



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

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**BOARD RESOLUTION NO. 44**  
**Series of 2012**

**SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCTS OF 3M PHILIPPINES**

**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**, **3M PHILIPPINES** with business address at 9/Flr. Three World Square Bldg. 22 Upper Mc Kinley Hill, Fort Bonifacio, Taguig City, Philippines is seeking exemption from specific measures of regulatory control requirements to the following products containing controlled chemicals:

1. **3M™ Scotch-Weld™ Epoxy Adhesive 2290, Amber – 55 - 65% Methyl Ethyl Ketone (MEK); 0.2% Toluene**
2. **3M™ Scotch-Grip™ Rubber and Gasket Adhesive 1300 – 20 – 30% Methyl Ethyl Ketone (MEK)**
3. **3M™ Silicone Lubricant (Dry), PN08897 – 20 – 40% Acetone**
4. **3M™ Multi-Purpose 27 Spray Adhesive – 15 – 25% Acetone**
5. **3M™ Super 77 Multi-Purpose Spray Adhesive (Aerosol) – 20 – 30% Acetone**
6. **3M™ Super Foam Fast Spray 74 Adhesive, Orange – 15 – 25% Acetone**
7. **3M™ Super Foam Fast 74 Classic Spray Adhesive – 7 – 13% Acetone**
8. **3M™ Super Foam Fast 74 Cylinder Spray Adhesive – 7 – 13% Acetone**
9. **3M™ Scotch-Weld™ Structural Adhesive Primer EC-3960 – 40 - 70% Methyl Ethyl Ketone (MEK)**
10. **3M™ Scotch-Weld™ EC-1945 B/A METAL PRIMER (PART B) – 1 – 5% Methyl Ethyl Ketone**
11. **3M™ Scotch-Weld™ EC-1945 B/A METAL PRIMER (PART A) – 10 – 30% Methyl Ethyl Ketone;**
12. **3M Brand K-520 PRIMER – 85 – 95% Toluene**
13. **3M Brand Adhesion Promoter N-200 (Red Label) – 85 – 95% Toluene**
14. **3M™ Scotch-Weld™ Industrial Plastic Adhesive 4475 – 50 - 60% Methyl Ethyl Ketone (MEK)**
15. **3M™ Scotch-Weld™ Neoprene High Performance Rubber and Gasket Adhesive 1300 – 10 – 30% Methyl Ethyl Ketone; 5 - 10% Toluene**
16. **3M™ Primer 94 – 0.5% Toluene**
17. **3M™ Scotch-Weld™ Nitrile High Performane Plastic Adhesive 1099 – 60 – 70% Acetone**
18. **3M™ Adhesion Promoter K-500 – 85 – 95% Toluene**
19. **3M™ Mar-Hyde® Truck Guard Pro™ Spray on Truck Bed Liner 7277, 7278 – 15 - 40% Toluene; 10 - 20% Acetone**

**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 **3M PHILIPPINES** is a science based company that produces imaginative products; a leader in scores of markets from healthcare and highway safety to office products and optical films for LCD displays. 3M in the Phils. was established in 1964. It provides capabilities for the laboratory and technical service to technical support, application research, process enhancement and engineering support. It manufactures also graphics, tapes and abrasives. It is duly registered with PDEA and handler of **P5I-00282001-R031 and P3-00282001-R031 dated 30 January 2012 and valid until 20 January 2013**. The licenses authorize them to import/ distribute and end-use of CPECS.

**WHEREAS**, after due deliberation and evaluation, the TWG decided to recommend to the Board the exemption of **3M PHILIPPINES** finished products containing controlled chemicals less than the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(d );

**WHEREAS**, after satisfying the requirements under the above mentioned regulations, **3M PHILIPPINES 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 Board Resolution on Exemption, which **shall be valid for one (1) year** unless revoked, to 3M PHILIPPINES’ finished products that contained 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 exemption shall still be subject to the following conditions:**
  - (1) **That 3M PHILIPPINES shall secure a license from 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 products/chemicals from their importation to end-user;

- (3) The DDB-PDEA Monitoring Team shall have free access to **3M PHILIPPINES** premises where the products/chemicals are kept and/or used;
- (4) That **3M PHILIPPINES**, Inc. shall assume full responsibility for any misuse of the imported products/chemicals, 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 Board Resolution on 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