

DEPARTMENT ADMINISTRATIVE ORDER NO. _____
Series of _____

**SUBJECT: THE TECHNICAL REGULATION CONCERNING THE MANDATORY
PRODUCT CERTIFICATION OF ALUMINUM PRODUCTS**

WHEREAS, the Department of Trade and Industry (DTI) is the economic catalyst that enables innovative, competitive, job generating, inclusive business, and empowers consumers;

WHEREAS, pursuant to such mandate, the DTI is empowered under Executive Order (EO) 292, Series of 1987 otherwise known as the “Administrative Code of 1987” to protect consumers from trade malpractices and from substandard or hazardous products;

WHEREAS, the DTI Bureau of Philippine Standards (BPS) [formerly known as Bureau of Product Standards] is mandated by Republic Act (RA) 4109 to perform standards development, certification, testing, policy formulation, and monitoring functions;

WHEREAS, EO 101, Series of 1967, empowers the BPS to promulgate, subject to the approval of the DTI Secretary, such rules and regulations for the marking of goods standardized by the BPS and for other purposes;

WHEREAS, such BPS mandates are reiterated in RA 7394 or the “Consumer Act of the Philippines” wherein it states that, *“it shall be the duty of the State to develop and provide safety and quality standards for consumer products, including performance or use-oriented standards, codes of practice and methods of tests; to assist the consumer in evaluating the quality, including safety, performance and comparative utility of consumer products; to protect the public against unreasonable risks of injury associated with consumer products; to undertake research on quality improvement of products and investigation into causes and prevention of product related deaths, illness and injuries; and to assure the public of the consistency of standardized products”*;

WHEREAS, the aluminum manufacturing industry continues to gain momentum, supported by sustained economic growth, increasing industrial activity, and rising demand from the construction, transportation, and manufacturing sectors.

WHEREAS, the absence of a comprehensive regulatory framework and standardized requirements for aluminum products in the Philippines continues to hinder the efficient development of the supply chain. The lack of harmonized quality and safety standards impedes compliance with international benchmarks, limits protection against substandard products, weakens fair competition among manufacturers and traders, and constrains the industry's contribution to environmental sustainability and the circular economy. Accordingly, the establishment of a regulatory framework is necessary to address these challenges and promote the safe, efficient, and sustainable utilization of aluminum products;

WHEREAS, EO 913, Series of 1983, vests with the DTI the adjudicatory powers such as to conduct arbitration, conciliation, mediation, formal investigation, imposition of administrative penalties, and issue cease-and-desist orders, seizures, preventive measures, and other similar orders in case of violation of trade and industry laws, including those relating to the BPS' Certification Schemes;

NOW THEREFORE, pursuant to RA 4109, RA 7394, EO 101, Series of 1967; EO 913, Series of 1983; and EO 292, Series of 1987, the following Technical Regulation governing the BPS Mandatory Product Certification Schemes for Aluminum Products is hereby prescribed and promulgated for the compliance, information, and guidance of all concerned.

Rule 1. OBJECTIVE

This DAO aims to strictly ensure that aluminum products to be manufactured, imported, distributed, sold or used in the Philippines meet the specified quality requirements prescribed by this Technical Regulation.

Rule 2. SCOPE

This Technical Regulation covers the mandatory certification of **wrought aluminum and aluminum alloy products**, whether locally manufactured or imported, that are produced through the following manufacturing processes:

2.1 Extrusion:

- 2.1.1 Rods/Bars;
- 2.1.2 Tubes; and
- 2.1.3 Profiles.

2.2 Cold-Drawn:

- 2.2.1 Rods/Bars;
- 2.2.2 Tubes; and
- 2.2.3 Wires.

This Technical Regulation does not apply to prefabricated and pre-assembled products. However, all aluminum components covered by the scope of this Order and incorporated into such products shall comply with the requirements and provisions set forth herein.

Rule 3. DEFINITION OF TERMS

For purposes of this Order, the following definitions shall apply:

- 3.1. **Audit** – a systematic, independent, and documented process for obtaining audit evidence, and evaluating it objectively to determine the extent to which the audit criteria are fulfilled.¹

¹ ISO 19011:2011

- 3.2. **Audit criteria** – set of policies, procedures or requirements used as a reference against which audit evidence is compared. ²
- 3.3. **Accredited Conformity Assessment Body (CAB)** – inspection body, testing laboratory or certification body accredited under PNS ISO/IEC 17020, PNS ISO/IEC 17021, PNS ISO/IEC 17025 or PNS ISO/IEC 17065, respectively, in its relevant updated version/edition by the Philippine Accreditation Bureau (PAB) or by an accreditation body that is a signatory to regional/international agreements entered into by the Government of the Republic of the Philippines through DTI [(i.e. Asia Pacific Accreditation Cooperation (APAC), International Laboratory Accreditation Cooperation (ILAC), International Accreditation Forum (IAF)].
- 3.4. **Bar** – solid wrought product of uniform cross-section along its whole length, supplied in straight lengths.³
- 3.5. **Base Type/Model** – one that represents a set of generic characteristics of a group of products.
- 3.6. **BPS** – Bureau of Philippine Standards of the DTI.
- 3.7. **BPS Recognized Conformity Assessment Body (CAB)** – the CAB (inspection body, testing laboratory, or certification body) duly recognized by BPS to have the scope and competence to conduct activities relevant to the requirements set forth by BPS, to include but not limited to, CABs accredited by the PAB, CABs recognized by BPS under the Association of South East Asian Nations Mutual Recognition Arrangement (ASEAN MRA), Asia-Pacific Economic Cooperation (APEC) MRA and other regional and bilateral MRAs entered into by the Government of the Philippines through the DTI. BPS shall issue a Recognition Certificate upon completion of all requirements for application for recognition.
- 3.8. **Certification Body** – third party conformity assessment body operating a certification scheme.
- 3.9. **Cold-drawn** - hot-worked wrought product brought to final dimensions by cold working.⁴
- 3.10. **Confirmation** – an action, declaration, document, or statement that corroborates, ratifies, verifies, gives formal approval, or assures the validity of something.⁵
- 3.11. **Conformity Assessment Body (CAB)** – a third-party inspection body, testing laboratory and certification body operating within its scope of competence.
- 3.12. **Conformity** – fulfillment of a requirement.⁶
- 3.13. **DTI** – Department of Trade and Industry
- 3.14. **Determination** – include assessment activities such as testing, measuring, inspection, design appraisal, assessment of services, and auditing to provide information regarding the product requirements as input to the review and attestation functions.

² *Ibid.*

³ *PNS ISO 6362*

⁴ *PNS ISO 6363*

⁵ *Webster's New World Law Dictionary*

⁶ *ISO/IEC 17000*

- 3.15. **Evaluation** – systematic examination of the extent to which a product, process, or service fulfills specified requirements.⁷
- 3.16. **International Standard** – a standard developed under the WTO principles for international standards development such as those developed by international bodies like the International Organization for Standardization (ISO), International Electrotechnical Commission (IEC), International Telecommunication Union (ITU) and those developed by foreign standards bodies under these principles.
- 3.17. **Inspection** – examination of a product, process, service, or installation or their design and determination of its conformity with specific requirements, or, on the basis of professional judgment, with general requirements.⁸ This includes inventory and sampling.
- 3.18. **Inspection body** – a body that performs inspection.⁹
- 3.19. **ISO/IEC 9000** – Quality Management System - Fundamentals and Vocabulary
- 3.20. **ISO/IEC 9001** – Quality Management Systems – Requirements
- 3.21. **ISO/IEC 17020** – Conformity assessment – Requirements for the operation of various types of bodies performing inspection.
- 3.22. **ISO/IEC 17021** – Conformity assessment – Requirements for bodies providing audits and certification of management systems.
- 3.23. **ISO/IEC 17025** – General requirements for the competence of testing and calibration laboratories.
- 3.24. **ISO/IEC 17065** – Conformity assessment – Requirements for bodies certifying products, processes and services.
- 3.25. **ISO 19011** – Guidelines for Auditing.
- 3.26. **Lot No./Batch No.** – an identification number used to identify production/lot batch of the product for quality control purposes.
- 3.27. **PAB** – Philippine Accreditation Bureau of the DTI.
- 3.28. **Philippine National Standards (PNS)** – Standards promulgated by the BPS.
- 3.29. **Product Certification** – the provision of impartial third-party attestation that fulfillment of specified requirements has been demonstrated.¹⁰
- 3.30. **Profile** - wrought product of uniform cross-section along its whole length, with a cross section other than rod/bar, tube, sheet or strip, supplied in straight lengths or in coiled form and where the product is long in relation to its cross-sectional dimensions.¹¹
- 3.31. **PS License** – authority given by BPS to a local/foreign manufacturer, authorizing the use of the PS Certification Mark on its product.

⁷ ISO/IEC 17000

⁸ ISO/IEC 17020

⁹ Ibid.

