



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA

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PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

22 March 2021

CUSTOMS MEMORANDUM CIRCULAR

NO. 64-2021

To: The Assistant Commissioner
All Deputy Commissioners
All Directors and Division Chiefs
All District/Port Collectors
And Others Concerned

SUBJECT: Executive Order No. 127

Attached are the Memoranda of Atty. Concepcion Zeny E. Ferrolino-Enad, Director IV, Office of the President, Malacañang and Mr. Alvin P. Diaz, Director IV, Central Administration Office, Department of Finance endorsing copy of Executive Order No. 127 entitled:

"EXPANDING THE PROVISION OF INTERNET SERVICES THROUGH INCLUSIVE ACCESS TO SATELLITE SERVICES, AMENDING EXECUTIVE ORDER NO. 467 (S. 1998) FOR THE PURPOSE."

For your information and guidance.

For record purposes, please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt hereof.

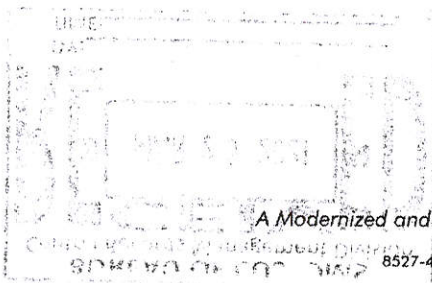
REY LEONARDO B. GUERRERO

Commissioner

MAR 25 2021



BOC-09-19860



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CMC NO. 64-2021 p. 2

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Internal Admin Group
Received by: VICKY REYES
Date: 03/18/2021
Time: 8:30

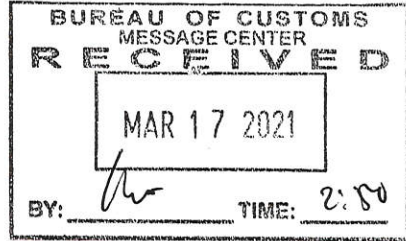


Republic of the Philippines
DEPARTMENT OF FINANCE

Roxas Boulevard Corner Pablo Ocampo, Sr. Street
Manila 1004



BOC-09-19840



MEMORANDUM

FOR : **HEADS OF OFFICES**
This Department

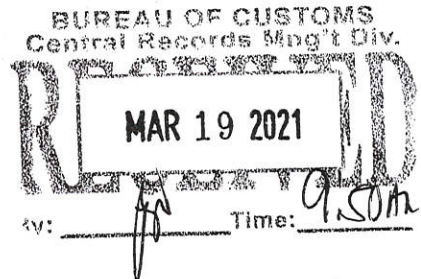
HEADS OF BUREAUS/ATTACHED AGENCIES
Department of Finance

FROM :
ALVIN P. DIAZ
Director IV
Central Administration Office

SUBJECT : **Executive Order No. 127** entitled "EXPANDING THE PROVISION OF INTERNET SERVICES THROUGH INCLUSIVE ACCESS TO SATELLITE SERVICES, AMENDING EXECUTIVE ORDER NO. 467 (S. 1998) FOR THE PURPOSE"

DATE : March 16, 2021

Attached for information and guidance is a copy of Executive Order No. 127 dated 10 March 2021 from Executive Secretary Salvador C. Medialdea, Office of the President on the above-captioned subject.



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hms
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MALACAÑAN PALACE
MANILA

EXECUTIVE ORDER NO. 127

EXPANDING THE PROVISION OF INTERNET SERVICES THROUGH INCLUSIVE ACCESS TO SATELLITE SERVICES, AMENDING EXECUTIVE ORDER NO. 467 (S. 1998) FOR THE PURPOSE

WHEREAS, Section 24, Article II of the Constitution provides that the State recognizes the vital role of communications and information in nation-building;

WHEREAS, Republic Act (RA) No. 10844 or the "Department of Information and Communications Technology Act of 2015," declares it a policy of the State, to (i) ensure the provision of strategic, reliable, cost-efficient and citizen-centric Information and Communications Technology (ICT) infrastructure, systems and resources as instruments of good governance and global competitiveness; (ii) ensure universal access to quality, affordable, reliable and secure ICT services; (iii) promote the development and widespread use of emerging ICT, and foster and accelerate the convergence of ICT and ICT-enabled facilities; and (iv) foster an ICT sector policy environment that will promote a broad market-led development of the ICT and ICT-enabled sectors, a level playing field, partnership between private and public sectors, strategic alliance with foreign investors, and balanced investments between high-growth and economically-depressed areas;

