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## **Report Highlights:**

This report outlines Philippine government requirements for the importation of food and agricultural products. The report aims to assist U.S. exporters by providing information on labeling, packaging, permitted ingredients, and other relevant information. It also provides points of contact for key Philippine government authorities, U.S. government agencies, and trade associations. All sections were updated.

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## **Executive Summary:**

The main laws governing food safety and international trade are the Food Safety Act of 2013, the Food, Drug and Cosmetics Act, and the Agriculture and Fisheries and Modernization Act. The main Departments tasked with developing and enforcing food safety standards in the Philippines are the Department of Health and the Department of Agriculture. The Center for Food Regulations and Research of the Philippine Food and Drug Administration is responsible for the safety of processed and prepackaged food products while the Department of Agriculture and its various regulatory agencies are accountable for primary agricultural and fisheries products. Philippine food regulations generally follow the recommendations of the international standard-setting bodies and the United States.

## Section I. Food Laws:

Under Philippine laws and regulations, it is the responsibility of the importer to ensure that any product entering the country's customs territory is in full compliance with Philippine requirements. Philippine food regulations generally follow the recommendations of the three international standard-setting bodies; however, Philippine authorities have increasingly established restrictive conditions with the specific purpose of limiting import volumes of politically sensitive agricultural commodities, including but not limited to rice, corn and its substitutes, poultry, pork, and fishery products. Enforcing authorities check for compliance by inspecting the goods and relevant documentation and decide whether the goods may enter the Philippines. In cases of non-compliance, the goods may be required to be treated before being released or they may be ordered destroyed / disposed of outside the Philippines. Corruption also remains pervasive in the Philippines, creating an environment of non-transparency and uncertainty for importers of agricultural and food products.

The main laws governing food safety and international trade are as follows:

*Food, Drug and Cosmetics Act:* In 1963, Republic Act 3720 (RA3720) or the <u>"Food, Drug and</u> <u>Cosmetics Act"</u> was enacted to ensure the safety and purity of foods, drugs, and cosmetics made available to the public. Under this Act, the Philippine Food and Drug Administration (PFDA) was created under the Department of Health (DOH). PFDA's primary function is to ensure the safety, proper handling, efficacy, purity, and quality of processed foods, drugs, diagnostic reagents, medical devices, cosmetics, and hazardous household substances. PFDA oversees the control of the manufacture and sale of processed foods, where the major concerns are adulteration and mislabeling of food products. It is responsible for the surveillance of imported food products.

*Agriculture and Fisheries Modernization Act:* The Bureau of Agriculture Fisheries Standards (BAFS) under the DA was first established in 1997 as provided for by Republic Act No. 8435 or the <u>AFMA</u>. Its major duties include formulating and enforcing standards of quality in the processing, preservation, packaging, labeling, importation, exportation, distribution, and advertising of fresh and primary agricultural and fisheries products. BAFS also provides assistance in establishing the scientific basis for food safety, trade standards, and codes of practice, and harmonizes them with internationally accepted standards and practices. BAFS serves as the National Enquiry Point for Codex Alimentarius. It is in charge of monitoring and disseminating information on international developments in food safety.

*Food Safety Act:* In August 2013, Republic Act No. 10611 or the <u>"Food Safety Act of 2013"</u> was signed into law. The Act strengthened the food safety regulatory system in the Philippines and set standards from harvest to manufacturing, processing, handling, packaging, distribution, marketing, food preparation, and up to consumption. Under this law, the Department of Agriculture (DA) is responsible for food safety in the primary production and post-harvest stages of the supply chain. The Department of Health (DOH) is responsible for the safety of processed and prepackaged foods, and the conduct of epidemiological studies. The Department of the Interior and Local Government (DILG), in collaboration with the DA and DOH will supervise the enforcement of food safety regulations. Local government units (LGUs) monitor compliance with food safety standards of food businesses such as slaughterhouses, dressing plants, wet markets, supermarkets, school canteens, restaurants, and catering establishments, as well as street food sales. A Food Safety Regulation Coordinating Board was created to monitor compliance with the law, coordinate management and planning during food safety

emergencies, and establish policies and procedures for coordination among agencies involved in food safety. In February 2015, the Implementing Rules and Regulations of the Food Safety Act were signed by the Secretaries of Health and Agriculture, formally implementing the law. Under the Food Safety Act, regulatory oversight over processed meat product was transferred from the DA National Meat Inspection Service (NMIS) to the Philippine Food and Drug Administration (PFDA) effective July 2016.

While not yet fully in force, pursuant to the <u>Implementing Rules and Regulations</u> of the Food Safety Act of 2013 or Republic Act 10611, the DOH through the PFDA shall be responsible for the overall regulation of all activities pertaining to processed and prepackaged foods whereas DA shall be responsible for unprocessed agricultural products. This includes but is not limited to the manufacture, importation, exportation, distribution, sale, and promotion of all processed and prepackaged food products and food supplements/dietary supplements.

## **Regulatory Bodies**

The main regulatory bodies monitoring the safety and quality aspects of imported agriculture and food products are the Department of Health's Food and Drug Administration (PFDA) and the Department of Agriculture's Bureau of Animal Industry (BAI), the Bureau of Fisheries and Aquatic Resources (BFAR), and the Bureau of Plant Industry (BPI). These entities issue a number of Administrative Order Memorandum Orders that provide the administrative details to these food laws.

**Bureau of Animal Industry:** Republic Act No. 3639 <u>BAI Mandate</u> established BAI and empowered it to prescribe standards for quality in the manufacture, importation, labeling, advertising, distribution, and sale of livestock, poultry products, meat products, dairy products, animal feeds and veterinary supplies in the country. BAI is also charged with preventing, controlling, containing, and eradicating communicable animal diseases by regulating the flow of animals and animal products in the country.

*National Meat Inspection Service:* <u>Presidential Decree No. 7</u> authorized the National Meat Inspection Commission (NMIC) to implement policies and procedures governing post production flow of livestock, meat, and meat products through the various stages of marketing. The NMIC supervises the operations of abattoirs and meat establishments and conducts ante- and post-mortem inspections of meat. The Meat Import/Export Service of the NMIC ensures that imported or exportable meat and meat products are produced under acceptable conditions and systems.

In June 2004, Republic Act 9296 otherwise known as the <u>"National Meat Inspection Code"</u> was signed into law and its Implementing Rules and Regulations (<u>IRR</u>) were issued in October 2005. The NMIC was officially renamed the National Meat Inspection Service (NMIS). The law, which transfers certain NMIC functions to the Local Government Units, was crafted to harmonize Philippine meat inspection laws with international standards. While BAI has jurisdiction over the import of both live animals and meat from an animal health perspective, NMIS enforces the food safety and quality regulations over fresh, chilled, and frozen meat and poultry imports into the Philippines.

**Bureau of Plant Industry:** Presidential Decree No. 1433 or the <u>Plant Quarantine Law</u> authorizes the DA through BPI to exercise inspection and certification and/or treatment activities on imported and exportable plant products such as fruits and vegetables. It also mandates BPI to prevent the introduction

of exotic pests into the country, to prevent further spread of existing plant pests, and to enforce phytosanitary measures for the export of plants, plant products, and regulated articles.

*Bureau of Fisheries and Aquatic Resources:* BFAR is the government agency responsible for the development, improvement, management, and conservation of the country's fisheries and aquatic resources. It was reconstituted as a line bureau under the DA by virtue of Republic Act No. 8550 of the <u>"Philippine Fisheries Code of 1998"</u>. The Fisheries Regulatory and Quarantine Division, Foreign Trade Section issues commodity clearances (i.e., import permits) and other requirements for the import of fish and fishery products.

