ADMINISTRATIVE ORDERS · JULY 20, 2009

ORDERING THE DEPARTMENT OF HEALTH TO TAKE PRELIMINARY STEPS TOWARD LOCAL MANUFACTURERS AND LOW-COST IMPORTATION OF FLU VACCINES UNDER COMPULSORY LICENSING MANDATED BY LAW DURING...

ADMINISTRATIVE ORDER NO. 268, July 20, 2009

Read online (full-text search, related cases, audio case brief): https://batas.org/library/f637754add03/

WHEREAS, it is desirable to show government action against the Influenza A(H1N1) pandemic, while signaling to current vaccine makers and dealers that they face low-cost competition if they engage in profiteering and supply curtailment;

WHEREAS, price controls should not be imposed for now, or else the rich will just buy up the supply, and the Philippines may not get its vaccine allocation from global manufacturers;

WHEREAS, vaccines for Influenza A(H1N1) are still awaited from abroad;

WHEREAS, Sections 10-13 of Republic Act No, 9502 or the “Universally Accessible Cheaper and Quality Medicines Act of 2008” mandates the granting of license to exploit and waives the requirement to obtain a compulsory license for importation of patented drugs on reasonable commercial terms in situations of national emergency or other circumstances of extreme urgency;

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

SECTION 1. The Department of Health shall take preliminary steps toward local manufacturers and low-cost importation of flu vaccines under compulsory licensing mandated by law during national health emergencies.

SECTION 2. Accordingly, the Department of Health shall begin contacting local and foreign manufacturers for possible production, so that such firms can begin studying the vaccines for replication.

SECTION 3. The Department of Health shall see to it that profiteering is prosecuted, based on excessive mark-ups on vaccines bought from distributors and manufacturers at reasonable prices.

SECTION 4. The Department of Health, directly or through any authorized government agency, shall buy the bulk of deliveries of Influenza A(H1N1) vaccines to ensure enough supply for high-risk groups.

SECTION 5. This Order shall be effective immediately.

DONE in the City of Manila, this 20th day of July in the year of Our Lord, Two Thousand and Nine.

(Sgd.) GLORIA M. ARROYO

By the President:

(Sgd.) EDUARDO R. ERMITA
Executive Secretary

Turn this case into an audio lecture - facts, issues, ruling and doctrine - at batas.org

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at https://batas.org

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.