



Republic of the Philippines
Office of the President
DANGEROUS DRUGS BOARD

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BOARD RESOLUTION NO. 66
Series of 2012

SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCTS OF VISHAY (PHILS.), INC.

WHEREAS, under Section 81 (b) and (r) of Article IX of RA 9165, otherwise known as the Comprehensive Dangerous Drugs Act of 2002, the Board issued Board Regulation No. 3, Series of 2003 which provides for the “Comprehensive Guidelines on Importation, Distribution, Manufacture, Prescription, Dispensing and Sale of, and Other Lawful Acts in Connection with any Dangerous Drugs, Controlled Precursors and Essential Chemicals and other Similar or Analogous Substances”;

WHEREAS, VISHAY (PHILS.) INC, with business address at Food Terminal Inc.-Special Economic Zone, Vishay Building, Bagsakan Road, FTI Estate Taguig City, Philippines is seeking exemption from regulatory measures to the following products/reagents containing controlled chemicals, to wit:

- 1. GAL SEMI EN PRT B VISHAY 14.Ib – 0.1 - 1% Toluene**
- 2. AC4368, AC4368E - 1 - 5% Toluene**
- 3. HL8800-850 (A) – 0.1 – 0.9% Toluene**

WHEREAS, Section 4(2-d, e & f), Article II of the same Regulation also provides that the Board may exempt from specific measures of regulatory control requirements any preparation with liquid chemical mixture containing less than 30% by weight of the Table II chemical; or solid, semisolid and highly viscous chemical mixture containing Table II chemical; or when the Board is satisfied that the mixture is formulated in such a way that the controlled chemical cannot be easily used for the illicit manufacture of a dangerous drug and that the controlled chemical or chemicals contained in the mixture cannot be readily recovered;

WHEREAS, to assist the Board in evaluating requests for exemption, it promulgated Board Resolution No.1 Series of 2008 entitled “**Creating a Technical Working Group (TWG) to assist the Board in considering request of Manufacturers and Importers of finished products from specific measures of regulatory control requirements**”;

WHEREAS, it has been determined by the DDB Technical Working Group (TWG) that Vishay was established in 1974 under the trade name of Telefunken Semiconductors Phils. It is engaged in the manufacture of semiconductor products such as opto-electronics, transistors, etc. It is duly registered with PDEA and holder of PDEA licenses **P5IM-02529001-N0004** and **P3-02529001R024** as importer/distributor/end-user of cPECS. These licenses were issued **8 November** and valid until **16 January 2013**;

WHEREAS, after satisfying the requirements under the above mentioned regulations, **VISHAY (PHILS.) INC.’ products are no longer covered by the provisions of Section 10 and 11 (products are exempted in applying for import, export or transit permits) of BR No.3, S. 2003**;

WHEREAS, after due deliberation and evaluation, the TWG decided to recommend to the Board the exemption of **VISHAY (PHILS.) INC.**'products that are below the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(d & f);

WHEREFORE, be it **RESOLVED**, as it is hereby **RESOLVED**:

- a. **TO GRANT EXEMPTION** and the issuance of a Certificate of Exemption, which shall be valid for one (1) year unless revoked, to VISHAY (PHILS.) INC. products that contain controlled chemical below the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(d & f):
- b. **That the above cited exemptions shall be subject to the following conditions:**
 - (1) The VISHAY (PHILS.) INC. shall secure a license from the PDEA and comply with the reporting requirements as provided for in Board Regulation No. 3, Series of 2003;
 - (2) The Board shall strictly monitor subject finished products from their importation to distribution to end-users;
 - (3) The DDB-PDEA Monitoring Team shall have free access to the VISHAY (PHILS.) INC. premises where the finished products are kept and/or used;
 - (4) The VISHAY (PHILS.) INC. shall assume full responsibility for any misuse of the imported finished products, caused either by its own negligence or by negligence of all persons acting under their name or control and supervision;
 - (5) Any violation of the provisions of Board Regulation No. 3, Series of 2003, shall be a ground for the revocation of the certificate of exemption at anytime and would be dealt with severely.

APPROVED and ADOPTED this 14th day of June, in the year of Our Lord, 2012 in Quezon City.

(Sgd) **Secretary ANTONIO A. VILLAR, JR.**
Chairman, Dangerous Drugs Board

Attested:

(Sgd) **ndersecretary JORGE G. NECESITO**
Secretary of the Board