¹⁰ ISO/IEC 17065

¹¹ PNS ISO 6362

- 3.32. **Review** – verification of the suitability, adequacy and effectiveness of selection and determination activities, and the results of these activities, with regard to fulfillment of specified requirements.¹²
- 3.33. **Rod** – solid wrought product of uniform cross-section along its whole length, supplied in straight lengths¹³
- 3.34. **Sampling** – a method of getting a representative sample of a product according to a specified procedure.
- 3.35. **Surveillance** – a systematic iteration of conformity assessment activities as a basis for maintaining the validity of the statement of conformity.¹⁴
- 3.36. **Test Report** – a document that presents test results and other information relevant to a test.
- 3.37. **Testing Laboratory** – a laboratory which measures, examines, or determines the characteristics of performance of material or products. It may also be a laboratory that calibrates inspection, measuring and test equipment.
- 3.38. **Third Party** – a body that is independent of the organization that provides the product/service and is not the user of the product/service (testing, inspection, and sampling).¹⁵
- 3.39. **Trade Name** – any registered name or designation identifying or distinguishing an enterprise
- 3.40. **Tube** - hollow wrought product of uniform cross-section with only one enclosed void along its whole length, and with a uniform wall thickness, supplied in straight lengths or in coiled form, provided the inner and outer cross-sections are concentric and have the same form and orientation.¹⁶
- 3.41. **Verification** – confirmation, through the provision of objective evidence, that specified requirements have been fulfilled.¹⁷ This may include product testing.
- 3.42. **Warehouse** – secured premises built purposely for storage of products and to preserve the quality and integrity of the same.
- 3.43. **Wire** - wrought product of uniform cross-section along its whole length, supplied in coiled form¹⁸

¹² ISO/IEC 17000

¹³ PNS ISO 6362

¹⁴ ISO/IEC 17000

¹⁵ *Ibid.*

¹⁶ PNS ISO 6362

¹⁷ ISO/IEC 9000

¹⁸ PNS ISO 6363

Rule 4. THE PHILIPPINE STANDARD (PS) QUALITY CERTIFICATION MARK LICENSING SCHEME

The PS Quality Certification Mark Licensing Scheme (PS Licensing Scheme, for brevity) shall be available to both local and foreign manufacturers selling and/or distributing aluminum products in the Philippine market. The License to use the PS Certification Mark shall be granted to a company found to be compliant with the requirements stated herein.

To ensure compliance of the certified products, regular surveillance activities based on existing DTI rules shall be conducted as follows, as may be applicable:

- 4.1 Local companies holding a valid PS License;
 - 4.1.1 Annual system and product audit at the factory; and
 - 4.1.2 Random product audit/s, inspection/verification at the factory/warehouse/market and product testing (if deemed necessary).
- 4.2 Foreign companies holding a valid PS License;
 - 4.2.1 Annual system and product audit at the factory; and
 - 4.2.2 Regular inspection/verification per shipment and product testing (if deemed necessary), random product audit/s, and/or inspection/verification at the warehouse/market.

Rule 5. DOCUMENTARY REQUIREMENTS AND PROCEDURES FOR THE PS LICENSING SCHEME

5.1 An application under the PS Licensing Scheme shall be supported by the following documentary requirements:

- 5.1.1 Duly accomplished application form, subscribed and sworn to by the applicant, or his duly authorized management representative. In case of an overseas applicant, the application form shall be duly authenticated by the Philippine Consulate in the country where the manufacturing plant to be audited is located. The requirement of authentication may be waived, subject to reciprocity arrangements between the Philippines and the exporting country;
- 5.1.2 For sole proprietorships: Business Name Registration and permit issued by the local government unit having jurisdiction over it;
For Corporations/Partnerships: Latest Securities and Exchange Commission (SEC) Registration and Articles of Incorporation/Partnership and By-Laws, submitted once unless an amendment has been made within the current year;

In case of an overseas applicant, the local branch or representative office/agency shall also provide the equivalent foreign document stated herein, whichever is applicable.
- 5.1.3 Latest Income Tax Return or latest audited financial statement, and certification issued by a certified public accountant on the net worth of the business, submitted once unless an amendment has been made within the current year;
- 5.1.4 Quality Management System (QMS) Manual based on PNS ISO 9001:2015 and its future amendments, or its equivalent, covering the product being applied for

- a PS License, including the description of the product/s' production or manufacturing process;
- 5.1.5 Reference no. of the Product Identification File (Product Identification Traceability) to include process flow, materials, process control and drawings among others;
- 5.1.6 Listing of measuring and testing equipment with nominal capacities and serial numbers at each inspection point and final product testing together with the evidence of ownership, such as but not limited to Official Receipts;
- 5.1.7 Brief description of equipment maintenance and calibration program for all testing and measuring equipment with their corresponding calibration certificate;
- 5.1.8 Copies of labels, markings and logos etc. based on the requirements of this Technical Regulation;
- 5.1.9 Description of the supply distribution chain.
- 5.1.9.1 If new business, identify the target market.
- 5.1.9.2 If foreign company, identify the Philippine principal and describe the organizational relationship of the applicant/license holder and Philippine principal.
- 5.1.10 Vicinity map to show location of the factory;
- 5.1.11 Sworn Oath of undertaking to abide by the Terms and Conditions of the License, respectively signed by the manufacturer/local office or authorized agent/importer.

5.2 PS License Application Process

- 5.2.1 Each PS license application shall be factory, plant, or site-specific, as well as local office or agent-specific;
- 5.2.2 Conduct of Factory and Product Audit:
- 5.2.2.1 Upon submission and confirmation of the completeness and compliance of the documentary requirements, an assessment of the Quality Management System's conformity to PNS ISO 9001 and product specifications' conformity to a specific applicable version of PNS shall be conducted;
- 5.2.2.2 The audit shall be conducted by either the BPS, the DTI Regional/Provincial Office (RO/PO), or BPS-recognized auditing bodies in accordance with established audit procedures. Only qualified auditors from auditing bodies in the BPS' official list may be designated as auditors;
- 5.2.2.3 During the audit, samples shall be drawn for all products, **per alloy group, per alloy number, per size**²¹, to be certified for the purpose of in-plant and independent testing in accordance with the applicable requirements of this Order. Third-party testing shall be conducted only by BPS or by a BPS-recognized testing laboratory;

The manufacturer shall have the minimum test equipment and environment to conduct the in-plant test as stated in this Order;

If there are non-conformities raised during the audit, the auditors shall inform the company and require them to undertake the corrective actions. The auditors shall accomplish the non-conformity report for the non-conformities observed which shall be acknowledged by the company's authorized representative; and

5.2.2.4 The company shall implement and complete the corrective actions within three (3) months for initial audit and one (1) month for surveillance and product inclusion audits. If the company fails to implement the corrective actions within the specified period, it shall be a cause for denial of the PS application or suspension of the PS License.

5.2.3 If the applicant is a foreign-based manufacturer, the application shall, for purposes of accountability, be made and filed by its local branch, representative office, representative agency, or importer, all of which must be duly registered in accordance with Philippine laws. The applicable provisions stated in this Order shall then apply;

5.2.4 The PS License shall only be issued upon satisfactory results of evaluation of the factory audit and determination of product conformance to the specific PNS based on pertinent test reports;

5.2.5 If the evaluation of the factory audit report and test report/s shows unsatisfactory results, the PS License shall not be issued. Only after the re-assessment and subsequent product compliance shall the BPS issue the PS License;

5.2.6 The PS License shall be effective from the date of issuance with full force and effect for a period of three (3) years, subject to the surveillance audits prescribed herein. PS License can be suspended, withdrawn or cancelled at any time for cause and after due process;

5.2.7 For renewals, the PS License holder must coordinate with BPS or DTI RO/PO for a schedule of the recertification audit at least six (6) months before the expiration date through written notice. Otherwise, the PS License shall be considered expired immediately after the end period of its validity;

5.2.8 In case of changes materially affecting the PS License and/or license holder's ability to comply with BPS product certification requirements:

5.2.8.1 The license holder shall inform BPS in writing within one (1) month prior to the date the changes will take effect. The notice shall include a request for recertification audit;

5.2.8.2 The validity of the PS License shall be deemed suspended from the date of changes taking effect as indicated in the notice until the release of recertification audit results. Thereafter, the existing PS License shall be considered expired; and

5.2.8.3 Changes may include, but shall not be limited to, change in management or business name, transfer of plant site, inclusion of brand

name, types, sizes and/or modification of product design and/or specifications.

- 5.2.9 All importers of aluminum products covered by a valid PS License issued to a foreign manufacturer shall apply for a Statement of Confirmation (SOC) on a per shipment, per Bill of Lading/Airway Bill basis to ensure that the imported products came from a valid PS License holder company;
- 5.2.10 A PS License shall not be required for assemblers or fabricators of products incorporating aluminum components, provided that the aluminum components, as well as other regulated products used therein, have been certified in accordance with their respective Technical Regulations prior to being used in the assembly or fabrication of such products. Otherwise, the applicable provisions of the relevant Technical Regulations shall apply; and
- 5.2.11 The BPS reserves the right to be present at any stage of the PS Licensing process.

