection, commodity and export clearance requirements on the Philippine commodity exports are hereby dispensed with, except the following:

1. Those required as a result of the existence of import quotas in other countries, such as garments and sugar;
2. Those covering items which are banned for exports;
3. Those covering exports of logs, copper and coffee; and
4. Those covered by international agreements to which the Philippines is a signatory.

SEC. 2. Any or all of the clearance requirements dispensed with in the preceding section may be reinstated with prior notice, by an inter-agency committee composed of the representative

of the Ministry of Trade and Industry, as chairman, and the representatives of the Ministries of Finance and Budget, Central Bank, and the National Economic and Development Authority, as members, taking into account factors such as requirements of the importer or importing country, security, health, safety and other reasons in the national interest.

SEC. 3. The inter-agency committee shall promulgate the necessary rules and regulations to effectively implement the provisions of this Executive Order.

SEC. 4. The provisions of this Executive Order are hereby declared to be separable, and in the event one or more of said provisions are declared unconstitutional, the validity of the other provisions shall not be affected.

SEC. 5. The provisions of other laws, decrees, executive orders, administrative orders, rules, regulations or parts thereof, which are inconsistent with this Executive Order are hereby repealed, amended or modified accordingly.

SEC.6. This Executive Order shall take effect thirty (30) days after its promulgation.

DONE in the City of Manila this 25th day of March, in the year of Our Lord, nineteen hundred and eighty-five.

(SGD.) FERDINAND E. MARCOS
President of the Philippines

By the President:

(SGD.) J.C. TUVERA
President Executive Assistant

**RULES AND REGULATIONS
IMPLEMENTING EXECUTIVE ORDER NO. 1016**

SECTION 1. *Coverage* – For the purpose of these rules and regulations, inspection, commodity and export clearance requirements shall include all other pre-exportation requirements administered by any government office, bureau, agency or instrumentality, such as, but not limited to permits, certificates of authority to export or exemptions from the export ban, clearances, authorizations, licenses and the like, however termed, other than those required by the Bureau of Customs to authorize loading.

SECTION 2. *Abolition* – All inspection, commodity and export clearance requirements on Philippine exports are hereby abolished, with the exemption of those provided in Sections 3 and 4 herein.

SECTION 3. *Export clearance retained* – The following inspection, commodity and export clearance requirements shall continue in full force and effects:

- a. Garments and Textile Export Board – for exports of garments and textiles, carpets, polyester staple fiber, filament yarns, fabrics, upholstered furniture and other natural and synthetic fibers to all countries with or without quota.
- b. DTI Copper Export Clearance Office – for export of copper.
- c. Those covered by international agreements to which the Philippines is a signatory:
 - (1) Bureau of Plant Industry – Phytosanitary Certificate (i.e., plant health certificate) pursuant to the requirements under the International Plant Protection Convention (FAO), covering fresh fruits and vegetables, live insects, seeds and nuts for planting and for consumption, spices and medicinal herbs.
 - (2) Philippine Sugar Commission – Export Clearance for sugar and molasses.
 - (3) International Coffee Organization Certifying Agency – Export Clearance for coffee.

SECTION 4. *Controlled, prohibited and banned products* – For the purposes of these rules and regulations, the following shall be classified as controlled products for exportation from the Philippines, and shall continue to be subject to Certificate of Exemption prior to exportation, issued by the appropriate government office, bureau, agency or instrumentality opposite them:

<u>Products</u>	<u>Office</u>
1. Abaca seeds, seedlings, suckers and root stocks	Department of Agriculture
2. Aircrafts or parts	Office of the President
3. Animal, animal products and animal effects	Bureau of Animal Industry
4. Antiques, cultural artifacts and historical relics	National Museum
5. Bangus fry, mother bangus (sabalo) and eels fifteen (15) centimeters in length or less	Bureau of Fisheries and Aquatic Resources
6. Buri seeds and seedlings	Office of the President
7. Cement and clinker	Board of Investments (Construction Materials Dept.)
8. Firearms, ammunition and explosives	Philippine National Police
9. Gold	Bangko Sentral ng Pilipinas
10. Grains and grain by-products	National Food Authority
11. Logs, poles and piles including log core and flitches/ railroad ties	Forest Management Bureau
12. Matured coconuts and coconut seedlings	Philippine Coconut Authority
13. Philippine notes, coins, checks, money orders and other bills of exchange drawn in pesos against Philippine banks exceeding five hundred pesos (P500.00)	Bangko Sentral ng Pilipinas
14. Prawns spawners (mother prawns) and fry (baby prawns)	Bureau of Fisheries and Aquatic Resources

15. Raw materials for cottage industries listed below: Cottage Industry Technology Center
- a. Bamboo
 - b. Buntal or buri fibers
 - c. Monkey pods (acacia)
 - d. Rattan (including poles)
 - e. Semi-finished or semi-processed capiz shells
16. Shell Bureau of Fisheries and Aquatic Resources
17. Wildlife species, mammals and birds, including monkey eating eagles Forest Management Bureau

SECTION 5. Optional issuance of certification – Upon written request voluntarily submitted with the explanation supporting the same and specifying the use or uses therefor, inspection commodity and/or export clearance requirements as defined in Section 1 hereof may be issued by the government office, bureau, agency or instrumentality concerned to the Philippine exporter, foreign importer, or other interested party.

SECTION 6. *Reinstatement of requirements* – Notwithstanding the foregoing provision, inspection, commodity and export clearance requirements as defined in Section 1 hereof may be reinstated with prior notice by the Inter-Agency Committee created by Executive Order 1016 composed of the representative of the Department of Trade and Industry as Chairman, and the representatives of the Department of Finance and Budget, Bangko Sentral, and the National Economic and Development Authority. Requests from government offices, agencies, bureau – entities for reinstatement shall be addressed to the Chairman of the Inter-Agency Committee, together with their written explanation in support of such requests. In discharging its functions, the Inter-Agency Committee may consult with the Export Development Council and/or the Philippine Exporters Confederation. Nothing herein shall preclude the Inter-Agency Committee from reinstating an export or commodity clearance provisionally for a limited period during an emergency or state of shortage or when circumstances so warrant.

