

MEMORANDUM CIRCULAR NO. 21-36

Series of 2021

To : All Manufacturers, Importers, Traders, Distributors, Retailers of Household Appliances and Others Concerned

SUBJECT : Supplemental Guidelines on the Certification of Household Appliances Manufactured or Imported Prior to the Effectivity of Department Administrative Order 18-03 Series of 2018

WHEREAS, DAO 18-03:2018 took effect on 25 August 2019 as prescribed by the Memorandum Circular (MC) No. 18-08:2018, the objective of which is to update the versions of the Philippine National Standards (PNS) for household and similar electrical appliances being implemented by the Bureau of Philippine Standards (BPS) under its Mandatory Product Certification Schemes and to enhance consumer protection by including additional commonly used household appliances in the BPS' List of Products under Mandatory Certification;

WHEREAS, as stated in MC 18-08:2018, market monitoring and enforcement shall be conducted beginning 01 January 2020 to ensure that all products, under section 5.1 of DAO 18-03:2018, that are distributed or offered for sale in the market shall bear a valid PS mark or ICC stickers;

WHEREAS, MC No. 20-01:2020 was issued on 03 February 2020 as supplemental guidelines for the implementation of DAO 18-03:2018 which states that market monitoring and enforcement shall be conducted beginning 01 January 2021 to ensure that household appliances distributed in the local market are affixed with the Import Commodity Clearance (ICC) sticker or Philippine Standard (PS) Certification Mark;

WHEREAS, concerns were raised relative to the transitory period provided under MC No. 20-01:2020 particularly on the challenges faced by the importers and manufacturers to strictly comply with the requirement on ensuring that all products covered by DAO 18-03:2018 distributed in the local market are affixed with the corresponding BPS certification marks due to the community quarantines, lockdowns and travel restrictions implemented in the country amidst the Corona Virus Disease (Covid-19) pandemic;

WHEREAS, MC No. 21-04:2021 was issued on 25 January 2021 as supplemental guidelines for the implementation of DAO 18-03:2018 which states that market monitoring and enforcement shall be conducted beginning 01 July 2021 to ensure that household appliances distributed in the local market are affixed with the Import Commodity Clearance (ICC) sticker or Philippine Standard (PS) Certification Mark;

WHEREAS, several importers of products covered by DAO 18-03:2018 which are manufactured and imported prior 25 August 2019, raised issues concerning the remaining inventories that are still currently in the possession of importers, distributors, and retailers;

WHEREFORE, foregoing premises considered and to ensure that only certified products are circulating in the Philippine market, these guidelines are hereby issued for guidance of all concerned:

SUPPLEMENTAL GUIDELINES ON THE CERTIFICATION OF HOUSEHOLD APPLIANCES MANUFACTURED OR IMPORTED PRIOR TO THE EFFECTIVITY OF DEPARTMENT ADMINISTRATIVE ORDER 18-03 SERIES OF 2018

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1. SCOPE

This Memorandum Circular aims to provide guidelines for the certification of the following products covered by DAO 18-03:2018 which are manufactured or imported to the Philippines before 25 August 2019 and are currently in the possession of importers, distributors, or retailers:

- 1.1 Spin extractor
- 1.2 Electric oven
- 1.3 Turbo broiler
- 1.4 Electric grill
- 1.5 Induction cooker
- 1.6 Electric pressure cooker
- 1.7 Electric juicer
- 1.8 Electric food mixer
- 1.9 Electric food processor
- 1.10 Electric kettle
- 1.11 Slow cooker
- 1.12 Multi-cooker
- 1.13 Fully-automatic washing machine
- 1.14 a.c/d.c electric fan
- 1.15 Television sets with display size above 114 cm (45 inches) up to 140 cm (55 inches)
- 1.16 Refrigerator with storage capacity below 142 liters (5 cu. ft.) and above 227 liters (8 cu. ft.) up to 567 liters (20 cu. ft.)
- 1.17 Non-inverter type air conditioner with cooling capacity above 36,000 kj/hr. up to 38,000 kj/hr.
- 1.18 Inverter type air conditioner with cooling capacity up to 38,000 kj/hr.

2. PRODUCT CERTIFICATION

2.1. For locally-manufactured products

- 2.1.1. For local manufacturers intending to apply for the certification of their products that were pulled-out from the distributors or retailers, the application using the form shown in Annex A shall be submitted to the BPS.
- 2.1.2. Products that are pulled-out from distributors and retailers shall be, at the manufacturer's expense, be transferred to the warehouse/s declared in the application.

2.2. For imported products

- 2.2.1. For imported products covered in clause 1 herein, the importer shall apply for Import Commodity Clearance (ICC) in accordance with the existing rules and regulations.
- 2.2.2. Products that are pulled-out from distributors and retailers shall be, at the importer's expense, be transferred to the warehouse/s declared in the application.

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- 2.2.3. The application for ICC shall be filed by the importer on a per product and per manufacturer basis.
- 2.2.4. The ICC application shall be supported by the summary of products being applied for certification listed in accordance to the format provided in Annex B. Other import/shipping documents e.g. packing list, commercial invoice, bill of lading, and import entry are not required.

