

IMPLEMENTING THE PHILIPPINE SCHEDULE OF TARIFF COMMITMENTS UNDER THE PHILIPPINES-KOREA FREE TRADE AGREEMENT, AND MODIFYING THE RATES OF IMPORT DUTY ON CERTAIN IMPORTED ARTICLES

EXECUTIVE ORDER NO. 80, December 23, 2024

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WHEREAS, Section 13, Article XII of the Constitution provides that the State shall pursue a trade policy that serves the general welfare and utilizes all forms and arrangements of exchange on the basis of equality and reciprocity;

WHEREAS, during the 43rd Association of Southeast Asian Nations (ASEAN) Summit held on 07 September 2023, the Ministers of the Republic of the Philippines and Republic of Korea signed the PH-KR Free Trade Agreement (PH-KR FTA);

WHEREAS, on 13 May 2024, the President ratified the PH-KR FTA;

WHEREAS, through Senate Resolution No. 1188 dated 23 September 2024, the Senate concurred in the ratification of the PH-KR FTA;

WHEREAS, the PH-KR FTA aims to further strengthen economic partnership and bilateral trade between the Republic of the Philippines and Republic of Korea by reducing and eliminating tariff restrictions in support of government efforts to manage competitive exclusion, encourage more foreign direct investments, and secure more preferential concessions than those currently available under existing agreements;

WHEREAS, there is a need to modify the rates of import duty on certain imported articles in order to faithfully comply with the Philippine Schedule of Tariff Commitments under the PH-KR FTA;

WHEREAS, Section 1609 of Republic Act (RA) No. 10863 or the "Customs Modernization and Tariff Act" authorizes the President, upon the recommendation of the National Economic and Development Authority (NEDA), to modify import duties, including any necessary change in classification and other import restrictions, as required or appropriate to carry out and promote foreign trade with other countries; and

WHEREAS, on 17 December 2024, the NEDA Board endorsed the implementation of the Philippine Schedule of Tariff Commitments under the PH-KR FTA;

NOW, THEREFORE, I, FERDINAND R. MARCOS, JR., President of the Philippines, by virtue of the powers vested in me by the Constitution and existing laws, do hereby order:

Section 1. Schedule of Tariff Commitments. All articles listed in the Philippine Schedule of Tariff Commitments under the PH-KR FTA, which is attached as Annex A hereof, shall be subject to the rates of import duties, at the time of importation, indicated in the relevant columns therein.

Section 2. Applicable Tariff Rates. All originating goods from Republic of Korea listed in the aforementioned Philippine Schedule of Tariff Commitments under Section 1 hereof, that are entered into or withdrawn from

warehouses or free zones in the Philippines for consumption or introduction to the customs territory, shall be levied the rates of duty as prescribed therein, subject to the submission of a Proof of Origin, in compliance with all applicable requirements under the PH-KR FTA.

The Tariff Commission may be requested to issue advance rulings on the tariff classification of goods to confirm the applicable rates of duty of particular goods subject of this Order, consistent with Section 1100 of RA No. 10863.

Section 3. Right of Recourse. Nothing in this Order shall preclude the Government of the Philippines from invoking its right of recourse to all trade remedy measures provided for in its laws, the PH-KR FTA, and other relevant international agreements in order to ensure the prevention of import surges or unfair trade practices.

Section 4. Separability Clause. In the event that any provision of this Order, or any part thereof, is declared invalid or unconstitutional, the provisions not affected thereby shall remain in full force and effect.

Section 5. Repealing Clause. All issuances, administrative rules and regulations, or parts thereof, which are contrary or inconsistent with this Order are hereby repealed or modified accordingly.

Section 6. Effectivity. This Order shall take effect on 31 December 2024 following its complete publication in the Official Gazette or in a national newspaper of general circulation.

DONE, in the City of Manila, this 23rd day of December, in the year of Our Lord, Two Thousand and Twenty-Four.

(SGD.) FERDINAND R. MARCOS, JR.

By the President:

(SGD.) LUCAS P. BERSAMIN
Executive Secretary

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