*Local Government Units:* Republic Act 7160, also known as the <u>"Local Government Code of 1991"</u> mandated the devolution of power, authority, resources, responsibilities, and accountabilities from the national government to the provincial, city, and municipal governments. Under the Food Safety Act, the DILG in coordination with DA and DOH shall supervise the enforcement of food safety and sanitary rules and regulations as well as the inspection and compliance of business establishments. LGUs may use the Local Government Code to put in place trade measures over and above the national SPS regulations.

## Section II. Labeling Requirements:

Department of Health <u>Administrative Order 2014-0030</u> "Labelling of Prepackaged Food Products" sets forth the said requirements and requires the following to be included on labels:

- 1. Product name/name of the food;
- 2. Use of brand name and/or trademark;
- 3. Complete list of ingredients used in the product (in decreasing order of proportion), including additives, flavorings, and preservatives used;
- 4. Net contents and drained weight;
- 5. Name and address of manufacturer, packer, or distributor, including country of origin for imported products and name and the address of Philippine importer or distributor;
- 6. Lot identification;
- 7. Storage condition;
- 8. Expiry or expiration date/use-by-date/consume before date;
- 9. Food allergen information;
- 10. Direction/instruction(s) for use;
- 11. Nutrition facts/nutrition information/nutritive value

Special labeling content is required for a small number of products, e.g., bottled water and pre-packaged processed meats. No special requirements exist for biotechnology or organic labels.

*Pre-Approval:* PFDA requires importers provide advance copies of the labels of the products they intend to import. This information is required for the registration of imported food and drink products (see Section VI). The content of such labels is scrutinized to establish whether it is acceptable under Codex and PFDA requirements. Nutritional and medical claims made on such labels are one of the factors considered by PFDA when evaluating applications to register foreign products for import into the Philippines, especially Category II (medium and high risk) products such as food supplements, infant foods, and special dietary foods. Products that have labels, which make claims that cannot be easily substantiated, can be banned from entry into the country.

*Nutritional and Health Claims and Advertising:* The food label that is marketed for special dietary uses (e.g., diabetic foods), must include information concerning its vitamin, mineral, and other dietary properties as required by the PFDA, and in a manner that fully informs purchasers of the product's intrinsic value in terms of its special use. PFDA has the authority to prescribe general standards and guidelines for food advertisements. It is also responsible for monitoring and ascertaining the veracity of nutritional and medicinal claims in food advertisements in the various media. PFDA may call upon any manufacturer, distributor, or advertiser to desist from inaccurate or misleading nutritional or medicinal claims in their advertisement. Should any food manufacturer, distributor, or advertiser refuse or fail to obey the PFDA order to desist from using false claims, it can be assessed penalties under the law and regulations.

## Section III. Packaging and Container Regulations:

**Packaging:** Codex Alimentarius and U.S. Food and Drug Administration regulations serve as PFDA's main reference guidelines for policy pertaining to good manufacturing practices and suitability of packaging materials for food use. Importers need, however, to register packaged products with PFDA before they are sold at retail outlets (see Section VI).

*Wood Packing Materials Requirements:* The Philippines adopted ISPM 15 for wood packaging material (WPM) in June 2005. See <u>Philippines WPM Requirements</u>.

## Section IV. Food Additives Regulations:

Food additives must comply with the Philippine Food Act and the regulations that have been established by the PFDA for such products, including <u>Bureau Circular 2006-016</u>, which establishes the current list of permissible food additives. Additives are broadly defined by PFDA as any substance that becomes a component part or otherwise affects the characteristics of the food or beverage product. As such, they include any substance that has a direct or indirect impact on the food as a result of its use in producing, manufacturing, processing and preparing the product, and in packing, treating, packaging, transporting, and/or holding the product.

*Lake Colors:* In 2018, PFDA halted new registrations and discontinued renewal of pre-existing registrations of food products containing lake colors due to food safety concerns. Lake colors are typically used to make confectionaries such as chewing gum, hard candies, snack foods, cake and dough mixes, and ice cream. A <u>draft regulation</u> on the use of lake colors remains under review.

## Section V. Pesticides and Other Contaminants:

If the imported product contains pesticide or veterinary drug residues or other contaminants above the maximum limit set by Philippine, ASEAN, or Codex standards, the commodity shall be refused entry and/or seized.

**Pesticides:** The Fertilizer and Pesticide Authority (FPA) was created in 1977 by <u>Presidential Decree</u> <u>No.1144</u>. The FPA is the designated national authority for registration matters. FPA licenses pesticide distributors and dealers and issues import certificates. Registration may be suspended or cancelled when there is imminent danger of misuse of the products or violations of regulations by handlers. Registration of new and toxic pesticides requires evaluation by the FPA for risk and benefits.

BPI is the agency mandated to establish practices on the use of pesticides as well as monitor pesticide residue levels in crops and by products. It also monitors recommends policies for the safety of consumers.

BAFS has established MRLs adopted from Codex Alimentarius, ASEAN, and Japan Agricultural Standards for various fruits and vegetables, including bananas, rice, mangoes, okra, pineapples, and asparagus: <u>http://www.bafs.da.gov.ph/databases</u>

*Veterinary Drugs:* Veterinary drugs must be included in PFDA's <u>registry</u> prior to commercial use or sale. See also BAI's information on <u>veterinary product registration</u>. <u>Administrative Order 14</u> (2003) bans the use of beta-agonists if also used as bronchodilators and tocolytic agents in humans.

The National Veterinary Drug Residue Monitoring Program was created by virtue of <u>DA Administrative</u> <u>Order No. 14 s. 2006</u> and includes sampling of feed, eggs, <u>meat (and poultry)</u>, fisheries, and milk. Philippine National Standard <u>48:2016</u>, issued by BAFS, sets maximum residue limits of veterinary drugs in food as well as is intended to be an endorsement and identical adoption of the Codex Alimentarius Commission (CAC) MRL 2-2015.

*Contaminants:* The Philippine National Standards for Contaminants and Toxins in Food and Feed (<u>PNS/BAFS 194:2017</u>) was established pursuant to the Food Safety Act. It applies only to primary and postharvest products and not to processed products. The standard is a modified adoption of the CODEX STAN 193-1995 (amended 2016), in part to meet the particular needs of the Philippine industry. BPI adopted its application via <u>AC No 1 (2020)</u>.

## Section VI. Other Regulations and Requirements:

The Philippines requires importers of food and agricultural products to be registered with DA and/or FDA, depending on the product.

For plant and plant products, animals, meat and poultry products, and fishery products, DA <u>Administrative Order 9</u> requires a Sanitary and Phytosanitary Import Clearance (SPSIC) be issued prior to importation and functions as an import permit. The SPSIC replaced the earlier Veterinary Quarantine Clearance for meat and poultry products, Plant Quarantine Clearance for plant and plant products, and Fishery Quarantine Clearance for seafood and fishery products. An SPSIC is generally valid for 60 days from the date of issuance, though the timeframe is shorter for politically sensitive products, and at times particularly if they coincide with the local harvest, DA may refuse to issue the SPSIC altogether. The product may also not be loaded at the country of origin until the SPSIC's issuance. The SPSIC is nontransferable and is specific to individual shipments. The SPSIC cannot facilitate multiple shipments.