WHEREAS, under RA No. 10929 or the "Free Internet Access in Public Places Act," it is a declared policy of the State to promote an environment for the development of infrastructure that would ensure the availability and accessibility to reliable and secure internet access suitable to the needs of the nation;

WHEREAS, Executive Order (EO) No. 467 (s. 1998) provides the policy guidelines and regulations concerning the operation and use of international satellite telecommunications facilities and services in the country;

WHEREAS, in recognition of the vital role of communications in nation-building, the government has continuously set forth policies for the promotion of advancements in the field of ICT and the universal availability thereof;

WHEREAS, in recent years, high-speed wired and wireless data networks providing interactive connection to the internet have emerged as powerful drivers of economic and social change such that access to the internet has become a basic household need for Filipinos;

WHEREAS, the government recognizes that universal access to fast and reliable internet services is vital in order for the country to join the ranks of developed economies due to the internet's transformative impact on e-government and the

THE PRESIDENT OF THE PHILIPPINES

delivery of basic services, the elimination of red tape, freedom of information, disaster preparedness, public safety, readiness for climate change, education for all, and inclusive growth;

WHEREAS, Section 6 of RA No. 10929 allows internet service providers to acquire and utilize internet connectivity directly from satellites and other emerging technologies to ensure universal coverage, which when used to provide internet connectivity shall be considered as value-added services; and

WHEREAS, Section 17, Article VII of the 1987 Constitution grants the President control of all the executive departments, bureaus and offices, and mandates the faithful execution of laws;

NOW, THEREFORE, I, RODRIGO ROA DUTERTE, President of the Republic of the Philippines, by virtue of the powers vested in me by the Constitution and existing laws, do hereby order:

SECTION 1. Amendments to EO No. 467. (a) Sections 1(a) and 1(b) of EO 467 (s. 1998) are hereby merged and amended to read as follows:

"Section 1. Policy and Regulation. The following policy and regulations shall govern the operation and use of satellite facilities in the country:

- a. **Inclusive Access to Satellite Services.** Enfranchised telecommunications entities duly authorized by the National Telecommunications Commission (NTC), and Value-Added Service (VAS) Providers and Internet Service Providers (ISPs) duly registered with the NTC shall be allowed direct access to all satellite systems, whether fixed or mobile, international or domestic, to build and operate broadband facilities to offer internet services. Broadcast service providers may also be allowed to directly access satellite systems subject to NTC rules, regulations and authorizations."

XXXX

Sub-paragraphs (c), (d) and (e) of Section 1 of EO No. 467 shall be renumbered as (b), (c) and (d), respectively.

- (b) Section 2 is hereby amended as follows:

"Section 2. Access to Satellite-Based Technology. The NTC shall update its regulations and expedite its administrative processes to enable VAS providers and ISPs to directly access, utilize, own and operate facilities for internet access service using satellite technologies such as, but not limited to, Very Small Aperture Terminals, Broadband Global Area Network and other similar technologies, for all segments of the broadband network. It is understood, however, that VAS providers and ISPs shall comply with existing policies and requirements concerning the registration of VAS and ISP offerings and submission of their schedule of rates."

(c) Section 3 is hereby amended as follows:

“Section 3. Definition of Terms. For the purpose of this Order and in the implementation of the above policy, the following definitions shall apply:

- a. Direct Access – any one of a number of measures permitting direct dealings between authorized entities and satellite system providers at specified levels as defined by the NTC.”

XXXX

(d) Section 4 is hereby amended as follows:

“Section 4. Policy Review. The DICT, in consultation with the concerned agencies and sectors, shall regularly review the responsiveness of the above policy and submit recommendations to the Office of the President.”

SECTION 2. Philippine Orbital Slot. The DICT, through the NTC, shall pursue policies to secure necessary orbital slots for Philippine satellite(s).

SECTION 3. Implementing Rules and Regulations. Within thirty (30) days from the issuance of this Order, the DICT, in coordination with the NTC, shall issue the necessary rules and regulations for the implementation of the national policy for inclusive access to satellite services.

