

Department Administrative Order No. **21-01**  
Series of 2021

**AMENDING DAO NO. 20-11 ON THE  
PRELIMINARY DETERMINATION OF THE  
SAFEGUARD MEASURES CASE ON THE  
IMPORTATION OF MOTOR VEHICLES  
FROM VARIOUS COUNTRIES  
(AHTN Codes 8703 (Passenger Cars),  
8704.21.19 and 8704.21.29  
(Light Commercial Vehicles)  
(Safeguard Measures Case No. SG01-2020)**

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**ORDER**

WHEREAS, on 29 December 2020, The Department of Trade and Industry issued Administrative Order (DAO) 20-11 imposing provisional safeguard measures in the form of cash bonds amounting to ₱70,000/unit for passenger cars/vehicles classified under AHTN Code 8703 and ₱110,000/unit for light commercial vehicles classified under AHTN Codes 8704.21.19 and 8704.21.29 imported from various countries;

WHEREAS, Rule 8.8 of the Implementing Rules and Regulations of RA 8800 and Article 9.1 of the WTO Agreement on Safeguards excludes from safeguard measures imports originating from developing countries with de-minimis volume;

WHEREAS, Annexes A & B have been drawn up listing certain developing countries that meet the de-minimis import volume on subject motor vehicles as provided under the aforementioned WTO provision and the IRR of RA 8800;

WHEREAS, the Department reviewed the aforementioned Annexes and noted that countries/economies generally considered as developing have certain qualities, such as low to lower middle income and have low, medium, to high human development;

WHEREAS, the Department also notes that many developed countries are members of an international organization comprised mainly of high-income economies such as the Organization for Economic Co-operation and Development;

WHEREAS, in view of the foregoing, there is a need to amend the List of Developing Countries under Annexes A and B of DAO 20-11 taking into consideration the abovementioned attributes.

**OFFICE OF THE SECRETARY**

**NOW, THEREFORE**, Annexes A and B, List of Developing Countries from which imported motor vehicles subject of the provisional safeguard measures shall not be applied, of DAO 20-11 is hereby amended.

All other provisions of DAO No. 20-11 except as herein expressly modified, shall remain in full force and effect.

The Department Administrative Order can be accessed at the DTI website: <https://bit.ly/AmendedDAO11>



The notification and consultation requirements under Article 12 of the WTO Safeguards Agreement and Section 17 of RA 8800 and its IRR shall be complied with. Imports originating from ASEAN member states shall be governed by the provisions of Articles 11 and 23 of the ASEAN Trade in Goods Agreement (ATIGA).

Let this Order be published in two (2) newspapers of general circulation and let individual notices be sent to all interested parties including the country members concerned.

This Order shall take effect after fifteen (15) days from its publication or from the date of the issuance of relevant BOC-CMO, whichever comes earlier.

SO ORDERED.

19 February 2021

  
**RAMON M. LOPEZ**  
Secretary & 

## ANNEX A

### List of Developing Countries and Separate Customs Territories from Which the Provisional Safeguard Duties on Passenger Cars Shall Not be Applied

| East & Southern<br>Africa | West Africa          | North Africa     | South Asia                     |
|---------------------------|----------------------|------------------|--------------------------------|
| Angola                    | Benin                | Algeria          | Afghanistan                    |
| Botswana                  | Burkina Faso         | Egypt, Arab Rep. | Bangladesh                     |
| Burundi                   | Cameroon             | Libya            | Bhutan                         |
| Comoros                   | Cape Verde           | Morocco          | British Indian Ocean Territory |
| Congo, Dem. Rep.          | Central African Rep. | Tunisia          | East Timor                     |
| Djibouti                  | Chad                 |                  | India                          |
| Eritrea                   | Congo, Rep.          |                  | Maldives                       |
| Ethiopia                  | Cote d' Ivoire       |                  | Nepal                          |
| Kenya                     | Equatorial Guinea    |                  | Pakistan                       |
| Lesotho                   | Gabon                |                  | Sri Lanka                      |
| Madagascar                | Gambia, The          |                  |                                |
| Malawi                    | Ghana                |                  |                                |
| Mauritius                 | Guinea               |                  |                                |
| Mozambique                | Guinea, Bissau       |                  |                                |
| Namibia                   | Liberia              |                  |                                |
| Reunion                   | Mali                 |                  |                                |
| Rwanda                    | Mauritania           |                  |                                |
| Seychelles                | Niger                |                  |                                |
| Somalia                   | Nigeria              |                  |                                |
| South Africa              | Sao Tome & Principe  |                  |                                |
| Sudan                     | Senegal              |                  |                                |
| Swaziland                 | Sierra Leone         |                  |                                |
| Tanzania                  | Togo                 |                  |                                |
| Uganda                    |                      |                  |                                |
| Zambia                    |                      |                  |                                |
| Zimbabwe                  |                      |                  |                                |

