- 1 DEPARTMENT ADMINISTRATIVE ORDER NO.\_\_\_\_
- 2 Series of 2024

# 3 SUBJECT: GUIDELINES ON THE REGISTRATION OF ONLINE SALE OF CONSUMER PRODUCTS UNDER MANDATORY CERTIFICATION

**WHEREAS**, Republic Act 4109 (RA4109) or known as the "Standards Law" provides its mandate of promoting standardization activities in the country, and to ensure the manufacture, production, and distribution of quality products for the protection of consumers;

**WHEREAS**, Article XVI, Section 9 of the 1987 Constitution provides that the State shall protect consumers from trade malpractices and substandard or hazardous products;

WHEREAS, pursuant to Executive Order No. 292, Series of 1987, (EO292), otherwise known as the "Administrative Code of 1987", under Title X, Chapter 1, Section 3 thereof, the DTI is mandated to protect the consumer from trade malpractices and substandard or hazardous

15 products;

**WHEREAS**, appurtenant to the mandate of the DTI under EO292, the DTI has the power to promulgate rules and regulations consistent with its mandate to protect consumers;

**WHEREAS**, Executive Order No. 913 (EO913) strengthens the rule-making and adjudicatory powers of the Minister (Secretary) of the DTI through the promulgation of rules and regulations to implement the provisions and intent of trade and industry laws;

**WHEREAS**, Title I, Article 2 of Republic Act No. 7394 (RA7394), or the "Consumer Act of the Philippines" states that it is the policy of the State to protect the interests of the consumer, promote his general welfare and to establish standards of conduct for business and industry. To this end, the State, among others, shall implement measures to achieve protection against hazards to health and safety;

**WHEREAS**, Title II, Chapter 1, Article 5 of RA7394 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**, to carry out the duty of protecting consumers against health and hazards to health and safety, the DTI Bureau of Philippine Standards (BPS) [formerly known as Bureau of Product Standards] is mandated by Republic Act No. 4109 (RA4109) among other functions, to provide for the standardization and certification of products, both locally manufactured and imported in conformity with the relevant Philippine National Standards (PNS).

WHEREAS, pursuant to RA4109, the DTI issued Department Administrative Order (DAO) 02:2007 known as "Defining the Responsibilities and Liabilities of Manufacturers, Importers, Traders, Wholesalers, Distributors, Retailers, Service Providers and or their Agents with regard to Products/Services covered by Philippine Standards (PS) Certification Mark Scheme and Prescribing Penalties for Violation thereof of the Bureau of Product Standards (BPS)";

**WHEREAS**, due to the massive and seamless nature of e-commerce, the origin of consumer products has become less identifiable;

**WHEREAS**, the DTI has been receiving reports on the prevalence of online sale of consumer products under mandatory certification with no Philippine Standards (PS) License and Import Commodity Clearance (ICC) Certificate exposing Filipino consumers to safety hazards;

**WHEREAS,** to control, mitigate, and prevent the proliferation, circulation, distribution, or sale of uncertified consumer products, the DTI is establishing a registration system for online merchants and e-retailers of consumer products under mandatory certification to further protect consumers and promote the right to safety;

**NOW THEREFORE**, pursuant to the foregoing, the following guidelines on registering online merchants and e-retailers of consumer products under mandatory certification are hereby prescribed and promulgated for the compliance, information, and guidance of all concerned.

#### **SECTION 1. Objectives**

This Department Administrative Order (Order) aims to establish a registration process for online merchants and e-retailers of consumer products under mandatory certification of the BPS (see Annex A).

#### SEC. 2. Scope and Coverage

This Order shall apply to:

- a. online merchants and e-retailers engaged in business in the Philippines; and
- b. brand-new consumer products under mandatory certification of the BPS.

#### SEC. 3. Exclusions

This Order shall exclude the following:

a. consumer products that are regulated by other government agencies; andb. online merchants and e-retailers of second-hand consumer products.

**SEC. 4. Definition of Terms.** As used in this Order:

For purposes of this Order, the following terms shall mean:

 a. **Certificate of Online Registration (COR)** – a document issued by the DTI through the BPS attesting that an online merchant or e-retailer selling consumer products under mandatory certification has complied with this Order's requirements.

b. **E-retailer** refers to a natural or juridical person selling goods or services directly to consumers through its own website, webpage, or application;

c. Online merchant – a person selling non-financial goods or services to consumers through an e-marketplace or third-party digital platforms. An e-retailer shall also be considered an online merchant if it offers the same goods or services outside its own website through a  third-party digital platform and the consumer purchases, leases, subscribes to, or obtains the service of the e-retailer through the said third-party platform

**SEC. 5. Registration of Online Sellers.** Online merchants and e-retailers of consumer products under mandatory certification shall register with the BPS. A Certificate of Online Registration (COR) shall be issued to online merchants and e-retailers upon successful registration. The COR shall be valid unless revoked by the DTI.