3. CONDUCT OF INSPECTION, VERIFICATION AND SAMPLING

- 3.1. For PS applications, the designated BPS-qualified product auditor shall conduct verification and inventory of the products at the manufacturer's declared warehouse/s and draw samples for independent testing.
- 3.2. For ICC applications, inspection and/or sampling shall be conducted by the BPS, DTI RO/PO or the BPS recognized inspection body at the importer's declared warehouse/s in accordance with existing BPS Inspection and Sampling Procedure.
- 3.3. Drawing of samples shall be conducted on per product, per type, per model, per brand, and per manufacturer basis. If the application covers multiple warehouses, inspection, verification, and inventory shall be conducted on all of the declared warehouses.
- 3.4. The samples to be drawn shall be in accordance to the sampling size prescribed in DAO 18-03:2018.
- 3.5. Two (2) sets per type, per brand and per manufacturer of the corresponding sampling size shall be randomly drawn from the products at the importer's declared warehouse. The first set shall be sent to the BPS or BPS-recognized testing laboratory for testing. The remaining set shall be kept by the manufacturer/importer as reserved samples.

4. PRODUCT TESTING

- 4.1. Product testing shall be conducted by the BPS Testing Laboratory or any BPS recognized testing laboratory.
- 4.2. Samples shall be tested at 230 V a.c., 60 Hz and shall conform with the requirements of the relevant standards, as follows:

Product	Reference Standard
Spin extractor	PNS IEC 60335-2-4:2016
Electric oven	PNS IEC 60335-2-9:2016
Turbo broiler	
Electric grill	
Induction cooker	

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Product	Reference Standard
Electric kettle	PNS IEC 60335-2-15:2015
Slow cooker	
Multi-cooker	
Electric pressure cooker	
Electric juicer	PNS IEC 60335-2-14:2016
Electric food mixer	
Electric food processor	
Fully-automatic washing machine	PNS IEC 60335-2-7:2016
a.c/d.c electric fan	PNS IEC 60335-2-80:2016
Television sets with display size above 114 cm (45 inches) up to 140 cm (55 inches)	PNS IEC 60065:2013
Refrigerator with storage capacity below 142 liters (5 cu.ft.) and above 227 liters (8 cu. ft.) up to 567 liters (20 cu. ft.)	PNS IEC 60335-2-24:2013
Non-inverter type air conditioner with cooling capacity above 36,000 kj/hr. up to 38,000 kj/hr.	PNS IEC 60335-2-40:2013
Inverter type air conditioner with cooling capacity up to 38,000 kj/hr.	

4.3. Product testing shall be conducted in accordance with the existing DAOs, their implementing rules and regulations, Memorandum Circulars and other relevant Technical Regulations.

5. EVALUATION OF RESULTS

- 5.1. For PS applications, if the results of verification and independent testing showed conformance to the requirements, the BPS shall inform the manufacturer of the results and give authority to affix the PS Mark to the products covered by the application.
- 5.2. For ICC applications, if the drawn samples showed conformance to the applicable standard, ICC Certificate and stickers shall be issued.
- 5.3. If the drawn samples did not conform with the requirements, BPS shall inform the applicant of the result and present the following options:

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- 5.3.1. Submit the reserved samples for testing;
- 5.3.2. Undertake remedial or corrective measures subject to actual inspection, verification, inventory, and re-sampling (if necessary);
- 5.3.3. Export the shipment back to the country of origin, at the applicant's own expense, subject to inventory and inspection by an authorized DTI/BPS representative prior to the exportation. Export documents (i.e. Bill of Lading and Import Entry or any other document that will serve as proof that the non-compliant products arrived at the country of origin) shall be submitted by the importer to the BPS; or
- 5.3.4. Destroy the non-conforming products in accordance with existing rules and regulations, at the applicant's own expense, to be witnessed by a duly authorized DTI/BPS representative. Inspection and inventory shall be conducted by the DTI/BPS representative prior to the actual destruction.

6. FEES, CHARGES, AND OTHER EXPENSES

All corresponding fees, charges, costs, and other related expenses shall be for the account of the manufacturer or importer in accordance with DAO 04:2008 or DAO 05:2008, respectively.

7. REPEALING CLAUSE

All provisions of existing Department Administrative Orders, circulars, and guidelines inconsistent with this Administrative Order are hereby repealed subject to the transitory provision below.

8. TRANSITORY PROVISION

The manufacturers and importers of the products covered in clause 1 herein may file their applications within six (6) months after the effectivity of this Circular. It shall be understood that after the six-month period, the BPS shall no longer receive applications for certification of products that are manufactured or imported before 25 August 2019.

9. EFFECTIVITY

This Memorandum Circular shall be effective immediately after its publication in a newspaper of general circulation, a copy of which shall be submitted to the UP Office of National Administrative Register.

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For the information and guidance of those concerned.

Done in the City of Makati this 15th day of October in the year 2021.

Recommended by:



NEIL P. CATAJAY
Director, BPS



ATTY. RUTH B. CASTELO
Undersecretary, CPG

Approved by:



RAMON M. LOPEZ
Secretary

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Application for PS Certification of Household Appliances
Manufactured and Distributed in the Market
Prior to the Effectivity of DAO 18-03:2018

Name of Manufacturer: _____ Date: _____

Manufacturer's Address: _____

Product: _____

Product Details:

Model	Date of Manufacture	Value of Product (in PHP)	Warehouse Address	Batch/Serial Nos.	Quantity

Total = _____

Declared by: _____

Name and Signature of Company Representative

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Application for ICC Certification of Household Appliances
Manufactured and Distributed in the Market
Prior to the Effectivity of DAO 18-03:2018

Name of Company: _____ Date: _____

Importer's Office Address: _____

Product: _____

Product Details:

Model	Date of Arrival in the Philippines	Manufacturer	Country of Origin	Value of Product (in PHP)	Warehouse Address	Batch/Serial Nos.	Quantity

Total = _____

Declared by:

Name and Signature of Company Representative

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