Rule 6. FILING / PROCESSING OF APPLICATION FOR STATEMENT OF CONFIRMATION OR IMPORT COMMODITY CLEARANCE FOR IMPORTED ALUMINUM PRODUCTS

- 6.1 The importer shall apply for either Statement of Confirmation (SOC) for PS certified aluminum products or Import Commodity Clearance (ICC) for non-PS certified aluminum products on a per shipment per Bill of Lading/Airway Bill basis. The duly accomplished and subscribed application form shall be supported by the following:
 - 6.1.1 For sole proprietorship registered with DTI, the application shall be accomplished and signed by the owner and filed by the owner or by a duly authorized representative by virtue of a notarized Special Power of Attorney (SPA); or

For Corporation/Partnership registered with SEC, the application shall be accomplished and signed, and filed by any officer or organic employee, duly authorized by virtue of a notarized Board/Partnership Resolution or Secretary's Certificate;
 - 6.1.2 Packing List;
 - 6.1.3 Commercial Invoice;
 - 6.1.4 Bill of Lading;
 - 6.1.5 Summary of the production batch/lot/serial number/code and the corresponding manufacturing dates duly certified by the manufacturer's Quality Management Representative or Quality Manager;
 - 6.1.6 Technical Specifications of the aluminum products (Mill certificate, if applicable);
 - 6.1.7 DTI Business Registration Certificate for sole proprietorship or Latest SEC Registration Certificate and Articles of Incorporation/Partnership for corporation/partnership;
 - 6.1.8 Updated list of distributors/retailers with their complete addresses and contact details;

- 6.1.9 Proof of ownership or contract of lease of warehouse;
- 6.1.10 Import Entry (may be submitted later prior to release of the certificate);
- 6.1.11 Surety Bond;
- 6.1.12 Certification of BOC Certificate of Registration or its equivalent;
- 6.1.13 Copy of PS License for SOC applications.

6.2 For imported aluminum products with a valid PS License, the application for SOC shall be processed as follows:

- 6.2.1 The applicant shall submit the duly accomplished and subscribed application form and requirements to the BPS;
- 6.2.2 Upon receipt of the application and complete requirements, a Certificate of Conditional Release shall be issued, subject to the conditions stated therein;
- 6.2.3 Product inspection shall be conducted by the BPS or the nominated BPS-recognized inspection body at the declared warehouse in accordance with the applicable provisions hereof. The original inspection report shall be sent directly to the BPS by the BPS-recognized inspection body within two (2) working days from the date of inspection;
- 6.2.4 Based on the result of the inspection, the importation shall be evaluated by the duly authorized BPS personnel to determine its consistency with the importation documents (e.g. quantity, markings, PS license number);
 - 6.2.4.1 If inspection shows that the product shipped is consistent with the importation documents, SOC shall be issued by the BPS Bureau Director or his duly designated representative. Otherwise, a Notice of Nonconformance or Show Cause Order, whichever is applicable, shall be issued, and the provisions hereof shall apply;
 - 6.2.4.2 The BPS shall have the prerogative to require sampling and testing to verify the consistent conformance of the product to the standard as amended/updated as well as the compliance of the manufacturer to the provisions of this Order and other applicable rules and regulations; and
 - 6.2.4.3 The BPS reserves the right to be present at any stage of the SOC process.

6.3 For imported aluminum products without a valid PS License, the application for ICC shall be processed as follows:

- 6.3.1 The applicant shall submit the duly accomplished and subscribed application form and requirements to the BPS;
- 6.3.2 Upon receipt of the application and complete requirements, a Certificate of Conditional Release shall be issued, subject to the conditions stated therein;

- 6.3.3 Upon release of the shipment from the port of entry, the shipment shall be transferred only to the warehouse address indicated in the application details and shall not be used or offered for sale/retail, in whole or in part;
- 6.3.4 Product inspection and drawing of samples shall be conducted by the BPS, DTI RO/PO or the BPS-recognized inspection body at the declared warehouse, in accordance with the applicable provisions hereof. The inspection report shall be sent directly to the BPS within two (2) working days from the date of inspection;
- 6.3.4.1 If the inspection report shows that the products shipped have the complete quantity and are intact in condition, consistent with the importation documents, and compliant with the required marking prescribed in this Order, the issuance of ICC shall be recommended subject to the satisfactory results of product testing. Otherwise, a Show Cause Order shall be issued and the provisions hereto shall apply;
- 6.3.4.2 The drawn samples shall be submitted by the applicant to the BPS Testing Laboratory or BPS-recognized testing laboratories within three (3) working days from the date of inspection and sampling for the conduct of independent product testing. If the samples cannot be submitted within the given time frame, the applicant shall inform BPS in writing;
- 6.3.4.3 If the result of the test shows conformance, the ICC shall be issued by the BPS Bureau Director or his duly designated representative. Otherwise, a re-testing may be conducted, or the application will be denied and exportation or destruction of the non-conforming product shall be undertaken within ninety (90) days from receipt of the Notice, at the cost and option of the importer.
- 6.3.5 The importer shall inform BPS in writing if there are any revisions in the information provided in the application and seek approval of such prior to the conduct of inspection/verification. Otherwise, appropriate action shall be undertaken by the BPS for any inconsistency in the declared information in the application vis-à-vis actual products inspected;
- 6.3.6 An application shall be required for the importation of pre-assembled or prefabricated products incorporating aluminum components, provided that all aluminum components and other regulated products used therein have been certified in accordance with their respective Technical Regulations.
- 6.3.6.1 Upon submission and verification of valid PS Licenses covering the regulated components, inspection/verification, sampling, and testing shall not be required, and a Certificate of Exemption shall be issued;
- 6.3.6.2 Otherwise, the applicable provisions of the relevant Technical Regulations shall apply; and
- 6.3.7 The BPS reserves the right to be present at any stage of the ICC certification process.

Rule 7. INSPECTION/AUDIT AND SAMPLING

- 7.1 Inspection/Audit and sampling shall be conducted by the BPS, DTI RO/PO or the BPS-recognized Auditing/Inspection Body in accordance with existing BPS Audit, Inspection, and Sampling Procedure;
- 7.2 If inspection/audit and sampling cannot be conducted within the prescribed period, the concerned DTI RO/PO or the BPS-recognized Auditing/Inspection Body shall inform the BPS in writing of the reason/s thereof within sixteen (16) working hours upon receipt of the notice to conduct audit/inspection. Under justifiable reasons, audit/inspection and sampling may be re-scheduled, otherwise, appropriate action shall be undertaken;
- 7.3 **Sampling Size:**

To determine the specific number of samples for aluminum products, the table¹⁸ below shall apply:

Product Volume/ Quantity	Samples	Set size	Acceptance Quality Limit	
			Accept ¹⁹	Reject ²⁰
			No. of failed/defect samples	
Up to 5,000 pcs	1 st Set	5	0	2
	2 nd Set	5	1	2
5,001 to 10,000 pcs	1 st Set	8	0	2
	2 nd Set	8	1	2
10,001 to 15,000 pcs	1 st Set	13	1	3
	2 nd Set	13	2	3
15,001 to 25,000 pcs	1 st Set	20	1	4
	2 nd Set	20	4	5
25,001 pcs and above	1 st Set	32	2	5
	2 nd Set	32	6	7

¹⁸ Sampling sizes are based on the code letter progression of PNS ISO 2859-1:2012, with acceptance/rejection criteria based on its principles and adjusted for application requirements.

¹⁹ Accept: If the number of failed is equal to or less than the number indicated.

²⁰ Reject: If the number of failed samples is equal to or more than the number indicated.

- 7.3.1 For ICC application, two (2) sets of **(2) meters long per product, per alloy group, per alloy number, per size²¹** shall be randomly drawn from the shipment at the importer's declared warehouse. The first set shall be sent to the BPS or BPS-recognized testing laboratory for independent product testing. The second set shall be kept by the importer as reserved samples for re-testing or for future reference;
- 7.3.2 For PS initial, surveillance or recertification audits, **(2) meters long per alloy group, per alloy number, per size²¹** of the aluminum products shall be randomly drawn from the manufacturer's production line or warehouse. The first set shall be tested in-plant. The second set shall be sent to the BPS or BPS-recognized testing laboratory for independent product testing upon satisfactory result of the in-plant test. The remaining third set shall be kept by the manufacturer as reserved samples for re-testing or future reference;
- 7.3.3 For initial audits – all **product, alloy group, alloy number, size²¹** of the aluminum product that will be covered by the license shall be sampled;

- 7.3.4 For surveillance audits – at least one-third (1/3) of the **product, alloy group, alloy number, size²¹** covered by the scope of the current license shall be sampled per surveillance audit. Any **product, alloy group, alloy number, size²¹** that did not undergo sampling and testing during the validity of the license shall be dropped from the scope of the license upon recertification.