The following shall be the requirements:

a. Duly accomplished and notarized Application Form with Undertaking to Abide by the Terms and Conditions of the COR:

b. DTI Business Name Registration Certificate for sole proprietorship, Latest SEC Registration Certificate and Articles of Incorporation/Partnership for corporation/partnership, or CDA Certification of Registration and Articles of Cooperation for cooperatives;

c. Copy of business permit

117 d. Vicinity map of the physical store;

e. List of brands and types of consumer products being sold online;

f. Valid identification of the applicant (e.g., birth certificate, passport, driver's license, etc.); and

g. Payment of registration fee of Php500.00

For online merchants and e-retailers with multiple physical stores, it shall only apply for one registration. Provided, that the list of branches shall be submitted and the individual vicinity maps.

The BPS shall post the list of registered online merchants and e-retailers publicly through its website.

**SEC 6. Schedule of Registration.** The registration of online merchants and e-retailers shall be done in phases depending on the type of consumer product. Below is the list of schedule:

TYPE OF CONSUMER PRODUCT	START OF REGISTRATION
Household appliances	90 days after the effectivity of this Order
Consumer electronics	
Lighting and wiring devices	May 2025
Steel products	
Plastic pipes and Ceramic products	
Cement and Other construction materials	
Chemical products	September 2025
Automotive related products	
Other consumer products	

**SEC. 7. Amendment of COR to Include/Exclude Brands and/or Types of Consumer Products.** Inclusion/exclusion of brands and/or types of consumer products may be made after the issuance of the COR by sending a letter to BPS informing of the additional brands/types of

139 consumer products with the updated List of Brands/Types of Consumer Products being sold 140 online by online merchants and e-retailers to consumers highlighting the new ones, and payment 141 of processing fee of Php300.00.

**SEC. 8. Non-transferability or Exclusivity of the Registration**. No online merchant or e-retailer shall transfer its COR or allow the use thereof by any other firm or individual. In case of transfer to a different site/address, the COR issued shall become invalid and a new application for registration shall be required.

SEC. 9. Effect of Transfer of Site/Address. In case of transfer to a different site/address, the COR issued for the former shall be canceled and the online merchant or e-retailer shall apply for a COR for its new establishment.

**SEC. 10. Cancellation of the COR.** The COR of a registered online merchant or e-retailer found to be selling uncertified products shall automatically be canceled. Cancelation shall be without prejudice to the filing of any other administrative or criminal complaints.

**SEC. 11. Cessation of online business.** In case the online merchant or e-retailer ceases to operate its online business of consumer products, the same shall notify the BPS for the automatic cancellation of the COR.

**SEC. 12. Monitoring and enforcement.** The Fair Trade Enforcement Bureau (FTEB), and Regional and Provincial Offices (ROs/POs) shall have access to the registration database for compliance monitoring, surveillance, and/or enforcement purposes and tracking of the physical address in case of a consumer complaint.

**SEC. 13. Complaints Handling.** Complaints involving the distribution or sale of uncertified consumer products may be filed with FTEB or DTI ROs/POs.

**SEC. 14. Penalty for Non-Compliance.** Online merchants and e-retailers who refuse to register their online business with the DTI shall be issued with a Notice of Suspension of online operation until the registration is made without prejudice to any other imposable administrative or criminal liability.

**SEC. 15.** Role and Responsibility of E-Marketplaces and Digital Platforms. Pursuant to Republic Act No. 11967 (RA11967) or the "Internet Transactions Act of 2023", e-marketplaces and digital platforms shall have the role and responsibility to remove online merchants and e-retailers that are not duly registered with the BPS after the transitory period.

**SEC. 16**. **Transitory Period**. Online merchants and e-retailers are given forty-five (45) days to comply with the registration requirements provided under Section 5 of this Order.

SEC. 17. Separability Clause. Should any provision of this order or any part thereof be declared invalid, the other provisions, so far as they are separable from the invalid ones, shall remain in force and effect.

SEC. 18. Funding. The BPS shall be allocated with a budget necessary to implement this Order.

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187 188 189 190	<b>SEC. 19. Effectivity.</b> This Order shall take effect ninety (90) days after its publication in a national newspaper of general circulation, a copy of which shall be submitted to the University of the Philippines–Office of National Administrative Register.
191 192	Done in the City of Makati this day of 2024.
193	APPROVED BY
	MA. CRISTINA A. ROQUE
194	Secretary
195 196	RECOMMENDING APPROVAL
197	ATTY ACATOM TEODODO O UNEDO
198 199	ATTY. AGATON TEODORO O. UVERO Assistant Secretary
200	Fair Trade Group (FTG)
201	RECOMMENDED BY
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000	
203 204	ATTY. CHERRYL G. CARBONELL Officer-in-Charge Director
205	Consumer Affairs and Advocacy Bureau
206	PERPETUA WERLINA C. REYES-LIM
207 208	Officer-in-Charge Assistant Director Consumer Affairs and Advocacy Bureau
209	Consumer Amairs and Advocacy Bureau
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223	ANNEX A: LIST OF CONSUMER PRODUCTS UNDER MANDATORY CERTIFICATION OF
224	THE BPS
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226	HOUSEHOLD APPLIANCES
227	1. Electric fans
228	2. Electric irons
229	3. Electric blenders
230	4. Electric juicers
231	5. Electric food mixers
232	6. Electric food processors
233	7. Electric kettles
234	8. Electric rice cookers
235	9. Electric airpots
236	10. Electric coffeemakers
237	11. Electric pressure cookers
238	12. Electric slow cookers
239	13. Electric multi-cookers
240	14. Electric toasters
241	15. Electric stoves
242	16. Electric hot plates
243	17. Electric grills
244	18. Electric ovens
245	19. Turbo broilers
246	20. Induction cookers
247	21. Microwave ovens
248	22. Washing machines
249	23. Spin extractors
250	24. Refrigerators
251	25. Air conditioners
252	
253	CONSUMER ELECTRONICS
254	26. Television set
255	27. CD/VCD/DVD/Blu-ray disc players
256	28. Vapor product device/Vapor product system
257	29. Heated tobacco product system
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259	LIGHTING AND WIRING DEVICES
260	30. Pre-heat/Magnetic ballasts
261	31. Electronic ballasts
262	32. Self-ballasted LED lamps
263	33. Self- ballasted lamps/
264	Compact fluorescent lamps
265	34. Single-capped fluorescent lamps
266	35. Double-capped fluorescent lamps

