



# BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



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PROFESSIONALISM INTEGRITY ACCOUNTABILITY

09 April 2021

## CUSTOMS MEMORANDUM CIRCULAR (CMC)

NO. 70-2021

**SUBJECT: EO 128 (SERIES OF 2021) ON "TEMPORARILY MODIFYING THE RATES OF IMPORT DUTY ON FRESH, CHILLED OR FROZEN MEAT OF SWINE UNDER SECTION 1611 OF REPUBLIC ACT NO. 10863, OTHERWISE KNOWN AS THE "CUSTOMS MODERNIZATION AND TARIFF ACT"**

In view of the effectivity of **Executive Order No. 128 (series of 2021)** on "Temporarily Modifying the Rates of Import Duty on Fresh, Chilled or Frozen Meat of Swine under Section 1611 of Republic Act No. 10863, otherwise known as the "Customs Modernization And Tariff Act," on **09 April 2021**, all concerned are informed that all articles specifically listed in Annex A of EO 128, which are entered into or withdrawn from warehouses in the Philippines for consumption, shall be levied the temporary MFN rates of duty as prescribed therein.

EO 128 shall be effective for a period of one (1) year.

Thus, the Bureau of Customs' Electronic to Mobile (E2M) System is hereto required to reflect the temporary MFN rates of duty pursuant to the said EO.

All District and Sub-Port Collectors, and all others concerned are hereby directed to confirm the dissemination of this Order throughout their offices within five (5) days from receipt thereof for records purposes.

This Order shall take effect immediately.

**REY LEONARDO B. GUERRERO**  
Commissioner



MALACAÑAN PALACE  
MANILA

BY THE PRESIDENT OF THE PHILIPPINES

EXECUTIVE ORDER NO. 128

**TEMPORARILY MODIFYING THE RATES OF IMPORT DUTY ON FRESH, CHILLED OR FROZEN MEAT OF SWINE UNDER SECTION 1611 OF REPUBLIC ACT NO. 10863, OTHERWISE KNOWN AS THE "CUSTOMS MODERNIZATION AND TARIFF ACT"**

**WHEREAS**, the damaging effects of the African Swine Fever (ASF) to the domestic swine industry have led to soaring prices and plummeting supply of pork meat;

**WHEREAS**, it will take time for the domestic swine industry to fully recover and attain sufficient local pork production;

**WHEREAS**, the government recognizes the need to immediately address the current shortage in swine meat, and endeavors to strengthen food supply to ensure that Filipinos have equitable access to food, particularly meat;

**WHEREAS**, there is an urgent need to temporarily reduce the Most Favoured Nation (MFN) tariff rates on fresh, chilled or frozen meat of swine to address the existing pork supply shortage, stabilize prices of pork meat, and minimize inflation rates;

**WHEREAS**, Section 1608 of Republic Act (RA) No. 10863 empowers the President, in the interest of general welfare and national security, and upon recommendation of the National Economic and Development Authority (NEDA), to increase, reduce or remove existing rates of import duty; and

**WHEREAS**, on 11 March 2021, the NEDA Board endorsed *ad referendum* the temporary reduction of the MFN tariff rates on meat of swine falling under AHTN 2017 Heading 02.03;

**NOW, THEREFORE, I, RODRIGO ROA DUTERTE**, President of the Republic of the Philippines, by virtue of the powers vested in me by law, do hereby order:

**SECTION 1. Rates of Import Duty.** The articles specifically listed in Annex A hereof, as classified in compliance with Section 1611 of RA No. 10863, shall be subject to the temporary MFN rates of duty, in accordance with the schedule indicated opposite the article.

Upon the effectivity of this Order, all articles specifically listed in Annex A

hereof, which are entered into or withdrawn from warehouses in the Philippines for consumption, shall be levied the temporary MFN rates of duty as prescribed therein.

**SECTION 2. Repeal.** All other issuances, administrative rules and regulations, or parts thereof, which are inconsistent with this Order are hereby repealed or modified accordingly.


**SECTION 3. Separability.** If any provision of this Order is declared invalid or unconstitutional, the other provisions not affected thereby shall remain valid and subsisting.

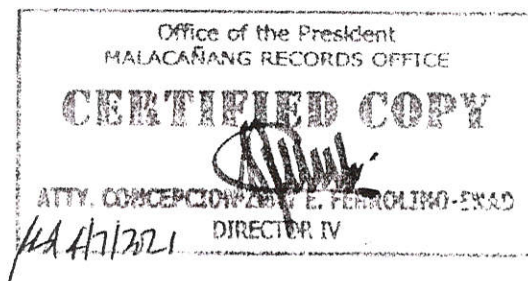
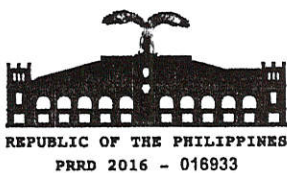
**SECTION 4. Effectivity.** This Order shall take effect immediately upon its complete publication in the Official Gazette or in a newspaper of general circulation, and shall be effective for a period of one (1) year from such date.

**DONE**, in the City of Manila, this 7<sup>th</sup> day of April in the year of Our Lord, Two Thousand and Twenty One.


By the President:

  
**SALVADOR C. MEDIALDEA**  
Executive Secretary



ANNEX A

Hdg. No.	AHTN Code 2017	DESCRIPTION	MFN Rates of Duty (%)		
			First 3 months <sup>1</sup> upon effectivity	4 <sup>th</sup> to 12 <sup>th</sup> month	After the 12 <sup>th</sup> month
(1)	(2)	(3)	(4)	(5)	
02.03		<b>Meat of swine, fresh, chilled or frozen.</b>			
		- Fresh or chilled :			
	0203.11.00	-- Carcasses and half-carcasses :			
	0203.11.00A	--- In-Quota	5	10	30
	0203.11.00B	--- Out-Quota	15	20	40
	0203.12.00	-- Hams, shoulders and cuts thereof, with bone in :			
	0203.12.00A	--- In-Quota	5	10	30
	0203.12.00B	--- Out-Quota	15	20	40
	0203.19.00	-- Other :			
	0203.19.00A	--- In-Quota	5	10	30
	0203.19.00B	--- Out-Quota	15	20	40
		- Frozen :			
	0203.21.00	-- Carcasses and half carcasses :			
	0203.21.00A	--- In-Quota	5	10	30
	0203.21.00B	--- Out-Quota	15	20	40
	0203.22.00	-- Hams, shoulders and cuts thereof, with bone in :			
	0203.22.00A	--- In-Quota	5	10	30
	0203.22.00B	--- Out-Quota	15	20	40
	0203.29.00	-- Other :			
	0203.29.00A	--- In-Quota	5	10	30
	0203.29.00B	--- Out-Quota	15	20	40

<sup>1</sup> First ninety (90) days upon effectivity.