

NINETEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
Third Regular Session

)
)
)

25 FEB -5 212:28

SENATE

RECEIVED

COMMITTEE REPORT NO. 529

Prepared and submitted jointly by the Committees on Trade, Commerce and Entrepreneurship; Health and Demography on **FEB - 5 2025**

Re: Senate Bill No. **2986**

Recommending its approval in substitution of Senate Bill Nos. 942, 1106, 1302, 1369 and 1785.

Sponsor: Senator Alan Peter "Compañero" S. Cayetano

MR. PRESIDENT:

The Committees on Trade, Commerce and Entrepreneurship; and Committee on Health and Demography to which were referred **Senate Bill No. 942**, introduced by Senator Gatchalian, entitled:

"AN ACT

**GRANTING BROADER PROTECTION TO CONSUMERS
AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7394,
OTHERWISE KNOWN AS 'THE CONSUMER ACT OF THE
PHILIPPINES"**

Senate Bill No. 1106, introduced by Senator Revilla, entitled:

"AN ACT

**PROTECTING CONSUMERS AND USERS AGAINST FORCED E-
BILLING, ADDING FOR THIS PURPOSE A NEW PROVISION AND**

**AMENDING CERTAIN PROVISIONS OF REPUBLIC ACT NO. 7394,
OTHERWISE KNOWN AS THE CONSUMER ACT OF THE
PHILIPPINES, AND PROVIDING PENALTIES FOR VIOLATIONS
THEREOF"**

Senate Bill No. 1302, introduced by Senator Marcos, entitled:

"AN ACT

**INCREASING THE PENALTIES OF DECEPTIVE, UNFAIR, AND
UNCONSCIONABLE SALES ACTS OR PRACTICES,
PARTICULARLY IN TIMES OF CALAMITY, EMERGENCY
CONFLICT AND DISTRESS, THEREBY AMENDING REPUBLIC ACT
NO. 7394 OTHERWISE KNOWN AS THE CONSUMER ACT OF THE
PHILIPPINES"**

Senate Bill No. 1369, introduced by Senator Marcos, entitled:

"AN ACT

**GRANTING BROADER AUTHORITY TO THE DEPARTMENT OF
TRADE AND INDUSTRY IN THE IMPLEMENTATION OF ITS
MANDATE TO COMBAT DECEPTIVE, UNFAIR AND
UNCONSCIONABLE SALES ACTS OR PRACTICES, THEREBY
AMENDING REPUBLIC ACT NO. 7394 OTHERWISE KNOWN AS
THE 'CONSUMER ACT OF THE PHILIPPINES'"**

Senate Bill No. 1785, introduced by Senator Go, entitled:

"AN ACT

**REQUIRING THE USE OF STANDARDIZED DATE LABELS ON
CONSUMER PRODUCTS, AMENDING FOR THE PURPOSE
REPUBLIC ACT NO. 7394 OTHERWISE KNOWN AS THE
CONSUMER ACT OF THE PHILIPPINES"**

have considered the same and have the honor to report it back to the Senate with the recommendation that the attached **Senate Bill No. 2986** prepared by the Committees, entitled:

**"AN ACT
GRANTING ENHANCED PROTECTION TO CONSUMERS, AMENDING FOR THE
PURPOSE REPUBLIC ACT NO. 7394 OR THE "CONSUMER ACT OF THE
PHILIPPINES," AS AMENDED"**

be approved in substitution of Senate Nos. 942, 1106, 1302, 1369 and 1785 with Senators Win Gatchalian, Ramon Bong Revilla, Jr., Imee R. Marcos, Christopher "Bong" Go and Alan Peter "Compañero" S. Cayetano, as authors thereof.

Chairpersons



SEN. CHRISTOPHER "BONG" GO
Committee on Health and Demography



SEN. ALAN PETER "COMPAÑERO" S. CAYETANO
Committee on Trade, Commerce and Entrepreneurship

Vice-Chairpersons



SEN. PIA S. CAYETANO
Committee on Health and Demography

SEN. MARIA LOURDES NANCY S. BINAY
Committee on Trade, Commerce and Entrepreneurship;
Member, Committee on Health and Demography

SEN. RAFFY T. TULFO

Committee on Trade, Commerce and Entrepreneurship;
Member, Committee on Health and Demography

Members

SEN. MANUEL "LITO" LAPID
Committee on Health and Demography



SEN. RONALD "BATO" DELA ROSA
Committee on Trade, Commerce and Entrepreneurship

Respectfully Submitted:

Chairpersons

SEN. CHRISTOPHER "BONG" GO
Committee on Health and Demography

SEN. ALAN PETER "COMPAÑERO" S. CAYETANO
Committee on Trade, Commerce and Entrepreneurship

Vice-Chairpersons

SEN. PIA S. CAYETANO
Committee on Health and Demography

SEN. MARIA LOURDES NANCY S. BINAY
Committee on Trade, Commerce and Entrepreneurship;
Member, Committee on Health and Demography

SEN. RAFFY T. TULFO
Committee on Trade, Commerce and Entrepreneurship;
Member, Committee on Health and Demography

Members



SEN. MANUEL "LITO" LAPID
Committee on Health and Demography

SEN. LOREN LEGARDA
Committee on Trade, Commerce and Entrepreneurship

SEN. ROBINHOOD C. PADILLA

Committee on Health and Demography



SEN. WIN GATCHALIAN

Committee on Trade, Commerce and Entrepreneurship

SEN. GRACE POE

Committee on Health and Demography

SEN. IMEE R. MARCOS

Committee on Trade, Commerce and Entrepreneurship;

Member, Committee on Health and Demography

SEN. RAMON BONG REVILLA, JR.

Committee on Health and Demography



SEN. CYNTHIA A. VILLAR

Committee on Trade, Commerce and Entrepreneurship;

Member, Committee on Health and Demography



SEN. MARK A. VILLAR

Deputy Majority Leader



SEN. JOSEPH VICTOR "JV" G. EJERCITO


Deputy Majority Leader

SEN. RISA HONTIVEROS

Deputy Minority Leader

SEN. ROBINHOOD C. PADILLA
Committee on Health and Demography

SEN. WIN GATCHALIAN
*Committee on Trade, Commerce and
Entrepreneurship*



SEN. GRACE POE
Committee on Health and Demography

SEN. IMEE R. MARCOS
*Committee on Trade, Commerce and
Entrepreneurship;
Member, Committee on Health and Demography*



SEN. RAMON BONG REVILLA, JR.
Committee on Health and Demography

SEN. CYNTHIA A. VILLAR
*Committee on Trade, Commerce and
Entrepreneurship;
Member, Committee on Health and Demography*

SEN. MARK A. VILLAR
Deputy Majority Leader

SEN. JOSEPH VICTOR "JV" G. EJERCITO
Deputy Majority Leader

SEN. RISA HONTIVEROS
Deputy Minority Leader

Ex-Officio Members:

SEN. JINGGOY EJERCITO ESTRADA

Senate President Pro-Tempore

will interpellate



SEN. FRANCIS "TOL" N. TOLENTINO

Majority Floor Leader



SEN. AQUILINO "KOKO" PIMENTEL III

Minority Floor Leader

HON. FRANCIS "CHIZ" G. ESCUDERO

Senate President

NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)

25 FEB -5 P12:28

SENATE
S. B. No. 2986

(In substitution of Senate Bill Nos. 942, 1106, 1302, 1369 and 1785)

Prepared and submitted jointly by the Committees on Trade, Commerce and Entrepreneurship; Health and Demography, with Senators Win Gatchalian, Bong Revilla, Imee Marcos, Christopher Lawrence Go and Alan Peter Cayetano, as authors thereof

AN ACT
GRANTING ENHANCED PROTECTION TO CONSUMERS, AMENDING FOR
THE PURPOSE REPUBLIC ACT NO. 7394 OR THE "CONSUMER ACT OF THE
PHILIPPINES," AS AMENDED

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

Article I
General Provisions

1 SECTION 1. *Short Title.* – This Act shall be known as the "Enhanced Consumer
2 Act of the Philippines".

3
4 Sec. 2. Article 2 of Republic Act No. 7394, as amended, is hereby amended to
5 read as follows:

6
7 "Article 2. *Declaration of Policy.* – It is the policy of the State to protect
8 the interests of [the] consumerS, promote [his] **THEIR** general welfare
9 and [to] establish standards of conduct for business and industry.