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36. Christmas lights/Lighting chains

268	37. Incandescent lamps (Bulbs)
269	38. Edison screw lamp holders
270	39. Lamp holders for tubular fluorescent lamps
271	40. Starter holders
272	41. Lamp starters
273	42. Circuit breakers
274	43. Fuses
275	44. Fuseholders
276	45. PVC electrical tapes
277	46. Plugs
278	47. Socket-outlets
279	48. Extension cord sets
280	49. Snap switches
281	50. Knife switches
282	51. Accessories of electric vehicle charging
283	equipment or station
284	52. Electric Vehicle Charging Equipment and
285	Station for charging electric road vehicle
286	53. PVC insulated flexible cords
287	54. Thermoplastic insulated electric wires
288	and cables
289	
290	STEEL PRODUCTS
291	55. BI/GI steel pipes
292	56. Black and Galvanized Longitudinally
293	Welded Lightweight Steel Tubes
294	
295	57. Deformed Steel Bars
296	58. Equal-Leg Steel Angle Bars
297	59. Rerolled Steel Bars
298	60. Low Carbon Steel Wires
299	61. Steel Wire Nails
300	
301	PLASTIC PIPES AND CERAMIC PRODUCTS
302	62. Pipes (PB) for potable water supply
303	63. Pipes (PE) for potable water supply
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305	PLASTIC PIPES AND CERAMIC PRODUCTS
306	64. Pipes (uPVC) for potable water supply
307	65. uPVC rigid electrical conduit
308	66. Pipes (PVC-U) for drain waste & vent
309	67. Ceramic Plumbing Fixtures
310	(Sanitary Wares)
311	68. Ceramic Tiles
312	

313	CEMENT AND OTHER CONSTRUCTION MATERIALS
314	69. Portland cement
315	70. Blended hydraulic cement
316	71. Plywood
317	72. Loadbearing Concrete Masonry Units
318	73. Nonloadbearing Concrete Masonry Units
319	74. Unreinforced Autoclaved Aerated Concrete
320	(AAC) Masonry Units
321	75. Autoclaved Aerated Concrete (AAC)
322	Masonry
323	76. Autoclaved Aerated Concrete (AAC)
324	77. Reinforced Autoclaved Aerated Concrete
325	(AAC) Elements
326	
327	CHEMICAL PRODUCTS
328	78. Motor Vehicle brake fluid
329	79. Dry chemical portable fire extinguishers
330	80. Carbon dioxide portable fire extinguishers
331	81. Foam portable fire extinguishers
332	82. Clean extinguishing agent - Halon substitute
333	portable fire extinguishers
334	83. Fireworks
335	84. Medical grade oxygen
336	
337	AUTOMOTIVE RELATED PRODUCTS
338	85. Safety belts (Seat belts)
339	86. Child Restraint Systems
340	87. Helmets and their visors
341	88. Safety glass for automotive
342	89. Lead-Acid Storage Batteries
343	90. Inner tubes for tires
344	91. Tires for automotive vehicles
345	92. Speed Limitation Device
346	
347	OTHER CONSUMER PRODUCTS
348	93. Matches
349	94. Lighters
350	95. Monobloc chair/stools
351	96. LPG cylinders for motor vehicles
352	97. LPG cylinders for household use
353	98. LPG cylinders requalification
354	99. LPG cylinders repair
355	100. LPG gas regulator for domestic use
356	101. Refillable seamless aluminum alloy gas
357	cylinders

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358 359	102. Refillable composite gas cylinders and tubes
360	103. Refillable composite reinforced tubes
361	104. Refillable welded stainless steel cylinders
362	105. Non-refillable gas cartridges for liquefied
363	petroleum gases
364	106. Rubber hoses and hose assemblies for
365	liquefied petroleum gas
366	107. Refillable seamless steel gas cylinders
367	108. LPG cylinder valves (self-closing)
368	109. LPG cylinder valves (manual closing)
369	110. Refillable seamless steel tubes for
370	compressed gas transport
371	111. LPG Retrofitting Systems
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