SECTION 4. Unaffected Provisions. Except for the foregoing amendments, all other provisions of EO No. 467 shall remain unchanged.

SECTION 5. Repeal. All orders, rules and regulations, issuances, or any part thereof, inconsistent with the provisions of this Order are hereby repealed, amended or modified accordingly.

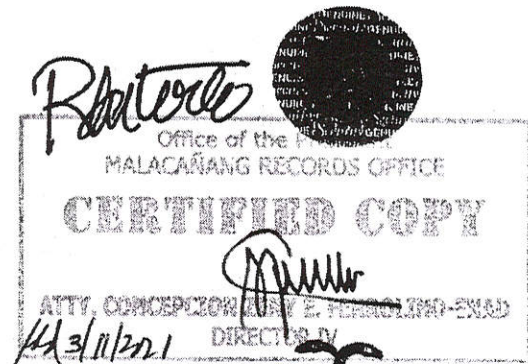
SECTION 6. Separability. If any provision of this Order is declared invalid or unconstitutional, the remaining provisions not affected thereby shall continue to be in full force and effect.

SECTION 7. Effectivity. This Order shall take effect immediately upon its publication in the Official Gazette or in a newspaper of general circulation.

DONE in the City of Manila, this 10th day of March, in the year of our Lord, Two Thousand and Twenty One.

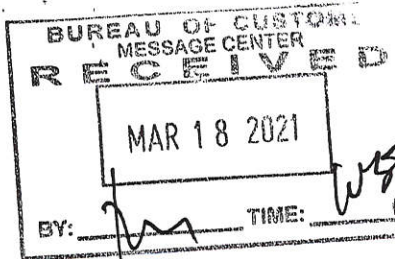
By the President:

[Signature]
SALVADOR C. MEDIALDEA
Executive Secretary

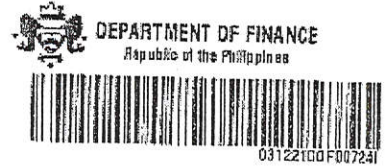


CMC NO. 64-2021

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2/15/2021
Internal Admin. Group
Received by: VICKY REYES
Date: 03/18/2021
Time: 4:28



Office of the President
of the Philippines
Malacañang

TO ALL USDOs/ASDOs/COs/
HOAA

MALACAÑANG RECORDS OFFICE



Manila, March 11, 2021

SECRETARY CARLOS G. DOMINGUEZ III
Department of Finance
Manila

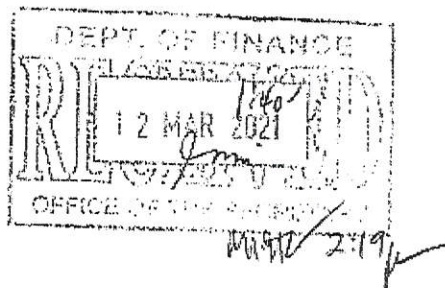
Sir:

I have the honor to transmit for your information and guidance, a certified copy of Executive Order No. 127 dated March 10, 2021 entitled "EXPANDING THE PROVISION OF INTERNET SERVICES THROUGH INCLUSIVE ACCESS TO SATELLITE SERVICES, AMENDING EXECUTIVE ORDER NO. 467 (S. 1998) FOR THE PURPOSE."

Thank you.

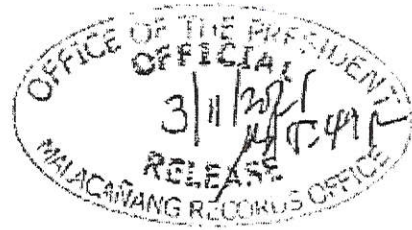
Very truly yours,

ATTY. CONCEPCION ZERVA E. FERROLINO-ENAD
Director IV



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MALACAÑAN PALACE
MANILA

EXECUTIVE ORDER NO. 127

**EXPANDING THE PROVISION OF INTERNET SERVICES
THROUGH INCLUSIVE ACCESS TO SATELLITE SERVICES,
AMENDING EXECUTIVE ORDER NO. 467 (S. 1998) FOR THE
PURPOSE**

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THE PRESIDENT OF THE PHILIPPINES

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DONE in the City of Manila, this 10th day of March, in the year of our Lord, Two Thousand and Twenty One.

By the President:

[Signature]
SALVADOR C. MEDIALDEA
Executive Secretary