10
11 **THE STATE NEEDS TO DEVELOP AND IMPLEMENT A STRONG**
12 **CONSUMER PROTECTION POLICY, PROMOTE THE GENERAL**

1 **THE STATE NEEDS TO DEVELOP AND IMPLEMENT A STRONG**
2 **CONSUMER PROTECTION POLICY, PROMOTE THE GENERAL**
3 **WELFARE OF CONSUMERS, AND ESTABLISH STANDARDS OF**
4 **ETHICAL CONDUCT FOR OFFLINE AND ONLINE BUSINESS AND**
5 **INDUSTRY.**

6
7 Towards this end, the State shall implement measures to achieve the
8 following objectives:

- 9 ~~[a) protection against hazards to health and safety;~~
10 ~~b) protection against deceptive, unfair and unconscionable sales acts and~~
11 ~~practices;~~
12 ~~c) provision of information and education to facilitate sound choice and~~
13 ~~the proper exercise of rights by the consumer;~~
14 ~~d) provision of adequate rights and means of redress; and~~
15 ~~e) involvement of consumer representatives in the formulation of social~~
16 ~~and economic policies.]~~

17 **"A. DEVELOP AND IMPLEMENT A STRONG CONSUMER**
18 **PROTECTION POLICY THAT WILL ENSURE THE ACCESS OF**
19 **CONSUMERS TO QUALITY, SAFE, AND NON-HAZARDOUS**
20 **PRODUCTS AND FAIR, EQUITABLE AND SUSTAINABLE**
21 **ECONOMIC AND SOCIAL DEVELOPMENT AND**
22 **ENVIRONMENTAL PROTECTION;**

23 **"B. UPHOLD STANDARDS OF ETHICAL CONDUCT FOR**
24 **INDIVIDUALS ENGAGED IN THE PRODUCTION AND**
25 **DISTRIBUTION OF GOODS AND SERVICES TO CONSUMERS,**
26 **INCLUDING INTERNET TRANSACTIONS;**

27 **"C. ENCOURAGE SELF-REGULATION IN THE ADVERTISING**
28 **INDUSTRY TO ENHANCE AND ENSURE CONSUMER**
29 **PROTECTION THROUGH THE ADOPTION AND OBSERVANCE**
30 **OF A CODE OF ETHICS CONSISTENT WITH THIS ACT AND**
31 **ITS IMPLEMENTING RULES AND REGULATIONS;**

- 1 **"D. PREVENT ENTERPRISES FROM ENGAGING IN ABUSIVE**
2 **BUSINESS PRACTICES;**
3 **"E. FACILITATE THE RECOGNITION OF INDEPENDENT**
4 **CONSUMER GROUPS;**
5 **"F. FOSTER INTERNATIONAL COOPERATION IN THE FIELD OF**
6 **CONSUMER PROTECTION;**
7 **"G. ENCOURAGE THE DEVELOPMENT OF MARKET CONDITIONS**
8 **THAT ARE FREE FROM HOARDING AND HELP CONSUMERS**
9 **MAKE WELL-INFORMED CHOICES; AND**
10 **"H. PROMOTE SUSTAINABLE CONSUMPTION TO FACILITATE**
11 **PRODUCTION AND DISTRIBUTION PATTERNS WHICH**
12 **BALANCE THE RESOURCES AND THE NEEDS OF THE**
13 **CONSUMERS, THEREBY REDUCING THE RATE OF**
14 **HOUSEHOLD INSECURITIES."**

15
16 Sec. 3. A new Article 4 is hereby inserted after Article 3 of Republic Act No.
17 7394, as amended, and the subsequent articles shall be renumbered accordingly:
18

19 **"ARTICLE 4. *CONSUMER RIGHTS*. – THE GOVERNMENT, IN**
20 **MAINTAINING AND STRENGTHENING THE PROMOTION OF**
21 **CONSUMER INTEREST AND WELFARE IN RELATION TO**
22 **BUSINESS AND INDUSTRY PRACTICE AS WELL AS THE**
23 **PRODUCTION AND DISTRIBUTION OF CONSUMER PRODUCTS,**
24 **SHALL ADOPT MEASURES AND FORMULATE POLICIES TAKING**
25 **INTO ACCOUNT THE EIGHT (8) BASIC CONSUMER RIGHTS.**
26 **EVERY CONSUMER SHALL BE ENTITLED TO THE:**

27 **"A. *RIGHT TO BASIC NEEDS*. EVERY CONSUMER SHALL HAVE**
28 **ACCESS TO BASIC AND ESSENTIAL GOODS AND SERVICES,**
29 **SUCH AS ADEQUATE FOOD, CLOTHING, SHELTER,**
30 **HEALTHCARE, EDUCATION, PUBLIC UTILITIES, WATER AND**
31 **SANITATION;**