Aluminum Products	Size ²¹
I. Tubes	per thickness
II. Profiles	
III. Rods/Bars and Wires:	
a. Round	per diameter
b. Square and Hexagonal	per width across flats
c. Rectangular	per thickness

²¹ Sampling requirements per size of the aluminum products

7.4 Sampling Procedure

- 7.4.1 The BPS, DTI RO/PO, BPS-recognized auditing/inspection body, the PS applicant/license holder, and ICC applicant's authorized representative shall ensure that the drawn samples are traceable to the particular lot/batch or shipment where they were drawn;
- 7.4.2 Test samples drawn shall be packed/sealed and signed in the presence of authorized representatives from the BPS, DTI RO/PO, or BPS-recognized auditing/inspection body who shall ensure that the Request for Test form is properly filled out and signed by the manufacturer or importer;
- 7.4.3 The manufacturer or importer shall ensure that the Request for Test form, together with two (2) sets of sealed and signed samples, is directly submitted to the BPS-recognized testing laboratory within three (3) working days from the date of audit/inspection, and furnish BPS with a copy of the Request for Test acknowledged/received by the BPS-recognized testing laboratory within three (3) working days from the submission of samples;
- 7.4.3.1 For foreign-based PS License holders/applicants, the manufacturer or importer shall ensure that the samples drawn are shipped to the BPS-recognized testing laboratory within three (3) working days from the date of audit;
- 7.4.3.2 If the samples cannot be submitted within the given timeframe, the applicant shall inform the BPS in writing.
- 7.4.4 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:
- 7.4.4.1 Request for Test; and
- 7.4.4.2 Packaging of the samples as submitted and received.

Rule 8. PRODUCT TESTING

- 8.1 Product testing shall be conducted by BPS or a BPS-recognized testing laboratory;
- 8.2 The following test requirements shall be conducted on extruded or cold-drawn wrought aluminum and aluminum alloy products:
 - 8.2.1 Surface Finish;
 - 8.2.2 Dimensional Tolerances;
 - 8.2.3 Chemical Tolerances; and
 - 8.2.4 Mechanical Properties.
- 8.3 To verify conformance to the aforementioned testing requirements, the test methods prescribed by PNS ISO 6362-1:2024 for wrought aluminum and aluminum alloys (extruded rods/bars, tubes and profiles), and PNS ISO 6363-1:2025 for wrought aluminum and aluminum alloys (cold-drawn rods/bars, tubes and wires) shall be used;
- 8.4 Considering the regular updating of standards, the latest edition of the PNS shall be used as reference. It is understood that future amendments of the PNS used in this Order shall be effective two (2) years after its promulgation to provide ample time to all stakeholders to adjust and conform to the new requirements, if any;
- 8.5 For initial, surveillance, recertification, and inclusion audits relative to PS applications, samples drawn shall be tested in-plant. The manufacturer shall have testing capability to conduct the full testing of aluminum products for verifying compliance of the product to the requirements stipulated in this Technical Regulation.

Only after the result of in-plant tests showed conformance to the requirements of the standard shall the auditor prepare the Request for Test form of the two (2) sets of samples for independent testing by the BPS Testing Laboratory or BP-recognized Testing Laboratory;
- 8.6 The first set of samples shall be tested by the BPS Testing Laboratory or BPS-recognized testing laboratory while the second set of samples shall be kept by the testing laboratory for re-testing or future reference;
- 8.7 The original test reports shall be sent directly to the BPS by the BPS-recognized testing laboratory together with the pictures of samples as received, pictures of samples showing the required markings, and copy of the Request for Test form;
- 8.8 Tested samples shall be retrieved by the manufacturer/importer upon receipt of notice of retrieval from the BPS or BPS-recognized testing laboratory. Otherwise, the tested samples shall be disposed of accordingly;
- 8.9 The manufacturer/importer shall have one (1) month from the receipt of the notice of disposal of test samples to arrange for the pickup of samples from the concerned testing laboratory. After said period, the testing laboratory shall, with due notice to BPS and the manufacturer/importer, dispose of the samples in a manner deemed appropriate in accordance with existing accounting and auditing rules;
- 8.10 Unused samples shall be retrieved by the manufacturer/importer within one (1) month days from receipt of notice of retrieval from the testing laboratory, copy BPS. Otherwise, they shall upon notice, be disposed of in accordance with existing and applicable rules; and

8.11 The BPS reserves the right to be present at any stage of the certification process.

Rule 9. EVALUATION OF RESULTS

The test reports shall be evaluated based on the requirements of the relevant standards and this Technical Regulation.

9.1 The PS License and ICC Certificate shall only be issued upon determination of conformance and compliance with the quality requirements of the aluminum products;

9.2 If the drawn samples failed the required tests, the BPS shall:

9.2.1 For PS applications:

9.2.1.1 For new and extension of the scope (inclusion) applications – inform the applicant of the result and direct the same to undertake corrective measures. Otherwise, the application shall be denied.

If the manufacturer opted to undertake corrective measures, the proposed corrective measures shall be submitted to the BPS. If approved, another product audit may be conducted as may be deemed necessary by BPS to verify product conformance after corrective measures have been undertaken;

9.2.1.2 For new and For PS surveillance/recertification, including applications for SOC – inform the applicant of the result and suspension/cancellation order in accordance with the applicable provisions of this Order.

9.2.2 For ICC application:

9.2.2.1 Inform the applicant of the result/s and present the following options, where applicable:

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

prior to the actual destruction.

- 9.2.2.2 If the reserved samples or resampled products failed the re-testing, then the applicant shall choose either Rule 9.2.2.1 (c) or Rule 9.2.2.1 (d) for the method of disposal of the non-conforming shipment.

9.2.3 For rejected shipment, lot or batch:

9.2.3.1 The importer or manufacturer at its own expense, shall either export to the country of origin or destroy the non-conforming product in the presence of DTI/BPS authorized representative/s and other relevant government agencies/authorities in accordance with existing rules and regulations within **ninety (90) days** from the notice of rejection of shipment, lot, or batch.

9.2.3.2 The manufacturer or importer shall ensure compliance with all applicable requirements of concerned government agencies and authorities relating to the exportation or destruction of the non-conforming product, including the securing of any necessary permits, clearances, or approvals prior to the conduct of the destruction activities.

Rule 10. DISPOSAL OF SAMPLES

- 10.1 All tested samples that have conformed to the requirements of the relevant PNS, as well as the unused/remaining samples, shall be retrieved by the manufacturer and/or importer within fifteen (15) days from receipt of notice of retrieval from the concerned testing laboratory, copy furnished to BPS. If the importer/manufacturer fails to claim the samples after the said period, the testing laboratory shall, with due notice to BPS and the manufacturer and/or importer, dispose of the samples in a manner deemed appropriate in accordance with existing accounting and auditing rules; and
- 10.2 Tested samples that fail to conform to the specified requirements shall be stored for a maximum of six (6) months in the testing laboratory to ensure their availability in the event the importer/manufacturer contests the results of the test, including those subjects of litigation.

Rule 11. MARKING REQUIREMENTS

For traceability and verification purposes, the required markings for manufactured or imported aluminum products shall be available at all times for verification by the BPS, FTEB, DTI RO/PO, and their authorized representatives.

The following required markings and information shall be stamped or printed in a manner that is legible and not easily erasable:

- 11.1 Product Markings:
- a. Manufacturer's brand name, trade name or mark;
 - b. Alloy Group (Group 1 or 2);
 - c. Alloy Number;

- d. Temper, if applicable;
 - e. Product Size/Dimension;
 - f. Lot No./Batch No./Serial No.; and
 - g. Manufacturing Date.
- 11.2 Product Tag/Bundle Markings:
- a. Manufacturer's Brand Name, Trade Name, or Mark;
 - b. Duly registered Business name/Manufacturer's Name and Address;
 - c. Duly registered Business name/Importer's Name and Address, if applicable;
 - d. Alloy Group (Group 1 or 2);
 - e. Alloy Number;
 - f. Temper, if applicable;
 - g. Product size/Dimension;
 - h. Type of aluminum product:
 - i. Aluminum alloy extruded rods or "AER"
 - ii. Aluminum alloy extruded bars or "AEB"
 - iii. Aluminum alloy extruded tubes or "AET"
 - iv. Aluminum alloy extruded profiles or "AEP"
 - v. Aluminum cold-drawn rods or "ACR"
 - vi. Aluminum cold-drawn bars or "ACB"
 - vii. Aluminum cold-drawn tubes or "ACT"
 - viii. Aluminum cold-drawn wires or "ACW"
 - i. The words "Made in the Philippines" or Country of Origin, if imported;
 - j. Lot No./Batch No./Serial No.;
 - k. Manufacturing Date;
 - l. No. of Pieces;
 - m. Number of Philippine National Standard; and
 - n. PS Quality Mark with License number or ICC stickers (whichever is applicable)
- 11.3 The markings and information on the product/s and packaging shall comply with the requirements of the relevant PNS, Consumer Act of the Philippines (RA No. 7394), and the provisions of this Technical Regulation. The compliance with the markings shall be verified during audits or inspection activities conducted by the BPS;
- 11.4 The labels should not be easily removed, detached, or erased under ordinary handling of the product; and
- 11.5 In the absence of any of the required markings or submission of incomplete markings, the application for a PS License, SOC, or ICC shall not be processed until such time that the required markings are submitted or corrected.

