

[**EXECUTIVE ORDER NO. 790, April 07, 2009**]

MODIFYING THE NOMENCLATURE AND RATES OF IMPORT DUTY ON VARIOUS PRODUCTS UNDER SECTION 104 OF THE TARIFF AND CUSTOMS CODE OF 1978 (PRESIDENTIAL DECREE NO. 1464), AS AMENDED

WHEREAS, the modification in the rates of import duty will provide affordable raw materials inputs and consumer products which are not locally available;

WHEREAS, modification of nomenclature will provide transparency in the trade of biofuel blends;

WHEREAS, Section 401 of the Tariff and Customs Code of 1978 (Presidential Decree No. 1464), as amended, empowers the President of the Republic of the Philippines to increase, reduce, or remove existing rates of import duty, as well as to modify the form of duty and the tariff nomenclature, under Section 104 of the Code;

NOW, THEREFORE, I, GLORIA MACAPAGAL-ARROYO, President of the Republic of the Philippines, by virtue of the powers vested in me by law, do hereby order:

SECTION 1. The articles specifically listed in the Annex hereof (composed of 3 pages), as classified under Section 104 of the Tariff and Customs Code of 1978, as amended, shall be subject to the Most-Favoured Nation (MFN) rate of import duty in accordance with the schedule indicated opposite each article.

SECTION 2. The nomenclature and the rates of import duty on tariff headings not enumerated and those listed but represented by the symbol. "x x x" shall remain in force and in effect.

SECTION 3. Upon the effectivity of this Executive Order, all articles listed in the Annex which are entered into and withdrawn from warehouse in the Philippines for consumption shall be levied the MFN rate of duty as indicated in column 4.

SECTION 4. All Presidential issuance, administrative rules and regulations, or parts thereof, which are contrary to or inconsistent with this Executive Order are hereby revoked or modified accordingly.

SECTION 5. This Executive Order shall take effect thirty (30) days following its complete publication in the Official Gazette or in a newspaper of general circulation in the Philippines.

DONE in the City of Manila, 7th day of April, in the year of Our Lord Two Thousand and Nine.

(Sgd.) GLORIA M. ARROYO

By the President:

(Sgd.) EDUARDO R. ERMITA

Executive Secretary

| ANNEX | | | |
|-----------------|-------------------|--|--------------------------|
| Hdg. No. | AHTN Code | Description | Rates of Duty (%) |
| (1) | (2) | (3) | (4) |
| 23.03 | | Residues of starch manufacture and similar residues, beet-pulp, bagasse and other waste of sugar manufacture, brewing or distilling dregs and waste, whether or not in the form of pellets. | |
| | 2303.10 | | |
| | to | | |
| | 2303.20.00 | - X X X | |
| | 2303.30.00 | - Brewing or distilling dregs and waste | 1 |
| | | | |
| 23.04 | 2304.00.00 | Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of soya-bean oil | 1 |
| | | | |
| 25.05 | | Natural sands of all kinds, whether or not coloured, other than metal bearing sands of Chapter 26. | |
| | 2505.10.00 | - Silica sands and quartz sands | 1 |
| | 2505.90.00 | - X X X | |
| | | | |
| 25.07 | 2507.00.00 | Kaolin and other kailinic clays, whether or not calcined. | 1 |
| | | | |
| 25.08 | | Other clays (not | |

| | | | |
|--------------|-------------|---|---|
| | | including expanded clays of heading 68.06), andalusite, kyanite and sillimanite, whether or not calcined; mullite; chamotte or dinas earths. | |
| | 25.08.10.00 | - Bentonite | 1 |
| | 2508.30.00 | | |
| | to | | |
| | 2508.70.00 | - X X X | |
| | | | |
| 25.30 | | Mineral substances not elsewhere specified or included. | |
| | 2530.10.00 | | |
| | to | | |
| | 2530.20.20 | - - X X X | 1 |
| | 2530.90.00 | - Other: | 3 |
| | | | |
| 27.10 | | Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing by weight 70% or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations; waste oils. | |
| | | - Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing by weight 70% or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the | |