## Plant and Plant Products:

BPI's <u>National Plant Quarantine Services Division</u> (NPQSD) is charged with implementing <u>DA</u> <u>Department Circular No. 04 Series of 2016</u> "Guidelines on the Importation of Plants, Planting Materials and Plant Products for Commercial Purposes" and its supplemental <u>Memorandum Order 28 (2019)</u>. Note: BPI continues to regulate processed and pre-packaged plant products despite the Food Safety Act of 2013 transferring their oversight to PFDA.

Products are categorized as follows:

- Category 1: Commodities processed to the point that they are incapable of being infested with quarantine pe should obtain a Plant Quarantine Service Certificate from BPI.
- Category 2: Commodities processed to the point where the commodity remains capable of being infested with some quarantine pests and whose intended use may be for consumption or further processing require an SPSIC and Phytosanitary Certificate (PC) and may require a Pest Risk Analysis
- Category 3 and 4: Commodities that have not been processed with an intended use of consumption, processing, or planting require an SPSIC, PC, and Pest Risk Analysis.

Pest risk analysis has been completed for the following U.S. commodities: broccoli, cauliflower, lettuce, carrots, cabbage, celery, potatoes, and blueberries.

NPQSD accredits Philippine importers must be accredited on a commodity-by-commodity basis. Accreditations must be renewed every three years. Active registries are available as follows:

- Certificate of Registration <u>registry</u>
- Plant Quarantine Service Certificate registry

For more information: <u>Application and Issuance of SPSIC</u> and <u>https://npqsd.bpi-npqsd.com.ph/import/</u>

*Corn and Feed Wheat:* <u>Memorandum Circular 39 (2020)</u> requires commodity descriptions distinguish between feed and food use. Importer will need to attach an affidavit declaring the intended use of the imported product, to accompany the proforma invoice and GMO/non-GMO declaration. Additionally, importers are required to provide BPI and BAI with corn and wheat supply and utilization reports every

three months. The must-ship out date is now 20 days from approval of the SPSIC, while products must arrive within 35 days of its approval if from ASEAN and within 65 days if from Myanmar or any other countries outside ASEAN. U.S. shipments thus need to be shipped out within 20 days and arrive within 65 days upon issuance of the SPSIC. Importers must apply for an e-RFI (request for inspection) 24 hours before arrival.

*Rice:* <u>Memorandum Order 38 (2020)</u> supplements <u>Memorandum Circular 28 (2019)</u> to includes the same must-ship and must-arrive-by language as MC39 for corn and feed wheat.

## Animals, Animals Products, and Animal Feeds:

Philippine importers must register and become accredited with the Bureau of Animal Industry's National Veterinary Quarantine Services Division.

- <u>Requirements for the Accreditation of Animal Products and Animal By-Products Importer</u>
- Requirements for the Accreditation of Live Animals Importer/Exporter
- Issuance of Animal Feed Establishment Registration Certificate (Initial and Renewal)
- Issuance of License to Operate (Initial and Renewal)
- Issuance of Certificate of Product Registration (CPR) (<u>Initial</u> and <u>Renewal</u>)
- Issuance of Certificate of Feed Product Registration (CFPR) (<u>Initial</u> and <u>Renewal</u>)
- Issuance of Brand Name Clearance
- <u>Electronic Issuance of Sanitary Phytosanitary (SPS) Import Clearance (for FEEDS/VDAP</u> <u>IMPORTERS/INDENTORS)</u>
- <u>Issuance of Indorsement to NEDA for the Conditionally Tax-Free Importation of Livestock and</u> <u>Poultry</u>
- Issuance of Sanitary and Phytosanitary (SPS) Clearance to Import Dogs and Cats
- Registration of Veterinary Biological Product (Initial and Renewal)
- Issuance of Import Permit

For more information: <u>http://www.bai.gov.ph/index.php/regulatory</u>

## Processed Products of Animal Origin:

In May 2017, the Philippine Department of Agriculture Bureau of Animal Industry (BAI) issued <u>Memorandum Circular No. 4</u> announcing it would no longer issue SPSICs for processed food products of animal origin intended for human consumption, including but not limited to the following: milk and milk by-products (ice creams, chocolates, chocolate drinks, pasteurized milk, marshmallows, cheese, cheddars, butter, cereals, cakes, tarts, pastries, candies, sauce with milk, soya milk, cocoa spread, coffee with milk, mayonnaise, whipping creams, and processed eggs. These products are under the supervision of PFDA.

## Animal Feed:

In July 2020, regulatory oversight on veterinary drugs and feed ingredients transferred from DA to PFDA with the expiration of <u>Joint Administrative Order 26 (2013)</u>. However, the turnover of regulatory functions has been postponed for six months until February 28, 2021, in order to serve as a transition period. In the interim, Philippine importers must continue to work with both DA Bureau of Animal Industry and PFDA Center for Food Regulations and Research.

*Tallow:* <u>Memorandum Order 20</u> (2004) allows the importation of protein-free tallow.

*Meat and Bone Meal:* <u>Memorandum Order 26 (2009)</u> lifted the ban meat and bone meal and other animal protein products.

## Meat and Poultry Products:

DA <u>Administrative Order No. 26-2005</u> "Revised Rules, Regulations and Standards Governing the Importation of Meat and Meat Products into the Philippines" regulates meat and poultry imports.

<u>Administrative Order No. 24-2010</u> "General Guidelines on Labelling of Meat and Poultry" requires the following information on carton labels:

- 1) Registered trade name of the exporter or brand name of the product;
- 2) Business name and address of the exporter;
- 3) Country of origin;
- 4) Lot identification;
- 5) Product description and list of ingredients;
- 6) Net quantity of contents, in terms of weight, measure or numerical count rounded to the nearest tenths (expressed in METRIC SYSTEM);
- 7) Date of manufacture and packaging
- 8) Date of minimum durability ("best before") or expiration date; and
- 9) Handling and storage instructions

Notes: Philippine officials have inconsistently enforced an unofficial one-year expiration date for imported frozen beef, pork, and poultry. Also, the Philippines also does not allow meat and poultry products packed in cartons with labels indicating shipment to another country.

## Fishery Products:

BFAR <u>Administrative Order No 195</u> "Rules and Regulation Governing Importation of Fishery Products" only allows the importation of fish and aquatic products for retail when certified as necessary by the Secretary of Agriculture in order to achieve food security, taking into consideration public welfare and safety.

The following information (except for bulk intended for further processing) should appear on the packaging and on the accompanying documents:

- 1. The country of origin written out in full;
- 2. Species of fishery products' weight and content;
- 3. Address of supplier; and
- 4. BFAR Inspection stamp mark.

For more information: https://www.bfar.da.gov.ph/lawAndRegulation.jsp

## **Processed Products:**

Philippine importers must secure a License to Operate (LTO) from PFDA prior to the importation of foods offered for retail sale. The initial License to Operate is valid for two years while renewals are valid for five 5 years. Prior to importation and retail sale, an importer-distributor also needs to obtain a Certificate of Product Registration (CPR) using the E-Registration System. Initial CPRs are valid for three years with renewals valid for five years. Below is a checklist of the requirements based on Administrative Order No. 2014-0029:

Accomplished integrated application form as prescribed by current PFDA regulations;

- Proof of payment of fees as prescribed by current PFDA regulations;
- Actual labels for all packaging sizes
- Pictures of the product from all angles and in different packaging sizes, and from at least two different perspectives allowing visual recognition of the product as the same with the one being registered, as applicable;
- As applicable, documents to substantiate claims such as technical, nutritional, or health studies or reports, market-research studies, Certificate of Analysis, quantitative analysis and computations, scientific report or studies published in peer reviewed scientific journals, etc.