Rule 12. RECOGNITION OF CONFORMITY ASSESSMENT BODY

- 12.1 Only recognized Conformity Assessment Bodies (CABs) shall be allowed to participate in this mandatory product certification scheme;
- 12.2 Any CAB that intends to be recognized shall accomplish the BPS Recognition Application Form together with the following:
- 12.2.1 Certificate of Accreditation from an Accreditation Body signatory to the ILAC/APAC, to include the Scope of Accreditation;

- 12.2.2 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;
 - 12.2.3 List of authorized signatories indicating their company position and the corresponding specimen signature;
 - 12.2.4 An undertaking to abide by the terms and conditions of the recognition;
 - 12.2.5 For foreign CABs, the application shall be submitted by the local office/representative agency to ensure accountability. Applications of foreign CABs with no local office/representative agency shall be denied;
 - 12.2.6 The requirement on local office/representative agency may be waived subject to the provisions of any Mutual Recognition Agreement entered into by the Philippine Government through the DTI; and
- 12.3 The BPS may, at any time, conduct full verification of the competence of the CAB to perform the conformity assessment activities.

Rule 13. TERMS AND CONDITIONS OF THE PS LICENSE

The PS License holders and importers shall abide by the following terms and conditions:

- 13.1 Consistently abide by RA 4109, EO 133: 1987, EO 913: 1983, and RA 7394 and their implementing rules and regulations, and orders which the BPS issues in pursuance of its authority under the law;
- 13.2 Ensure that the certified product conforms at all times to a specific standard as amended/updated and its implementing rules and regulations, and all other relevant statutory and regulatory requirements;
- 13.3 Warrant that it has the authority to use the brand name, trade name, and trademarks indicated in the application form;
- 13.4 Be held liable for any damages that its product might cause to its consumers;
- 13.5 The Product Certification Mark shall not be affixed on any products not covered by the license issued by BPS;
- 13.6 Establish and maintain systems of product recall and of addressing complaints filed by its clients or customers concerning its certified products, and shall maintain records thereof;
- 13.7 Give duly-authorized representatives of the BPS or DTI RO/PO or, in the case of foreign companies, BPS or BPS-recognized CABs, full access to the premises where the certified product is manufactured/assembled/stored; to relevant equipment, records, personnel and subcontractors for purposes of investigating complaints or evaluating consistency of compliance with the requirements of this technical regulation;

- 13.8 Maintain a record of all complaints made known to it, relating to compliance with certification requirements and make these records available to BPS or its authorized representative/s when requested; take appropriate action with respect to such complaints and any deficiencies found affecting such product's conformance to the requirements for certification; and, document the action taken, subject to verification by the BPS or its authorized representative/s;
- 13.9 Submit itself to surveillance activities to ensure consistent compliance with the BPS requirements of the Product Certification Scheme;
- 13.10 In case of subcontracts, shall assume full responsibility for its sub-assemblies, semi-finished and finished products' conformance to the specific requirements;
- 13.11 Inform BPS in writing of any changes that will materially affect its PS License and its ability to comply with BPS product certification requirements at least fifteen (15) calendar days prior to the date the change will be made, such as, but not limited to change in management, business name, addition of brand name, modification of product's designs and specifications and/or transfer of plant site.
- 13.11.1 If the change involves addition of brand name and modification in the product's design or specifications, BPS shall facilitate the conduct of appropriate product certification activity;
- 13.11.2 In case of transfer of plant site, BPS, DTI RO/PO, or BPS-recognized auditing bodies shall conduct factory and product audit at the new site.
- 13.12 Pay the applicable fees and other charges as billed or stipulated by BPS or its duly recognized conformity assessment bodies;
- 13.13 Any incorrect references to the certification scheme, misleading use of PS License, SOC, ICC, certification marks, or any other mechanisms indicating that a product is certified found in documentation or publicity materials, or any breach hereof, shall be a ground for the issuance of a Show Cause Order;
- 13.14 Upon issuance of a Show Cause Order, all applications filed by the same manufacturer or importer shall be held in abeyance;
- 13.15 Traders or retailers in possession of covered products whose PS Licenses have expired or have been suspended, recalled, withdrawn, revoked or cancelled shall be notified in writing of such suspension, recall, withdrawal, revocation or cancellation;
- 13.16 Upon suspension, recall, withdrawal, expiration, cancellation or revocation of the PS License, the holder shall discontinue the manufacture, sale, distribution and/or use of covered products including the use of relevant advertising materials, and shall take such actions as may be required by the BPS; and
- 13.17 The PS License is non-transferable.

Any infractions of the foregoing shall be a ground for the suspension, withdrawal or cancellation of the license.

Rule 14. REQUIREMENTS IN CASE OF NON-CONFORMANCE

For covered aluminum products that do not conform to the requirements of BPS rules and regulations/guidelines, the following provisions, on a per shipment basis, shall apply:

- 14.1 A SHOW CAUSE ORDER shall be issued by BPS giving the PS License holder or the importer opportunity to explain why its Surety Bond, if applicable, shall not be forfeited in favor of DTI and/or why a formal charge shall not be filed. This may include a CEASE-AND-DESIST ORDER addressed to the owner/manager or the authorized representative of the company concerned, to refrain from manufacturing, supplying, distributing, selling or displaying for sale the products subject thereof until such time that the Show Cause Order is lifted.
- 14.2 If the explanation to the Show Cause Order is not acceptable, the BPS shall direct the manufacturer and/or importer concerned to submit a sworn affidavit undertaking to do the following as directed, whichever is applicable:
 - 14.1.1. Permanently cease and desist from supplying, distributing, selling or displaying for sale the non-conforming products subject thereof;
 - 14.1.2. Effect a full product recall to account for such products that are already in circulation through publication in a newspaper of national circulation, giving the public a period of thirty (30) days from publication within which to return subject products. The product recall shall specify the basis or ground therefore. The manufacturer/importer/distributor shall keep BPS informed in writing on the progress of the recall. Such publication shall include a NOTICE warning the public that the product subject thereof is not compliant with the safety and/or quality requirement; and
 - 14.1.3. Recognize BPS authority to forfeit the Surety Bond.

Rule 15. PROCEDURES AND REQUIREMENTS FOR PRODUCT RECALL

After the product is declared by the BPS to be non-conforming, the BPS shall immediately notify the manufacturer and/or importer. The manufacturer and/or importer shall within fifteen (15) days from receipt of notice implement product recall in accordance with the following:

- 15.1 The recall order shall be published in a newspaper of general circulation for at least two (2) consecutive Saturdays/Sundays;
- 15.2 The layout, content, font and size of the recall order shall be prescribed by the BPS;
- 15.3 The recall period shall be for a minimum of thirty (30) days from date of the second publication;
- 15.4 Proof of publication of the recall orders shall be submitted to the BPS or the DTI RO/PO;
- 15.5 Inventory of the recalled products shall be submitted to BPS or DTI RO/PO;
- 15.6 Recalled products shall be condemned, destroyed, or otherwise disposed of in accordance with applicable rules on disposal issued by the DTI, Department of Budget and Management, and Commission on Audit; and

- 15.7 The manufacturer and/or importer shall compensate parties availing of the recall order.

Rule 16. FEES, CHARGES, BOND REQUIREMENT AND OTHER EXPENSES

- 16.1 All corresponding fees, charges, costs, and other related expenses shall be for the account of the manufacturer/importer;
- 16.2 Fees and charges to be paid by the applicant in accordance with the applicable Annexes shall be as follows:
- 16.2.1 Application Fee;
 - 16.2.2 Audit/inspection Fees;
 - 16.2.3 Transportation/travelling expenses, and board and lodging costs of auditor/s and inspector/s during audit/inspection, subject to existing rules and regulations or third-party provision;
 - 16.2.4 Processing Fee of Statement of Confirmation/Import Commodity Clearance on imported products (non-refundable, payable upon filing of the application on per product, per shipment, per Bill of Lading/Airway Bill basis, assessed by the BPS based on the amount declared in the Invoice); and
 - 16.2.5 PS License fee for manufactured products.
- 16.3 For imported aluminum products, a Surety Bond shall be posted on a per shipment basis equivalent to One Hundred Fifty Thousand Pesos (Php 150,000.00) or ten percent (10%) of the declared value or dutiable value of the imported product in Philippine Peso, whichever is higher, to guarantee that the applicant shall perform its duties and obligations stated herein; and
- 16.4 Any violation of the terms and conditions of the Product Certification Schemes, upon notice and evaluation, may result in the forfeiture of the bond based on the degree of non-conformity or non-compliance stated herein.

