



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

OFFICE OF THE COMMISSIONER

MEMORANDUM:

TO : ALL DISTRICT AND SUB-PORT COLLECTORS
ALL OTHER CONCERN

FROM : ALBERTO D. LINA
Commissioner

SUBJECT : Reminder Letter from Chairman Jesus Lim Arranza (FPI) dated 11 January 2016

Date : 22 January 2016

In view of the attached letter from Chairman Jesus Lim Arranza, Federation of Philippine Industries, Inc. (FPI) dated 11 January 2016, bearing on the observation relative to the decrease in number of import entries submitted by the ports to the FPI-ITE, for review and recommendations as to the proper description/classification, valuation and quantity/weight valuation of imported products under the Mandatory Product Standards Certification Scheme and other monitored and sensitive products listed in the attached Annexes "A" and "B", forming part of the Memorandum of Agreement (MOA), signed between the BOC and the FPI.

In view of the foregoing, all concerned are hereby reminded of the provisions of the said MOA, as circularized by Customs Memorandum Circular (CMC) No. 05-2011 dated 20 December 2010.

For compliance and guidance.


ALBERTO D. LINA
Commissioner



Cc:
Chairman Jesus Lim Arranza
Federation of the Philippine Industries, Inc.
Units 701-702 Atlanta Centre Condominium
31 Annapolis St., Greehills, San Juan City
Encl.:a/s
16-01831
FPI/01.22.2016

FEDERATION OF PHILIPPINE INDUSTRIES, INC.

The Voice of Industry

January 11, 2016

Officers:

- ENELEO J. CARLOS JR.
Chairman Emeritus
- SUS LIM ARRANZA
President
- GEORGE S. CHUA
Vice President
- SUS R. MONTEMAYOR
Vice President
- FRANCISCO VARUA
Vice President for Agriculture
- ENATO R. ERMITA
Vice President for Manufacturing
- ARSENIO N. TANCO
Vice President for Corporation Members
- HENRY A. TAÑEDO
Secretary
- LIZABETH H. LEE
Corporate Secretary

HON. ALBERTO D. LINA
Commissioner
Bureau of Customs, Port Area, Manila

Dear Comm.Lina:

Greetings from the Federation of Philippine Industries!



This has reference to the import entries being referred by the Bureau of Customs (BOC) to our FPI Industry Technical Experts (FPI-ITEs) for their technical perusal and recommendation.

As you know, by virtue of CMC 5-2011 (*Memorandum of Agreement between the Bureau of Customs and the Federation of Philippine Industries*), the Bureau of Customs (BOC) shall allow the FPI Industry Technical Experts to assist BOC in the physical and documentary inspection by submitting recommendations as to proper valuation, classification/description and quantity as contained in the official FPI-ITE Report. Hence, if the import entries will not be shown to our ITEs, the necessary assistance by way of the said recommendations could not be exactly made and would render our ITEs inutile.

Be that as it may, based on our records, there has been a noticeable decrease in the number of import entries which have been referred/shown to our ITEs in the year 2015 as compared to year 2014. Please take note that it is the Bureau of Customs' concerned personnels that have total control on the referral of import entries to our ITEs.

Hence, it is in this regard that we wish that this should be looked upon and that pursuant to CMC 5-2011 the necessary import entries be regularly referred to the FPI-ITEs in order for the latter to execute the mandate as envisioned therein.

Rest assured of our continued commitment to assist your agency in its earnest effort in protecting as well as collecting the correct revenues for the government.

Thank you for your kind attention.

Very truly yours,


JESUS LIM ARRANZA
Chairman



MASTER COPY

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

December 20, 2010

CUSTOMS MEMORANDUM CIRCULAR
NO. J-2011

TO: All Deputy Commissioners
All Directors & Chiefs
All District/Port Collectors
And Others Concerned

SUBJECT: MOA BETWEEN THE BUREAU OF CUSTOMS (BOC) AND
THE FEDERATION OF PHILIPPINE INDUSTRIES, INC. (FPI)

Attached is a copy of the Memorandum of Agreement between the Bureau of Customs (BOC) and the Federation of Philippine Industries, Inc., (FPI) entered into by Commissioner ANGELITO A. ALVAREZ for the BOC and Chairman JESUS LIM ARRANZA for FPI, on the 19th day of November, 2010 in the City of Manila, Philippines.

For your information and guidance.

Please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt hereof.