Based on <u>PFDA Circular 2016-007</u>, an importer needs to obtain one of the following documents from each supplier: Foreign Agency Agreement/Certificate of Distributorship/Appointment Letter; or Proforma Invoice; or Memorandum Agreement from the supplier or manufacturer.

One of the following additional documents is also required:

- Manufacturer's Certificate of Registration with Good Manufacturing Practices compliance or its equivalent.
- ISO 22000 Certification or HACCP Certificate
- Phytosanitary Certificate/Health Certificate/Certificate of Free Sale issued by the government regulatory agency or health authority of the country of origin stating that the product applied for registration is freely sold in the country of origin and/or fit for human consumption.

The time it takes for PFDA to issue a CPR has considerably improved as PFDA seeks compliance with the <u>2018 Ease of Doing Business Act (or Republic Act No. 11032)</u>; however, further improvement is needed to meet the 20 business day maximum for highly technical transactions.

<u>Product Samples</u>: Samples for research/plant trial/production trial are allowed without a CPR, provided a clearance is secured from the PFDA. The following requirements must be submitted to PFDA:

- 1. Application Letter (No specific format, just state that the purpose of importation)
- 2. Letter/Affidavit of Undertaking (No specific format, Submit original notarized copy)
- 3. Certificate of Analysis OR Certificate of Free Sale
- 4. Proforma Invoice
- 5. Packing List, if available
- 6. Bill of Lading, if available
- 7. Payment (Php 510/invoice)
- 8. Valid LTO

<u>Fortification Requirements</u>: Republic Act 8976 or the <u>Philippine Food Fortification Law of 2000</u> requires staple foods, including imports, be fortified based on standards set by the DOH, including rice with iron; wheat flour with vitamins A and iron; refined sugar with vitamin A; cooking oil with vitamin A; and other staple foods with nutrients as may later be required by the National Nutrition Council. Mandatory fortification is only for the staple food itself, not for imported processed food containing one of the staple foods as an ingredient. Other processed food may also be fortified on a voluntary basis, following the Guidelines on Micronutrient Fortification for Processed Foods of <u>DOH AO 4-A of 1995</u>.

*Genetically Engineered (GE) Foods*: The Joint Department Circular No. 1 entitled *Rules and Regulations for the Research and Development, Handling and Use, Transboundary Movement, Release into the Environment, and Management of Genetically-Modified Plant and Plant Products Derived from the Use of Modern Biotechnology* was signed into law in March 2016. All GE plant varieties (i.e., regulated articles) must be evaluated for food, feed, and environmental safety prior to entering the Philippines. Any food or feed containing an unapproved variety regardless of country of origin is prohibited from entering the Philippines. For more information, see <u>Philippines Agricultural</u> <u>Biotechnology Annual Report</u>.

#### Section VII. Other Specific Standards:

A list of approved Philippine National Standards follows below. See BAFS website for details.

PNS/BAFS 01:2012 Green Coffee Beans - Specification PNS/BAFS 02:2003 Fresh Cut Flower - Carnation (Standard) - Specification PNS/BAFS 03:2003 Live flowering potted plants - Chrysanthemum PNS/BAFS 04:2003 Fresh cut flowers - Chrysanthemum (Standard) -Specification PNS/BAFS 05:2003 Fresh cut flowers - Chrysanthemum (Spray type) -Specification PNS/BAFS 06:2003 Fresh cut flowers - Orchid (Spray type) - Specification PNS/BAFS 07:2016 Organic Agriculture PNS/BAFS 08:2014 Fresh Fruit - 'Saba' and 'Cardaba' Bananas -Specification PNS/BAFS 09:2004 Fresh Fruit - Pineapple - Specification PNS/BAFS 10:2017 Grains - Grading and Classification - Corn PNS/BAFS 11:2004 Fresh fruit - Pummelo - Specification PNS/BAFS 12:2004 Fresh fruit - Durian - Specification PNS/BAFS 13:2004 Fresh fruit - Mangoes - Specification PNS/BAFS 14:2004 Fresh vegetables - Common onion and Shallot -Specification PNS/BAFS 15:2018 Corn (maize) gritz - Grading and classification PNS/BAFS 16:2005 Vegetable - Broccoli - Grading and Classification PNS/BAFS 17:2005 Vegetables - Cabbage - Grading and Classification PNS/BAFS 18:2005 Vegetables - Cauliflower - Grading and Classification PNS/BAFS 19:2005 Vegetables - Head Lettuce - Grading and Classification PNS/BAFS 20:2018 Good Agricultural Practices (GAP) for Corn PNS/BAFS 21:2018 Coconut Fiber (coir) - Grading and Classification PNS/BAFS 22:2007 Virgin Coconut Oil (VCO v.2007) PNS/BAFS 23:2005 Fresh cut flowers - Anthurium - Specification PNS/BAFS 24:2005 Fresh cut flowers - Roses - Specification PNS/BAFS 25:2007 Dessicated Coconut PNS/BAFS 26:2006 Fresh vegetables - Tomato - Specification PNS/BAFS 27:2018 Code of practice for the prevention and reduction of aflatoxin contamination in corn PNS/BAFS 28:2006 Chilled young coconut water/drink - Specification PNS/BAFS 29:2017 Part I Dried Cassava Chips and Grates as Food Purposes PNS/BAFS 29:2017 Part II Dried Cassava Chips and Grates as Food Purposes PNS/BAFS 30:2005 Fresh fruit - Calamondin/Calamansi - Grading and classification PNS/BAFS 31:2005 Fresh fruit - Mangosteen - Grading and Classification PNS/BAFS 32:2006 Raw nata de coco - Specification PNS/BAFS 33:2005 Fresh fruits - Papaya - Grading and Classification PNS/BAFS 34:2005 - Pili nuts PNS/BAFS 35:2005 - Table egg - Specification PNS/BAFS 36:2008 Fresh milk - Specification PNS/BAFS 37:2006 Taro leaves PNS/BAFS 38:2006 Fresh vegetables - Carrots - Specification PNS/BAFS 39:2008 Fresh vegetables - Okra PNS/BAFS 41:2018 Pork Cuts PNS/BAFS 42:2019 Organic milled rice - Code of Practice - Postproduction PNS/BAFS 43:2009 Industrial Crops - Coconut (Copra) PNS/BAFS 44:2009 Code of practice for the prevention and reduction of alfatoxin contamination in Copra PNS/BAFS 45:2009 Code of Good Agricultural Practices for Mango PNS/BAFS 46:2006 Code of hygienic practice for the sale of fresh agriculture and fishery products in markets and authorized outlets PNS/BAFS 47:2011 - Distilled fermented coconut sap (Coconut Lambanog) PNS/BAFS 48:2016 Veterinary drug residues in food: Maximum Residue Limits (MRLs) PNS/BAFS 49:2017 Code of Good Agricultural Practices for Fruits and Vegetables