Rule 17. SHOW CAUSE ORDER AND BOND FORFEITURE

- 17.1 A Show Cause Order shall be issued against a manufacturer or importer who fails to comply with legal and technical requirements or whose product/s failed to conform to such requirements, unless the manufacturer or importer can justify under oath that the non-conformity is correctible and/or the non-compliance is negligible;
- 17.2 A Cease-and-Desist Order may be issued simultaneously with the Show Cause Order directing the manufacturer and/or importer to refrain from selling, distributing or disposing the products in any manner;
- 17.3 The surety bond may be forfeited partially or full, depending on the degree of the non-conformity or non-compliance as follows:
- 17.3.1 **Minor** - This level or degree can be the subject of corrective action as allowed under applicable PNS/rules hence, may not be the subject of a Show Cause Order.

- 17.3.1.1 Inconsistencies in the markings/tags is up to five percent (5%) of the total number of pieces;
- 17.3.1.2 Transfer of product from the declared warehouse to another declared warehouse with prior notice to DTI;
- 17.3.1.3 Up to fifteen (15) days delay in responding to notices/letters;
- 17.3.1.4 Delivery of products covered by a Conditional Release from the Bureau of Customs (BOC) to one of the declared warehouses but not in the warehouse declared in the current application with notice to BPS prior to such delivery;
- 17.3.1.5 Number of missing aluminum products is not more than one percent (1%) of the total number of pieces.
- 17.3.1.6 Number of missing markings/tags is up to five percent (5%) of the total number of pieces;
- 17.3.1.7 Typographical errors in documents or responses submitted;
- 17.3.1.8 Other circumstances analogous to the above.

17.3.2 **Significant** - This level or degree fell short of being considered justifiable.

- 17.3.2.1 Inconsistencies in the markings/tags is more than five percent (5%) up to twenty percent (20%) of the total number of pieces;
- 17.3.2.2 Transfer of products from a declared warehouse to another declared warehouse without prior notice to BPS;
- 17.3.2.3 More than fifteen (15) up to thirty (30) days delay in responding to notices/letters;
- 17.3.2.4 Delivery of products covered by a Conditional Release from the BOC to one of the declared warehouses but not in the warehouse declared in the current application without prior notice to BPS;
- 17.3.2.5 Number of missing aluminum products is more than one percent (1%) up to two-point five percent (2.5%) of the total number of pieces.;
- 17.3.2.6 Number of units/pieces without markings/tags is more than five (5) percent up to twenty percent (20%) of the total number of pieces;
- 17.3.2.7 Other circumstances analogous to the above.

17.3.3 **Major** - This level or degree may still be the subject of corrective action but the quantity involved is no longer justifiable hence, shall be the subject of a Show Cause Order.

- 17.3.3.1 Inconsistencies in the markings/tags is more than twenty percent (20%) but less than fifty percent (50%) of the total number of pieces;
- 17.3.3.2 Transfer of products from a declared warehouse to another declared warehouse without notice at all;
- 17.3.3.3 More than thirty (30) up to sixty (60) days delay in responding to notices/letters;
- 17.3.3.4 Delivery of products with Certificate of Conditional Release from the BOC to a non-declared warehouse;
- 17.3.3.5 Delivery or transfer of products to a declared but unsecured/uncovered warehouse;
- 17.3.3.6 Release of products covered by a Conditional release whose quality/safety passed the test from the declared warehouse for commercial distribution but was made prior to the resolution of Show Cause Order;
- 17.3.3.7 Number of missing quantities is more than two-point five percent (2.5%) up to five percent (5%) of the total number of pieces;
- 17.3.3.8 Number of pieces without markings/tags is more than twenty percent (20%) but less than fifty percent (50%) of the total quantity declared;
- 17.3.3.9 Other circumstances analogous to the above.
- 17.3.4 **Critical** - Corrective actions or remedial measures shall no longer be accepted for this level or degree of infraction.
 - 17.3.4.1 Inconsistency in the markings/tags is fifty percent (50%) or more of the total number of pieces;
 - 17.3.4.2 Transfer of products from a declared warehouse to a non-declared warehouse, with or without notice to DTI;
 - 17.3.4.3 More than sixty (60) days delay in responding to notices/letters;
 - 17.3.4.4 Delivery of products from the BOC to a declared or undeclared warehouse prior to the release of the Conditional release;
 - 17.3.4.5 Release of products whose quality did not pass the test from the declared warehouse pending resolution of Show Cause Order or prior to the issuance of the required Clearance Certificate/License;
 - 17.3.4.6 Inconsistency in the markings and the quantity of products with deficiency is less than fifty percent (50%) of the total quantity declared but the same has been committed more than once;

- 17.3.4.7 Number of missing quantities is more than five percent (5%) of the total number of pieces;
- 17.3.4.8 Number of pieces without markings/tags is more than fifty percent (50%) of the total quantity declared;
- 17.3.4.9 Misrepresentation of material facts in the application or succeeding correspondence/s;
- 17.3.4.10 Other circumstances analogous to the above.

17.4 Bonds shall be forfeited in accordance with the following:

Degree of non-conformity or Non-compliance	Amount of Bond to be Forfeited
1. Minor	None
2. Significant	25% of the total bond posted
3. Major	50% of the total bond posted
4. Critical	100% of the total bond posted

- 17.5 In case of multiple non-conformities or non-compliance, the amount of bond corresponding to the higher degree shall be forfeited; and
- 17.6 Pending resolution of the Show Cause Order involving a particular shipment or application, succeeding applications filed after the issuance of the Show Cause Order by the same manufacturer or importer may be processed, provided, a sworn undertaking to abide by the decision on said Show Cause Order shall be submitted.

Rule 18. SUSPENSION, WITHDRAWAL, AND CANCELLATION OF PS LICENSE

- 18.1 A duly issued PS License shall be suspended, recalled, withdrawn, cancelled or revoked based on any of the following grounds:
 - 18.1.1 That the product bearing the PS Mark failed to conform to the requirements of a specific PNS as amended/updated, or any other relevant statutory and regulatory requirements;
 - 18.1.2 That licensee failed to comply with monitoring, surveillance or enforcement notices/directives/orders;
 - 18.1.3 That the licensee failed to comply with the terms and conditions of the license;
 - 18.1.4 That the licensee made false statements or alterations in connection with its application for or recertification of the license;
 - 18.1.5 That the licensee violated any of the provisions of this Order;

- 18.1.6 That an Order of Execution vis-à-vis a decision finding the licensee liable for violation of a trade and industry law/s or rules and regulations directing BPS to suspend/cancel or revoke the PS License issued in favor of said licensee;
- 18.2 The license shall be suspended, recalled, withdrawn, cancelled or revoked after the BPS Director has served the licensee a notice of his intention to do so, stating therein the grounds for the contemplated action, granting the licensee the opportunity to be heard within fifteen (15) days from the date of notice;
- 18.3 If there is a final finding that a product does not conform to the specified technical requirements, the license shall, upon mere notice be immediately suspended, withdrawn, recalled, cancelled or revoked; and
- 18.4 Notwithstanding the preceding provisions, the BPS Director may direct that a Formal Charge be filed against the party concerned pursuant to EO 913 Series of 1983, DAO No. 7, Series of 2006 and DAO No. 2, Series of 2007 and /or its future amendments.

Rule 19. COMPLAINTS/APEAL HANDLING PROCESS

- 19.1 BPS shall implement a system of handling complaints/appeals related to the product certification process;
- 19.2 Remedies for the action or decision of a BPS personnel/chief/director relative to an application for PS License/SOC/ICC shall be the following:
- 19.2.1 In case of denial of the PS License/SOC/ICC application, the applicant may file a motion for reconsideration with the BPS Director within ten (10) working days from receipt of the letter of denial. No second motion for reconsideration shall be allowed;
- 19.2.2 In case of suspension, recall, withdrawal, cancellation or revocation of the PS License, a motion for reconsideration may be filed with the BPS Director by the licensee within ten (10) working days from receipt of the notice. No second motion for reconsideration shall be allowed.
- 19.3 In case the motion for reconsideration is denied, an appeal may be filed with the DTI Secretary within fifteen (15) calendar days from receipt of denial of the motion for consideration. The appeal shall be based solely on grounds of grave abuse of discretion amounting to lack or excess of jurisdiction committed by the official who rendered the decision;
- 19.4 The filing of a Motion for Reconsideration shall suspend the period to file an appeal.