1 **"B. RIGHT TO CHOOSE. EVERY CONSUMER SHALL HAVE THE**
2 **RIGHT TO SELECT FROM A VARIETY OF GOODS AND**
3 **SERVICES OFFERED AT COMPETITIVE PRICES, EITHER SOLD**
4 **IN PERSON OR ONLINE, WITH AN ASSURANCE OF**
5 **SATISFACTORY QUALITY;**

6 **"C. RIGHT TO BE HEARD. – EVERY CONSUMER SHALL BE**
7 **ENTITLED TO EXPRESS INTEREST, TO BE INVOLVED, HEARD,**
8 **AND CONSIDERED IN THE FORMULATION AND**
9 **IMPLEMENTATION OF GOVERNMENT POLICIES;**

10 **"D. RIGHT TO REDRESS. EVERY CONSUMER SHALL HAVE ACCESS**
11 **TO APPROPRIATE REMEDIES FOR MISREPRESENTATION,**
12 **SUBSTANDARD OR DEFECTIVE PRODUCTS OR**
13 **UNSATISFACTORY SERVICES;**

14 **"E. RIGHT TO CONSUMER EDUCATION. – EVERY CONSUMER**
15 **SHALL HAVE ACCESS TO KNOWLEDGE AND SKILLS NEEDED**
16 **TO MAKE INFORMED CHOICES AND UNDERSTAND THE**
17 **ENVIRONMENTAL, SOCIAL, AND ECONOMIC**
18 **CONSEQUENCES OF THEIR DECISIONS THROUGH THE USE**
19 **OF ALL AVAILABLE AND CONVENIENT MEANS;**

20 **"F. RIGHT TO SAFETY. – EVERY CONSUMER SHALL BE**
21 **PROTECTED AGAINST HAZARDOUS PRODUCTS,**
22 **PRODUCTION PROCESSES, AND SERVICES;**

23 **"G. RIGHT TO A HEALTHY ENVIRONMENT. – EVERY CONSUMER**
24 **SHALL HAVE THE RIGHT TO LIVE AND WORK IN AN**
25 **ENVIRONMENT THAT IS NEITHER THREATENING NOR**
26 **DANGEROUS, AND ALLOWS A LIFE OF DIGNITY AND WELL-**
27 **BEING; AND**

28 **"H. RIGHT TO INFORMATION. – EVERY CONSUMER SHALL BE**
29 **PROVIDED WITH INFORMATION NECESSARY TO MAKE AN**
30 **INFORMED CHOICE ON PRODUCTS AND SERVICES AND**
31 **SHALL BE PROTECTED AGAINST DISHONEST OR**
32 **MISLEADING ADVERTISING AND LABELING."**

1 Sec. 4. A new Article 5 is hereby inserted after the new Article 4 of Republic
2 Act No. 7394, as amended, and the subsequent articles shall be renumbered
3 accordingly:
4

5 **"ARTICLE 5. *CONSUMER RESPONSIBILITIES.* – IN RELATION TO**
6 **THE BASIC RIGHTS GRANTED IN THE PRECEDING ARTICLE,**
7 **EVERY CONSUMER SHALL EXERCISE THE FOLLOWING**
8 **RESPONSIBILITIES:CRITICAL AWARENESS. EVERY CONSUMER**
9 **SHALL BE ALERT AND INQUISITIVE ABOUT THE USE, PRICE,**
10 **SOURCE, AND QUALITY OF GOODS AND SERVICES.**

11 **"A. *CRITICAL AWARENESS.* – EVERY CONSUMER SHALL BE**
12 **VIGILANT AND INFORMED ABOUT THE USE, PRICE, SOURCE,**
13 **AND QUALITY OF GOODS AND SERVICES;**

14 **"B. *ACTION.* – EVERY CONSUMER SHALL ASSERT THE RIGHT TO**
15 **TAKE ACTION TO ENSURE THAT ONE'S RIGHTS AS A**
16 **CONSUMER ARE AMPLY PROTECTED;**

17 **"C. *SOCIAL CONCERN.* – EVERY CONSUMER SHALL BE AWARE OF**
18 **THE IMPACT OF ONE'S CONSUMPTION ON OTHER CITIZENS**
19 **ESPECIALLY THE MARGINALIZED GROUPS;**

