



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
**BUREAU OF CUSTOMS**  
MANILA 1099

26 November 2008

**CUSTOMS MEMORANDUM ORDER**

NO. 38-2008

**SUBJECT:** Executive Order No. 691, Temporarily Modifying the Rates of Import Duty On Crude Petroleum Oils and Refined Petroleum Products Under Section 104 of The TCCP of 1978 (P.D. No. 1464), as amended

Executive Order No. 691, which became effective on 14 January 2008 per CMC No. 22-2008 dated January 28, 2008, provides in Section 3 thereof that *"The MFN rates on crude and refined petroleum products shall be reduced based on certain triggers indexed to oil prices in the world market"*.

**In its Certification dated November 19, 2008 (copy attached) the Department of Energy certified that:**

*"The Department of Energy (DOE) duly certifies that the trigger price levels in the implementation of Executive Order No. 691, Temporarily Modifying the rates of Import Duty on Crude Petroleum Oil and Refined Petroleum Products Under Section 104 of the Tariff and Customs Code of 1978 (Presidential Decree No. 1464), as amended, have not been reached for the period November 1-15, 2008.*

The average CIF price of Dubai crude and diesel, in the international market were above US\$56.12 per barrel and \$80.00 per barrel, respectively, during the period November 1-15, 2008. As such, pursuant to Section 4 of Executive Order No. 691, all import entries corresponding to articles listed in Annex "A" thereof, filed and received by the Bureau of Customs (BOC), shall be levied **3% rate of duty, effective December 1, 2008.**

This certification is issued on November 19, 2008.

(SGD) **ANGELO T. REYES**  
Secretary

For your information and implementation.

**NAPOLEON L. MORALES**  
Commissioner



CMC No. 22-2008/CMO No. 5-2008  
CMO No. 10-2008/CMO No. 18-2008  
CMO No. 22-2008/CMO No. 25-2008  
CMO No. 27-2008/CMO No. 30-2008  
CMO No. 32-2008/CMO No. 34-2008  
CMO No. 37-2008



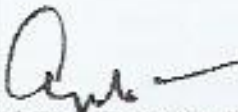
**CERTIFICATION**

**TO: DEPARTMENT OF FINANCE**

The Department of Energy (DOE) duly certifies that the trigger price levels in the implementation of Executive Order No. 691, *Temporarily Modifying the Rates of Import Duty on Crude Petroleum Oil and Refined Petroleum Products Under Section 104 of the Tariff and Customs Code of 1978 (Presidential Decree No. 1464), as amended*, have not been reached for the period November 1 - 15, 2008.

The average CIF price of Dubai crude and diesel, in the international market, were US\$56.12 per barrel and \$80.00 per barrel, respectively, during the period November 1-15, 2008. As such, pursuant to Section 4 of Executive Order No. 691, all import entries corresponding to articles listed in Annex "A" thereof, filed and received by the Bureau of Customs (BOC), shall be levied 3% rate of duty, effective December 1, 2008.

This Certification is issued on November 19, 2008.

  
**ANGELO T. REYES**  
Secretary



- cc: BOC Commissioner Morales
- BOC Deputy Commissioner Nicolas
- DTI
- NEDA
- PIP
- IPPCA