Rule 20. PROHIBITED ACTS

The following acts are hereby declared prohibited, in addition to those listed in DAO No. 2, Series of 2007 and its future amendments, viz:

- 20.1 Use of the Product Certification Mark in any misleading manner;
- 20.2 Sale, offer for sale using over the counter or on-line mode or any form of advertisement of any aluminum products not complying with the particular technical regulation or corresponding standard;

- 20.3 Non-compliance, neglect or resistance to effect the product recall as directed by BPS;
- 20.4 Misrepresentations, misleading or unauthorized statements and/or claims made in the application, letters/replies/forms in relation to product certification. Such include unauthorized reproduction of product certification documents, or any part thereof; and
- 20.5 Non-compliance or failure to comply with the provisions hereof.

Rule 21. PENALTIES OR SANCTIONS

The following shall be imposed upon any manufacturer, importer, recognized testing laboratory/facility, or any other person or entity found in violation of any provision hereof after due process, as may be appropriate:

- 21.1 Administrative fine as per existing DTI Rules and Regulations/Department Administrative Orders and EO 913.
- 21.2 Cancellation or revocation of PS License pursuant to a final and executory decision rendered by an administrative agency or the regular courts.
- 21.3 Cancellation or revocation of recognition issued by the BPS.
- 21.4 Watch-listing and/or blacklisting of importers/manufacturers.
- 21.5 Any other sanctions or penalties as provided under existing DTI rules and regulations.

Rule 22. ISSUANCE OF GUIDELINES/PROCEDURES

BPS may issue such procedural guidelines as may be necessary in the implementation of this Order.

Rule 23. REPEALING CLAUSE

All provisions of existing Department Administrative Orders, Memorandum Circulars, and Implementing Guidelines and other issuances inconsistent with this Administrative Order are hereby repealed subject to the transitory provisions stated herein.

Rule 24. SEPARABILITY CLAUSE

If any term or provision of this Order will be declared illegal or invalid by any court of competent jurisdiction, the remaining terms and provisions thereof shall remain unimpaired and in full force.

Rule 25. TRANSITORY PROVISIONS

- 25.1 All local manufacturers and importers of aluminum products covered by this Technical Regulation shall be subject to the procedures and requirements prescribed herein **six (6) months** after the effectivity of this Order;

25.2 Locally manufactured or imported aluminum products that have been distributed or offered for sale in the local market, or remain in the manufacturer's plant or importer's warehouse prior to the effectivity of this Order, shall be subject to certification **not later than six (6) months** prior to the commencement of monitoring and enforcement, subject to the following:

25.3.1 Local manufactures intending to apply for certification of existing inventories and products currently in the possession of distributors or retailers shall declare such products using the form prescribed in **Annex A** and submit the same to the BPS, provided that the applicant manufacturer has a valid PS License.

25.3.2 For imported aluminum products, the importer shall apply for an Import Commodity Clearance (ICC), subject to the following:

25.4.1.1 The application for ICC shall be filed by the importer on a per product and per manufacturer basis;

25.4.1.2 The ICC application shall be supported by a 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, import entry, and surety bond) shall not be required.

25.3.3 The conduct of inspection, verification, and sampling for existing inventories shall be in accordance with the requirements and provision of this Technical Regulation; and

25.3.4 Only aluminum products found conforming through the verification and independent testing prescribed herein shall be eligible for the issuance of the PS Mark or ICC Certificate and corresponding stickers.

25.3 In the absence of a BPS-recognized testing laboratory for the aluminum products covered by this Order, any of the following may apply, upon approval of the BPS:

25.3.1 The BPS shall supervise the conduct of product testing at the manufacturer's testing facility in lieu of the independent product testing; or

25.3.2 The PS License or ICC applicant shall nominate a third-party testing laboratory in the Philippines, at the country of origin, or other locations accredited by an accreditation body signatory to ILAC/APAC-MRA to conduct the product testing in accordance with the applicable reference standard.

25.4 To ensure strict compliance with the requirements Aluminum Products, monitoring and enforcement shall be conducted **eighteen (18) months** after the effectivity of this Order. After this period, only Aluminum Products bearing a valid PS Mark or ICC Sticker shall be distributed in the local market.

All non-compliant products shall be subject to the following:

- 25.4.1 First Offense - Notice of Violation shall be issued, but retailers/distributors shall only be advised to pull out the items from the selling area;
- 25.4.2 Second Offense onwards - Notice of Violation shall be issued, subject to the regular adjudication process.

Rule 26. EFFECTIVITY

This Order shall take effect upon fifteen (15) days after its publication in a national newspaper of general circulation, a copy of which shall be submitted to the UP Office of National Administrative Register.

Done in the City of Makati this _____ day of _____ in the year 2026.

Recommended by:

NEIL P. CATAJAY
Director, Bureau of Philippine Standards

ATTY. REGINO D. MALLARI, JR.
Assistant Secretary and Supervising Head, FTG

Approved:

MA. CRISTINA A. ROQUE
Secretary

Application for PS Certification of Aluminum Products

Manufactured and Distributed in the Market
Prior to the Effectivity of DAO____, Series of ____

Name of Company:_____ Date:_____

Manufacturer's Office Address:_____

Product Details:

Product	Alloy Group/Number	Size	Date of Manufacture	Value of Product (in Php)	Warehouse Address	Batch/Serial Nos.	Quantity

Total = _____

Declared by:

Name and Signature of Company Representative

Application for ICC Certification for Aluminum Products

Imported and Distributed in the Market
Prior to the Effectivity of DAO____, Series of ____

Name of Company: _____ Date: _____

Importer's Office Address: _____

Product Details:

Product	Alloy Group/ Number	Size	Date of Arrival in the Philippines	Manufacturer	Country of Origin	Value of Product (in Php)	Warehouse Address	Batch/Seria l Nos.	Quantity

Total = _____

Declared by:

Name and Signature of Company Representative

TABLE 1: SCHEDULE OF FEES AND CHARGES FOR BPS PS LICENSING

PARTICULARS		FEE	PAYABLE TO
1	Application Form	Php 300.00	DTI
2	Quality Manual Review	Php 5,000.00	
3	Pre-Audit / Audit / Surveillance Audits per Man-Hour (Payable within 15 days after billing) as per size of establishment based on Table 1A		
3.1	Micro	Php 100.00 or as charged by Designated Auditing Body	DTI / Designated Auditing Body
3.2	Small	Php 300.00 or as charged by Designated Auditing Body	
3.3	Medium	Php 400.00 or as charged by Designated Auditing Body	
3.4	Large	Php 500.00 or as charged by Designated Auditing Body	
4	Original License Fee* (Payable within 15 days after billing)		
4.1	Micro	Php 5,000.00	DTI
4.2	Small	Php 7,500.00	
4.3	Medium	Php 10,000.00	
4.4	Large	Php 12,500.00	
5	Annual License Fee* (Payable within 15 days after billing)		
5.1	Micro	Php 2,500.00	DTI
5.2	Small	Php 3,750.00	
5.3	Medium	Php 5,000.00	
5.4	Large	Php 6,250.00	
6	Transportation	As per arrangement (if necessary)	DTI / Designated Auditing Body
7	Hotel Accommodation	As per arrangement (if necessary)	DTI / Designated Auditing Body
8	Testing Fee	As charged by Designated Testing Laboratory	BPS-Recognized Testing Laboratory
9	Freight Charges of Samples	As charged by Freight Forwarder	Freight Forwarder
10	Market Sample	As per Official Receipts / Sales Invoice	Manufacturer/Importer

TABLE 1A: SIZE OF ESTABLISHMENT

SIZE OF ESTABLISHMENT	ASSETS
Micro	Up to Php 3,000,000.00
Small	Php 3,000,001.00 up to Php 15,000,000.00
Medium	Php 15,000,001.00 up to Php 100,000,000.00
Large	Over Php 100,000,000.00

TABLE 2: SCHEDULE OF FEES AND CHARGES FOR THE IMPORT COMMODITY CLEARANCE (ICC) AND STATEMENT OF CONFIRMATION (SOC)

PARTICULARS	FEE	PAYABLE TO
Application Fee	Php 300.00	DTI
Processing Fee (depends on the value of the batch being applied for SOC/ICC)		
Invoice/batch value up to Php 500,000.00	Php 5,000.00	DTI
Invoice/batch value from Php 500,001.00 to Php 1,000,000.00	Php 7,500.00	
Invoice/batch value above Php 1,000,000.00	Php 10,000.00	
Inspection Fee	As charged by the DTI / BPS Designated Inspection Body	DTI / Designated Inspection Body
Transportation	As per arrangement (if necessary)	DTI / Designated Inspection Body
Testing Fee	As charged by the BPS/BPS-Recognized Testing Laboratory	BPS/BPS-Recognized Testing Laboratory
Freight charges of samples	As charged by Freight Forwarder	Freight Forwarder
Market sample	As per Official Receipts/Sales Invoice	Manufacturer/Importer

Notes:

- ❖ *Original and Annual License Fees depend on the size of establishment as stipulated on Table 1A herein.*
- ❖ *The Schedule of Fees and Charges in this DAO were adopted from DAO 4:2008 and DAO 5:2008.*