| Europe & Central Asia  | Middle East  | Americas  | East Asia & Pacific   |
|--|--|---|---|
| Albania<br>Armenia<br>Azerbaijan<br>Belarus<br>Bosnia & Herzegovina<br>Bulgaria<br>Croatia<br>Cyprus<br>Georgia<br>Greenland<br>Kazakhstan<br>Kyrgyz Republic<br>Macedonia, FYR<br>Malta<br>Moldova<br>Romania<br>Russian Federation<br>Tajikistan<br>Turkey<br>Turkmenistan<br>Ukraine<br>Uzbekistan<br>Yugoslavia, Fed. Rep. | Bahrain<br>Iran, Islamic Rep.<br>Iraq<br>Jordan<br>Kuwait<br>Lebanon<br>Oman<br>Qatar<br>Saudi Arabia<br>Syrian Arab Rep.<br>United Arab Emirates<br>West Bank & Gaza<br>Yemen, Rep. | Anguilla<br>Antigua & Barbuda<br>Argentina<br>Aruba<br>Bahamas<br>Barbados<br>Belize<br>Bermuda<br>Bolivia<br>Brazil<br>British Virgin Is.<br>Cayman Is.<br>Colombia<br>Costa Rica<br>Cuba<br>Dominica<br>Dominican Rep.<br>Ecuador<br>El Salvador<br>Falkland Is. (Malvinas)<br>French Guiana<br>Grenada<br>Guadeloupe<br>Guatemala<br>Guyana<br>Haiti<br>Honduras<br>Jamaica<br>Martinique<br>Mexico<br>Montserrat<br>Netherland Antilles<br>Nicaragua<br>Norfolk Is.<br>Panama<br>Paraguay<br>Peru<br>Puerto Rico<br>St. Helena<br>St. Kitts & Nevis<br>St. Lucia<br>St. Pierre & Miquelon<br>St. Vincent & the Grenadines<br>Suriname<br>Trinidad & Tobago<br>Turks & Caicos Is.<br>Uruguay<br>US Virgin Is.<br>Venezuela | American Samoa<br>Brunei Darussalam<br>Cambodia<br>Chinese Taipei<br>Christmas Is.<br>Cocos (Keeling) Is.<br>Cook Is.<br>Fiji<br>French Polynesia<br>Guam<br>Hong Kong, China<br>Johnston Is.<br>Kiribati<br>Korea, Dem. Rep.<br>Lao PDR<br>Macau, China<br>Malaysia<br>Marshall Islands<br>Micronesia, Fed. Sts.<br>Midway Is.<br>Mongolia<br>Myanmar<br>Nauru<br>New Caledonia<br>Niue<br>Northern Marianas Is.<br>Palau<br>Papua New Guinea<br>Pitcairn Is.<br>Samoa<br>Singapore<br>Solomon Islands<br>Tokelau<br>Tonga<br>Tuvalu<br>Vanuatu<br>Viet Nam<br>Wake Is.<br>Wallis & Futuna Is. |

## ANNEX B

### List of Developing Countries and Separate Customs Territories from Which the Provisional Safeguard Duties on Light Commercial Vehicles Shall Not be Applied