PNS/BAFS 50:2007 Fresh vegetables - Ginger - Grading and Classification PNS/BAFS 51:2007 Fresh vegetables - Garlic - Grading and Classification PNS/BAFS 52:2007 Fresh vegetables - Eggplant - Grading and Classification PNS/BAFS 53:2007 Fresh Vegetables - Potatoes - Grading and Classification PNS/BAFS 54:2007 Fresh fruits - Lanzones - Grading and Classification PNS/BAFS 55:2007 Fresh fruits - Jackfruit - Grading and Classification PNS/BAFS 56:2007 Fresh fruits - Watermelon - Grading and Classification PNS/BAFS 57:2007 Fresh fruits - Mandarin - Grading and Classification PNS/BAFS 58:2019 Cacao or cacao beans - specification and grading PNS/BAFS 59:2008 Cashew kernels - Specification PNS/BAFS 60:2008 Code of good animal husbandry practices (GAHP) PNS/BAFS 61:2008 Fresh vegetables - Ampalaya PNS/BAFS 62:2008 Fresh vegetable - Cucumber PNS/BAFS 63:2008 Fresh fruits - Melons PNS/BAFS 64:2008 Fresh fruits - Banana PNS/BAFS 65:2008 Fresh tender coconut or Buko PNS/BAFS 66:2020 Milkfish - Fresh chilled and fresh frozen PNS/BAFS 67:2008 Frozen Tilapia PNS/BAFS 68:2008 Dried danggit PNS/BAFS 69:2008 Quick frozen raw squid PNS/BAFS 70:2008 Quick frozen shrimps or prawns PNS/BAFS 71:2008 Quick frozen finfish, uneviscerated and eviscerated PNS/BAFS 72:2009 Live, chilled/frozen abalone PNS/BAFS 73:2009 Live, chilled/frozen grouper PNS/BAFS 74:2018 Coco peat - Grading and classification PNS/BAFS 75:2010 Coconut flour - Specification PNS/BAFS 76:2016 Coconut Sap Sugar - Specification PNS/BAFS 77:2009 Fresh vegetables - Squash - Grading and Classification PNS/BAFS 78:2009 Fresh vegetables - Sweet pepper - Grading and classification PNS/BAFS 79:2009 Fresh vegetables - Radish - Grading and Classification PNS/BAFS 80:2009 Fresh vegetables - Yardlong beans or 'Sitao' - Grading and Classification PNS/BAFS 81:2018 Raw cane sugar - Specification PNS/BAFS 82:2018 White sugar - Specification PNS/BAFS 83:2018 Beef primal cuts PNS/BAFS 84:2010 Aquaculture feeds PNS/BAFS 85:2012 Dried raw seaweed - Specification PNS/BAFS 86:2010 Live grading for slaughter carabao PNS/BAFS 87:2010 Live grading for slaughter cattle PNS/BAFS 88:2012 Code of practice for Philippine Tablea PNS/BAFS 89:2011 Live and raw bivalve molluscs PNS/BAFS 90:2011 Quick frozen fish fillets PNS/BAFS 91:2011 Quick frozen lobsters PNS/BAFS 92:2010 Fresh vegetables - Celery - Classification and grading PNS/BAFS 93:2010 Fresh vegetables - Pechay - Classification and grading PNS/BAFS 94:2010 Fresh vegetables - Mustard greens - Classification and grading PNS/BAFS 95:2010 Fresh vegetables - Sweet potato - Classification and grading PNS/BAFS 96:2010 Fresh vegetables - Yam - Classification and grading PNS/BAFS 97:2011 Fresh vegetable - Snap beans - Classification and grading PNS/BAFS 98:2011 Fresh vegetable - Sweet corn - Classification and grading PNS/BAFS 99:2011 Fresh fruit - Chico (Sapodilla) - Classification and grading PNS/BAFS 100:2011 Fresh fruits - Makopa (Wax apple) - Classification and grading PNS/BAFS 101:2016 Halâl Agriculture and Fishery Products PNS/BAFS 102:2016 Code of Halâl Slaughtering Practices for Ruminants PNS/BAFS 103:2016 Code of Halâl Slaughtering Practices for Poultry

PNS/BAFS 104:2011 Code of practice for Philippine cacao beans

PNS/BAFS 105:2012 Mungbeans – Classification and grading

PNS/BAFS 106:2012 Soybeans - Classification and grading PNS/BAFS 107:2012 Peanuts - Classification and grading PNS/BAFS 108:2014 Good Agricultural Practices - Onions - Grading and Specification PNS/BAFS 109:2012 Malunggay (Moringa) powder - Specification PNS/BAFS 110:2012 Malunggay (Moringa) oil - Specification PNS/BAFS 111:2012 Philippine Tablea PNS/BAFS 112:2016 Organic Aquaculture PNS/BAFS 113:2013 Fresh fruit - Avocado - Classification and grading PNS/BAFS 114:2013 Fresh vegetable - Breadfruit - Classification and grading PNS/BAFS 115:2013 Fresh fruit - Dragon fruit - Classification and grading PNS/BAFS 116:2013 Fresh fruit - Marang - Classification and grading PNS/BAFS 117:2013 Fresh fruit - Soursop - Classification and grading PNS/BAFS 118:2013 Fresh fruit - Sugarapple - Classification and grading PNS/BAFS 119:2020 Fresh rootcrops- Sweet cassava- Classification and grading PNS/BAFS 120:2013 Fresh vegetable - Turmeric - Classification and grading PNS/BAFS 121:2014 Fresh vegetables - Chayotes - Classification and grading PNS/BAFS 122:2014 Fresh fruits - Guavas - Classification and grading PNS/BAFS 123:2014 Fresh vegetables - Lima beans - Classification and grading PNS/BAFS 124:2014 Fresh fruits - Rambutans - Classification and grading PNS/BAFS 125:2014 Fresh fruits - Strawberry - Classification and grading PNS/BAFS 126:2014 Fresh root vegetables - Taro - Classification and grading PNS/BAFS 127:2014 Fresh vegetables - Winged beans - Classification and grading PNS/BAFS 128:2013 Dried sea cucumber PNS/BAFS 129:2013 Code of good agricultural practices (GAP) for banana production PNS/BAFS 130:2014 Code of Practice for the Prevention and Reduction of Ochratoxin A Contamination in Philippine Cacao Beans PNS/BAFS 131:2014 Code of Practice for the Prevention and Reduction of Ochratoxin A Contamination in Philippine Tablea PNS/BAFS 132:2014 Principles, Guidelines and Procedures for the Establishment of a Traceability System for Philippine Cacao Beans PNS/BAFS 133:2014 Code of Hygienic Practice for Melons PNS/BAFS 134:2014 Food Defense Guidance for Industry PNS/BAFS 135:2014 Code of Good Aquaculture Practices (GAqP) PNS/BAFS 136:2014 Fresh and Frozen Cephalopods PNS/BAFS 137:2014 Fresh-chilled and Fresh-frozen Tuna for Sashimi PNS/BAFS 138:2014 Fresh-chilled, fresh-frozen and treated Tuna PNS/BAFS 139:2015 Halal Feeds PNS/BAFS 140:2014 Pet Food Labelling PNS/BAFS 141:2019 Code of Good Agricultural Practices for Rice PNS/BAFS 142:2018 Code of hygienic practice for processing and handling of corn grits PNS/BAFS 143:2015 Corn Silage PNS/BAFS 144:2015 Muscovado Sugar PNS/BAFS 145:2015 Recommended Code of Practice for the Processing and Handling of Muscovado Sugar PNS/BAFS 146:2019 Code of practice for the prevention and reduction PNS/BAFS 147:2015 Code of Practice for the Prevention and Reduction of Hydrocyanic Acid in Cassava and Cassava Products PNS/BAFS 148:2015 Code of Hygienic Practice for Berries PNS/BAFS 149:2015 Code of Hygienic Practice for Spices and Aromatic Herbs PNS/BAFS 150:2020 Good Agricultural Practices (GAP) for Cassava PNS/BAFS 151:2015 Code of Practice for Radiation Processing of Food PNS/BAFS 152:2015 Loofah - Classification and grading PNS/BAFS 153:2015 Santol - Classification and grading PNS/BAFS 154:2015 Sweet Tamarind - Classification and grading PNS/BAFS 155:2015 Water Convolvulus - Classification and grading PNS/BAFS 156:2015 Code of Hygienic Practice for Natural Ingredients

