



Republic of the Philippines
Office of the President
DANGEROUS DRUGS BOARD

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BOARD RESOLUTION NO. 83
Series of 2012

SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCTS OF R.C. CHAM MARKETING

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, R.C. CHAM MARKETING, with business address at Lot 1, Block 4, Phase 1031 G. Pegasus St., Crestview Village, Mayamot, Antipolo, Philippines, is seeking exemption from regulatory measures to the following products, to wit;

- 1. Dragon # 101 Concrete Neutralizer Hi-Grade – 14.33% Sulfuric Acid**
- 2. Dragon # 102 Concrete Neutralizer Commercial Grade – 8.63% Sulfuric Acid**
- 3. Dragon # 200 Muriatic Acid Technical Grade – 28.23% Hydrochloric Acid**
- 4. Dragon # 201 Muriatic Acid Pure – 13.62% Hydrochloric Acid**
- 5. Dragon # 202 Muriatic Acid High Grade – 7.76% Hydrochloric Acid**
- 6. Dragon # 203 Muriatic Acid Commercial Grade – 4.87% Hydrochloric Acid**

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 **R.C. CHAM MARKETING**, was established in 2002 and is engaged in the manufacture of chemicals with Hydrochloric Acid and Sulfuric Acid known as Muriatic Acid and concrete neutralizer. It is duly registered with the PDEA and handler of **P5C-0413001-R031** License as compounder of controlled chemicals and conduct research/chemical analysis. The license was issued on **11 June 2012 and valid until 08 June 2013**;

WHEREAS, after due deliberation and evaluation, the TWG decided to recommend to the Board the exemption of the products that contain controlled chemicals below the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(d, e & f);

WHEREAS, after satisfying the requirements under the above mentioned regulations, **R.C. CHAM MARKETING'S products are no longer covered by the provisions of Section 22 (Licensed operators NOT to deal with unlicensed operators) and Section 39 (Controlled Chemical Registers) 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, to **R.C. CHAM MARKETING'S** above-mentioned finished products containing controlled chemicals below the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(d & e, & f):
- b. **That the above cited exemptions shall still be subject to the following conditions:**
 - (1) The **R.C. CHAM MARKETING** shall secure a license from PDEA and comply with the reporting requirements for the raw materials used in the manufacture of the products containing controlled chemicals 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 **R.C. CHAM MARKETING** premises where the finished products are kept and/or used;
 - (4) That **R.C. CHAM MARKETING** 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; 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 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) **Undersecretary JORGE G. NECESITO**
Secretary of the Board