SECTION 7. Grounds for reinstatement – In considering a request for reinstatement submitted pursuant to the preceding Section, the Inter-Agency Committee shall send notices to parties concerned. In deciding upon such requests for reinstatement, the Inter-Agency Committee shall consider such factors as may be related to national security, public order and safety, requirements of the importing country or of the exporter, or both, as well as such other factors as may, in the judgement of the Inter-Agency Committee, pertain to the national interest.

SECTION 8. No new clearances – No new inspection, commodity and export clearance requirements as defined in Section 1 of these rules and regulations may be imposed by a government office, bureau, agency, instrumentality without prior approval by the Inter-Agency Committee.

SECTION 9. Effectivity – These rules and regulations shall take effect on April twenty-five, nineteen hundred and eighty-five.

ROBERTO V. ONGPIN
Ministry of Trade and Industry
Chairman

RAMON B. CARDENAS
Acting Director-General

MANUEL ALBA
Minister of the Budget
Member

VICENTE B. VALDEPEÑAS
Director-General, National Economic
and Development Authority
Member

GABRIEL C. SINGSON
Senior Deputy Governor
Central Bank
Member

ALFREDO PIO DE LEON
Acting Minister of Finance
Member

MALACAÑANG
Residence of the President of the Philippines
Manila

PRESIDENTIAL DECREE NO. 930

SIMPLIFYING EXPORT PROCEDURES AND DOCUMENTATION BY REALIGNING FUNCTIONS OF CERTAIN GOVERNMENT OFFICES/AGENCIES INVOLVED IN PROCESSING EXPORT DOCUMENTS, BY AUTHORIZING THE ISSUANCE OF PERIODIC CLEARANCES, BY THE ADOPTION OF STANDARDIZED EXPORT DOCUMENTS, AND FOR OTHER PURPOSES.

WHEREAS, the development and promotion of Philippine exports is essential in the maintenance of sustained economic growth, in providing for the basic means of generation of much needed foreign exchange, in keeping a favorable balance of payments, and in maintaining a stable position in international services;

WHEREAS, there is a need to promote exports and facilitate the process of exportation through the adoption of simplified export procedures and standardized export documents;

WHEREAS, in order to simplify export procedures, it is also necessary to expedite the processing of export documents by reassigning and/or re-aligning overlapping functions of certain specialized agencies of the government, by specifying the area of authorities to be exercised, and by reducing the number of steps and the time involved in processing export documents;

WHEREAS, in order to achieve a truly meaningful reformation of existing export procedures, it is necessary that all concerned agencies and offices of the government contribute to this effort by a constant review of their procedures and documentation activities for possible further specification;

NOW THEREFORE, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers vested in me by the Constitution, do hereby order and decree, as part of the law of the land, the adoption of simplified procedures to govern exports from the Philippines as follows:

SECTION 1. Basic Principle - The development and promotion of exports shall at all times be supported by any or all of the offices, agencies, and instrumentalities of the government, its political subdivisions and by government-owned or controlled corporations, as well as by the private sector, for the sustained economic, political and social growth of the Filipino nation.

SECTION 2. Coverage - Except as otherwise provided for in special cases such as: the exports of enterprises registered with the Board of Investments under RA 6135; those registered with the Export Processing Zone Authority under RA 5490 as amended by PD 66; and exports covered by RA 3137 creating the Embroidery and Apparel Control and Inspection Board, prevailing procedures of which shall continue to be followed, all export transactions shall be considered and

processed in accordance with this decree, as well as with the rules and regulations designed to improve the same and such revisions of amendments shall immediately take effect after confirmation by the National Economic and Development Authority.

SECTION 3. Inspection and Issuance of Commodity Clearance. - In order to safeguard the quality of Philippine exportable products are to be inspected and issued commodity clearances by government commodity agencies prescribed in this decree. Provided, that, in no case shall more than one agency perform inspection certification functions for the same product, unless the importing country requires that documents be accomplished by more than one agency of the government.

SECTION 4. Re-alignment of Function - The functions of government offices/agencies concerned with the inspection of export products, as well as with the issuance of commodity clearances, shall continue to be exercised by such offices/agencies as provided for in their respective characters, except as otherwise re-assigned hereunder;

(a) **Philippine Bureau of Products Standards** - This Bureau, in coordination with specialized government commodity offices/agencies, shall be the sole agency of the government responsible for the determination and/or establishment of standards for export commodities. Where a specialized government commodity office/agency is empowered to formulate commodity standards in accordance with its charter and in view of the technical expertise available therein on products falling under its jurisdiction, it shall continue to do so and submit such standards for accreditation to the Philippine Bureau of Products Standards. The inspection of the products and the issuance of commodity clearance therefore shall nevertheless be the responsibility of the specialized government commodity office/agency. For other export product, responsibility of inspection and issuance of clearances which do not fall under the jurisdiction of any specialized office/agency, the Philippine Bureau of Products Standards is hereby authorized to inspect such products and issue appropriate commodity clearances.

The same Bureau shall continue to be the sole agency to issue licenses for the use of Philippine Standard Certification marks to exporters of products whether falling within the jurisdiction of a specialized government commodity office/agency or not. Products with certification marks shall not be subjected to inspection, provided, that, the valid license to use such marks is presented in lieu of a commodity clearance.

(b) **Specific Product List for Inspection** - Specialized government commodity offices/agencies such as the Bureau of Plant Industry, Food and Drug Administration National Cottage Industries and Development Authority, and Bureau of Animal Industry, shall continue to exercise inspection and commodity certification functions in accordance with their respective charters for products specified in the Rule and Regulations issued pursuant to this decree.

(c) **Status quo for Certain agencies** - The inspection and/or certification functions for export products falling under the jurisdiction of the Philippine Coconut Authority, the Bureau of Fiber Development and Inspection Service, the Philippine Virginia Tobacco Administration, the Philippine Tobacco Administration, and the Bureau of Forest Development shall remain with the same

agencies: Provided, however, the new or additional requirements shall, prior to their taking effect, be referred to National Economic and Development Authority for confirmation.