- PNS/BAFS 157:2015 Pesticide residues in asparagus: Maximum Residue Limits (MRLs)
- PNS/BAFS 158:2015 Pesticide residues in Okra: Maximum Residue Limits (MRLs)
- PNS/BAFS 159:2015 Pesticide residues in Pineapple: Maximum Residue Limits (MRLs)
- PNS/BAFS 160:2015 Pesticide residues in Mango: Maximum Residue Limits (MRLs)
- PNS/BAFS 161:2015 Pesticide residues in Banana: Maximum Residue Limits (MRLs)
- PNS/BAFS 162:2015 Pesticide residues in Rice: Maximum Residue Limits (MRLs)
- PNS/BAFS 163:2015 Animal Feed Ingredients
- PNS/BAFS 164:2015 Code of Slaughtering Practice for Goats
- PNS/BAFS 165:2015 Chevon Cuts
- PNS/BAFS 166:2015 Code of Hygienic Practice (COHP) for Gabi Leaves
- PNS/BAFS 167:2015 Code of Hygienic Practice (COHP) for Coconut Sap Sugar
- PNS/BAFS 168:2015 Code of Hygienic Practice (COHP) for Meat
- PNS/BAFS 169:2015 Good Agricultural Practices (GAP) for Coffee
- PNS/BAFS 170:2015 Code of Practice (COP) for the Prevention and
- Reduction of Ochratoxin A Contamination in Coffee PNS/BAFS 171:2015 Good Agricultural Practices (GAP) for Papaya
- PNS/BAFS 172:2015 Code of Hygienic Practice (COHP) for Tree Nuts

PNS/BAFS 173:2015 Code of Practice (COP) for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts

- PNS/BAFS 174:2015 Code of Hygienic Practice (COHP) for Peanuts
- PNS/BAFS 174.2015 Code of Practice (COP) for the Prevention and

Reduction of Aflatoxin Contamination in Peanuts PNS/BAFS 176:2016 Dried Anchovies

PNS/BAFS 177:2016 Live Mangrove Crab

- PNS/BAFS 178:2016 Pasteurized Crab Meat
- PNS/BAFS 179:2016 Code of Hygienic Practices for Chilled Young
- Coconut Water
- PNS/BAFS 180:2016 Abaca Fiber Grading and Classification Handstripped and Spindle/Machine-stripped
- PNS/BAFS 181:2016 Abaca Fiber Grading and Classification -Decorticated
- PNS/BAFS 182:2016 Organic Biocontrol Agents Microbials and Botanicals - Minimum data requirements
- PNS/BAFS 183:2016 Organic Soil Amendment
- PNS/BAFS 184:2016 GAHP Chicken Broilers Layers
- PNS/BAFS 185:2016 Honey

PNS/BAFS 186:2016 Code of Good Beekeeping Practices

- PNS/BAFS 187:2016 Organic Aquaculture Feeds PNS/BAFS 188:2018 Coffee Grinder- Specifications (PAES)
- PNS/BAFS 188:2018 Collee Grinder-Specifications (PAES)
- PNS/BAFS 189:2018 Coffee Grinder- Methods of Test (PAES)
- PNS/BAFS 190:2018 Cacao Grinder Specifications (PAES)
- PNS/BAFS 191:2018 Cacao Grinder- Methods of Test (PAES)
- PNS/BAFS 192:2016 Agricultural and Fisheries Machinery Guidelines on After Sales Service PAES
- PNS/BAFS 193:2017 Good Warehousing Practices (GWP) for Bagged Grains
- PNS/BAFS 194:2017 General Standard for Contaminants and Toxins in Food and Feed
- PNS/BAFS 195:2017 Mushroom Specification
- PNS/BAFS 196:2017 Code of Good Aquaculture Practices for Milkfish and Tilapia
- PNS/BAFS 197:2017 Code of Good Aquaculture Practices for Shrimp and Crab
- PNS/BAFS 198:2017 Code of Practice (COP) for Packaging and Transport of Fresh Fruits and Vegetables
- PNS/BAFS 199:2017 GAHP Dairy
- PNS/BAFS 200:2017 GAHP Beef
- PNS/BAFS 201:2017 GAHP Goats
- PNS/BAFS 202:2017 GAHP Sheep
- PNS/BAFS 203:2017 Good Agricultural Practices (GAP) for Non-food Agricultural Commodities
- PNS/BAFS 204:2018 Buntal Fiber Grading and Classification
- PNS/BAFS 205:2017 Fresh-chilled and Fresh-frozen Small Pelagic Finfishes

PNS/BAFS 206:2017 Live.Fresh-chilled and Fresh-frozen Pompano PNS/BAFS 207:2017 Code of GAqP for Oyster and Mussel PNS/BAFS 208:2017 Code of GAqP Seaweeds PNS/BAFS 209:2017 COHP Eggs PNS/BAFS 210:2017 COHP Milk PNS/BAFS 211:2017 Code of Hygienic Practice for Tomatoes PNS/BAFS 212:2017 Coffee Huller - Specifications (PAES) PNS/BAFS 213:2017 Coffee Huller - Methods of Test (PAES) PNS/BAFS 214:2017 Coffee Roaster - Specifications (PAES) PNS/BAFS 215:2017 Coffee Roaster - Methods of Test (PAES) PNS/BAFS 216:2017 General Irrigation Terminologies (PAES) PNS/BAFS 217:2017 Determination of Irrigation Water Requirements (PAES) PNS/BAFS 218:2017 Open Channels - Design of Main Canals, Laterals and Farm Ditches (PAES) PNS/BAFS 219:2017 Conveyance Systems - Performance Evaluation of Open Channels - Determination of Seepage and percolation by Ponding Method (PAES) PNS/BAFS 220:2017 Conveyance Systems - Performance Evaluation of Open Channels - Determination of Convey (PAES) PNS/BAFS 221:2017 Design of Canal Structures - Road Crossing, Drop, Siphon and Elevated Flume (PAES) PNS/BAFS 222:2017 Design of Basin, Border and Furrow Irrigation Systems (PAES) PNS/BAFS 223:2017 Design of a Pressurized Irrigation System - Part A-Sprinkler Irrigation (PAES) PNS/BAFS 224:2017 Design of a Pressurized Irrigation System - Part B-Drip Irrigation (PAES) PNS/BAFS 225:2017 Rainwater and Runoff Management - Small Water Impounding System (PAES) PNS/BAFS 226:2017 Rainwater and Runoff Management - Small Farm Reservoir (PAES) PNS/BAFS 227:2017 Design of a Small Reservoir Irrigation System (PAES) PNS/BAFS 228:2017 Design of a Rockfill Dam (PAES) PNS/BAFS 229:2017 Design of a Diversion Dam (PAES) PNS/BAFS 230:2017 Design of a Check Dam (PAES) PNS/BAFS 231:2017 Groundwater Irrigation - Shallow Tubewell (PAES) PNS/BAFS 232:2017 Wastewater Reuse for Irrigation (PAES) PNS/BAFS 233:2018 Code of Hygienic Practice for Fruits and Vegetables PNS/BAFS 234:2018 Baby corn - Grading and Classification PNS/BAFS 235:2018 Soft Shell Crab PNS/BAFS 236:2018 Code of Practice for Live and Raw Bivalve Molluscs PNS/BAFS 237:2018 Fresh chilled and fresh frozen siganid PNS/BAFS 238:2018 Code of Good Agricultural Practices (GAP) for Coconut PNS/BAFS 239:2018 Orange-specifications PNS/BAFS 240:2018 Fresh and quick frozen raw scallop products PNS/BAFS 241:2018 Corn Combine Harvester Methods of Test (PAES) PNS/BAFS 242:2018 Corn Combine Harvester - Specifications (PAES) PNS/BAFS 243:2018 Cassava Digger - Specifications (PAES) PNS/BAFS 244:2018 Cassava Digger- Methods of Test (PAES) PNS/BAFS 245:2018 Cassava Granulator- Specifications (PAES) PNS/BAFS 246:2018 Cassava Granulator - Methods of Test (PAES) PNS/BAFS 247:2018 Multicrop Pulverizer - Specifications (PAES) PNS/BAFS 248:2018 Multicrop Pulverizer - Methods of Test (PAES) PNS/BAFS 249:2018 Multicrop Grater - Specifications (PAES) PNS/BAFS 250:2018 Multicrop Grater -Methods of Test (PAES)

