

6.2.2.2.1 The importer shall notify in writing the BPS/DTI regional/provincial office that the shipment has been transferred and/or is ready for inspection. The shipment shall be transferred only to the warehouse address indicated in the application and shall not be used or offered for sale/retail.

6.2.2.2.2 Product inspection shall be conducted within 16 working hours from receipt of the notice at the port of entry, vessel, or the importer's warehouse, whichever is applicable.

6.2.2.2.3 If inspection shows that the product shipped is consistent with the importation documents, products samples shall be drawn as part of the regular product surveillance requirements. Otherwise, a Show Cause Order shall be issued and the provisions hereto shall apply.

6.2.2.2.4 The drawn samples shall be submitted by the applicant to the BPS recognized testing laboratory within 16 working hours from the date of inspection and sampling for the conduct of Full Testing.

6.2.2.2.5 If the result of the product surveillance test shows conformance, the SOC shall be issued. Otherwise, re-testing, re-exportation or destruction of the non-conforming product shall be undertaken, at the cost and option of the importer. In addition, the PS License may be suspended, revoked or cancelled upon due notice to the manufacturer.

## Rule 7. INSPECTION AND SAMPLING

- 7.1. Inspection and sampling shall be conducted by the BPS, DTI RO/PO or the BPS recognized Inspection Body within the prescribed time and in accordance with existing BPS Inspection and Sampling Procedure.
- 7.2. If inspection and sampling cannot be conducted within the prescribed period, the concerned DTI RO/PO or the BPS Recognized Inspection Body shall immediately inform the BPS in writing of the reason/s therefor. Under justifiable reasons, inspection and sampling may be re-scheduled, otherwise, appropriate action shall be undertaken.
- 7.3. For initial audit, the required sampling size shall be two (2) sets of two (2) twenty (20) kilograms per brand per type each taken from four (4) different bags of cement or from different sites in the factory (e.g. silo, warehouse). The first set is for in-plant test and the second for third party testing.
- 7.4. For surveillance audits, the required sampling for third party independent tests shall be three (3) sets of two (2) twenty (20) kilograms per brand per type each taken from six (6) different bags of cement. If in-plant test is necessary, additional samples shall be drawn.
- 7.5. The sets of samples drawn shall be submitted directly to the BPS recognized testing laboratory within 16 working hours from the date of sampling.

- 7.5.1 Test samples drawn shall be packed/sealed and signed in the presence of authorized representatives from BPS, DTI-RO/PO or BPS designated auditor/inspector who shall ensure that Request for Test Form is properly filled-up, signed and issued to the manufacturer or importer. The subject company and the auditor/inspector shall ensure that it has established traceability of samples to batch/lot.
- 7.5.2 The manufacturer or importer shall submit the Request for Test Form together with the sets of samples directly to the BPS recognized testing laboratory within sixteen (16) working hours from the date of inspection/audit and furnish BPS with a copy thereof within sixteen (16) working hours from date of submission. For foreign-based PS License Holders/Applicants, samples drawn shall be shipped by the applicant/license holder to the BPS recognized testing laboratory within sixteen (16) working hours from the date of inspection/audit. The second and third sets of samples shall be kept by the testing laboratory for re-testing or future reference purposes.
- 7.5.3 The BPS Recognized Testing Laboratory shall document properly the receipt of the product samples to include but not limited to taking pictures of the following:
- 7.5.3.1 Request for Test;
- 7.5.3.2 Packaging of the samples as submitted/received; and/or
- 7.5.3.3 Packaging of the samples as prepared by the inspector to include the signatures and other markings affixed therein.
- 7.5.4 Unused samples shall be retrieved by the manufacturer/importer upon receipt of notice of retrieval from the testing laboratory, copy BPS. Otherwise, they shall be disposed of in accordance with existing and applicable rules.

## Rule 8. REQUIRED MARKINGS

For traceability and verification purposes, the following markings as prescribed by PNS 07 and PNS 63 shall appear on the bags of portland cement or blended hydraulic cement with pozzolan:

### 8.1. For Locally Manufactured Portland Cement:

- 8.1.1 Name and address of manufacturer
- 8.1.2 Type of Portland cement
- 8.1.3 Trade name or brand name
- 8.1.4 Trademark of the manufacturer
- 8.1.5 Net mass of cement in kg
- 8.1.6 The words "Product of the Philippines"
- 8.1.7 PS Mark
- 8.1.8 Batch identification number and manufacturing date intelligible to the consumers
- 8.1.9 Red color band as prescribed in PNS 07

### 8.2. For Imported Portland Cement:

- 8.2.1 Name and address of manufacturer

Handwritten initials: *FF* and *2-0-0*

- 8.2.2 Name and address of importer
- 8.2.3 Type of Portland cement
- 8.2.4 Trade name or brand name
- 8.2.5 Trademark of the manufacturer
- 8.2.6 Net mass of cement in kg
- 8.2.7 The country of manufacture
- 8.2.8 PS Mark
- 8.2.9 Batch identification number and manufacturing date intelligible to the consumers
- 8.2.10 Red color band as prescribed in PNS 07

8.3. For locally manufactured Blended Hydraulic Cement with Pozzolan

- 8.3.1 The name and address of manufacturer
- 8.3.2 Product Classification as prescribed by PNS 63
- 8.3.3 Product Specification as prescribed by PNS 63
- 8.3.4 Product Application as prescribed by PNS 63
- 8.3.5 Trade name or brand name
- 8.3.6 Trademark of the manufacture
- 8.3.7 Net mass of cement in kg
- 8.3.8 The words "Product of the Philippines"
- 8.3.9 PS Mark
- 8.3.10 Batch identification number
- 8.3.11 Manufacturing date intelligible to the consumers
- 8.3.12 Bright yellow color band as prescribed by PNS 63

