



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

DEPARTMENT CIRCULAR

No. 03

Series of 2021a

SUBJECT : AMENDING SECTION 32.1, 32.6, 32.7, 35.1 AND 39.b OF THE DEPARTMENT CIRCULAR NO. 6, SERIES OF 2020 RE: RULES AND REGULATIONS GOVERNING THE IMPORTATION AND EXPORTATION OF PLANT FOOD

Pursuant to Republic Act No. 10611, otherwise known as Food Safety Act of 2013, Joint DA-DOH Administrative Order No. 2015-2007, Republic Act 11203, Executive Order No. 292, Series of 1987, Executive Order No. 366, Series of 2004, Presidential Order No. 1433, as amended, and its implementing rules and regulations, other relevant international agreements to which the Philippines is signatory, the following sections of the Rules and Regulations of DC 6, Series of 2020 are hereby amended and issued.

Section 1. Section 32.1 is hereby amended to read as follows:

Section 32.1. The Bureau of Plant Industry (BPI) shall conduct investigation/ verification of the response to the SCO submitted within three (3) days upon submission of the response to the SCO by the exporter. This shall be the basis for the validation/audit of the implementation of the corrective measures proposed by the exporters.

Section 2. Section 32.6 is hereby amended to read as follows:

Section 32.6. Moreover, any exporter who receives three (3) successive notifications of non-compliance from the CA of any importing country within one (1) year reckoned from the date of BPI receipt of first notice of non-compliance shall have its LTO suspended until the exporter's corrective measures are complied with and validated by BPI.

Section 3. Section 35.1 is hereby amended to read as follows:

Section 35.1. Failure to comply with SCO, the BPI shall order the immediate suspension of the LTO of the importer until the exporter's corrective measures are complied with and validated by BPI.

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Section 4. Section 36.7 is hereby amended to read as follows:


Section 36.7. If exporters, growers and/or packing facility fails to comply with the audit requirements based on Section 32.1, the following sanctions shall be imposed:

- a. **First Offense** - warning with the obligation to undertake corrective measures within two (2) to six (6) months subject to validation by BPI. Failure to undertake corrective measures within the prescribed period shall be a ground for suspension of the exporter to the country where the notification came from until the exporter's corrective measures are complied with and validated by BPI.
- b. **Second Offense** - suspension of the exporter in the country where notification came from until corrective measures have been implemented within two (2) to six (6) months subject to validation of BPI. Failure to undertake corrective measures within prescribed period shall be ground for suspension of LTO/COR until the exporter's corrective measures are complied with and validated by BPI.
- c. **Third Offense** - suspension of exporter's LTO/COR within two (2) to six (6) months and until the exporter's corrective measures are complied with and validated by BPI.

Section 5. Section 39.b is hereby amended to read as follows:

Section 39. Effects of Revocation of Registration/License

- b. However, exporters, importers, growers, designated food safety compliance officer or broker, including licensed company or establishments, who are blacklisted shall be allowed and qualified to re-apply for licensing/registration five (5) years from the date the revocation was issued and received and subject to the compliance of the required rules, regulations and other issuances of the BPI.

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This Department Circular shall take effect fifteen (15) days after its complete publication in two (2) newspapers of general circulation and submission of copies to the National Administrative Register, UP Law Center.

Done this 27th day of August 2021.



WILLIAM D. DAR, Ph.D.
Secretary

DEPARTMENT OF AGRICULTURE

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