

**[SRA SUGAR ORDER NO. 10, S. OF 2007-2008,
April 14, 2008]**

AMENDMENT OF SUGAR ORDERS NO, 6 AND 8, SERIES OF 2007-2008 RE: REINSTATEMENT OF EXPIRED (HOMELESS) "A" QUEDANS INTO "A" OR U.S. QUOTA SUGAR AND REVISED VERIFICATION AND SHIPMENT SCHEDULES OF "A" OR U.S. MARKET SUGAR

WHEREAS, the United States of America has allocated for the Philippines an initial quota of 142,160 Metric Tons Raw Value (MTRV) or 137,353 Metric Tons Commercial Weight (MTCW) for Quota Year 2007-2008.

WHEREAS, the SRA is mandated by Executive Order No. 18, Series of 19 protect the interest of the sugar industry in general and sugar producers in particular without compromising our export commitment to the U.S. in terms of quality of the "A" sugar and its shipment schedule;

WHEREAS, there is a need to ensure that the full U.S. Quota is actually shipped to the United States after the verification of "A" quedans has been accomplished;

WHEREAS, to facilitate the filling up of the U.S. Quota, the SRA has issued Sugar Order No. 6, Series of 2007-2008 dated 23 October 2007 and Sugar Order No. 8, Series of 2007-2008 dated 28 January 2008, providing for the deadlines for verification and shipment/ nomination of the vessel;

WHEREAS, the said sugar orders provided that the failure to comply with the deadlines set for verification and shipment/nomination of the vessel will render the "A" quedans as "homeless" or "expired" and the sugar cannot be withdrawn from the mill;

WHEREAS, as of week ending March 23, 2008, only 81,174.54 MT was verified out of 128,863MT (24,413MT old crop and 104,450MT new crop) "A" or U.S. Market Sugar;

WHEREAS, the SRA has been receiving requests for reinstatement of homeless/ expired "A" or U.S. Market sugar quedans which have not complied with the verification deadlines earlier set by the SRA and despite the extension from January 9, 2008 to February 29, 2008;

WHEREAS, SRA's policy of reinstatement of homeless/expired "A" had been used and abused by "A" quedan holders who have wilfully disregarded the verification and shipment nomination deadlines,

WHEREAS, it has been observed that many "A" quedan holders have been verifying their "A" sugar quedans but have failed to nominate/shipped the "A" sugar on the

scheduled dates, defeating the purpose of imposing verification deadlines;

WHEREAS, for equality purposes on fees, SRA should treat the "A" quedans holders proportionately according to the length of time their quedans have remained homeless/ unshipped.

NOW THEREFORE, under any and by virtue of the authority vested in the Sugar Regulatory Administration (SRA), it is hereby ordered that:

SECTION 1. Reinstatement of "A" and deadline for Verification of "A" Quedans including those of Previous Crop Years and those Homeless Quedans of the Present Crop Year.

1.1 "A" OF PREVIOUS CROP YEARS. The "A" sugar quedans that has been declared as "A" 'homeless' sugar pursuant to Sugar Order/s of the old crop years are hereby reinstated as "A" or U.S. Quota sugar.

For monitoring purposes, "A" quedans of previous crop years, whether unverified or previously verified but remained unshipped after the lapse of their shipping schedules should be verified/re-verified with SRA-Quezon City to be eligible for U.S. shipment for U.S. Quota Year 2007-2008 according to the schedules herein prescribed;

A reinstatement fee of P65.00 per LKg-Bag for "A" sugar produced for crop year (CY) 2008-2007 and an additional P35.00 per LKg-Bag for every crop year before CY 2006-2007 that it remained homeless shall be paid upon filing of the application for verification with the SRA.

1.2 HOMELESS "A" OF PRESENT CROP YEAR. The "A" sugar quedans that have been declared as "A" homeless¹ sugar pursuant to Sugar Order Nos. 6 and No 8 Series of 2007-2008 are hereby reinstated as "A" or U.S. Quota sugar.

Unverified "A" quedans of crop year 2007-2008 should be verified with SRA-Quezon City to be eligible for U.S. shipment for U.S. Quota Year 2007-2008;

1.2.1 For 'homeless' "A" sugar produced from weekending September 2, 2007 to November 25, 2007, a reinstatement fee of P10.00 per LKg-Bag plus an additional P1.00 per LKg-Bag per day computed from the original reinstatement deadline of February 29, 2008 until verification/reinstatement application date shall be paid upon filing of the application for verification and reinstatement with the SRA.

1.2.2 For 'homeless' "A" produced from weekending December 2, 2007-January 27, 2008, a reinstatement fee of P1.00 per LKg-Bag per day computed from the original deadline for verification of March 13, 2008 until verification/reinstatement application date, shall be paid upon filing of the application for verification and reinstatement with the SRA.

1.3 VERIFIED BUT UNSHIPED "A" OF PRESENT CROP YEAR 2007-2008. "A" quedans of current crop year previously verified but remained unshipped after the lapse of their shipping schedules should be verified with SRA Quezon City to be