



Republic of the Philippines
Office of the President
DANGEROUS DRUGS BOARD

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BOARD RESOLUTION NO. 179
Series of 2013

SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCTS OF SUPER GLOBE, INC. – SAN MIGUEL

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, SUPER GLOBE, INC. – SAN MIGUEL with office address at **No. 8 Luis St., San Miguel, Pasig City**, Philippines, a legitimate company engaged as Importer and Manufacturer/Compounder of consumer goods for industrial use, is seeking exemption from regulatory measures for the following products that contain controlled chemicals:

1. **ACRYLIC BASE COAT PAINT – 9.70% Toluene; 6.52% Acetone**
2. **ACRYLIC TOP COAT CLEAR – 10 – 15% Toluene; 4-8% Acetone**
3. **ACRYLIC THINNER – 20 -25% Toluene; 15-20% Acetone**
4. **URETHANE BASE COAT PAINT – 1-3% Acetone**
5. **URETHANE TOPCOAT CLEAR – 1-3% Toluene; 1-3% Acetone**
6. **URETHANE THINNER – 10-15% Toluene; 4-8% Acetone**
7. **LACQUER BASE COAT PAINT – 1.42% Toluene**
8. **LACQUER TOPCOAT CLEAR – 1-3% Toluene**
9. **LACQUER SANDING SEALER – 1-3% 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 when the Table II chemical is a normal ingredient in consumer goods or finished products; 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 **SUPER GLOBE, INC. – SAN MIGUEL** started their business as manufacturer and distributor of flagship brand Polituff Polyester Bodyfiller in 1999. In 2001, the company entered into the automotive industry and expanded in the construction and architectural industry. It became the toll manufacturer of BASF in 2003 and was appointed as non-exclusive national distributor of acrylic lines by BASF. The company is duly registered with PDEA and handler of **P5C-01661001-R036 dated 02 July 2012 and valid until 07 July 2013 License as manufacturer and compounder of controlled chemicals.**

WHEREAS, the Technical Working Group (TWG) deliberated and recommended to the Board, issuance of appropriate **Certificate of Exemption** to **SUPER GLOBE, INC. – SAN MIGUEL** request for exemption from specific measures of regulatory control requirements of the above-mentioned 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); and as such, subject certification shall be valid for one (1) year unless revoked;

WHEREAS, the DDB Technical Working Group (TWG) opined that the products containing controlled chemicals above the 30% threshold of the Table II chemicals conforms to the provision of Section 4-(2-f), may also be granted exemption;

WHEREAS, after satisfying the requirements stipulated under the above mentioned regulations, **SUPER GLOBE, INC. – SAN MIGUEL products are no longer covered by the provisions of 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**:

1. **TO GRANT EXEMPTION** and the issuance of a Board Resolution for Exemption, which shall be valid for one (1) year unless revoked, to **SUPER GLOBE, INC. – SAN MIGUEL** ' finished products that contain less than the 30% threshold of the Table II chemicals in accordance with the provisions of Section 4-2(e & f);
2. **GRANTING OF EXEMPTION to SUPER GLOBE, INC. – SAN MIGUEL.'** shall be still be subject to the following conditions:
 - (1) The **SUPER GLOBE, INC. – SAN MIGUEL** shall secure a license from PDEA and comply with the reporting requirements for the raw materials 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 **SUPER GLOBE, INC. – SAN MIGUEL** premises where the finished products are kept and/or used;
 - (4) The **SUPER GLOBE, INC. – SAN MIGUEL** 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 11th day of July, in the year of Our Lord, 2013 in Quezon City.

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

Attested:

(Sgd) **JOSE MARLOWE S. PEDREGOSA**
UNDERSECRETARY-Executive Director
Secretary of the Board