20 **"D. *ENVIRONMENTAL AWARENESS.* – EVERY CONSUMER SHALL**
21 **BE CONSTANTLY AWARE OF THE IMPACT OF HUMAN**
22 **ACTIVITY TO THE ENVIRONMENT. THE CONSUMER SHOULD**
23 **RECOGNIZE THE OBLIGATION OF INDIVIDUALS, AND OF**
24 **SOCIETY IN GENERAL, TO UTILIZE NATURAL RESOURCES**
25 **SUSTAINABLY AND RESPONSIBLY, AND TO SECURE AND**
26 **PROTECT THE EARTH FOR FUTURE GENERATIONS; AND**

27 **"E. *SOLIDARITY.* – CONSUMERS SHALL ORGANIZE THEMSELVES**
28 **INTO GROUPS OR ASSOCIATIONS TO STRENGTHEN THEIR**
29 **POSITION IN THE FORMULATION OF POLICIES AIMED AT**
30 **ADVANCING AND PROTECTING THEIR INTERESTS."**

31
32 Sec. 5. Article 4 (k) of Republic Act No. 7394, as amended, is hereby amended

1 to read as follows:
2

3 "Article ~~[4]~~ 6. *Definition of Terms.* – For purposes of this Act, the term:
4

5 "k. Chain ~~[d]~~ distribution ~~[plan]~~ **S** ~~[or pyramid sales schemes means sales~~
6 ~~devices whereby a person, upon condition that he makes an~~
7 ~~investment, is granted by the manufacturer of his representative a~~
8 ~~right to recruit for profit one or more additional persons who will also~~
9 ~~be granted such right to recruit upon condition of making similar~~
10 ~~investments: Provided, That the profits of the person employing such~~
11 ~~a plan are derived primarily from the recruitment of other persons into~~
12 ~~the plan rather than from the sale of consumer products, services and~~
13 ~~credit: Provided, further, That the limitation on the number of~~
14 ~~participants does not change the nature of the plan.] OR "PSEUDO-~~
15 **INVESTMENTS" REFER TO ANY BUSINESS STRUCTURE, SALES**
16 **OR MARKETING PLAN OR SCHEME SUCH AS:**

17 **"1. "PYRAMID SALES SCHEME" REFERS TO A SALE DEVICE**
18 **OR PLAN WHEREBY, UPON CONDITION THAT AN**
19 **INVESTMENT IS MADE BY WAY OF PURCHASING GOODS**
20 **OR PAYING A FEE, A PERSON IS GRANTED BY A**
21 **MANUFACTURER OR THE MANUFACTURER'S**
22 **REPRESENTATIVE THE RIGHT TO SELL PRODUCTS AND**
23 **SERVICES AS WELL AS RECRUIT ONE OR MORE**
24 **ADDITIONAL PERSONS WHO WILL BE GRANTED SUCH**
25 **RIGHT TO RECRUIT, UPON CONDITION OF MAKING**
26 **SIMILAR INVESTMENTS;**

27 **"2. "PONZI SCHEME" REFERS TO A BUSINESS STRUCTURE**
28 **OPERATED BY A PERSON OR GROUP, NATURAL OR**
29 **JURIDICAL, WHERE THERE IS NO TRUE PRODUCT OR**
30 **SERVICE BEING OFFERED IN EXCHANGE FOR THE**
31 **INVESTMENT AND WHERE THE MONEY TENDERED BY**
32 **NEW INVESTORS ARE PAID TO EARLIER INVESTORS;**

"3. "TELEMARKETING FRAUD" REFERS TO A SCHEME WHERE HIGH PRESSURE SALES TACTICS ARE MADE OVER THE PHONE WITH THE INTENT TO MAKE THE INVESTOR BUY INTO A FRAUDULENT OR NON-EXISTENT INVESTMENT OFFERING; AND

"4. "TECHNOLOGY FRAUD" REFERS TO A SCHEME WHEREIN INVESTORS ARE DECEIVED INTO MAKING PURCHASES OF OR INVESTMENTS ON NON-EXISTENT PRODUCTS, THROUGH THE INTERNET OR DIGITAL PLATFORMS."

"XXX."