8.4. For imported Blended Hydraulic Cement with Pozzolan:

- 8.4.1 The name and address of manufacturer
- 8.4.2 The name and address of importer
- 8.4.3 Product classification as prescribed by PNS 63
- 8.4.4 Product specification as prescribed by PNS 63
- 8.4.5 Product application as prescribed by PNS 63
- 8.4.6 Trade name or brand name
- 8.4.7 Trademark of the manufacturer
- 8.4.8 Net mass of cement in kg
- 8.4.9 The country of manufacture
- 8.4.10 PS Mark
- 8.4.11 Batch identification number
- 8.4.12 Manufacturing date intelligible to the consumers
- 8.4.13 Bright Yellow color band as prescribed by PNS 63

**Rule 9. PRODUCT TESTING**

- 9.1. Product testing shall be conducted by a BPS recognized testing laboratory.
- 9.2. Full Product testing shall be conducted in accordance with the requirements of the relevant Philippine National Standard.
- 9.3. Critical test shall be limited to the following parameters:

- 9.3.1 Seven (7) days - compressive strength requirements
- 9.3.2 Chemical Composition requirements

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9.4. Drawn samples shall be tested as follows:

9.4.1 For initial audit, the first set of samples shall be subject to in-plant testing. The second set shall be subject to independent testing.

9.4.2 For surveillance audits, the first set of sample shall be tested. The second and third sets shall serve as reserve samples in case the first set fails the product testing and re-testing is conducted.

9.5. The original copy of test reports shall be sent directly to the BPS by the BPS recognized testing laboratory.

## Rule 10. EVALUATION OF RESULTS

Results shall be evaluated to determine conformance of the product to the relevant standard in accordance with the following:

10.1. Results under the PS Licensing Scheme

10.1.1 For initial audit, if the test results show conformance, the PS License shall be issued. Otherwise, the applicant shall be advised accordingly and PS License shall not be issued. Only after re-assessment and subsequent product conformance shall BPS issue the PS License.

10.1.2 For surveillance audit of local manufacturers, if the test results show conformance, the PS License shall be continued or renewed. Otherwise, re-testing shall be conducted.

If the result of re-testing shows non-conformance, the PS license shall be suspended immediately upon written notice. The non-conforming batch shall be destroyed or reprocessed, at the option of the manufacturer, under the supervision of the BPS. Only after re-assessment and subsequent product conformance shall BPS allow the continued use or renewal of the PS License.

10.1.3 For surveillance audit of foreign manufacturers, if the test results show conformance, the PS License shall be continued or renewed. Otherwise, re-testing shall be conducted.

If the result of re-testing shows non-conformance, the PS license shall be suspended immediately upon written notice. The non-conforming shipment/batch shall be destroyed or re-exported to the country of origin, at the option of the manufacturer, under the supervision of the BPS. Only after re-assessment and subsequent product conformance shall BPS allow the continued use or renewal of the PS License

10.2. Results under the applications for Statement of Confirmation with pre-shipment inspection and testing;

10.2.1 If the result of the pre-shipment test shows that the 3 or 7-day compressive strength failed to meet the 28-days compressive strength requirement, Certificate of Conditional Release shall be issued and full product testing shall be conducted upon arrival at the port of entry.

- 10.2.2 If the result of full product testing shows conformance to the requirements of the relevant standard, the product shall be declared conforming and the SOC shall be issued.
- 10.2.3 If the result of the full product testing shows non-conformance to the requirements of the relevant standard, the second and third sets of sample shall be subjected to retesting. The samples shall be tested by a BPS recognized testing laboratory other than those that conducted the first and second tests. If the second and third sets shows conformance, a SOC shall be issued. Otherwise, the application shall be denied and the shipment shall be disposed of in accordance with the applicable provisions hereof.
- 10.2.4 If the application is denied, BPS shall inform the importer and manufacturer in writing of such denial. If the applicant fails to communicate with BPS within the period stated in the notice, a Show Cause Order shall be issued.
- 10.2.5 Processing of succeeding applications filed by the importer of cement products covered by the same PS License number against whom a Show Cause Order or Formal Charge was issued by BPS shall be suspended until such issue/s is resolved. The BPS reserves the right to suspend all licenses issued to a manufacturer, blacklist importer and all guilty parties after due process, if the nature of violation/s so warrant.

**Rule 11. RECOGNITION OF CONFORMITY ASSESSMENT BODY**

- 11.1. Only recognized Conformity Assessment Body (CAB) shall be allowed to participate in this mandatory product certification scheme.
- 11.2. Only CAB that demonstrates impartiality and freedom from conflict of interest shall be eligible for recognition by BPS.
- 11.3. Any CAB that intends to be recognized shall accomplish the BPS Recognition Application Form together with the following:
- 11.3.1 Certificate of Accreditation from an Accreditation Body signatory to the ILAC/APLAC, to include the Scope of Accreditation;
- 11.3.2 Certified True Copy of the Articles of Incorporation. For foreign CAB, all incorporation documents shall be authenticated by the Philippine Consulate Office, the authentication requirement may be waived subject to reciprocity agreement;
- 11.3.3 List of authorized signatories indicating their company position and the corresponding specimen signature;
- 11.3.4 An undertaking to abide by the terms and conditions of the recognition.
- 11.4. For foreign CABs, the application shall be submitted by the local office to ensure accountability. Applications of foreign CABs with no local office shall be denied.
- 11.5. The BPS may, at any time, conduct full verification of the competence of the CAB to perform the conformity assessment activities.

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