



# BUREAU OF CUSTOMS

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November 9, 2020

CUSTOMS MEMORANDUM CIRCULAR

NO. 276-2020

To: All Deputy Commissioners  
All Service Directors  
All District/Port Collectors  
All Others Concerned

**SUBJECT: DEPARTMENT OF TRADE AND INDUSTRY (DTI)  
CERTIFICATION REQUIREMENT ON NON-LOCAL  
AVAILABILITY OF PERSONAL PROTECTIVE EQUIPMENT  
(PPE) UNDER REPUBLIC ACT NO. 11494, OTHERWISE  
KNOWN AS "BAYANIHAN TO RECOVER AS ON ACT"**

With reference to the herein attached letter dated October 23, 2020 from Dr. Ceferino S. Rodolfo, Board of Investments, Managing Head and Undersecretary for Industry Development and Trade Policy, Department of Trade and Industry (DTI), all concerned are informed regarding Section 4 (cc) of the Bayanihan Recover as One Act which states:

"xxx for the purpose of qualifying for exemption from import duties, taxes and other fees and ensuring supply of PPE at competitive prices, DTI shall certify that the equipment and supplies being imported are not locally available xxx"

Under Section 4 (t) and 4(u)(1) of the Act, PPE includes, but is not limited to, protective suits, face masks, shoe covers, face shields, goggles, gloves, gowns and head covers.

Moreover, for the implementation of the said requirement under the Act and under the Section 4 (j) of Customs Administrative Order (CAO 12-2020), a Certification is provided with the list of PPEs being manufactured in the Philippines by manufacturers issued with the relevant Licenses to Operate by the Food and Drug Administration. Any other PPEs not listed therein are not locally available as of 31 October 2020; as such their importation may be exempt from import duties, taxes and other fees.

South Harbor, Gate 3, Port Area, Manila 1099  
Tel. Nos 527-4537, 527-1935

Website: [www.customs.gov.ph](http://www.customs.gov.ph) Email: [Boc.cares@customs.gov.ph](mailto:Boc.cares@customs.gov.ph)

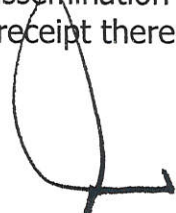
*A Modernized and Credible Customs Administration That is Among the World's Best*

CMC No. 270 - 2020 p. 2

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For immediate implementation.

For records purposes, please confirm the dissemination of this Circular throughout your Offices within fifteen (15) days from receipt thereof.



**REY LEONARDO B. GUERRERO**

Commissioner *g* NOV 24 2020



BOC-09-16581



BOARD OF INVESTMENTS

CMC No. 276-2020 p.3

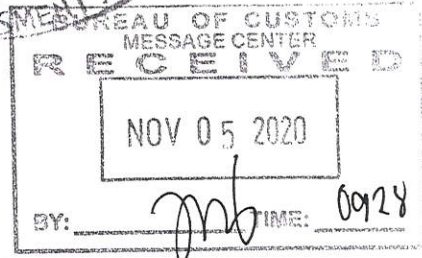
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23 October 2020



BOC-09-16581



COMMISSIONER REY LEONARDO B. GUERRERO  
Bureau of Customs  
South Harbor, Gate 3, Port Area, Manila

**Subject:** DTI Certification Requirement on Non-Local Availability of Personal Protective Equipment (PPE) under Republic Act No. 11494, otherwise known as "Bayanihan to Recover as One Act"

Dear Commissioner Guerrero, *Jn,*

This refers to Section 4 (cc) of the Bayanihan to Recover as One Act, which provides that:

*"X x x for the purpose of qualifying for exemption from import duties, taxes and other fees and ensuring supply of PPE at competitive prices, DTI shall certify that the equipment and supplies being imported are not locally available x x x."*

Under Section 4 (t) and 4(u)(1) of the Act, PPE includes, but is not limited to, protective suits, face masks, shoe covers, face shields, goggles, gloves, gowns, and head covers<sup>1</sup>.