Sec. 6. A new article 54 is hereby inserted after the renumbered Article 53 of Republic Act No. 7394, as amended, and the subsequent articles shall be renumbered accordingly:

"ARTICLE. 54. *BILLING STATEMENTS AND OTHER TRANSACTION DOCUMENTS.* – BILLING STATEMENTS AND OTHER TRANSACTION DOCUMENTS MAY BE SENT IN PRINTED OR ELECTRONIC FORM AT THE OPTION OF, AND WITHOUT ANY ADDITIONAL COST, TO CONSUMERS. THE CONSUMERS' RIGHT TO SELECT THE MODE IN WHICH THEY RECEIVE THEIR BILLING STATEMENTS AND OTHER TRANSACTION DOCUMENTS MAY NOT BE CONDITIONED ON THE VALUE OF THE PRODUCTS OR SERVICES PROVIDED IN THE TRANSACTION."

Sec. 7. Article 53 of Republic Act No. 7394, as amended, is hereby amended to read as follows:

"ARTICLE. [53] **56.** *Chain Distribution Plans or [Pyramid Sales Schemes.]*
PSEUDO-INVESTMENTS. – Chain distribution plans or [pyramid sales
schemes.] **PSEUDO-INVESTMENTS** shall not be employed in the sale
of consumer products."

Sec. 8. Article 64 of Republic Act No. 7394, as amended, is hereby amended to read as follows:

"Article [64] 67. *Fraudulent Practices Relative to Weights and Measures.*

– The following acts relating to weights and measures are prohibited:

"xxx

"L. FOR ANY PERSON TO CONCEAL OR DESTROY (1) A FALSE OR COUNTERFEIT SEAL, STICKER, BRAND, STAMP, TAG, CERTIFICATE, LICENSE OR DYE, OR (2) AN ALTERED, TAMPERED, VANDALIZED SCALE, BALANCE, WEIGHT, OR MEASURE TO PREVENT DISCOVERY AND SEIZURE; OR

"[f] **M.** for any person to procure, **OR COOPERATE IN, OR PROFIT FROM THE** commission of any such offense abovementioned by another.

“Instruments officially sealed at some previous time which have remained unaltered and accurate and the seal or tag officially affixed thereto remains intact and in the same position and condition in which it was placed by the official sealer or his duly authorized representative shall, if presented for sealing, be sealed promptly on demand by the official sealer or his authorized representative without penalty except a surcharge fixed by law or regulation.”

Sec. 9. Article 76 of Republic Act No. 7394, as amended, is hereby amended to read as follows:

"Article ~~[76]~~ **79. Prohibited Act on Labeling and Packaging.** – It shall be unlawful for any person, either as principal or agent, engaged in the ~~[labeling or packaging]~~ **SALE, DISTRIBUTION, MANUFACTURING** of

any consumer product, to display, **SELL**, or distribute, or to cause to be displayed, **SOLD** or distributed in commerce any consumer product whose package or label does not conform to the provisions of this chapter.

CONSUMER PRODUCTS THAT DO NOT COMPLY WITH THE DATE LABEL REQUIREMENT SHALL NOT BE SOLD OR DISTRIBUTED IN THE MARKET ONE (1) YEAR THE ENACTMENT OF THIS ACT.

The prohibition in this chapter shall not apply to persons engaged in the business of wholesale or retail distributors of consumer products **OR CONSUMER PRODUCTS MANUFACTURED OUTSIDE THE COUNTRY AND DIRECTLY SHIPPED FROM THE MANUFACTURER TO CONSUMER BY MAIL OR OTHER DELIVERY SERVICES** except to the extent that such persons:

- a. are engaged in the packaging or labeling of such products;
- b. prescribe or specify by any means the manner in which such products are packaged or labeled; or
- c. having knowledge, refuse to disclose the source of the mislabeled or mispackaged products."

Sec. 10. Article 77 of Republic Act No. 7394, as amended, is hereby amended to read as follows:

"Article ~~[77]~~ **80**. *Minimum Labeling Requirements for Consumer Products.*

– All consumer products domestically sold whether manufactured locally or imported shall indicate the following in their respective labels of packaging:

"xxx

- g. country of manufacture, if imported; ~~[and]~~
- h. if a consumer product is manufactured, refilled or repacked under license from a principal, the label shall so state the fact; **AND**

I. ITS "MANUFACTURING DATE," "EXPIRATION DATE," AND IF APPLICABLE, THE "BEST BEFORE DATE." THE UNIFORM DATE LABEL MUST BE PRINTED CLEARLY AND LEGIBLY ON THE LABEL IN THE FOLLOWING ORDER: MONTH, DAY, AND YEAR. THE DAY AND THE YEAR MUST BE WRITTEN IN FIGURES, WHILE THE MONTH MUST BE WRITTEN IN WORDS. THE TEXT MUST BE IN A SINGLE EASY-TO-READ TYPE STYLE USING UPPER- AND LOWER-CASE LETTERS IN THE STANDARD FORM. THE USE OF "USE-BY," "CONSUME BEFORE," "BEST IF USED BY" AND OTHER SIMILAR PHRASES SHALL NOT BE USED AS DATE LABELS ON THE PACKAGING OF CONSUMER PRODUCTS.