SECTION 5. Periodic Commodity Clearance - Specialized government commodity offices/agencies shall grant regular exporters, as defined in the Rules and Regulations issued pursuant hereto, periodic commodity clearances, the validity period of which is to be determined by said offices/agencies but shall not exceed one year. Guidelines for the issuance of periodic commodity clearances shall be prepared and promulgated by the offices/agencies concerned. Such clearances shall pertain to commodities which constitute the object of the regular trading operations of the exporter. The exporter shall see to it that the consistency and quality of the exports are maintained in accordance with established standards.

SECTION 6. Tax clearance for Regular Exporters - Regular exporters, as defined in the Rules and Regulations issued pursuant hereto, shall be granted tax clearances on a quarterly basis for the purpose of facilitating the processing of their export documents. Such clearance, however, shall not constitute a waiver by the government of any tax, penalty or interest that may be due from the exporter.

At the end of every fourth quarter, a final liquidation of the taxes due the government shall be made by the exporter and no further clearance shall be issued until such liquidation is made.

The quarterly tax clearance herein authorized shall be used in lieu of the tax clearances now required for every shipment.

The Secretary of Finance, upon the recommendation of the Bureau of Internal Revenue, shall issue the requisite rules and regulations for the availment of the quarterly tax clearance authorized in this section.

SECTION 7. Inspection Fees - No new or additional inspection fees and/or related charges shall be imposed by specialized government commodity offices/agencies in the implementation of the provisions of this decree. The National Economic and Development Authority shall have the sole authority to approve rates or fees recommended by such offices/agencies. In cooperation with other agencies concerned, shall conduct periodic reviews of all inspection fees imposed on exporters with a view to formulating standard criteria for their imposition, and it shall institute appropriate measures for the standardization of fees and/or related charges.

SECTION 8. Resolution of Issues and Administration. The Department of Trade and Industry shall have the authority to resolve issues or conflicts that may arise among agencies or instrumentalities of the government resulting from the reassignment of inspection and/or certification authorities provided for in this decree.

Any agency of instrumentality not satisfied with the resolution of the Department of Trade and Industry may elevate the issue/conflict to the National Economic and Development Authority with fifteen (15) days from the date the agency or instrumentality receives notice thereof, Provided, that, failure to elevate the issue/conflict within the period provided herein shall render the resolution of the

Department of Trade and Industry final and executory, Provided, further, that the Department of Trade and Industry may, motu proprio, immediately, refer any issue or conflicts to the National Economic and Development Authority for final resolution.

The Department of Trade and Industry shall also be responsible for coordinating the administration and implementation of the provisions of this decree and of the instructions and/or rules and regulations that may be issued in pursuance thereof along the concept of simplifying export procedures and documentation. It may recommend to the National Economic and Development Authority any change or modification it may deem necessary to effectuate the intents and provisions of this Decree as well as the Rules and Regulations issued pursuant hereto.

SECTION 9. Review Power - The National Economic and Development Authority shall have the power to review, revise or amend decisions, rulings, or actions made or taken by any agency or instrumentality involved in the implementation of the simplified export procedures and documentation provided herein, as well as the rules and regulations issued pursuant hereto. Further, it shall have the authority to suspend, for a period not exceeding six months, any aspect or portion of the procedures that may be prescribed to implement this Decree, and/or issued within the same limited period, rules and regulations on the matter.

SECTION 10. Export Procedures Simplification and Documentation - In addition to the adoption of a simplified export procedures and the standardization of export documents provided for in the Rules and Regulations issued pursuant hereto, all government agencies concerned should exert efforts in simplifying export procedures and the documentation on a continuing basis.

SECTION 11. Repealing Clause - All laws, decrees, proclamations, orders, rules or regulations inconsistent with any of the provisions of this Decree are hereby repealed, amended or modified accordingly.

SECTION 12. Effectivity - This Decree shall take effect immediately and shall apply to an export made after the effectivity of the rules and regulations.

Done in the City of Manila this 13th day of May in the year of Our Lord nineteen hundred and seventy-six.

(SGD.) FERDINAND E. MARCOS
President of the Philippines

By the President:

(SGD.) J.C. TUVERA
Presidential Assistant

**...PRESIDENTIAL DECREE NO. 930 REVISED RULES AND
REGULATIONS FURTHER SIMPLIFYING EXPORT
PROCEDURES AND DOCUMENTATION**

Pursuant to Section 2 of Presidential Decree No. 930, the following rules and regulations are hereby promulgated for the compliance, guidance and information of all concerned:

RULE 1. DEFINITION OF TERMS

Section 1. For purpose of these rules and regulations, the following terms shall have the meaning given for each term:

- A. Authority to Load shall refer to the approval or permission granted by the BOC or its deputized agencies for the loading of export goods on board the carrier specified in the covering Export Declaration.
- B. Certificate of Shipment shall refer to the document which the BOC or its deputized agencies issues upon request of the exporter, or his duly authorized representative, certifying to the nature of shipment of his export goods which could either be full export goods which could either be full shipment effected, shut-off or non-shipment.
- C. Certificate of Origin shall refer to the declaration of the exporter, certified by the BOC, that his export complies with the origin requirements specified under bilateral, regional or multilateral trading arrangements to which the Philippines is a party.
 - 1. General Certificate of Origin (white form)
 - 2. Generalized System of Preference (GSP) Certificate of Origin (Form A)
 - 3. ASEAN Preferential Trade Agreement (ASEAN PTA) Certificate of Origin (Form C)
 - 4. ASEAN Common Effective Preferential Tariff (CEPT) Scheme
 - 5. International Coffee Organization (ICO) Certificate of Origin
- D. Export Clearance shall refer to all pre-exportation requirements (of whatever name by any government agency other than those of the BOC to authorized loading.
- E. Periodic Export Clearance shall refer to the export clearance that is valid for a specific period not exceeding one year and issued by the concerned government agency of products regularly exported by an exporter.
- F. Optional Export Clearance shall refer to the export clearance issued for export products upon the request of the exporter.
- G. Prohibited Export Products shall refer to products which are not allowed for exportation under existing policies of the government agencies concerned except for scientific or testing purposes which however need export clearances from government agencies concerned prior to exportation.
- H. Regulated Export Products shall refer to products the exportation of which is not prohibited but which likewise need export clearance from government agencies concerned prior to exportation.
- I. Containerized cargoes shall refer to cargoes contained on container vans or other sealable transport units.
- J. Conventional Cargoes shall refer to cargoes that are handled in pieces, packages, crates, bags and the like.
- K. Established Standards shall refer to the standards set by the Bureau of Product Standards and /or other agencies.
- L. Export Declaration (ED) shall refer to the document required for every export shipment, whereby the exporter or this duly authorized representative declares and certifies the full particulars of a shipment.
- M. Government Agency shall refer to any bureau, office, agency or instrumentality or any other instrument of the National Government.
- N. OSEDC shall refer to the One-Stop Export Documentation Center.