CERTIFIED
Product Quality
License No. Q-XXXX

Fig. 1 Philippine Standard (PS) Quality Mark

Notes:

1. *Actual size of the PS Mark Logo may vary according to size of product.*
2. *Elements of the PS Mark Logo may be rearranged within the space provided for the markings upon written approval of BPS.*

PS Certification Scheme Process

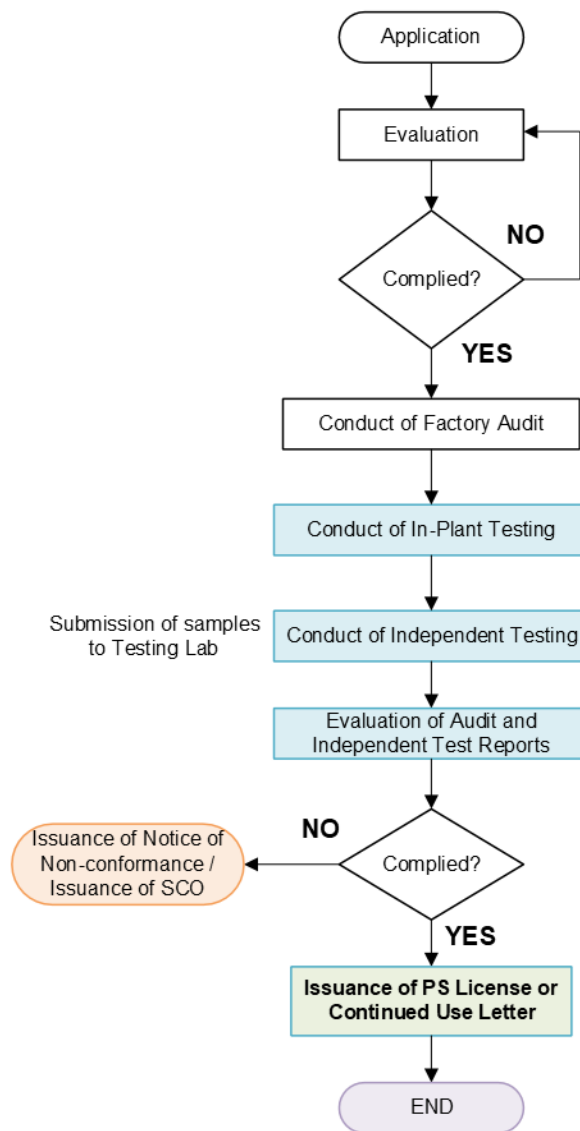


Fig. 2 Flowchart of the Philippine Standard (PS) Certification Mark Licensing Scheme Process

SOC Certification Process

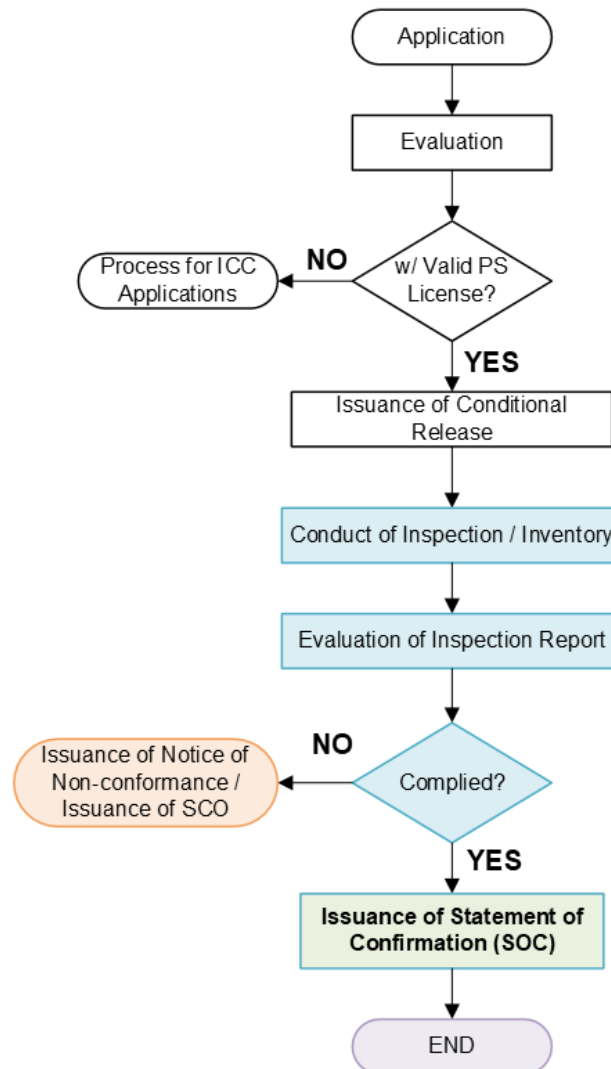


Fig. 3 Flowchart of the Statement of Confirmation (SOC) Process

ICC Certification Scheme Process

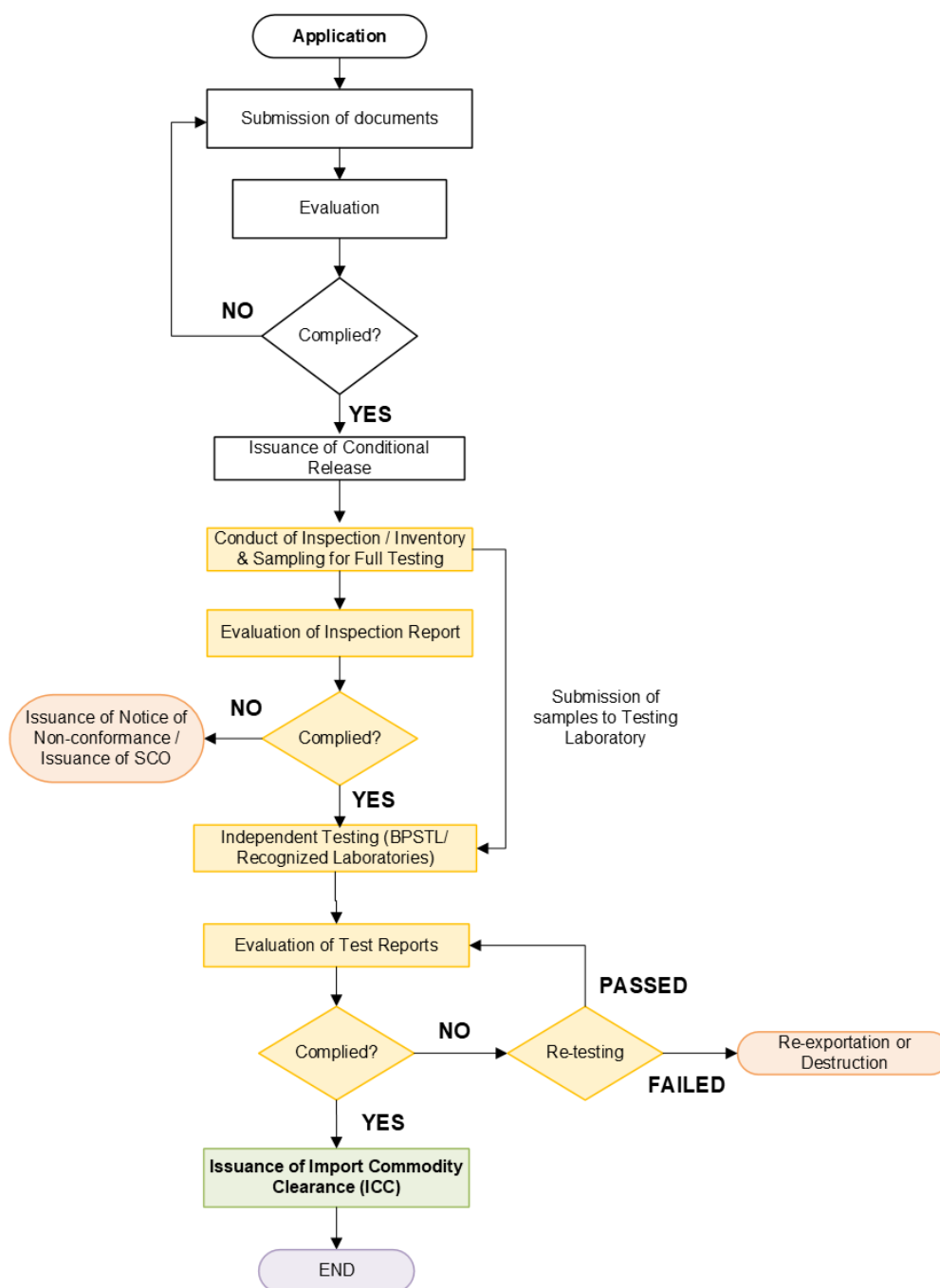


Fig. 4 Flowchart of the Import Commodity Clearance (ICC) Scheme Process