

**JOINT DTI-DA-DOE ADMINISTRATIVE ORDER NO. 17-02**  
**Series of 2017**

**SUBJECT: AMENDMENTS TO JOINT DTI-DA ADMINISTRATIVE ORDER (JAO) NO. 10-02, SERIES OF 2010 entitled "Grant of Special Discounts to Senior Citizens on the Purchase of Basic Necessities and Prime Commodities" and Joint DTI-DA ADMINISTRATIVE ORDER (JAO) NO. 12-02, SERIES OF 2012 entitled "Granting Special Discounts to Senior Citizens on Purchase of Basic Necessities and Prime Commodities"**

WHEREAS, pursuant to Republic Act No. 9994, otherwise known as Expanded Senior Citizens Act of 2010, and its Implementing Rules and Regulations (IRR), to the extent possible, the government may grant special discounts in special programs for senior citizens on purchase of basic necessities and prime commodities;

WHEREAS, Republic Act No. 10623 amended certain provisions of Republic Act No. 7581, otherwise known as the Price Act by; and expanded the definition of the terms "basic necessities" and "prime commodities";

WHEREAS, Republic Act No. 10623 reclassified fresh fruits as basic necessities while swine and cattle feeds had been deleted in the list of prime commodities;

WHEREAS, Republic Act No. 10623 included potable water in bottles and containers, locally manufactured instant noodles, household liquefied petroleum gas and kerosene in the list of basic necessities;

WHEREAS, under Republic Act No. 10623 vinegar, patis, and soy sauce and toilet/bath soap, livestock feeds and fishery feeds and veterinary products are included in the definition of prime commodities;

WHEREAS, the 5% discount granted to the Senior Citizens for the purchase of basic necessities and prime commodities listed herein is separate and distinct from the 20% discount provided under Republic Act No. 9994 and its IRR;

WHEREAS, the National Coordinating and Monitoring Board issued Resolution No. 1 Series of 2013 clarifying the use of senior citizens identification documents in the availment of benefits and privileges under Republic Act No. 9994;

NOW, THEREFORE, pursuant to Republic Act No. 9994 in relation to the relevant provisions of R.A. 10623, the following Order is hereby prescribed for the information, guidance and compliance of all concerned:

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MAY CARLA YVETTE L. ILARDE  
Head, Records Section  
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**Section 1.** For purposes of this Joint Administrative Order, the terms "basic necessities" and "prime commodities", as defined under Section (2) of JAO No. 10-02, Series 2010, are redefined and expanded as follows:

(a) **"Basic Necessities"** - are goods vital to the needs of consumers for their sustenance and existence. For purposes of this Order, basic necessities shall include:

1. All kinds and variants of rice
2. Corn
3. All kinds of bread (Pastries and cakes not included)
4. Fresh, dried and canned fish and other marine products (including frozen and in various modes of packaging)
5. Fresh pork, beef and poultry meat
6. All kinds of fresh eggs (excluding Quail Eggs)
7. Potable water in bottles and containers
8. Fresh and processed milk (excluding milk labeled as food supplement)
9. Fresh vegetables including root crops
10. Fresh Fruits
11. Locally manufactured instant noodles
12. Coffee and coffee creamer
13. All kinds of sugar (excluding sweetener)
14. All kinds of cooking oil
15. Salt
16. Powdered, liquid, bar laundry and detergent soap
17. Firewood
18. Charcoal
19. All kinds of candles
20. Household liquefied petroleum gas, not more than 11kgs. LPG content once every five (5) months bought from LPG dealers
21. Kerosene, not more than 2 liters per month.

(b) **"Prime Commodities"** - are goods not considered as basic necessities but are essential to consumers. For purposes of this Order prime commodities shall include:

1. Flour
2. Dried, processed and canned pork, beef and poultry meat
3. Dairy products not falling under Section 1 (a) of this Order
4. Onions and Garlic
5. Vinegar, patis, and soy sauce
6. Toilet/Bath soap
7. Fertilizer
8. Pesticides
9. Herbicides
10. Poultry feeds, livestock feeds and fishery feeds
11. Veterinary products
12. Paper, school supplies
13. Nipa shingle
14. Sawali
15. Cement, Clinker, GI sheets
16. Hollow Blocks

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17. Plywood
18. Plyboard
19. Construction nails
20. Batteries (excluding cellphone and automotive batteries)
21. Electrical supplies and light bulbs
22. Steel wires

In order to avail of the 5% special discount, the Senior Citizen shall purchase the above mentioned commodities from a retailer who maybe a natural or juridical person engaged in the business of selling consumer products directly to consumers, which shall include, among others, supermarkets, grocery stores, convenience and mini-convenience stores and shops but excluding stalls in food courts, food carts, food vendors and sari-sari stores with a capitalization of less than One Hundred Thousand Pesos (PhP100,000.00), public and private wet markets, "talipapa" and cooperative stores;

