PROVIDING FOR THE RULES AND PROCEDURES FOR THE EXPORT OF “D” FRUCTOSE

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WHEREAS, Sugar Order No. 3, series of 2016-2017 provides for the systems and procedures for the regulation of imported High Fructose Corn Syrup and Pure/Crystalline Fructose as defined therein;

WHEREAS, the same Sugar Order explicitly authorizes SRA to classify all imported fructose as “B” or Domestic, “C” or Reserved and “D” as World Market fructose prior to their release from BOC, as the existing demand and supply situation so warrants;

WHEREAS, the country’s industrial sector which imports and utilizes about 90% of HFCS, now reconciles the use of HFCS and/or local sugar in the manufacture of their products, from their own business and economic standpoint;

WHEREAS, SRA has received several requests to export their advance booked imported fructose currently held by the BOC;

WHEREAS, it behooves upon SRA to provide the rules and procedures for the export of “D” fructose to ensure that such fructose classified as “D” would be shipped out and do not find their way to local market destination;

NOW, THEREFORE, premises considered, and by virtue of the powers vested upon SRA, the following rules and procedures for the export of “D” fructose are promulgated effective immediately.

SECTION 1. Application Letter to Export Fructose - Sworn application by the owner/applicant or exporter to export fructose shall be filed at Regulation Department of SRA, Quezon City and must indicate the following initial information:

1. Reason for export
2. Quantity of fructose (MT or kilo)
3. CIF Values in US$
4. Tentative date of export
5. Port of Origin
6. Port of Destination

SECTION 2. Issuance of SRA Clearance to Release of Fructose from BOC - Upon SRA’s validation and approval of application to export fructose, SRA shall immediately cause the issuance of clearance for release from BOC of fructose already with “D” or World Market fructose classification, to ease-out the importer/consignee from the burden of accumulated storage fees in BOC stockyards.

SECTION 3. Issuance of Export Clearance of “D” fructose. SRA shall only process the application for export clearance with the submission of the following :

1. Application to export “D” fructose with the following final information:

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a. Quantity of Fructose b. CIF Value in US$
c. Name and Address of Consignee d. Name of Vessel
e. Port of Loading f. Date of Loading g. Destination
h. No. of Container Van/s i. Date of Departure

2. Sole (if the importer/applicant or exporter are one and the same) or Joint (if they are of different personalities) Sworn Affidavit of Undertaking to export "D" fructose, stipulating all of the above information in the Deed, with particular emphasis on date of loading.

3. Payment of Clearance Fee of P50.00/MT

SECTION 4. Monitoring of "D" fructose Movements - The "D" fructose released from BOC by virtue of SRA clearance shall be stored in SRA-accredited warehouse or registered container yard and should always be available for inspection by SRA as provided by SO#3, until such time that the "D" fructose is actually exported.

The exporter of "D" fructose must inform SRA Three (3) days ahead of
the actual date of loading "D" fructose for export, so that all activities at the port of loading can be properly monitored.

SECTION 5. Post-Export Reportorial Requirements - The exporter, within fifteen (15) days from date of export shall submit to SRA the following reports and documents, as proof of ship-out/export of "D" fructose.

1. Bill of Lading
2. Packing List
3. Export declarations
4. Outward Manifest
5. Commercial Invoice
6. Other documents that SRA may require as basis of actual export

SECTION 6. Penalty Provisions - For any or all of the violations stipulated in this Sugar Order and in the Deed of Undertakings, the exporter of "D" fructose shall be subject to the penalty/ies in accordance with SRA Book of Penalties, including, but not limited to revocation of trading license for any proven violation of the Sugar Order.

SECTION 7. Effectivity - This Sugar Order shall take effect after fifteen (15) days from its publication.

APPROVED BY:

(SGD.) ENGR. HERMENEGILDO R. SERAFICA
Administrator

(SGD.) EMILIO BERNARDINO L. YULO

(SGD.) ROLAND B. BELTRAN

Board Member (Planter's Sector)

Board Member (Miller's Sector)

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