ANGELITO A. ALVAREZ
Commissioner





WAL 0 - 2011

DEC 21 2010

RECEIVED
 OFFICE OF THE COMMISSIONER
 BUREAU OF CUSTOMS
 DATE: _____ TIME: _____
 BY: _____

FOR THE OFFICE OF CUSTOMS COMMISSIONER: *my*

DECEMBER 16, 2010

BUREAU OF CUSTOMS
 Office of the Commissioner
 Incoming Document No.
 10-20443

ACKNOWLEDGMENT RECEIPT
OF ORIGINAL COPIES OF MOA BETWEEN BOC AND FPI

RECEIVED FROM THE FEDERATION OF PHILIPPINE INDUSTRIES (FPI), TWO (2) SETS OF THE ORIGINAL COPIES OF THE MEMORANDUM OF AGREEMENT (MOA) SIGNED BETWEEN THE BUREAU OF CUSTOMS (BOC) AND THE FEDERATION OF PHILIPPINE INDUSTRIES LAST NOVEMBER 19, 2010.

RECEIVED AT THE BOC BY: _____



MC 5-2011

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This AGREEMENT entered into this 19th day of November 2010, in the City of Manila, Philippines, by and between:

The BUREAU OF CUSTOMS, a government agency under the Department of Finance, with address at the Office of the Commissioner's Building, Bureau of Customs, Port of Manila, represented in this Agreement by its Commissioner, ANGELITO A. ALVAREZ, and herein referred to as "BOC"; and,

The FEDERATION OF PHILIPPINE INDUSTRIES, INC., a non-stock, non-profit organization, created and existing under and by virtue of Philippine laws, with office at Suite 701, Atlanta Center Condominium, Annapolis Street, Greenhills, San Juan, Metro-Manila, represented herein by its Chairman JESUS LIM ARRANZA, and herein referred to as, "FPI".

WITNESSETH: That;

WHEREAS, the Bureau of Customs (BOC), is responsible for the collection of the proper revenue for the government and serves as guardian in the entry of imported products compliant with Philippine National Standards (PNS) through any of the Philippine Ports;

WHEREAS, FPI is a federation of local manufacturers and producers advocating fair trade practices covering anti-smuggling measures and promotion of PNS-compliant products to protect the interests of the Philippine Government, industries and consumers.

WHEREAS, it is the responsibility of the BOC to uphold the quality and safety requirements of imported products covered by Mandatory Products Certification Scheme in accordance with Republic Act 4109, Republic Act 7394 and Letter of Instructions 1208, ensuring that all imported goods that enter Philippine Territory through any of its ports of entry are compliant thereto;

WHEREAS, the BOC agree to exchange non-classified information to FPI to assist in the BOC's revenue collection efforts and obtain timely data to identify possible injurious import transactions that are detrimental to the domestic industries and that may affect revenue collection efforts of the BOC.





WHEREAS, FPI has the manpower resources and technical expertise to assist the BOC in enhancing the performance of their respective mandates.

NOW, THEREFORE, the parties agree as follows:

- I To strengthen the cooperation between the BOC and FPI in the realization of the objectives enshrined in this Memorandum of Agreement; and,
- II. To examine and develop ways in which cooperation and consultation between BOC and FPI could be improved with a view to combating smuggling, monitoring injurious import transactions and fraudulent valuation, and preventing the proliferation of substandard imported articles particularly those covered under the Mandatory Product Standards Certification Scheme.

1. The BOC shall:

- (a) ALLOW FPI-Industry Technical Experts (ITEs) to assist the BOC in the physical and documentary inspection of 1) all imported products covered under Mandatory Product Standards Certification Scheme (Annex A), 2) all imported sensitive agricultural products such as, but not limited to, sugar, onions, etc. whose corresponding and related tariff lines are listed in Annex B, and 3) monitored/sensitive products listed in Annex C that are subject to continuing alert by submitting recommendations as to proper description/classification, valuation, and quantity/weight as contained in the Official FPI-ITE Report.
- (b) RELEASE only those shipments that are in compliance with the rules and regulations of the Philippine National Standards and, in case of agricultural products those that have been issued clearance for release by the corresponding government agency.

3. The FPI shall:

- (a) Provide the BOC with qualified Industry Technical Experts to monitor imported products covered under 1(b) above.
- (b) To submit reports to BOC on a timely and regular basis, importations monitored by the ITEs in line with this MOA.

