



Republic of the Philippines
Office of the President
DANGEROUS DRUGS BOARD

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BOARD RESOLUTION NO. 225
Series of 2013

SUBJECT: GRANTING EXEMPTION FROM SPECIFIC MEASURES OF REGULATORY CONTROL REQUIREMENTS TO CERTAIN FINISHED PRODUCT OF TOYOTA TSUSHO PHILIPPINES CORPORATION

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, TOYOTA TSUSHO PHILIPPINES CORPORATION with business addresses at Blk.4 Lot 2, Main Rd. Calamba Premiere International Park, Calamba City, Laguna, (warehouse and principal office) and 33rd Flr. Citibank tower 8741 Paseo de Roxas, Makati City (main Office) , Philippines is seeking exemption from regulatory measures of the product **PLASLAC NO.625 THINNER containing 20% METHYL ETHYL KETONE (MEK)**;

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 **TOYOTA TSUSHO PHILIPPINES CORPORATION** started its business in 1967 in Sta. Cruz Manila; and incorporated on 24 February 2004. It is already in 20 yrs in business and is engaged in the business of logistics and warehousing of vehicle parts and accessories. The company is authorized to import/distribute products containing controlled chemicals. It is duly registered with PEZA and handler of PDEA license **P5I-01534001-R032 dated 07/16/2013 valid until 07/14/2014 as Importer/distributor of controlled chemicals**;

WHEREAS, after due deliberation and evaluation, the TWG decided to recommend to the Board the exemption of **TOYOTA TSUSHO PHILIPPINES**

CORPORATION products containing controlled chemicals below the 30% threshold of the Table II chemicals, in accordance with the provisions of Section 4-2(c, d, e & f);

WHEREAS, after satisfying the requirements stipulated under the above mentioned regulations, **TOYOTA TSUSHO PHILIPPINES CORPORATION** 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 Certificate of Exemption, which shall be valid for one (1) year unless revoked, **TOYOTA TSUSHO PHILIPPINES CORPORATION**' products that contains 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 exemptions shall still be subject to the following conditions:
 - (1) The **TOYOTA TSUSHO PHILIPPINES CORPORATION** shall secure a license from the 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 finished products from their importation to distribution to end-users;
 - (3) The DDB-PDEA Monitoring Team shall have free access to **TOYOTA TSUSHO PHILIPPINES CORPORATION** premises where the finished products are kept and/or used;
 - (4) The **TOYOTA TSUSHO PHILIPPINES CORPORATION** 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
 - (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 12th day of September, 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