RULE II. EXPORT CLEARANCES

- Section 1. *Per Shipment Export Clearances* issued by specified government agencies shall be required for prohibited products and regulated products (listed in Annex A).
- Section 2. *Periodic Export Clearances* – Specified government agencies may grant periodic export clearances to exporter, the validity period of which is to be determined by said agencies, provided such period shall not exceed one year. Each of the offices/agencies concerned shall formulate, prescribe and promulgate guidelines governing the issuance of such periodic clearances. The guidelines shall include, among others, the basis for determining the validity periods of clearances to be issued, and criteria for determining and identifying regular exporters entitled to such periodic export clearances.
- Section 3. *Optional Export Clearances* may be issued upon request of the exporter for products (enumerated in Annex B).
- Section 4. *Additional Products* – No new products shall be added to Annex A, without the prior approval of the Inter-Agency Committee (IAC) on E.O. 1016. For this purpose, The Department of Trade and Industry shall conduct a review, at least one a year in consultation with appropriate government agencies of the list in said annex A for the possible additions and deletions and shall submit its recommendations thereon to said committee.

RULE III. PROCEDURES FOR SECURING EXPORT CLEARANCES

- Section 1. *Per Shipment Export Clearances* – The exporter shall submit one set of the Export Clearance form, together with the other required documents to the concerned government agency.
 Upon receipt of the accomplished Export Clearance from, the agency concerned shall undertake the following:
 - a. Check if the papers are in order.
 - b. Assign an inspector/analyst to inspect the product and obtain samples for analysis, if necessary;
 - c. Collect fees, if any is due;
 - d. Issue clearance in two (2) copies to the exporter.

The exporter shall then proceed to the BOC to obtain the Authority to Load in accordance with the procedures provided in Rule VII hereof.

- Section 2. *Periodic clearance* – Exporters who wish to secure the periodic export clearance shall apply in writing with the government agency concerned which shall evaluate the applications in accordance with Section 2, Rule II, of these Rules and Regulations.
- Section 3. *Additional Clearances* – No new export clearances shall be imposed without the prior approval of the IAC on EO 1016.

RULE IV. STANDARDIZATION AND INSPECTION RESPONSIBILITIES OF GOVERNMENT COMMODITY OFFICES.

This shall be governed by Section 4 of PD 930 as amended by EO 1016.

RULE V. INSPECTION FEES

No new and additional fees/charges shall be imposed by the government agencies concerned with inspection of export products except as provided for?

RULE VI. THE EXPORT DECLARATION (ED)

Section 1. *Submission of Export Declaration* – As soon as the exporter is ready to ship his goods, he shall secure an Export Declaration (ED) form any of the following:

DTI/BOC/OSEDC/EDC/BSP/PHILEXPORT and accomplish the same.

Section 2 *Filing of Export Declaration Form* – the exporter shall file all copies of the accomplished ED directly with the BOC or its deputized agencies or OSEDC for processing and approval through the issuance of the Authority to Load. The BOC shall assign the ED number to the form.

The exporter shall accomplish the ED from in four (4) clear copies to be segregated as follows: BOC copy (original), Exporter's copy, National Statistics Office (NSO) copy, and DTI copy.

RULE VII. RESPONSIBILITIES OF THE BUREAU OF CUSTOMS

The BOC shall be responsible for the issuance of:

- a. Authority to Load
- b. Special Permit to Load
- c. Certificate of Origin; and
- d. Post-loading Certificates

RULE VIII. AUTHORITY TO LOAD

Section 1. *Where to File Request* – Exporters may file the request with any of the following export processing units of the BOC:

- a. For Manila Loading:
 - The Export Division of the Port of Manila (POM), the Manila International Container Port (MICP) or the Ninoy Aquino International Airport (NAIA).
 - The OSEDC for loading at any of the above ports.
 - The BOC Unit at the Garments and Textile Export Board (GTEB-BOC Unit) for GTEB controlled exports for loading at any of the above ports.
- b. For Provincial Loading:
 - The BOC Export Division or the OSEDC at the port of loading.
 - The BOC Export Coordination Division under the Office of the Commissioner.

Section 2. *Documents to be submitted* – The following documents shall be submitted:

- a. Export Declaration. Enterprises not registered with either the Board of Investment (BOI) or Philippine Economic Zone Authority (PEZA) shall affix the required BOC/Bureau of Internal Revenue (BIR) documentary stamps to the ED.
- b. Commercial Invoice if the ED is with foreign exchange proceeds.

- c. For provincial loading, a written request for authority to load if the ED is filed at the Export Coordination Division (ECD). Request should indicate date and port of loading, commodity, quality and value of exports.
- d. Export Clearance, if required.

Section 3. *Issuance of Authority to Load* – After checking completeness, accuracy and consistency of the documents, the export unit concerned shall authorize loading. The Authority to Load is indicated at Box 52 of the ED.

Where the ED was processed at the ECD for provincial loading, a telegraphic instruction is sent to the Collector of Customs concerned. The telegram serves as basis for the Collector to issue an Authority to Load.