[Handwritten Signature]

[Handwritten Mark]

- (c) Supervise the operation of the ITEs and ensure that the submitted recommendations are appropriate and in compliance with the objectives of this MOA.

This Agreement shall take effect upon its execution by the parties and may be terminated upon written notice by any of the party. Any modification or amendment of the stipulations, terms and conditions shall be mutually agreed upon in writing by the parties.

IN WITNESS WHEREOF, these presents are signed on the date and at the place first above written.

BUREAU OF CUSTOMS


By: 
ANGELITO A. ALVAREZ
Commissioner

FEDERATION OF PHILIPPINE INDUSTRIES, INC.

By: 
JESUS LIM ARRANZA
Chairman

IN THE PRESENCE OF:





ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES }
MANILA } S.S.

NOV 19 2010

BEFORE ME, a Notary Public for and in the above jurisdiction, this 19th of October, 2010 personally appeared:

Name	Other competent evidence of identity (pursuant to A.M. No. 02-8-13-SC)	Issued on	Issued at
ANGELITO A. ALVAREZ	Passport # NW0174259	Oct 10, 2007	MLA
JESUS LIM ARRANZA	Driver's License # N11-63-033545	Aug 10, 2008	LTD - Pusanaga

Who appear to me in person and present an integrally complete instrument or document; and, who represent to me that signatures on the instrument or document, consisting of seven (7) pages, including this page where the acknowledgement is written and Annexes, was voluntarily affixed by them for the purpose/s stated in the instrument or document; and declare that they have executed the instrument or document as their free voluntary act and deed, and, if they act in a particular representative capacity, that they have the authority to sign in that capacity.

WITNESS MY HAND AND SEAL on the date and at the place above written.

Doc. No. 334 ;
Page No. 67 ;
Book no. 11 ;
Series of 2010

NOTARY PUBLIC
ATTY. DERVIN V. CASTRO
NOTARY PUBLIC
UNTIL DECEMBER 31, 2010
IBP NO. 240345
PTR NO. 3176112 UNTIL DEC. 31, 2010
ROLL NO. 53624

ANNEX "A"

LIST OF PRODUCTS COVERED BY THE BPS MANDATORY PRODUCT STANDARDS CERTIFICATION SCHEME

Air conditioners	LPG Cylinders for Requalification
Appliances	LPG System Code of Practice
Automatic Voltage Regulator (AVR)	Luminaries
Ballast Electronic	Matches
Ballast Pre-heat Magnetic	Medical Grade Oxygen
BI/GI Steel Pipes	Metal Boxes for Electrical Use
Brake Fluids	Microwave Ovens
Cement	Monobloc Chairs/Stools
Ceramic Floor and Wall tiles	Ovens
Christmas Lights	Pipes PE for Water Supply
Circuit Breakers	Pipes uPVC
Circular Fluorescent Lamps	Pipes, PB
Coffeemaker	Plugs
Cooking Ranges	Plywood
Deformed Steel Bars	PVC Electrical Tapes
Coffeemaker	PVC Rigid Electrical Conduits
Dehumidifiers	PVC-U Pipes for Drain Waste and Vent
Cooking Range	Range Hoods
Dryers	Refrigerators
Edison Screw	Rerolled Steel Bars
Electric Fans	Rice Cookers
Electric Heat Pumps	Rice Cookers, airport and coffeemaker
Extension Cords	Roasters
Fire Extinguishers	Safety Belts, Seat Belts
Flat Glass	Safety Glass for Automotive
Flat Irons	Sanitary Wares
Flexible Cords PVC	Socket Outlets
Flourescent Lamps linear double cap	Spin Extractors
Fuseholders	Steel sheet Cold-Reduced Carbon
Fuses	Steel Sheet Continuous Hot-Dip Aluminum Alloy Coated
Gas Stove	Steel Sheet Hot-Dip Zinc 5% Aluminum Alloy Coated
Grills	Steel Sheet Hot Dip Zinc Coated
Hobs	Steel Sheets and Coils
Immersion Water Heaters	Steel Wires Low Carbon
Incandescent Lamps/bulbs	Storage Water Heaters
Inner Tubes for Tires	Switches Snap
Instantaneous Water Heaters	Switches, Snap
Kitchen Machines	Switches Knife
Lamp Holder	Storage Water Heaters
Lamp Starter	Television Sets
Lead Acid Batteries	Tires for Automotive Vehicles
Lighters	Toasters
Lighting Chains	Vacuum Cleaners
LPG Cylinders for Household Use	Washing Machines
LPC Cylinders for Motor Vehicles	Wire Nails
LPG Cylinders for Repair	Wires and Cables

