

MALACANANG
RESIDENCE OF THE PRESIDENT
OF THE PHILIPPINES
MANILA

BY THE PRESIDENT OF THE PHILIPPINES

EXECUTIVE ORDER NO. 286

DIRECTING GOVERNMENT AGENCIES CONCERNED TO EXPEDITE THE FULL IMPLEMENTATION OF THE SIMPLIFIED EXPORT PROCEDURE FOR BOI REGISTERED ENTERPRISES UNDER REPUBLIC ACT NO. 6135, OR EXPORT INCENTIVES ACT.

WHEREAS, there is an urgent need to accelerate exports of services and manufactures; and

WHEREAS, simplification of the procedure for exports of registered export producers, registered service exporters, and registered export traders is urgently needed to expedite exportation as an added incentive to these registered enterprises under Republic Act No. 6135;

NOW, THEREFORE, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers vested in me by Section 15 of Republic Act No. 6135, do hereby direct the Central Bank of the Philippines, Bureau of Customs, Bureau of Standards, National Cottage Industries Development Authority, Food and Drug Administration, Bureau of Animal Industry, Philippine Fisheries Commission and other government regulatory agencies involved in exports to fully implement the attached Rules and Regulations (Annex "A") governing the simplified procedure for exports which is to be used exclusively by BOI-registered export producers, registered service exporters, and registered export traders under Republic Act No. 6135. The Central Bank is hereby directed to issue the corresponding memoranda regarding the implementation by the commercial banks of the simplified export procedure.

The National Export Coordinating Center is likewise hereby directed to coordinate the full implementation of the said Rules and Regulations.

This Order shall take effect immediately.

Done in the City of Manila, this 27th day of January, in the year of Our Lord, nineteen hundred and seventy-one.

(SGD.) FERDINAND E. MARCOS
President of the Philippines

By the President:

(SGD.) ALEJANDRO MELCHOR
Executive Secretary

ANNEX A

RULES AND REGULATIONS TO EXPEDITE AND SIMPLIFY
THE EXPORT PROCEDURE FOR EXPORTS GOVERNING
EXPORT PRODUCERS, EXPORT TRADERS, AND SERVICE
EXPORTERS REGISTERED WITH THE BOARD OF
INVESTMENTS UNDER REPUBLIC ACT NO. 6135.

RULE : DEFINITION

A. "ACT" shall mean the Export Incentives Act
or Republic Act No. 6135.

B. "BOARD" shall mean the Board of Invest-
ments.

C. "SIMPLIFIED EXPORT PROCEDURE" shall mean
the reduction exclusively for BOI registered ex-
porters under R. A. 6135 of the existing pre-ex-
portation steps currently being undergone by ex-
porters, from thirteen (13) to three (3) basic
steps.

D. "REGISTERED EXPORTER" shall mean an ex-
port producer, export trader, or service exporter
registered with the Board of Investments under
the Act.

E. "REGISTERED EXPORTABLE PRODUCTS OR SERVICES"
shall mean the exportable products or services
specified in the Certificate of Registration issued
by the Board under the Act to the registered ex-
porter.

F. "EXPORT PERMIT" shall mean the new export
document on Central Bank E. D. Form 102 R which
authorizes the registered exporter to actually
engage in the exportation of registered exportable
products or services declared in the said Export
Permit.

G. "PTS" shall mean the Philippine Standard
Trade mark given by the Bureau of Standards with
respect to standardized products.

RULE II. APPLICABILITY OF THE SIMPLIFIED EXPORT PROCEDURE

A. The simplified export procedure shall apply only to a registered exporter as defined in Rule 1 (D) above.

B. The simplified export procedure shall apply only to registered exportable products or services as defined in Rule I (E) above.

RULE III. EXPORTS DOCUMENTATION

A. The registered exporter shall be exempt from filing the Report of Foreign Sales on Central Bank E. D. Form No. 101.

B. In lieu of the existing export License on Central Bank E. D. Form No. 102, the registered exporter shall apply for an Export Permit with an authorized agent bank of the Central Bank on CB E. D. Form 102 R. There shall be seven (7) copies of each export permit to be distributed as follows: the original and one copy to the Export Coordinating Department of the Bureau of Customs; two copies to the Central Bank to be submitted as prescribed in existing Central Bank regulations; one copy to the registered exporter; and one copy to the agent bank; one copy to the shipping agent.

C. The commodity clearance of registered exportable products shall be done semestrally or annually by the proper agency. Provided, however, that registered exportable products that are handicrafts shall continue to be cleared or inspected by the National Cottage Industries Development Administration prior to each exportation of the same, until such time as the NACIDA shall have developed its system of semestral or annual clearance.

1. If the registered exporter has a PTS marking from the Bureau of Standards, for those of its registered and standardized exportable products, the same shall constitute the annual commodity clearance for the said registered exportable products.

2. If a registered exporter does not yet have a PTS for its registered and standardized exportable products, the Board shall require that such a firm apply with the Bureau of Standards for a PTS within six (6) months after its registration with the Board. Until such time as the said PTS is actually granted, the commodity clearance shall be done on a semestral basis.

D. The registered exporter shall be exempt from filing the Export Entry or Bureau of Customs Form No. 25.

E. The registered exporter shall be exempt from BIR clearance prior to each exportation.

F. The payment of wharfage by the registered exporter for the exportation of its registered exportable products shall be no longer paid prior to each exportation. The said payment of wharfage shall instead be automatically deducted from the tax credits accruing to the registered exporter after each exportation.

RULE IV. THE SIMPLIFIED PROCEDURE

A. Upon approval of the Export Permit by the authorized agent bank, the original and a copy of the same shall be forwarded by the authorized agent bank directly to the Export Coordinating Department of the Bureau of Customs. The copies for the Central Bank shall be submitted as prescribed by the Central Bank. No further processing of the Export Permit shall be done by the Export Coordinating Department of the Bureau of Customs, except to authorize the loading of the registered exportable products, which authorization shall be granted by the Deputy Collector of Customs or his official representative and shall involve only his signature. The customary Commercial Invoice, and the annual or semi-annual Commodity Clearance document together with the Export Permit authorizing actual loading of the registered exportable products,

shall be forwarded by the Export Coordinating Department to the Customs Inspector.

B. The registered exporter shall pay the arrastre charges prior to actual loading of the registered exportable products.

C. The registered exporter shall load the registered exportable products in the presence of the Customs Inspector to whom the Commercial Invoice, the Commodity Clearance, and the Export Permit of the said registered exporter shall have been previously forwarded. The Customs Inspector shall have no authority to inspect or open the goods being loaded, except in the case of goods destined for Hongkong.

RULE V. REPATRIATION AND LIQUIDATION OF FOREIGN EXCHANGE PROCEEDS FROM EXPORTS

A. Foreign exchange proceeds from exports shall be received in foreign currency acceptable to form part of the International reserves and shall be repatriated and liquidated in accordance with Central Bank regulations.