PNS/BAFS 251:2018 Corn Mill- Specification (PAES)

PNS/BAFS 252:2018 Corn Mill - Methods of Test (PAES) PNS/BAFS 253:2018 Cacao Huller- Specifications (PAES) PNS/BAFS 254:2018 Cacao Huller - Methods of Test (PAES) PNS/BAFS 255:2018 Cacao Roaster - Specifications (PAES) PNS/BAFS 256:2018 Cacao Roaster - Methods of Test (PAES) PNS/BAFS 257:2018 Cassava Mechanical Dryer- Specifications (PAES) PNS/BAFS 258:2018 Cassava Mechanical Dryer- Methods of Test (PAES) PNS/BAFS 259:2018 BPS format version Final Halal Goat PNS/BAFS 260:2018 BPS format version Final Slaughter Hogs Grading PNS/BAFS 261:2018 offal of swine PNS/BAFS 262:2018 Free range chicken PNS/BAFS 263:2018 GAHP for Poultry Hatchery PNS/BAFS 264:2018 Chilli Pepper Specifications PNS/BAFS 265:2018 MRLs of Pesticides for Selected Local Crops PNS/BAFS 266:2019 Non-food crops - Abaca - Code of Good Agricultural Practices (GAP) PNS/BAFS 267:2019 GAHP for Swine PNS/BAFS 268:2019 Mungbean Sheller- Specifications (PAES) PNS/BAFS 269:2019 Mungbean Sheller- Methods of Test (PAES) PNS/BAFS 270:2019 Silo (PAES) PNS/BAFS 271:2019 GAHP for Ducks PNS/BAFS 272:2019 Peanut Grinder- Specifications (PAES) PNS/BAFS 273:2019 Peanut Grinder- Methods of Test (PAES) PNS/BAFS 274:2019 Feed Pellet Mill- Specifications (PAES) PNS/BAFS 275:2019 Feed Pellet Mill- Methods of Test (PAES) PNS/BAFS 276:2019 Hot Water Treatment Tank- Specifications (PAES) PNS/BAFS 277:2019 Hot Water Treatment Tank- Methods of Test (PAES) PNS/BAFS 278:2019 Edible fungi - Mushroom - Code of Good Cultivation Practices (GCP) PNS/BAFS 279:2019 COP Scallop Products PNS/BAFS 280:2019 Code of Good Aquaculture Practices (GAqP) on Hatchery for Shrimp PNS/BAFS 281:2019 Code of Good Aquaculture Practices (GAqP) on Hatchery for Freshwater Prawn PNS/BAFS 282:2019 Code of Good Animal Feeding PNS/BAFS 283:2019 Postharvest Machinery - Brown Rice Stabilizer -Specifications PNS/BAFS 284:2019 Postharvest Machinery - Brown Rice Stabilizer -Methods of Test PNS/BAFS 285:2019 Chicken Cuts PNS/BAFS 286:2019 Good Agriculture Practices Natural Rubber PNS/BAFS 287:2019 Aquaculture Feeder- Specifications PNS/BAFS 288:2019 Aquaculture Feeder- Methods of Test PNS/BAFS 289:2019 Agricultural Infrastructures - Farm-to-Market Roads -Concrete Roads (PABES) PNS/BAFS 290:2019 Grains-Paddy and Milled Rice- Grading and **Specifications** PNS/BAFS 291:2019 Code of practice for the production of organic soil amendments PNS/BAFS 292:2020 MRLs of Pesticides on Selected Imported Crops PNS/BAFS 293:2020 Principles and Guidelines for National Food Control System PNS/BAFS 294:2020 Principles and Guidelines for the Conduct of Microbiological Risk Assessment PNS/BAFS 295:2020 Risk Analysis for Food Safety by Governments PNS/BAFS 296:2020 GAHP Animal Welfare and Environmental Sustainability for Chicken and Duck

## Section VIII. Trademark Laws:

All copyright and trademark regulations are contained in the Intellectual Property Code of the Philippines (Republic Act No. 8293). The Intellectual Property Office of the Philippines (IPOPHL) under the Department of Trade and Industry is in charge of enforcing these regulations and ensuring that intellectual property rights are enforced.

The application for registration of a trademark shall be in Filipino or in English and shall contain the following: a request for registration; name and address of applicant; state of which the applicant is a national or where domiciled; the law under which it is organized when the applicant is a juridical entity; appointment of an agent or representative or an indication of claims on priority of an earlier application (if applicable). A reproduction of the mark must also be submitted along with the list of goods and services for which the registration is sought.

A trademark may not be registered if it is immoral, deceptive, or of a scandalous matter; if it is the flag, coat of arm, or insignia of the Philippines or any of its political symbols; a name, portrait, or signature identifying a particular living individual without that person's written consent; identical with a registered mark whether or not registered in the Philippines but well known internationally; if it misleads the public; signs that are generic for goods or services; shapes that may be necessitated by technical factors; color alone, unless defined by a given form; or anything contrary to public order or morality.

A certificate of registration is valid for 10 years, provided an applicant files a declaration of actual use and evidence to that effect within one year from the fifth anniversary of the date of registration of the mark. The registration may also be renewed for another 10 years, and there is no limit as to the number of times the registrant may request a renewal of registration provided the prescribed fees are paid.

More information on registration of trademarks maybe found here: <u>https://www.ipophil.gov.ph/services/trademark/</u>.

*Geographical Indications:* Currently, Geographical Indications (GI) are protected through the trademarks and consumer protection provisions of the Intellectual Property (IP) Code. IPOPHL will only register collective marks to duly accredited cooperative organizations having a collective community right community right in the place of origin and has increased efforts to promote GI registration as a means to protect locally produced products.

*Plant Variety Protection:* In the Philippines, intellectual property protection that breeders can obtain for new plant varieties is available solely through a certificate of Plant Variety Protection. The country achieved compliance with its obligations under the WTO Trade Related Aspects of Intellectual Property Rights Agreement on June 2007 with the passage of <u>Republic Act 9168</u>, otherwise known as the Plant Variety Protection Act of 2002 (PVPA).

Under the PVPA, holders of Plant Variety Protection certificates have the right to authorize the production, reproduction, export, and import of the varieties that they have developed. These rights extend to harvested material from the unauthorized use of their protected varieties – except if the use is by small farmers. Their rights also cover derived varieties (or those varieties predominantly derived

from the initial variety under protection). Provisional protection is provided to breeders, entitling them to some remuneration from the time the application is published until the granting of the certificate of PVP. In cases of infringement, the holder of the PVP certificate may petition the regional trial court for relief. As with other intellectual property rights laws, the local courts are relied on for enforcement.

