

[EXECUTIVE ORDER NO. 163, January 10, 2003]

MODIFYING THE RATES OF IMPORT DUTY OF INFORMATION AND COMMUNICATIONS TECHNOLOGY (ICT) PRODUCTS UNDER THE TARIFF AND CUSTOMS CODE OF 1978 (PRESIDENTIAL DECREE NO. 1464, AS AMENDED), IN ORDER TO IMPLEMENT THE E-ASEAN FRAMEWORK AGREEMENT

WHEREAS, the e-ASEAN Framework Agreement signed on 24 November 2000 requires ASEAN Member States to eliminate duties and non-tariff barriers on intra-ASEAN trade on ICT products;

WHEREAS, the Agreement commits ASEAN members to an implementation schedule to achieve digital readiness for the region in order to develop the basis for ASEAN's competitiveness into the future, better the lives of their citizens through the application of information and communication technologies and foster the spirit of ASEAN community;

WHEREAS, Section 402 of the Tariff and Customs Code of 1978, as amended, empowers the President, upon the recommendation of the National Economic and Development Authority, to increase, reduce or remove existing protective rates of import duty, as well as to modify the form of duty.

NOW, THEREFORE, I, GLORIA MACAPAGAL ARROYO, President of the Philippines, by virtue of the powers vested in me by law, do hereby order:

SECTION 1. The articles specifically listed in "Annex A" (Information and Communications Technology Products Granted Concession under the e-ASEAN Framework Agreement) hereof, as classified under Section 104 of the Tariff and Customs Code of 1978, as amended, shall be subject to the ASEAN Common Effective Preferential Tariff (CEPT) indicated in Column 4 of "Annex A". The ASEAN CEPT rates so indicated shall be accorded to imports coming from ASEAN Member States applying CEPT concession to the same product pursuant to Article 4 of the CEPT Agreement and its Interpretative Notes.

SEC. 2. In the event that any subsequent changes are made in the basic (MFN) Philippine rate of duty on any of the articles listed in "Annex A" to a rate lower than the rate prescribed in Column 4 of "Annex A", such article shall automatically be accorded the corresponding reduced duty.

SEC. 3. Products eligible for tariff concessions not listed in "Annex A" of this Executive Order, shall be subject to the ASEAN CEPT rates under Executive Order No. 49, Series of 2001, Executive Order No. 234, Series of 2000, Executive Order No. 254, Series of 2000, Executive Order No. 71, Series of 1999, Executive Order No. 487, Series of 1998, and Executive Order No. 453, Series of 1997.

SEC. 4. From the date of effectivity of this Executive Order, all articles listed in "Annex A" entered into or withdrawn from warehouses in the Philippines for consumption shall be imposed the rates of duty therein prescribed, subject to qualification under the Rules of Origin as provided for in the Agreement on the CEPT Scheme for the AFTA signed on 28 January 1992.

SEC. 5. All presidential issuances, administrative rules and regulations, or parts thereof, which are contrary or inconsistent with this Executive Order are hereby repealed or modified accordingly.

SEC. 6. This Executive Order shall take effect immediately following its complete publication in two (2) newspapers of general circulation in the Philippines.

Done in the City of Manila, this 10th day of January in the year of our Lord, Two Thousand and Three.

(SGD.) GLORIA MACAPAGAL ARROYO

By the President:

(SGD.) ALBERTO G. ROMULO
Executive Secretary

**INFORMATION AND COMMUNICATIONS TECHNOLOGY PRODUCTS (ICT)
GRANTED CONCESSION UNDER THE e-ASEAN FRAMEWORK AGREEMENT**

Hdg. No.	H.S.Code	Description	Applicable ASEAN CEPT RATE (%) 2003
(1)	(2)	(3)	(4)
38.18	3818.00 00	Chemical elements doped for use in electronics, in the form of discs, wafers or similar forms; chemical compounds doped for use in electronics.	Free
84.43		Printing machinery, including ink-jet printing machines, other than those of heading No. 84.71; machines for uses ancillary to printing.	
		- Other printing machinery:	
	8443.51 00	- - Ink-jet printing machines	Free
85.17		Electrical apparatus for line telephony or line	Free

		telegraphy, including line telephone sets with cordless handsets and telecommunication apparatus for carrier-current line systems or for digital line systems; videophones.	
		- Telephone sets; videophones:	
	8517.19	--Other	
	8517.19 10	--- Telephone sets	Free
85.19		Turntables (record-decks); record-players, cassette-players and other sound reproducing apparatus, not incorporating a sound recording device.	Free
		- Other sound reproducing apparatus:	
	8519.99	-- Other:	
	8519.99 10	--- Cinematographic sound reproducers	Free
85.20		Magnetic tape recorders and other sound recording apparatus, whether or not incorporating a sound reproducing device.	Free
	8520.90	- Other	
	8520.90 10	--- Cinematographic sound recording apparatus	Free
85.22		Parts and accessories suitable for use solely or principally with the apparatus of headings Nos. 85.19 to 85.21.	
	8522.90	- Other:	
	8522.90 10	--- Parts and accessories for cinematographic sound recorders and reproducers	Free
85.23		Prepared unrecorded media for sound recording or similar recording of other phenomena, other than products of Chapter 37.	
		- Magnetic tapes:	

8523.11 -- Of a width not exceeding 4 mm:

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(1)	(2)	(3)	(4)
	8523.1190	---Other	Free
	8523.12	-- Of a width exceeding 4 mm but not exceeding 6.5 mm:	
	8523.12 90	---Other	Free
	8523.13	--Of a width exceeding 6.5 mm:	Free
	8523.13 20	---In pancake or jumbo forms	Free
	8523.13 90	---Other	Free
	8523.20	- Magnetic discs	
	8523.20 90	---Other	Free
	8523.90	- Other	
	8523.90 90	---Other	
85.25		Transmission apparatus for radio-telephony, radio-telegraphy, radio-broadcasting or television, whether or not incorporating reception apparatus or sound recording or reproducing apparatus; television cameras; still image video camera's and other video camera recorders.	
	8525.30 00	- Television cameras	Free
85.26		Radar apparatus, radio navigational aid apparatus and radio remote control apparatus.	
	8526.10	- Radar apparatus	Free

	00	- Other.	
	8526.91	- - Radio navigational aid apparatus	Free
	00		
	8526.92	- - Radio remote control apparatus	Free
	00		
85.28		Reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus; video monitors and video projectors.	
	8528.30	- Video projectors	Free
	00		
85.36		Electrical apparatus for switching or protecting electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, surge suppressors, plugs, sockets, lamp-holders, junction boxes), for a voltage not exceeding 1,000 volts.	
	8536.10	- Fuses	

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(1)	(2)	(3)	(4)
	8536.10	---Thermal fuses; glass type fuses	Free
	10		
	8536.50	- Other switches:	
	90		
	8536.50	- - - Other:	
	90		
ex	8536.50	Electronic AC switches consisting of optically coupled input and output	Free
	90		