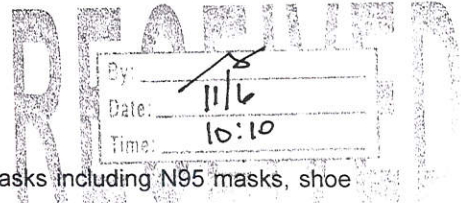
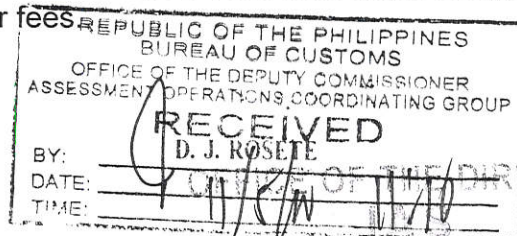
It is noted that the inclusion of the said requirement under the Act is to ensure that these importations do not pose any detriment to the local industry that repurposed their manufacturing capabilities to respond to the national health emergency and who are compliant to the international standards for their products.

For the implementation of the said requirement under the Act and under Section 4 (j) of Customs Administrative Order (CAO) No. 12-2020<sup>2</sup>, attached is the Certification providing the list of PPEs being manufactured in the Philippines by manufactures issued with the relevant Licenses to Operate by the Food and Drug Administration. Any other PPEs not listed therein are not locally available as of 31 October 2020; as such their importations may be exempt from import duties, taxes and other fees

For your reference.

Very truly yours,  
*[Signature]*

DR. CEFERINO S. RODOLFO  
BOI Managing Head and Undersecretary



<sup>1</sup> Per FDA Advisory No. 2020-420 dated 20 March 2020, PPE includes face masks including N95 masks, shoe covers, gloves, head covers and gowns.  
<sup>2</sup> Implementing Rules and Regulation for Sections 4(s), 4(cc), 4(zzz), and Section 18 of the Bayanihan to Recover as One Act



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## CERTIFICATION

Pursuant to Section 4(cc) of Republic Act (RA) No. 11494, otherwise known as the “*Bayanihan to Recover as One Act*”, information is hereby given that based on BOI records as of October 2020, the following Personal Protective Equipment<sup>1</sup> are being manufactured in the Philippines and are locally available:

### 1. Face Masks

- Medical Grade (MG)
- Non-Medical Grade (NMG)

### 2. Coveralls/Gowns and Aprons

- Medical Grade
- Non-Medical Grade

### 3. Isolation Gown sets (gown with head and foot covers)

- Medical Grade
- Non-Medical Grade

### 4. Face Shields

This certification shall remain valid until further notice of any changes in the list provided herein.

30 October 2020. Makati City.



**DR. CEFERINO S. RODOLFO**  
DTI Undersecretary for Industry Development and Trade Policy  
BOI Managing Head

<sup>1</sup> Under Section 4 (t) and 4(u)(1) of the Act, PPE includes, but is not limited to, protective suits, face masks, shoe covers, face shields, goggles, gloves, gowns, and head covers. Per FDA Advisory No. 2020-420 dated 20 March 2020, PPE includes face masks including N95 masks, shoe covers, gloves, head covers and gowns.



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MEMORANDUM

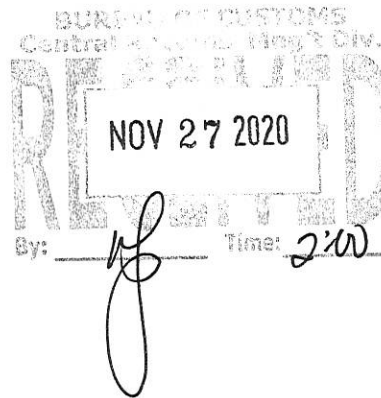
TO : **GLADYS C. CABUGAWAN**  
Chief, Central Records Management Service

FROM : **ATTY. YASSER ISMAIL A. ABBAS, CESE**  
Director III, Imports and Assessment Service

SUBJECT : **CUSTOMS MEMORANDUM CIRCULAR DATED 9 NOVEMBER 2020**

DATE : **26 November 2020**

Respectfully forwarded the herein 9 November 2020 memorandum RE: DEPARTMENT OF TRADE AND INDUSTRY (DTI) CERTIFICATION REQUIREMENT ON NON-LOCAL AVILABILITY OF PERSONAL PROTECTIVE EQUIPMENT (PPE) UNDER REPUBLIC ACT NO. 11494, OTHERWISE KNOWN AS "BAYANIHAN TO RECOVER AS ONE ACT", signed by the Commissioner of Customs dated 24 November 2020, for numbering and dissemination.



South Harbor, Gate 3, Port Area, Manila 1099

Tel. Nos 527-4537, 527-1935

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