



Republic of the Philippines
Department of Finance
BUREAU OF CUSTOMS

05 July 2017

MEMORANDUM:

TO : **All District and Sub-port Collectors
All Chiefs, Formal Entry Division
Formal Entry Division Personnel
And All Others Concerned**

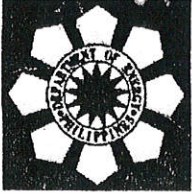
RE : **All Shipments of Coal consigned to SCG Trading
Philippines, Inc. (SCGTPI)**

In reference to the attached letter reply of Mr. Rino E. Abad, Director, Energy Resource Development Bureau, Department of Energy, dated 05 June 2017 to Mr. Supanai Chandanavase, President, SCG Trading Philippines, Inc. (SCGTPI), informing them that the amount of sulfur content in the coal they intend to import is more than the allowable limit of 1%, which is in violation to DENR Administrative Order No. 14-A Series of 1993.

In view thereof, **all importation of Coal** consigned to **SCG Trading Philippines, Inc.** should not be processed or released without the **Certification** from **DENR** allowing them to import said type of coal.

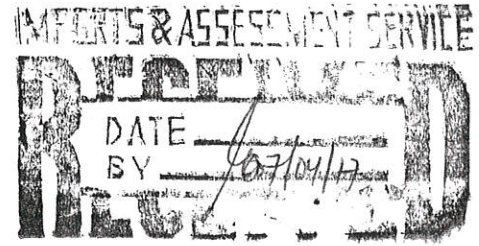
For your information and guidance and strict compliance.


MILO D. MAESTRECAMPO, MBA, CSP
Director III
Imports and Assessment Service



Republic of the Philippines
DEPARTMENT OF ENERGY
 (Kagawaran ng Enerhiya)

05 June 2017



Mr. SUPANAI CHANDANAVASE

President
 SCG TRADING PHILIPPINES, INC. (SCGTPI)
 Unit 903 Fort Legend Towers,
 3rd Ave cor 31st Street, Fort Bonifacio
 Global City, Taguig City
 Tel No. 794-4028 loc 201 / 501-8635

Dear **Mr. Chandanavase**:

We refer to your letter requests for Certificate of Compliance (COC) for Coal Importation dated 10 April 2017, 5 May 2017 and 30 May 2017. We have noted in the attached certificate of laboratory coal analysis, that the amount of sulfur content in the coal you intend to import is more than the allowable limit of 1%, which is in violation to DENR Administrative Order No. 14-A Series of 1993 (copy attached).

In view thereof, you are hereby enjoined to secure a certification form DENR allowing SCGTPI to import the said type of coal before we can approve your COC application.

For your strict compliance.

Very truly yours,

RINO E. ABAD
 Director
 Energy Resource Development Bureau

Cc : Bureau of Customs
 South Harbor, Gate 3, Port Area, Manila,

Bureau of Internal Revenue
 BIR National Office Bldg., BIR Road,
 Diliman, Quezon City, Philippines

* No attachments received

**DENR ADMINISTRATIVE ORDER
No. 14-A
Series of 1993**

**Subject : AMENDMENT TO ADMINISTRATIVE ORDER NO. 14
SERIES OF 1993 AND CLARIFYING ITS COVERAGE
AND SCOPE**

WHEREAS, Administrative Order No. 14, Series of 1993 (AO 14 s. 1993) was promulgated by the Department of Environment and Natural Resources to revise the Air Quality Standards of the Philippines.

WHEREAS, due to a number of pressing concerns related to compliance with AO 14 s. 1993, the Department sees the need to amend certain portions of the Order to allow for a more effective flow of implementation;

NOW THEREFORE, for and in consideration of the above premises and consistent with the provisions of PD 984, the Department hereby amends and clarifies certain provisions of DAO 14 s. 1993, as follows:

1. The term "Existing Source" defined in paragraph (g) Section 57 shall be redefined as follows:

"Any source already erected, installed and in operation or for which construction has been offered for bidding or for which the final engineering design was completed and/or actual construction has commenced prior to April 24, 1993; provided, however, that any existing source which in the considered opinion of the Department has undergone a modification after the date of adoption of an applicable rule or regulation, shall be classified and considered a new source except when the modification is related to attempts to improve the quality of the air emissions of the source".

2. A source not satisfying any of the conditions enumerated in the redefinition of the term "Existing Source" stated above shall be classified as "New Source" for purposes of paragraph (q) Section 57 of AO s. 1993.
3. Footnotes "c" and "d" of Table 2, Section 59 shall be amended such that the following phrase shall be added to both footnotes: "subject to the availability of appropriate technology."
4. The provisions of Section 60, paragraphs (a) and (b) concerning sulfur compound emissions are clarified as follows:
 - (i) Existing stationary sources shall burn in any fuel burning equipment/steam generators only liquid and solid fuel containing sulfur not exceeding those indicated in paragraph (a) (1) (a) and (a) (1) (b), starting April 24, 1993;

- (ii) The Department Secretary shall promulgate new and lower sulfur content fossil fuel requirements within the period from April 24, 1995 to January 1, 1996;
 - (iii) If, by January 1, 1996, no such fuel requirements are promulgated, the following measures shall be implemented:
 - a) In order to meet the emission standards, existing major sources shall install SOx control facilities within five (5) years;
 - b) Existing major/smaller fuel burning equipment/steam generators shall comply with Section 60 (c) and 61 of DAO 14 s. 1993.
5. Section 60 paragraph (c) providing corrective measures "when an existing source is unable to comply with SOx emission limits", covers existing minor (smaller) as well as major fuel burning equipment/steam generators.
6. In lieu of the provision of Section 61 (variance), the Department shall instead require the submission of a Program of Compliance which shall be approved by the Department Secretary prior to implementation. The Program of Compliance shall consist of the following:
- (i) Details of the proposed abatement program, time schedule and cost estimates;
 - (ii) Interim abatement measures;
 - (iii) Surety bond to be determined by the Department;
 - (iv) Other relevant data as may be required by the Department.

This Program of Compliance, therefore, supercedes the provisions of Section 61 (Variance).

- 7. Section 60 paragraph (d), "Penalty for Non-Compliance" shall be deleted and, instead Section 67, "Penalties" shall be implemented.*

This Order takes effect thirty (30) calendar days after its publication in at least two (2) newspapers of national circulation in the Philippines.

APPROVED:

(Sgd.) ANGEL C. ALCALA
Secretary
Department of Environment
and Natural Resources

09 December 1993

* This provision was modified per DENR Memorandum Circular No. 16, Series of 1995 dated 24 May 1995.