Section 4. *Loading of Shipment* – The exporter shall present the ED to:

- a. Customs container Control Division (CCCD of Port of Manila or Manila International Container Port (MICP) or equivalent unit in provincial ports) if shipment is containerized. The CCCD shall then forward the EDs to the Arrastre Office for collection of arrastre charges and then to the Philippine Ports Authority (PPA) for clearance.
- b. Arrastre office if shipment is conventional from whence EDs are sent to the PPA for clearance.
- c. Appropriate units in NAIA if a shipment is by air.

Section 5. *The Inspector's Report of Loading* – After loading, the customs Inspector on board vessel or CCCD representative (containerized cargo) shall submit to the export unit concerned the original copy of the Inspector's Report of Loading together with a copy of the EDs covered by the report.

If the shipment is subject to duty drawback, a copy of the completely processed ED shall be submitted to the Tax Credit and Duty Drawback Center of the Department of Finance.

RULE IX. THE SPECIAL PERMIT TO LOAD

The Special Permit to Load shall be granted under the following circumstance:

- a. For authority to load locally transshipped goods to foreign vessel.
- b. For Shipments where the Export Declaration is not required under the existing BSP rules; or
- c. For partial shipments covered by a Monthly General Export Declaration

RULE X. THE CERTIFICATE OF ORIGIN

Section 1. *Certificate of Origin (CO)* – The CO shall be issued to the exporter or his duly authorized representative.

The BOC has the authority to verify the origin of products and other statements in the certificate.

Section 2. *Documents to be filed* – The following documents shall be submitted:

- a. Certificate of Declaration;
- b. Export Declaration;
- c. Bill of Lading;
- d. Commercial Invoice ;and
- e. Any appropriate supporting documents proving the products to be exported quality for the issuance of a CO.

- Section 3. *Issuance of the Certificate of Origin* – In general, the unit which processed the ED issues the corresponding CO. However, for EDs processed at the GTEB-BOC Unit, COs are to be issued:
- by ECD for shippers by sea
 - by GTEB-BOC Unit for shipments by air
 - For COs to be issued by the BOC, the Export Coordination Division (ECD) also issues said COs for Export Declarations (EDs) processed in the OSEDC.
- Section 4. *General Certificate of Origin (White Form)* – This Certificate is issued upon request of the exporter for exports not qualified for either the GSP or ASEAN PTA but is nevertheless required by the importing country. The original and duplicate copies are given to the exporters.
- Section 5. *The GSP Certificate of Origin (Form A)* – This Certificate is issued for exports qualified for preferential tariff treatment under the ASEAN preferential Trade Agreement. The original copy is sent directly to the customs authority of the importing country.
- Section 6. *The ASEAN Preferential Trading Agreement (ASEAN PTA Form C)* – This Certificate is issued for exports qualified for preferential treatment under the ASEAN preferential Trade Agreement. The original copy is sent directly to the customs authority of the importing country.
- Section 7. *The ASEAN Common Effective Preferential Tariff (CEPT) Scheme Certificate of Origin (ASEAN CEPT Form D)* – This Certificate is issued for exports qualified under the tariff reduction programs of the SEPT scheme, the basic instruments used to implement ASEAN Free Trade Area (AFTA) Agreement.
- Section 8. *The International Coffee Organization (ICO) Certificate of Origin* – This Certificate is issued for all coffee exports originating from the Philippines as prescribed by the International Coffee Organization.

RULE XI. POST LOADING CERTIFICATE

Upon request of the exporter and after the carrier has departed, the export unit which processed the ED shall issue

- a. Certificate of Shipment/Non-shipment. This certificate is issued by the export unit based on the Inspector's Report of Loading.
- b. Certificate of re-exportation for bond cancellation. This is also based on the Inspector's Report of Loading.

RULE XII. NEGOTIATIONS AND PAYMENT

- Section 1. *When the shipment is not fully prepaid* – The exporter shall negotiate his bill of exchange/account with the AAB/OBUs together with the Bill of Lading/Airway bill, signed Commercial Invoice and such other documents as may be required by the buyer.

The AAB concerned shall report to BSP the payment thereof in accordance with existing BSP rules.

- Section 2. *When shipment is fully prepaid or an open account basis* - The exporter may send the shipping documents mentioned in the proceeding section directly to the buyer, provided copies thereof are submitted to the AAB/OBUs, for record/monitoring purposes.

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RULE XIII. STANDARDIZED EXPORT DOCUMENTS

- Section 1. Export Documents – The following export documents, the facsimile of these re hereto attached and made an integral part hereof shall serve as standard forms to be used in the export of goods from the Philippines.
- a. Export Declaration, Annex A
 - b. Export Clearance, Annex B
 - c. Periodic Export Clearance, Annex C
 - d. General Certificate of Origin, Annex D
 - e. ASEAN PTA Certificate of Origin, Annex E
 - f. ASEAN CEPT Scheme Certificate of Origin, Annex E
 - g. ICO Certificate of Origin, Annex G
- Section 2. *Changes in Forms Not Allowed* – No changes in the aforementioned forms especially in the contents, size and in the number of copies required herein shall be made without prior approval by the NEDA.

RULE XIV. RESOLUTION OF ISSUES; APPEAL

- Section 1. *Resolution of Issues* – The DTI shall have the authority to resolve any issues or conflict that may arise between or among government agencies resulting from the reassignment of inspection and/or certification authorities provided for the PD 930.
- Section 2. *Appeal* – any agency not satisfied with the decision of the DTI may elevate the issue to the NEDA within fifteen (15) days from the receipt of notice thereof, provided, that failure to elevate the issue/conflict within this period shall render the resolution of the DTI final and executor.

