

AMENDING EXECUTIVE ORDER NOS. 74 AND 162, SERIES OF 1999 AND 2003, RESPECTIVELY, ENTITLED "MODIFYING THE RATES OF DUTY ON CERTAIN IMPORTED ARTICLES AS PROVIDED UNDER THE TARIFF ..."

EXECUTIVE ORDER NO. 261, December 30, 2003

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WHEREAS, AICO, Certificate of Eligibility Nos. Denso/1998/1/ and Denso/2002/6 were issued on 04 November 1998 and 12 November 2002, respectively, to Denso (Thailand) Co., Ltd. And Philippines Auto Component, Inc. as participating companies in the Denso AICO Arrangement which shall qualify for 0-5% preferential tariff rates, local content accreditation where applicable, and other privileges to be extended by Thailand and the Philippines;

WHEREAS, pursuant to the said Certificate of Eligibility, Executive Order Nos. 74 and 162 dated 15 January 1999 and 10 January 2003, respectively, were issued implementing the preferential tariff rates on certain products under the AICO Arrangement of Philippines Auto Component, Inc. and Denso (Thailand) Co., Ltd. On certain original equipment manufacture (OEM) automotive parts/components;

WHEREAS, on 08 September 2003, AICO Certificate of Eligibility Nos. Denso/1998/1(A) and Denso/2002/6(A) were re-issued to Denso International (Thailand) Co. Ltd., Denso (Thailand) Co., Ltd. And Philippines Auto Component, Inc., nullifying AICO Certificate of eligibility Nos. Denso/1998/1 and Denso/2002/6 issued to Philippines Auto Component, Inc., and Denso (Thailand) Co., Ltd.,

WHEREAS, It is necessary to amend said Executive Order Nos. 74 and 162 to effect the participation of an additional company, Denso International (Thailand) Co., Ltd., in the AICO Scheme between Thailand and the Philippines.

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

Section 1. The fifth.

WHEREAS clause of Executive Order No. 74 dated 15 January 1999 is hereby amended to read as follows:

"WHEREAS, under the Denso AICO Arrangement, the Philippines (Philippines Auto Component, Inc.) will import from Thailand (Denso International (Thailand) Co., Ltd. And Denso (Thailand) Co., Ltd.) certain original equipment manufacture (OEM) automotive parts/components." Section 2. Section 6 of Executive Order No. 74 dated 15 January 1999 is hereby amended to read as follows: "The AICO rates provided in Annex "A" shall be accorded to the AICO entries in Thailand (Denso International (Thailand) Co., Ltd., and Denso (Thailand) Co., Ltd.) upon the effectivity of this Executive Order."

Section 3. The third

WHEREAS clause of Executive Order No. 162 dated 10 January 2003 is hereby amended to read as follows:

"WHEREAS, under the Denso AICO Arrangement, the Philippines (Philippines Auto Component, Inc.) will

import from Thailand (Denso International (Thailand) Co., Ltd, and Denso (Thailand) Co., Ltd.) certain original equipment manufacture (OEM) automotive parts/components."

Section 4. Section 2 of Executive Order No. 162 dated 10 January 2003 is hereby amended to read as follows: "The AICO rates provided in Annex "A" shall be accorded to the AICO entities in Thailand (Denso International (Thailand) Co., Ltd., and Denso (Thailand) Co., Ltd.) upon the effectivity of this Executive Order".

Section 5. Annex "C" of Executive Order No. 74 dated 15 January 1999 is hereby amended to read as follows:

ARTICLES GRANTED PREFERENTIAL TARIFF UNDER THE APPROVED DENSO (PAC) AICO SCHEME

HS CODE DESCRIPTION SOURCE COUNTRY/(AICO COMPANY) APPLICABLE AICO PREFERENTIAL TARIFF (%)

(1) (2) (3) (4)

9229.20 90 Motorcycle meters Thailand(Denso International (Thailand)Co. Ltd. And Denso (Thailand)Co. Ltd.) 3

9405.40 90 Lighting fittings (bulbs) for instrument clusters Thailand(Denso International (Thailand)Co. Ltd. And Denso (Thailand)Co. Ltd.) 5

Section 6. Annex "A" of Executive Order No. 162 dated 10 January 2003 is hereby amended to read as follows:

HS Code Applied Final Product Product Description Source Country (AICO Company) Applicable AICO Preferential Tariff (%)

(1) (2) (3) (4) (5)

8414.90 00 Fans Fan assembly and shroud assembly Thailand (Denso International (Thailand) Co. Ltd. And Denso (Thailand) Co. Ltd.) 3

8419.89 10 Evaporators Evaporators for air-conditioning machines for motor vehicles Thailand (Denso International (Thailand) Co. Ltd. And Denso (Thailand) Co. Ltd.) 3

8708.91 10 Aluminum radiators Upper/lower tanks; tanks subassembly, lower Thailand (Denso International (Thailand) Co. Ltd. And Denso (Thailand) Co. Ltd.) 3

8708.91 20 Aluminum radiators Core subassembly Thailand (Denso International (Thailand) Co. Ltd. And Denso (Thailand) Co. Ltd.)

Section 7. This Executive Order shall take effect immediately.

DONE in the City of Manila, this 30th day of December, in the year of our Lord Two Thousand and Three.

(SGD.) GLORIA MACAPAGAL-ARROYO
President of the Philippines

By the President:

(SGD.)ALBERTO G. ROMULO
Executive Secretary

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