Sensitive Agricultural Products and Their Corresponding Tariff Lines**I. SUGAR**

- i. Tariff Headings 1701.11.00 to 1701.99.90 (inclusive of all tariff subheadings)
 - Cane or beet sugar and chemically pure sucrose in solid form.
- ii. Tariff Headings 1702.11.00 to 1702.90.90 (inclusive of all tariff subheadings)
 - Other sugars, including chemically pure lactose, mallose, glucose and fructose, in solid form; sugar syrups not containing flavouring or colouring matter; artificial honey, whether or not mixed with natural honey; caramel.
- iii. Tariff Headings 1703.10 to 1703.90.90 (inclusive of all tariff subheadings)
 - Molasses resulting from the extraction or refining of sugar.
- iv. Tariff Headings 1704.10.00 to 1704.90.90 (inclusive of all tariff subheadings)
 - Sugar confectionary (including white chocolate), not containing cocoa.
- v. Tariff Headings 2104.10 to 2104.20.90 (inclusive of all tariff subheadings)
 - Soups and broths and preparations therefor; homogenized composite food preparations.
- vi. Tariff Headings 2106.90.20 to 2106.90.99 (inclusive of all tariff subheadings)
 - Food preparations not elsewhere specified or included.

ANNEX "C"

CMC 5-2011

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LIST OF MONITORED/SENSITIVE PRODUCTS

1.	Automobiles (brand new, including used/second-hand motor vehicles) and parts thereof
2.	Automotive Batteries, Motorcycles and Industrial Batteries including scraps
3.	Cassava Starch/Modified/Other Starch
4.	Cement/Clinker
5.	Ceramic Tiles (Wall/Floor Ceramic Tiles)
6.	Chemicals (STPP, Disodium Sulphate, Others; Mono or Disodium Phosphates, Trisodium Phosphates, Potassium Phosphates, Calcium Phosphates, Tribasic, Tetrasodium Phosphates (TSPP), Other phosphates; Soda ash, Sodium Hydrogen Carbonate, Calcium Carbonate, Salt, Phosphoric Acid, Zinc Oxide, PVC Stabilizers, Litharge, Stearic Acid, Other Stearates, Cadmium Sulpide, Aluminum Anodes, and Other Chemicals.
7.	Cigars and cigarettes/tobacco
8.	Electrical products/Electrical Appliances
9.	Fertilizers
10.	Footwear (shoes and footwear)
11.	Glass Products (Flat-glass-float glass, sheets, figured, mirror, tempered, toughened, insulated/double glazed, safety, furniture and furniture parts, glass wares).
12.	Kitchen wares, cook wares, table wares, utensils, etc.
13.	Petrochemicals (Resins and Other Plastic Products)
14.	Plywood and other wood products
15.	Pulp and paper/other paper products
16.	PVC Sheets/Tarpauline/Floor Matting/Vinyl Flooring Tiles
17.	Packaging materials/tin cans/tin plates
18.	Rubber Products
17.	Safety Matches/Lighters
18.	Sanitary Wares
19.	Sugar/Other sugar products
20.	Steel Products (Long-Steel Products: Billets, Rebars, Angles, Shapes and Sections, Structures, Wire Rods/Other Steel Wire Products, Cast Iron Pipe Fittings, Steel Pipes/Tubes and Others; Aluminum including other stainless steel products.
21.	Steel Products (Flat-Steel Products: Hot-Rolled/Cold-Rolled Steel Coils/Sheets, Plates, Strips, G.I. Sheets, Tinplates, Aluminum-Zinc Coated Sheets and Pre-painted/painted G.I. Sheets and Coils.
22.	Terry Towels/Toilet Linens
23.	Textiles and garments
24.	Tires (motor cars, buses, trucks, tractors and others)
25.	Tomatoes, whole or in pieces, tomato paste, tomato powder, tomato juice, others
26.	Transformers
27.	Trucks and buses including used/second hand trucks/buses and parts thereof
28.	Welding Electrodes
29.	Wheat flour
30.	Welding Electrodes
31.	Other Agricultural Products, including vegetable oils and allied products
32.	Other Manufacturing Products