RULE XV. GENERAL PROVISIONS

- Section 1. *Administration* – The DTI shall be responsible for coordinating the administration and implementation of the provision of the PD 930 and of the instructions and /or rules and regulations that may be issued in pursuance thereof along the concept of simplifying export procedures and documentation. It may recommend to the NEDA any change and modification it may deem necessary to effectuate the intents and provisions of PD 930, as well as the Rules and Regulations issued in pursuance thereof.
- Section 2. *Review Power* – The NEDA shall have the power to review, revise or amend decisions, ruling or actions made or taken by any agency involved in the implementation of the simplified export procedures and documentation provided in PD 930 and these rule sand regulations.
- Section 3. *Information Dissemination* – the NEDA shall, together with the DTI, BSP, BOC, PHILEXPORT and other agencies concerned, undertake such information drive as may be necessary for the dissemination of the simplified export procedures and the forms prescribed herein to ensure proper and full compliance by all concerned.
- Section 4. *Separability Clause* – The provisions of the Rules and Regulations are hereby declared to be separable, and in the event one or more of said provisions are declared proportional, the validity of the other provisions shall not be affected thereby.
- Section 5. *Repealing Clause* – All other rules and regulations inconsistent to the provisions herein are hereby repealed or amended accordingly.
- Section 6. *Effectivity* – These revised rules and regulations shall take effect after ninety (90) days from the date of publication in two newspapers of general circulation.

PROHIBITED AND REGULATED PRODUCTS FOR EXPORT
Per Revised IRR PD 930 Effective 17 May 1999

PROHIBITED	REGULATED	OFFICE
	1. Garments and textiles, carpets polyester staple fiber, filament yarns, fabrics, upholstered furniture and other natural and synthetic fibers and all products made up in whole or in part of these fibers for export to all countries with or without quota.	Garment and Textile Export Board (GTEB)
	2. Copper Concentrates	Board of Investment (BOI)
	3. All plants, planting materials and plant products capable of harboring pests, insects specimens, live and dead	Bureau of Plant Industry (BPI)
	4. Animals, animal products and animal effects.	Bureau of Animal Industry (BAI)
	5. Sugar and molasses	Sugar Regulatory Administration (SRA)
	6. Coffee	International Coffee Organization Certifying Agency (ICO-CA)- DTI
1. Abaca and Ramie Seeds, Seedlings Suckers and Root Stocks, Buri Seeds and Seedlings	7. Natural Fibers, abaca, ramie, salago, maguey, sisal, kenaf, coir, buntal, cabo negro, cotton kapok, sabahon, pina, banana fibe, silk, loofah, pacol, musa specie, RSA (secondary abaca fiber), canton, raffiea, tikog and cocoon.	Fiber Industry Development Authority (FIDA)
	8. Antiques, cultural artifacts and historical relics	National Museum (NM)
2. Bakawan (mangrove)	9. Logs, poles and piles including log core and fitches/railroad ties	Forest Management Bureau (FMB), DENR
	10. Lumber	- do -
3. Bangus Fry		Bureau of Fisheries and Aquatic Resources (BFAR)
4. Mother Bangus (Sabalo)		- do -
5. Prawn-Spawner and Fry		- do -
6. Shells: Trumpet shells (Triton); Hemet Shells (Cassis); Live specimens, raw shells, meat and by-products of giant clams under the family Tridacnidae, (Tridacnidae gigas, T. derass, T. squamusa, T. maxima, T. crocea, Hippopus hippopus porceilanus)		Bureau of Fisheries and Aquatic Resources (BFAR)
	11. Shells: Undersized raw shells of Trocas, Gold lip, Black lip, Turbo manoratus and kapis	Bureau of Fisheries and Aquatic Resources (BFAR)

7. Wildlife species: a. Wild marine species, e.g.: precious, semi-precious & all ordinary corals raw & by-product		- do -
	12. Wildlife species : a. Wild marine species, e.g. water snakes (Cerberus rynchops) sea snakes: live, skin or products from the skin or meat Frogs: live skin or products from the skin or meat.	- do -
b. Wild terrestrial species whether live, stuffed or by- products, e.g.	b. Wild Terrestrial: species to include live, stuffed, reserved by- products & derivative, e.g.	- do -
b.1 Mammals (i.e., tamaraw, tarsier, deers (calami deer), sea cow, fruit bats)	b.1 Mammals (i.e. Phils. Monkeys, cloud-rats, ant eater, Phils. Tarsier and skunk)	
b.2 Aves (i.e., eagles, red vent cockatoo, Palawan peacock pheasant, Palawan mynah, horn bills, nicobar pigeon, Mindoro imperial pigeon, Peregrine Falcon, spotted green shank, Kotch's Pitta, giant scops owl and Eastern sarus crane)	b.2 Aves (i.e., bleeding heart pigeons, java sparrows, tree sparrow, parrot, finches, Phil. White- eye, Phils. Starlings, hanging parakeets, brush cuckoo, plaintive cuckoo, amethyst fruit dove, blue detailed bee-eater, crested mynah, pink necked green pigeon, painted quail, button quails, banded rail, plain swamp hen, green winged dove, slenderbilled cuckoo. White eared brown dove, kingfishers, black- naped oriole, black napped monarch, redmadavat, guiabero	
b.3 Reptile (i.e. crocodiles, marine turtles, pythons)	b.3 Reptiles (i.e. gecko. Monitor and sad finned lizards, land turtles)	
b.4 Flora (i.e. lady slipper orchid, vandell sanderiana, pitcher plant, dendrobium cruentum)	b.4 Flora (i.e.)	
b.5 Exotic Wildlife species found under appendix 1 of the CITES such as buffoon macaw, scarlet macaw	b.5 All species of Butterflies	
	b.6 Exotic wildlife species found under Appendix II of the CITES such as parrots, macaw	
	13. Firearms, ammunitions and explosive	Firearms & Explosives Office, PNP-FEO
	14. Gold from small scale mining or panned gold	Bangko Central ng Pilipinas (BSP)
	15. Legal tender Phil. Notes and coins, checks, money orders and other bills of	- do -

	exchange drawn in pesos against banks operating in the Phil. greater than P10,000	
	16. Grains and grain products	National Food Authority (NFA)
8. Matured coconuts and coconut seedlings		Phil. Coconut Authority (PCA)
9. Raw Materials for cottage industries: - bamboo - monkey pod (acacia) - rattan (including poles) - buri fibers - raffia fibers - semi-finished or semi-processed capiz shell		Department of Environment & Natural Resources (DENR) - do - - do - Fiber Industry Development Authority (FIDA) - do - Bureau of Fisheries & Aquatic Resources (BFAR)
10. Stalactites and Stalagmites		Department of Environment & Natural Resources (DENR)
	17. Motion pictures/television films and related publicity materials	Movie and Television Review & Classification Board (MTRCB)
	18. Radioactive materials	Phil. National Research Institute (PNRI)
	19. All exports to the following socialist and centrally-planned economy countries: Albania, Laos People's Democratic Republic, Ethiopia, Mozambique, Angola, Mongolia, People's Republic Democratic Republic of Korea (North Korea) Nicaragua, Libya, Myanmar	Phil. International Trading Corporation (PITC)

