



Republic of the Philippines  
Office of the President  
**DANGEROUS DRUGS BOARD**

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**BOARD RESOLUTION NO. 71**  
**Series of 2012**

**SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCTS OF GENERAL ELECTRIC (GE) PHILIPPINES, 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, GENERAL ELECTRIC (GE) PHILIPPINES, INC.** with business address at 8<sup>TH</sup> & 9<sup>TH</sup> Flr, Net Cube Center, 3<sup>rd</sup> Ave. Cor.30<sup>th</sup> St. E-Square Crescent Park West, Bonifacio Global City, Taguig City, Philippines is seeking exemption from regulatory measures for the following products listed hereunder, to wit:

1. **DETAC D2430 – 1- 5% Hydrochloric Acid (HCL)**
2. **SPECTRUS NX1104 – 0.0020% Toluene; 0.0149% Hydrochloric Acid**
3. **SPECTRUS NX1100 – 0.9579% Sulfuric Acid (H2SO4)**
4. **KLEEN MCT882 – 0.100% Sulfuric Acid (H2SO4)**
5. **HYPERSPERSE MS1410 – 0.1 – 1% Hydrochloric Acid (HCL)**
6. **PETROFLO 20Y104 – 0.006% Toluene**
7. **SPEC-AID 8Q202 – 0.0065% Toluene**
8. **PHILMPLUS 5K1642 – 0.0085% Toluene**
9. **EMBREAK 2W2021 – 0.0045% Toluene**
10. **MAX-AMINE 82B – 0.0064 Toluene; 0.01% Sulfuric acid (H2SO4)**
11. **CORTROL 0S5300 – 0.0002% Toluene**
12. **PROCHEM 6A 2251 – 0.0001% Toluene**

**WHEREAS**, Section 4(2-c, 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 containing a controlled chemical mixture, when the Table II chemical is a normal ingredient in consumer goods or finished products that were packaged for retail sale for personal use, such as epoxies, vinyl lacquer, contact cements, plastic adhesives, waxes, cleaning agents; or 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 **GENERAL ELECTRIC (GE) PHILIPPINES, INC.** is a diversified global infrastructure, finance and media company that is built to meet essential world needs. From energy, water, transportation and health access to money and information. GE serves customers in more than 100 countries. GE in the Philippines installed the first electric streetlights along Real St. in Manila and employs 300,000 people worldwide. GE is duly registered with PDEA and holder of **P5I-02938001-R010 AND P5DWI-02938001-N005** Licenses as importer /distributor of controlled chemicals. These licenses were issued on **13 December 2011 and valid until 24 January 2013**;

**WHEREAS**, after due deliberation and evaluation, the TWG decided to recommend to the Board the exemption of **GENERAL ELECTRIC (GE) PHILIPPINES, INC.**' products containing controlled chemicals below the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(c, d, e & f);

**WHEREAS**, after satisfying the requirements under the above mentioned regulations, unless revoked, **GENERAL ELECTRIC (GE) PHILIPPINES, INC.**' products are no longer covered by the provisions of Section 10 (Application for import, export or transit permits), Section 11 (Grant of import, export or transit permits), and Section 22 (Licensed operators NOT to deal with unlicensed operators) of BR No.3, S. 2003.

**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, **GENERAL ELECTRIC (GE) PHILIPPINES, INC.**' products that contain controlled chemicals 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 still be subject to the following conditions:**
  - (1) The **GENERAL ELECTRIC (GE) PHILIPPINES, 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 product from their importation to distribution to end-users;
  - (3) The DDB-PDEA Monitoring Team shall have free access to **GENERAL ELECTRIC (GE) PHILIPPINES, INC.** premises where the finished products are kept and/or used;
  - (4) The **GENERAL ELECTRIC (GE) PHILIPPINES, INC.** shall assume full responsibility for any misuse of the imported finished product, caused either by its own negligence or by negligence of all persons acting under their name or control and supervision; and
  - (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 14<sup>th</sup> 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) **Undersecretary JORGE G. NECESITO**  
Secretary of the Board