For purposes of this Order, the following terms are hereby defined:

1. **"LPG dealers"** - shall refer to any person engaged in the business of selling or trading of LPG in cylinders to consumers or retail outlets, under contract with an oil company or marketer who owns a brand, and with qualified service men in its employ.
2. **"Electrical supply"** - the following definition provided by the International Electrotechnical Commission (IEC) is hereby adopted:

**Electric Supply System for Safety Services** as supply system intended to maintain the operation of essential electrical installation and equipment: - for the health and safety of persons and livestock, and/or - if required by national regulations, to avoid damage to the environment and to other equipment (Note - The supply system includes the source and the electric circuits up to the terminals of electric equipment. In certain cases it may also include the equipment).

3. **"Steel Wire"**

Ordinary low carbon steel wire is defined as a steel wire of circular cross-section, produced from wire rod conforming to PNS 77/Adm. 01 that has been drawn and thus, cold worked. As per PNS 77/Amd. 01, low carbon steel wire rods are carbon steel wire rods of grades 1005 to 1023. It can be classified into three types as follows:

- Plain low carbon steel wire - an ordinary low carbon steel wire of circular cross-section with smooth surface
- Annealed low carbon steel wire - an ordinary low carbon steel wire that has been annealed after cold working
- Zinc-coated low carbon steel wire - an ordinary low carbon steel wire annealed and coated with zinc either by hot-dipped or electrolytic galvanizing

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**Section 2. Discount** – Every senior citizen shall enjoy a special discount of five percent (5%) of the regular retail price, without exemption from the value-added-tax (VAT), of basic necessities and prime commodities listed under Section 2.1 and 2.2 of this Order. The total amount of said purchase shall not exceed the amount of One Thousand Three Hundred Pesos (PhP1,300.00) per calendar week without carry over of the unused amount. Provided, that said amount shall be spent on items listed under Section 1(a) and 1(b) of this Order commensurate to his/her personal and exclusive consumption and/or enjoyment within the calendar week. Provided, further that said amount shall be spent on at least four (4) kinds of items listed under Section 1(a) and (b) of this Order.

**Section 3.** Section 4 of JAO No. 10-02, Series 2010 is hereby modified to read as follows:

**“Section 4. Valid Identification Documents** – To avail of the discount benefits and other privileges under R.A. 9994, the senior citizen, or his/her duly authorized representative, may present as proof of eligibility, their OSCA-issued Senior Citizens ID card OR ANY government-issued identification document mentioned in the IRR of R.A. 9994 that indicates a senior citizen’s age or birthdate, as well, as his/her Filipino citizenship. It shall include but not limited to the following: Philippine Passport, Driver’s License, Voter’s ID, SSS/GSIS ID, PRC Card, Postal ID.”

**Section 4.** Section 8 of JAO No. 10-02, Series 2010 is hereby modified to read as follows:

**“Section 8. Prohibition on Double Discount.** The privilege herein granted shall not be claimed if the senior citizen claims a higher discount as may be granted by the retail establishment.

In cases where the senior citizen is also a person with disability (PWD) entitled to a 5% discount under his/her valid PWD identification card (ID), the senior citizen shall use either his/her OSCA-issued ID card or PWD ID card to avail oneself of the 5% discount upon presentation of both booklets issued by the concerned agencies.”

**Section 5. Complaints Handling.** All complaints pertaining to violation of this Order, shall be directed to the Office of Senior Citizen’s Affairs (OSCA) of the city or municipality either of the place where the complainant resides or where the establishment is located, at the option of the complainant. Any complaint received by the DTI and any other government agency pertaining to this Order shall be endorsed to the appropriate OSCA.

**Section 6. Separability Clause.** In the event that certain provisions of this Order is declared unconstitutional, the validity of the other provisions shall not be affected by such declaration.

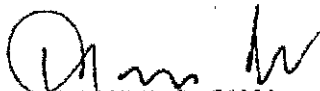
**Section 7. Repealing Clause.** The provisions of the Department Orders, Rules and Regulations and other issuances of each implementing agency which are inconsistent with this Order are hereby repealed or modified accordingly.

**Section 8. Publication and Effectivity.** This Order shall take effect fifteen (15) days upon its publication in a newspaper of general circulation. Three (3) copies of this Order shall be sent to the National Administrative Register at the University of the Philippines Law Center and the Official Gazette.

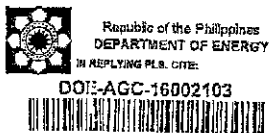
Issued this 17th day of February 2017 in Makati City, Philippines.


APPROVED BY:

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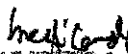
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