



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

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**BOARD RESOLUTION NO. 51**  
**Series of 2012**

**SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCTS OF IBIDEN PHILIPPINES, INC.**

**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, IBIDEN PHILIPPINES, INC.**, with address at First Philippine Industrial Park, brgy. Sta Anastacia, Sto. Tomas, Batangas, Philippines is a legitimate importer of chemicals used for the manufacture of flip chip ball grid array that is exported to Malaysia, Japan and Taiwan. The company is duly registered with PEZA and handler of PDEA License No. **P5IM- 00022001-R036 as importer /end-user of controlled chemicals. The license was issued on 16 January 2012 and valid until 6 January 2013;**

**WHEREAS, IBIDEN PHILIPPINES, INC.** is seeking exemption from regulatory measures to the following imported finished products that contain controlled chemicals, to wit:

1. 0.5mol Ammonium iron (II) sulfate solution – 5.5% Sulfuric Acid
2. 0.1mol/l Hydrochloric acid (HCL) – 0.37% HCL
3. 0.5mol/l Hydrochloric acid (HCL) – 1.8% HCL
4. 0.05mol/L Sulfuric acid (H<sub>2</sub>SO<sub>4</sub>) – 0.48% H<sub>2</sub>SO<sub>4</sub>
5. 1mol/l Sulfuric acid (H<sub>2</sub>SO<sub>4</sub>) – 9.2% H<sub>2</sub>SO<sub>4</sub>
6. 2.5mol/l Sulfuric Acid (5N) – 21% H<sub>2</sub>SO<sub>4</sub>
7. 10% Sulfuric acid (H<sub>2</sub>SO<sub>4</sub>) – 10% H<sub>2</sub>SO<sub>4</sub>
8. 14% Sulfuric acid(H<sub>2</sub>SO<sub>4</sub>) – 14% H<sub>2</sub>SO<sub>4</sub>
9. 3mol/l Sulfuric acid - 25% H<sub>2</sub>SO<sub>4</sub>
10. ALCUP-ACCELERATOR MEL-3-A – 1.0% Sulfuric acid
11. Gold standard solution (1000ppm) – 3.6% HCL
12. KAT – 450 – 9.4% H<sub>2</sub>SO<sub>4</sub>
13. BASIC LEVELLER CUPRACID HL - <5% H<sub>2</sub>SO<sub>4</sub>
14. CUPRACID UNIVERSAL BRIGHTENER - <2.5% H<sub>2</sub>SO<sub>4</sub>
15. G17 (170ml) – 15 – 20% Acetone
16. NEOGANTH ACTIVATOR 834 – 5% H<sub>2</sub>SO<sub>4</sub>
17. PRINTOGANTH U COPPER – 2.5% H<sub>2</sub>SO<sub>4</sub>
18. THRU-CUP PEA-6-E – 0.1% H<sub>2</sub>SO<sub>4</sub>
19. THRU-CUP PEA-6-C – 3% H<sub>2</sub>SO<sub>4</sub>
20. Top LUCINA NSV-2Q – 0.98% H<sub>2</sub>SO<sub>4</sub>
21. Top LUCINA NSV-1W – 0.95% H<sub>2</sub>SO<sub>4</sub>
22. Top LUCINA SF LEVELER CONC – 0.98% H<sub>2</sub>SO<sub>4</sub>

23. Top LUCINA SF BASE WR – 0.94% H<sub>2</sub>SO<sub>4</sub>
24. Top LUCINA SF – QB – 0.99% H<sub>2</sub>SO<sub>4</sub>
25. Tin standard solution – 9% HCL
26. NEOGANTH U PRE DIP – 2.5 – 5% H<sub>2</sub>SO<sub>4</sub>
27. DAKUTORU 711 – 21% HCL
28. ABF-SH - <5% MEK
29. Reference Electrode Inner Solution Concentrate – 0.01% HCL
30. ABF GX code 92 – 0.3% Toluene
31. CPE-870 – 10% H<sub>2</sub>SO<sub>4</sub>
32. CPE-875A – 20% H<sub>2</sub>SO<sub>4</sub>
33. CU-BRITE TF-1A - 0.7% H<sub>2</sub>SO<sub>4</sub>
34. CU-BRITE TF-1B - 0.7% H<sub>2</sub>SO<sub>4</sub>
35. CU-BRITE VF-11-LD - 1.4% H<sub>2</sub>SO<sub>4</sub>
36. THRU-CUP ELC-SP3D – 0.2% H<sub>2</sub>SO<sub>4</sub>
37. THRU-CUP PED-104 - 15% H<sub>2</sub>SO<sub>4</sub>
38. GOBRIGHT TCU-37-R – 0.9% H<sub>2</sub>SO<sub>4</sub>
39. 0.1mol Ammonium iron (II) sulfate solution – 5.5% Sulfuric Acid

**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**, the Technical Working Group deliberated and recommended to the Board, issuance of appropriate Board Resolution to **IBIDEN PHILIPPINES, INC.’** request for exemption from specific measures of regulatory control requirements to the products containing controlled chemicals below the 30% threshold and as such, subject certification shall be **valid for one (1) year unless revoked**;

**WHEREAS**, after satisfying the requirements stipulated under the above mentioned regulations, **IBIDEN PHILIPPINES, INC.’** products are no longer covered by the provisions of Section 10 (Application for import, export or transit permits), and Section 11 (Grant of import, export or transit permits), of BR No.3, S. 2003.

**WHEREFORE**, be it **RESOLVE** and as it is **HEREBY RESOLVED**, to:

1. **To GRANT EXEMPTION** from specific measures of regulatory control requirements to **IBIDEN PHILIPPINES, INC.’** above-mentioned finished products that contain controlled chemicals below the 30% by weight of the Table II chemical;
2. **That the above cited exemptions shall still be subject to the following conditions:**

- a. **IBIDEN PHILIPPINES, INC.** shall secure a license from PDEA and comply with the reporting requirements as provided for in Board Regulation No.3, s. 2003.
- b. The Board shall strictly monitor subject finished products from their importation to distribution to end-users;
- c. The **IBIDEN PHILIPPINES, INC.** shall provide free access to the DDB-PDEA Monitoring Team to gain entry to their premises where the finished products are kept and /or used;
- d. The **IBIDEN PHILIPPINES, INC.** 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
- e. Any violation of the provisions of B.R. No.3, S. 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 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

