



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA

May 6, 1992

CUSTOMS MEMORANDUM ORDER
NO 4792

To: All Collectors of Customs
Service/Division and Section Chiefs
And All Others Concerned

Subject: Guidelines in the Implementation
and Application of Executive Order
No. 517 Lifting the Additional Duty
of Five (5%) Percent Ad Valorem
Imposed through Executive Order
No. 475, amending Executive
Order No. 443.

In the implementation of Executive Order No. 517 dated April 30, 1992, the following rules and regulations are hereby prescribed for the guidance of all concerned;

1. The additional duty of (5) five percent in the nature of ad-valorem imposed on all imported articles prescribed by the provisions of Executive Order No. 475, amending Executive Order No. 443, is now lifted, except the articles falling under the following Headings of the Tariff and Customs Code, as amended:

2709.00 00 *Crude petroleum oils and oils obtained from bituminous minerals*

2710.00 21 *Lubricating oil, including lubricating*
2710.00 29 *oil basestock*

2710.00 31 *Fuel oils*

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2710.00 32 Naptha

2710.00 39 Gas oils including diesel oil and
other heavy oils

2710.00 90 Kerosene including kerosene type
jet fuel

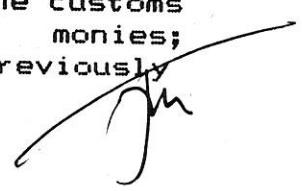
2710.00 90 Motor gasoline

2710.00 90 Other oils and preparations (excluding
low aromatic solvents)

which shall remain subject to the additional duty of
nine (9%) percent Ad Valorem.

2. Effectivity - Executive Order No. 517 shall take effect on May 1, 1992.
3. Reckoning Date - In reckoning the date for the lifting of the additional duty of five (5%) percent Ad Valorem, the following shall be observed:
 - a. For imported articles entered for consumption

The imported articles are deemed entered for consumption in the Philippines when the specified entry form is properly filed and accepted, together with any related documents required by the provisions of the TCCP and/or regulations to be filed with such form at the time of entry, at the port or station and accepted by the customs official designated to receive such entry papers; and any duties, taxes, fees and/or other lawful charges required to be paid at the time of making such entry have been paid or secured to be paid with the customs official designated to receive such monies; provided that the articles have previously



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arrived within the limits of the port of entry. Accordingly, the additional duty of five (5%) percent Ad Valorem shall be lifted if any one of the following takes place during the effectivity of E. O. No. 517;

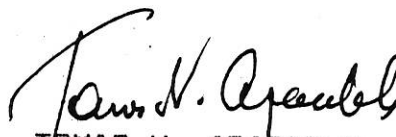
- a.1 arrival of the shipment covered; or
- a.2 filing of the import entry; or
- a.3 payment of the duties, taxes, fees and/or other charges or securing of such payment.

b. For imported articles withdrawn from warehouses

The imported articles shall be deemed withdrawn for consumption from warehouses in the Philippines when the specified form is properly filed together with any related documents required by the provisions of the TCCP and/or regulations to be filed with such form at the time of withdrawal, and accepted by the customs official designated to receive the withdrawal entry; and any duties, taxes, fees and/or other lawful charges required to be paid at the time of withdrawal have been deposited with the customs official designated to receive such payment. Accordingly, the additional duty of five (5%) percent Ad Valorem shall be lifted if any one of the following takes place during the effectivity of E. O. No. 517:

- b.1 filing of withdrawal entry;
- b.2 payment of duties, taxes and other charges

4. The whole text of Executive Order No. 517 is herewith enclosed for ready reference.


TOMAS V. APACIBLE
Commissioner

Office of the President
of the Philippines
Malacañang

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Manila, May 5, 1992

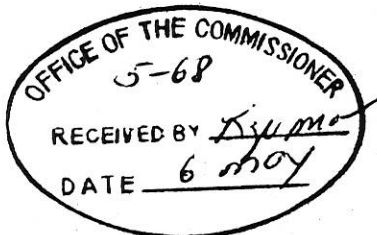
S i n :

Enclosed, for your information and guidance, is a certified copy of Executive Order No. 517 dated April 30, 1992 entitled "LIFTING THE ADDITIONAL DUTY OF FIVE (5%) PERCENT AD VALOREM IMPOSED THROUGH EXECUTIVE ORDER NO. 443, AS AMENDED, ON ALL IMPORTED ARTICLES SUBJECT TO CERTAIN EXCEPTIONS AND CONDITIONS".

Very truly yours,


AURORA T. AQUINO
Director IV

→ Hon. Tomas V. Apacible
~~Acting~~ Commissioner
Bureau of Customs
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ANNEX "A"

ITEMS EXCLUDED FROM THE REDUCTION OF 5% IMPORT LEVY

2709.00 00 Crude petroleum oils and oils
obtained from bituminous minerals

2710.00 21 Lubricating oil, including lubricating
2710.00 29 oil basestock

2710.00 31 Fuel oils

2710.00 32 Naptha

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heavy oils

2710.00 90 Kerosene including kerosene type jet
fuel

2710.00 90 Motor gasoline

2710.00 90 Other oils and preparations (excluding
low aromatic solvents)

MALACAÑANG
MANILA

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EXECUTIVE ORDER NO. 517

LIFTING THE ADDITIONAL DUTY OF FIVE (5%) PERCENT AD VALOREM
IMPOSED THROUGH EXECUTIVE ORDER NO. 443, AS AMENDED, ON ALL
IMPORTED ARTICLES SUBJECT TO CERTAIN EXCEPTIONS AND
CONDITIONS

WHEREAS, pursuant to the powers vested in me by the provisions of Section 401 of the Tariff and Customs Code, as amended, an additional duty of five (5%) percent *ad valorem* was imposed through Executive Order No. 443 dated 3 January 1991, as amended by Executive Order No. 475 dated 15 August 1991, on all imported articles subject to certain exceptions and conditions;

WHEREAS, under the provisions of Executive Order No. 443, as amended, the imposition of the additional duty shall remain until 30 June 1992 or unless the said Executive Order imposing such additional duty is sooner revoked or modified;

WHEREAS, greater economic benefits are expected by stimulating the economy through the lifting of the disincentives for capital investment or importation of production inputs;

NOW, THEREFORE, I, CORAZON C. AQUINO, President of the Philippines, by virtue of the powers vested in me by law, do hereby order:

SECTION 1. *Lifting of the Additional Duty.* - The additional duty in the nature of *ad valorem* imposed on all imported articles prescribed by the provisions of Executive Order No. 443, as amended, is hereby lifted; *Provided*, however, that the selected articles covered by HS Heading Nos. 27.09 and 27.10 of Section 104 of the Tariff and Customs Code, as amended, subject of Annex "A" hereof shall continue to be subject to the additional duty of nine (9%) percent *ad valorem*.

SEC. 2. *Repealing Clause.* - All executive orders, rules and regulations or parts thereof which are inconsistent with this Executive Order are hereby repealed or modified accordingly.

SEC. 3. *Effectivity.* - This Executive Order shall take effect immediately.

DONE in the City of Manila, this 30th day of April, in the year of Our Lord, nineteen hundred and ninety-two.

Corazon C. Aquino

By the President:

Franklin M. Drilon
FRANKLIN M. DRILON
Executive Secretary