OPTIONAL	SPECIFIC OFFICE/DIVISION
All handicrafts for export (Exporters cannot avail Special Tariff Treatment in countries where the Philippines have trade agreements if the same do not secure handicraft certification from the Department of Trade and Industry)	Department of Trade and Industry – Regional Office
Live fish (aquarium)	Bureau of Fisheries and Aquatic Resources (BFAR)
Fishery by-products (shark liver oil, shark teeth, pearl essence, fish and other fish/fishery/aquatic by-products)	
Sea Urchin Seaweeds and by-products Sponges Pearl Other fish and fishery Aquatic products	
Fishes (live, fresh, chilled or frozen)	BFAR, Bureau of Food and Drugs (BFAD), National Quarantine Office (NQO) as required buyer

Crustaceans (shrimps, crabs, lobsters, prawns), live fresh, chilled and/or frozen)	- do -
Coconut Products and by-products	Philippine Coconut Authority (PCA)
All processed foods, drug, cosmetics, medical devices and household hazardous substance	Bureau of Food and Drugs (BFAD)
Steel bars, Ballast, Fire extinguisher, Plywood, Starters, Lamp holder (florescent lamp/Edison base) Enclosed Switch/knife switch/fuse holder, Fuse, Wire and cables, Circuit breakers, Switches (snap), Plugs, Fluorescent lighting fixtures, Electrical tapes, Medical oxygen, Cement, synthetic detergent (Per E O259), Pneumatic tires and inner tubes, Galvanized iron (G.I) sheets, Safety matches, Disposable lighters, Enameled copper wires (Magnet Wires), Sawn Timber, Wire nails, other products	Bureau of Products Standards (BPS)
Tobacco Products	National Tobacco Administration (NTA)
Fertilizers, pesticides and other agricultural chemicals	Fertilizers and Pesticides Authority (FPA)
Vessels, marine engines, space parts and other marine related items.	Maritime Industry Authority (MARINA)
Animals products and by-products: curio items, feathers, food and feed ingredients, and veterinary drugs and product fees premix and water soluble	Bureau of Animal and Industry
Live animals, game fowl, wild birds and exotic animals, monkeys, other livestock and poultry, dogs and cats	
Feather, buffalo horns and animal skin	Protect Areas and Wildlife Bureau(PAWB)

CMO NO. 26 – 96

August 22, 1996

**SUBJECT: ELECTRONIC DECLARATION AND CLEARANCE
PROCEDURE OF EXPORT SHIPMENTS UNDER THE EXPORT
TRACKING AND MONITORING SYSTEM (ETMS)****1. OBJECTIVES**

1. To facilitate and make convenient the export process and the clearance procedure;
2. To prevent fraud on government revenue which "ghost" exports and other fraudulent practices in export result into;
3. To contribute in the prevention of pilferages in export shipments;
4. To harmonize Philippine Customs processes in exports with international best practices such as the use of electronic commerce and Un Edifact standards.

II. SCOPE

The Order shall apply to ports where ETMS is operational and for exporters accredited/qualified to avail of the ETMS.

III. GENERAL AND OPERATIONAL PROVISIONS

1. *Electronic Declaration* – Export declaration may be submitted by exporters or Customs brokers electronically through the ETMS following a message format conforming to the UN/EDIFACT standard and utilizing the ETMS declaration module.
2. *Arrival Notification* – Whenever the Customs Export Declaration (CUSDEC) is filed through the system a Customs Cargo Report (CUSCAR) shall likewise be submitted providing information to Customs of the arrival within (2) hours time of the shipment covered by the CUSDEC at the port of exportation.
3. *Time of Filing CUSDEC/CUSCAR* – The exporter or the Customs brokers shall accurately provide the information required in the CUSDEC and CUSCAR messages at least two (2) hours prior to the arrival of the shipment and not later than two (2) hours prior to loading time of the carrying vessel.
4. *Electronic Authority to Load (EAL)* – For export declaration coursed through the ETMS, the authority to load shall be issued to the exporter electronically also through the ETMS following the Customs Response (CUSRES) format. A photocopy of the EAL must accompany the shipment for presentation to the Port Gate personnel.
5. *Designated Examination Area (DEA)* – There shall establish DEA where shipments subject to derogatory information or are selected for examination following a rational selection process shall be opened for examination. Upon arrival of the shipment in the port, the electronically provided export declaration number must be entered into the ETMS terminal to ascertain the channel thru which the shipment will go thru as in III.8.
6. *Examination at Customs Bonded Warehouses (CBWs)* – Export shipments coming from CBWs and coursed through the ETMS are

- exempt from examination at the CBW since they may be examined at the DEA.
7. *Understanding* – For the same reason as in III. 6, under guarding of shipments from CBWs and coursed through the ETMS are hereby dispensed with.
 8. *Multi-Channel Processing* – Export shipments coursed through the, ETMS shall be cleared through one of the following channels:
 - a. C 1 – Upon receipt of both CUSDEC and CUSCAR by the ETMS, a CUSRES will sent back which constitutes the Authority to Load. Upon entrance of the shipment in the port, it shall be immediately allowed for export. The paper export declaration shall be filed with the Export Division of the port within five (5) days from issuance by the ETMS of the authority to load attaching thereto a printed copy of the authority.
 - b. C 2 – Upon receipt of both CUSDEC and CUSCAR, CUSRES messages will be sent which will indicate that the shipment will be cleared under the C2. The importer must then submit the paper export documents to the DEA with the shipment but the shipment may not be examined. Upon receipt of the shipment in the port, the arrastre operator shall bring the same to the DEA.
 - c. C 3 – Upon receipt of CUSDEC and CUSCAR, a CUSRES similar to III.8. a will be sent. Upon receipt of the shipment in the port, the arrastre operator shall conduct the shipment to the DEA for examination; clearance to load will be issued by the examiner at the DEA. As in III.8.a, the paper export declaration shall be submitted with the printed copy of the authority within 5 days from receipt of the CUSRES.
 9. *Processing of the Paper Export Declaration* – the paper ED in III. 8 b shall be forwarded by the DEA to the Export Division of the Port. The ED, together with the ED in III.8.a and III.8.c shall undergo the regular processing and be transmitted to concerned Bureau officers.

