

DEPARTMENT ADMINISTRATIVE ORDER NO. 19-07
Series of 2019

SUBJECT: GUIDANCE ON THE IMPLEMENTATION OF THE STMA

WHEREAS, pursuant to Section 8 of Republic Act No. 10697, otherwise known as the Strategic Trade Management Act (STMA), the Strategic Trade Management Office (STMO) is created as a bureau under the administrative supervision of the Department of Trade and Industry (DTI) to serve as the executive and technical agency of the national government for the establishment of the management systems for the trade in strategic goods;

WHEREAS, under Section 3 of the STMA, the following activities shall be subject to authorization issued by the STMO: export, import, transit, transshipment, re-export, reassignment, and the provision of related services;

WHEREAS, under Section 4 of the STMA, a National Strategic Goods List (NSGL) has been created to describe with specificity the strategic goods subject to authorization. The NSGL is composed of three (3) annexes: Military Goods (Annex 1), Dual Use Goods (Annex 2), and Nationally Controlled Goods (Annex 3);

WHEREAS, under Section 9(b) of the STMA, the STMO is mandated to develop and maintain the register and carry out registration activities to include registration, registration with conditions, denial of registration, modification, suspension, revocation, or annulment of registration;

WHEREAS, Section 9(d) of the STMA vested the STMO the power and function to issue or deny issuance of authorizations for the trade of strategic goods and the provision of related services.

WHEREAS, Section 13 of the STMA requires persons engaged in the export, import, and re-export of strategic goods or providing related services to register directly with STMO;

WHEREAS, Section 14 of the STMA requires all persons, prior to engaging in the export, import, re-export, reassignment, transit, transshipment of strategic goods, or the provision of technical assistance or related services, shall apply for an authorization from the STMO.

NOW, THEREFORE, this Order is hereby issued for the information, implementation, and guidance of all concerned:

Enabling Business, Empowering Consumers

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Section 1. The STMO will adopt a phased implementation of the activities under the STMA to give industry stakeholders ample time to properly comply with the requirements under the STMA, to wit:

- 1st phase - Registration
- 2nd phase - Export
- 3rd phase - Transit / Transshipment
- 4th phase - Re-export / Reassignment
- 5th phase - Related Services
- 6th phase - Import

Section 2. Considering that export will be regulated in the 2nd phase, exporters of dual-use goods shall submit their applications for registration first.

Section 3. The STMO will issue manuals and/ or guidelines on STMA implementation.

Section 4. Should any provision of this Order or any part thereof be declared invalid, the other provisions or parts, in so far as they are separable to the invalid ones, shall remain in force and effect.

Section 6. This order shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Issued this 6th day of March 2019 in Makati City

Recommending approval:


DR. CEPERINO S. RODOLFO
Undersecretary
Industry Development and Trade Policy Group

Approved by:


RAMON M. LOPEZ
Secretary