| East & Southern<br>Africa | West Africa          | North Africa     | South Asia                     |
|---------------------------|----------------------|------------------|--------------------------------|
| Angola                    | Benin                | Algeria          | Afghanistan                    |
| Botswana                  | Burkina Faso         | Egypt, Arab Rep. | Bangladesh                     |
| Burundi                   | Cameroon             | Libya            | Bhutan                         |
| Comoros                   | Cape Verde           | Morocco          | British Indian Ocean Territory |
| Congo, Dem. Rep.          | Central African Rep. | Tunisia          | East Timor                     |
| Djibouti                  | Chad                 |                  | India                          |
| Eritrea                   | Congo, Rep.          |                  | Maldives                       |
| Ethiopia                  | Cote d' Ivoire       |                  | Nepal                          |
| Kenya                     | Equatorial Guinea    |                  | Pakistan                       |
| Lesotho                   | Gabon                |                  | Sri Lanka                      |
| Madagascar                | Gambia, The          |                  |                                |
| Malawi                    | Ghana                |                  |                                |
| Mauritius                 | Guinea               |                  |                                |
| Mozambique                | Guinea, Bissau       |                  |                                |
| Namibia                   | Liberia              |                  |                                |
| Reunion                   | Mali                 |                  |                                |
| Rwanda                    | Mauritania           |                  |                                |
| Seychelles                | Niger                |                  |                                |
| Somalia                   | Nigeria              |                  |                                |
| South Africa              | Sao Tome & Principe  |                  |                                |
| Sudan                     | Senegal              |                  |                                |
| Swaziland                 | Sierra Leone         |                  |                                |
| Tanzania                  | Togo                 |                  |                                |
| Uganda                    |                      |                  |                                |
| Zambia                    |                      |                  |                                |
| Zimbabwe                  |                      |                  |                                |

| Europe & Central Asia  | Middle East  | Americas  | East Asia & Pacific  |
|--|--|---|--|
| Albania<br>Armenia<br>Azerbaijan<br>Belarus<br>Bosnia & Herzegovina<br>Bulgaria<br>Croatia<br>Cyprus<br>Georgia<br>Greenland<br>Kazakhstan<br>Kyrgyz Republic<br>Macedonia, FYR<br>Malta<br>Moldova<br>Romania<br>Russian Federation<br>Tajikistan<br>Turkey<br>Turkmenistan<br>Ukraine<br>Uzbekistan<br>Yugoslavia, Fed. Rep. | Bahrain<br>Iran, Islamic Rep.<br>Iraq<br>Jordan<br>Kuwait<br>Lebanon<br>Oman<br>Qatar<br>Saudi Arabia<br>Syrian Arab Rep.<br>United Arab Emirates<br>West Bank & Gaza<br>Yemen, Rep. | Anguilla<br>Antigua & Barbuda<br>Argentina<br>Aruba<br>Bahamas<br>Barbados<br>Belize<br>Bermuda<br>Bolivia<br>Brazil<br>British Virgin Is.<br>Cayman Is.<br>Colombia<br>Costa Rica<br>Cuba<br>Dominica<br>Dominican Rep.<br>Ecuador<br>El Salvador<br>Falkland Is. (Malvinas)<br>French Guiana<br>Grenada<br>Guadeloupe<br>Guatemala<br>Guyana<br>Haiti<br>Honduras<br>Jamaica<br>Martinique<br>Mexico<br>Montserrat<br>Netherland Antilles<br>Nicaragua<br>Norfolk Is.<br>Panama<br>Paraguay<br>Peru<br>Puerto Rico<br>St. Helena<br>St. Kitts & Navis<br>St. Lucia<br>St. Pierre & Miquelon<br>St. Vincent & the Grenadines<br>Suriname<br>Trinidad & Tobago<br>Turks & Caicos Is.<br>Uruguay<br>US Virgin Is.<br>Venezuela | American Samoa<br>Brunei Darussalam<br>Cambodia<br>Chinese Taipei<br>Christmas Is.<br>Cocos (Keeling) Is.<br>Cook Is.<br>Fiji<br>French Polynesia<br>Guam<br>Hong Kong, China<br>Indonesia<br>Johnston Is.<br>Kiribati<br>Korea, Dem. Rep.<br>Lao PDR<br>Macau, China<br>Malaysia<br>Marshall Islands<br>Micronesia, Fed. Sts.<br>Midway Is.<br>Mongolia<br>Myanmar<br>Nauru<br>New Caledonia<br>Niue<br>Northern Marianas Is.<br>Palau<br>Papua New Guinea<br>People's Republic of China<br>Pitcairn Is.<br>Samoa<br>Singapore<br>Solomon Islands<br>Tokelau<br>Tonga<br>Tuvalu<br>Vanuatu<br>Viet Nam<br>Wake Is.<br>Wallis & Futuna Is. |