IV. ADMINISTRATIVE PROVISIONS

1. *Action Officer/Responsible Officer* – The Port Operation Service (POS) is hereby designated as the action office and the Seminar Chief thereof is the responsible officer for the effective implementation of this Order.
2. *Management Committee* – There is hereby created a management committee to support the POS in the implementation of the CMO and to devise measures to enhance the operation of the system for better measures to enhance the operation of the system for better accomplishment of the objectives of the CMO. It shall be composed of the following:

Chief, Port Operation Service	-	Chairman
Chief, Export Coordination	-	Vice Chairman

Members:

1. Chief, Export Division, POM and MICP
2. Directors, ESS and CIIS
3. Chief Piers & Inspection Division POM and MICP
4. Supervisor for Export, DEA
5. Special Assistant for Warehousing, OCOM Representative

3. *Enrollment of ETMS Participants* – The Management Committee shall set guidelines and criteria for participants to enroll in this ETMS process. Enrollment shall be based on compliance to the criteria. The Management Committee shall take all necessary measures to get all exports shipments covered by ETMS on or before 30 June 1998.
4. *Trade Agreement* – The following trade agreements must be entered into by all ETMS participants: to define their respective responsibilities and obligations as well as the resolution of conflict that may arise:
 - a. BOC – Exporters Trade Agreement
 - b. BOC – Arrastre Operator Trade Agreement
 - c. BOC – EDI – NET/GTEB/DTI Agreement
5. *Office Orders* – All offices concerned must issue respective office orders and organize the necessary work/task groups to implement the provisions of this order.

V. EFFECTIVITY

This Order shall take effect 01 September 1996.

GUILLERMO A. PARAYNO, JR.
Commissioner

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CMO NO. 27 – 96

SUBJECT: NEW EXPORT DECLARATION FORM (ED) AND EXPORT DOCUMENTATION PROCEDURE

Pursuant to the Export Development Council (EDC) Resolution No. 2 Series of 1996 prescribing a new ED Form and as implemented by Department of Trade and Industry (DTI) Administration Order (CAO) No. 3 Series of 1996, the following rules and regulations are hereby prescribed:

I. USE OF NEW ED FORM

- I.1 Only the new ED form as shown in Annex A shall be allowed to be used in the export of goods (with or without foreign exchange proceeds).
- I.2 The DTI, authorized issuer of the new ED form, has authorized through DAO No. 3 that any juridical person or entity may reproduce/reprint the form provided no alteration is made to the form and size (A4) as prescribed. Photocopied EDs can also be used.
- I.3 There is no more need for exporters to submit the ED to an Authorized Agent Bank (AAB)/Offshore Banking Unit (OBU) for registration prior to filing with Bureau of Customs (BOC).
- I.4 Exporters may chose to file all accomplished EDs either at any One Stop Export Documentation Center (OSED) or any Export Division of the BOC whichever is more convenient, for processing and the issuance of the Authority to Load (AL). Accredited exporters have a third option for filing electronically EDs through the Export Tracking and Monitoring System as provided for under CMO 26-96.

I.4.1 The OSED/BOC concerned shall assign the ED number for identification purposes. The numbering system shall follow the following convention.

Where AAA --- Acronym of the BOC Processing Unit
MMDDYY – Date of Receipt of ED
999 Sequence Number of Receipt

Example:
POMO701001 is an ED filed with the Port of Manila on July 1 and it is the first ED received that day.

I.4.2 The assignment of ED Number for those filed under the ETMS shall be governed by the ETMS.

I.4.3 A1 EDs filed shall be in four (4) clear copies to be distributed and segregate by the OSED/BOC as follows:

Original - BOC copy is the working copy
This will be given back to the exporter in accompanying goods for loading.

Duplicate - Exporter's copy
Triplicate - National Statistic's Office (NSO) Copy
Quadruplicate- DTI copy

It shall be the responsibility of the exporter to provide the AABs/OBUs or other interested entities extra copies of the accomplished ED for records purposes.

- I.5 Filling up of the Boxes Nos. 5,29,33,37,40 and 46 of the new ED form is optional that is, they may or not be filled up by the exporter/declarant can also use the CIF or C & F value of the shipment, but basis of the value shall be properly indicated.
- I.6 Regarding boxes No. 22 & 42 of the new ED form in the exporter/declarant can also use the CIF or C & F value of the shipment, but the basis of the value shall be properly indicated.
- I.7 As Regards Box No. 52 this shall be utilized for the signing of the AL. The instructions at the reverse side of Box 52 shall be disregarded.
- I.8 All BOC units at the Phil. Economic Zone Authority (PEZA) areas: must have an authorized signatory for the AL who will serve both zone locators and no-locators.

II. USE OF THE GENERAL ED FORM

- II.1 The use of the Monthly General ED at the option of the exporter is allowed unit further notice.

III. ISSUANCE OF THE CERTIFICATION OF ORIGIN (CO)

- III.1 After Loading, the BOC shall issue the appropriate CO upon request.
- III.2 In case of EDs processed at the OSEDC – Manila, the (BOC) Export Coordination Division shall issue the appropriate COs.

IV. AMENDMENTS TO ED

- IV.1 Exporters shall inform the BOC in writing on all amendments to process EDs prior to actual loading.

V. EFFECTIVITY

This Order shall take effect immediately.

(SGD) GUILLERMO PARAYNO, JR.
Commissioner