Under the PVPA, farmers are accorded the traditional right to save, use, exchange, share, or sell their farm produce of a protected variety, except when the sale is for the purpose of reproduction under a commercial marketing agreement. The exchange and sale of seeds among farmers is allowed on the condition that these are reproduced and replanted on their own lands.

For more information, visit the BPI's Plant Variety Protection Office website.

## Section IX. Import Procedures:

The basic procedures which apply to the import of food and agricultural products are as follows:

*STEP 1:* Only accredited and registered individuals or businesses may import food products into the Philippines. Importers must obtain accreditation from relevant Philippine regulatory bodies (e.g., LTO from PFDA for processed foods, Certificate of Accreditation from BAI/NMIS for animal, animal products and animal feeds; BFAR for seafood and fisheries; and BPI for plant and plant products).

*STEP 2:* Regulatory authority determines whether food or agriculture products can enter the Philippines. Only acceptable countries as determined by the relevant regulatory body may export food and agriculture products to the Philippines.

*STEP 3:* Import licenses and permits must be obtained from the relevant regulatory body for the goods to be imported to the Philippines before the products are shipped from the exporting countries. An SPSIC must be obtained from BAI, BPI, BFAR prior to each and every importation of plant, animal, and fishery products. A CPR must be secured from PFDA prior to initial importation of a particular food or beverage.

Note: Republic Act 11032 or the Ease of Doing Business and Efficient Government Service Delivery Act of 2018 aims to streamline the current systems and procedures of government services, while enforcing all government agencies to comply with prescribed processing time as follows: 3 working days for simple transactions, 7 working days for complex transactions, and 20 working days for highly technical applications. If agencies fail to approve or disapprove an original application within the prescribed processing time, the said application shall be deemed approved. ARTA is also charged with reviewing proposed major regulations of government agencies, using submitted regulatory impact assessments. Complaints may be filed at <a href="http://arta.gov.ph/complaint-form/">http://arta.gov.ph/complaint-form/</a>.

**STEP 4:** All unprocessed agricultural products entering the Philippines must be accompanied by a sanitary or phytosanitary certificate issued by the U.S. competent authority. They can also be required for processed agricultural products depending on the Philippine Department of Agriculture's desire to regulate the product. The Philippines' Food and Drug and Administration does not require any such export certificate for processed and prepackaged agricultural and food products though does require all processed and prepackaged products be first registered (See Section V).

Additional required documents to facilitate importation include:

- Commercial invoice/pro-forma invoice;
- Bill of lading (for sea freight) or air waybill (for air freight);
- Certificate of origin (if requested);
- Packing list;
- Applicable special certificates/import clearance/permit depending on the nature of goods being shipped and/or requested by the importer/bank/letter of credit clause, e.g. Food and Drug Administration (FDA) license; and
- Commercial invoice of returned Philippine goods and/or supplemental declaration on valuation.

Detailed information on custom clearance procedures may be obtained from: https://www.dti.gov.ph/negosyo/imports/import-facilitation/import-clearance-overview/ For more information on import regulations, please refer to the Food and Agricultural Import Regulations and Standards – Country Report.

*STEP 5:* Following customs clearance, the BOC uses a web-based Electronic Tracking of Containerized Cargo (ETRACC) System that allows BOC to track, monitor, and audit the location and condition of such cargo, as well as obtain real-time alarms on, among others, diversion and tampering of cargoes. CMO 04-2020 implements Customs Administrative Order (CAO) No. 15-2019, which covers the movement within customs territory of foreign goods for outright exportation, warehousing, and those admitted to Free Zones, as well as the transfer of goods from customs facilities and warehouses (CFW). This includes frozen agricultural products (i.e., meat and poultry) that have already paid duties and taxes subject to a secondary inspection at the cold storage warehouse.

## Appendix I. Philippine Government Regulatory Agency Contacts:

## DEPARTMENT OF AGRICULTURE

BUREAU OF ANIMAL INDUSTRY BAI Compound, Visayas Avenue Diliman, Quezon City Philippines 1104 Tel : (+632) 8927 0971/ 8926 6883 Fax : (+632) 8925 9228 Website: http://bai.da.gov.ph/baimainframe.html

#### BUREAU OF PLANT INDUSTRY,

692 San Andres Street Malate, Manila Philippines 1004 Tel : (+632) 8525 2987 Fax : (+632) 8521 7650 Website: <u>http://bpi.da.gov.ph/Services.html</u>

## BUREAU OF FISHERIES & AQUATIC RESOURCES Philippine Coconut Authority Elliptical Road, Quezon City Philippines 1104

Tel : (+632) 8455 6801 Fax : (+632) 8929-8074 Website: http://www.bfar.da.gov.ph NATIONAL MEAT INSPECTION SERVICE Tel : (+632) 8924-3118-19 Fax : (+632) 8924-7973 Website: <u>http://nmis.gov.ph</u>

BUREAU OF AGRICULTURE & FISHERIES PRODUCT STANDARDS Tel : (+632) 8928 8756 – 65 Fax : (+632) 8920-6134 Website: http://www.bafps.da.gov.ph

## **DEPARTMENT OF HEALTH**

FOOD AND DRUG ADMINISTRATION Civic Drive Filinvest Corporate City Alabang, Muntinlupa City Philippines 1770 Tel : (+632) 8821 1176-77 Fax : (+632) 8807 0751 Website: <u>https://www.fda.gov.ph/</u>

## **Other Philippine Government Contacts:**

#### **ANTI-RED TAPE AUTHORITY**

Address: Ground Floor HPGV Building, 395 Senator Gil J. Puyat Avenue, Makati City, Philippines Tel : (+632) 8478-5091/ 8478-5093/ 8478-5099/ Email: <u>info@arta.gov.ph</u> and <u>complaints@arta.gov.ph</u> Website: <u>http://arta.gov.ph/</u>

## DEPARTMENT OF AGRICULTURE

NATIONAL FOOD AUTHORITY SRA Building, North Avenue Quezon City Philippines 1102 Tel : (+632) 8929-7319/ 8926-7237 Website : http://www.nfa.gov.ph

#### **DEPARTMENT OF FINANCE**

BUREAU OF CUSTOMS VALUATION & CLASSIFICATION DEPARTMENT New Customs Building Port Area, Manila Philippines 1018 Tel : (+632) 8526 6355 Fax : (+632) 8527 4573 Website: http://www.customs.gov.ph/html/cover.htm

BUREAU OF INTERNAL REVENUE National Internal Revenue Building, Diliman, Quezon City, M.M. Philippines Tel : (+632) 8981 7000/ 8929 7676 Website : <u>http://www.bir.gov.ph</u>

## **DEPARTMENT OF TRADE & INDUSTRY**

BUREAU OF IMPORT SERVICES 349 Sen. Gil Puyat Avenue Makati City, Philippines Tel : (+632) 8896 4430 Fax : (+632) 8896 4431 Website : <u>http://www.dti.gov.ph</u>

# BUREAU OF INTERNATIONAL TRADE RELATIONS

357 Sen. Gil Puyat Avenue Makati City, Metro Manila, Philippines 1200 Tel : (+632) 8465 3300 Fax : (+632) 8890 4812 Website : <u>http://www.dti.gov.ph</u>

## NATIONAL COMMISSION ON MUSLIM FILIPINOS

Address: 79 Jocfer Annex Building, Commonwealth Avenue, Diliman, Quezon City, Philippines Tel : (+632) 8952-48-75 / (02) 8952-64-19 / Email: ncmf.osec@gmail.com Website: http://ncmf.gov.ph/contact-us/

## Attachments:

No Attachments