FOR PURPOSES OF THIS ACT, "MANUFACTURING DATE" REFERS TO THE DATE WHEN THE PRODUCT WAS PRODUCED OR MADE BY THE MANUFACTURER; "BEST BEFORE DATE" REFERS TO THE DATE WHEN THE QUALITY OF THE PRODUCT BEGINS TO DETERIORATE, BUT STILL ACCEPTABLE FOR CONSUMPTION BEFORE THE EXPIRATION DATE; AND "EXPIRATION DATE" REFERS TO THE DATE STATED ON THE LABEL OF FOOD, DRUG, COSMETIC, OR SIMILAR CONSUMER PRODUCT AFTER THE SAFETY, EFFICACY, QUALITY OR POTENCY MUST HAVE RUN ITS COURSE."

"The following may be required by the concerned department in accordance with the rules and regulations they will promulgate under authority of this Act:

"XXX."

Sec. 11. Article 84 of Republic Act No. 7394, as amended, is hereby amended to read as follows:

1
2 "Article [84] **87. Additional Labeling Requirement for Food.** – The
3 following additional labeling requirements shall be imposed by the
4 concerned department for food:

5 "a) [~~expiry or~~] **MANUFACTURING DATE**, expiration date, [where] and
6 **WHENEVER** applicable, **THE BEST BEFORE DATE**;

7
8 "xxx."

9
10 Sec. 12. Article 86 of Republic Act No. 7394, as amended, is hereby amended
11 to read as follows:

12
13 "Article [86] **89. Labeling of Drugs.** – The Generics Act, **AND OTHER**
14 **LAWS AMENDATORY THERETO**, shall apply in the labeling of drugs.
15 **THE FOOD AND DRUG ADMINISTRATION SHALL ENSURE THAT**
16 **ALL DRUGS MANUFACTURED AND DISTRIBUTED LOCALLY SHALL**
17 **HAVE "MANUFACTURING DATE" AND "EXPIRATION DATE" ON**
18 **THEIR LABELS. THE UNIFORM DATE LABELS REQUIRED MUST BE**
19 **PRINTED CLEARLY AND LEGIBLY ON THE LABEL IN THE**
20 **FOLLOWING ORDER: MONTH, DAY AND YEAR. THE DAY AND THE**
21 **YEAR MUST BE WRITTEN IN FIGURES WHILE THE MONTH MUST**
22 **BE WRITTEN IN WORDS. THE TEXT MUST BE IN A SINGLE EASY-**
23 **TO-READ TYPE STYLE USING UPPER- AND LOWER-CASE LETTERS**
24 **IN THE STANDARD FORM.**

25
26 **FOR PRODUCTS RECONSTITUTED PRIOR TO USE, AND THOSE**
27 **WHICH CAN BE ADMINISTERED MULTIPLE TIMES, THE LABEL**
28 **SHALL INCLUDE THE PERIOD OF GUARANTEED SAFETY,**
29 **EFFICACY, AND QUALITY OF THE RECONSTITUTED**
30 **PREPARATION AFTER FIRST OPENING AT GIVEN STORAGE**
31 **CONDITIONS."**
32

Sec. 13. Article 87 of Republic Act No. 7394, as amended, is hereby amended to read as follows:

"Article ~~[87]~~ **90. Additional Labeling Requirements for Cosmetics.** – The following additional requirements may be required for cosmetics:

"a) **MANUFACTURING DATE AND** expiry or expiration date;

"XXX."

Sec. 14. A new Article 93 is hereby inserted after the renumbered Article 92 of Republic Act No. 7394, as amended, and the subsequent articles shall be renumbered accordingly:

"ARTICLE 93. *ENGLISH OR FILIPINO TRANSLATIONS OF PRODUCT LABELS WRITTEN IN FOREIGN CHARACTERS OR LANGUAGES.* – CONSUMER PRODUCTS WITH PRODUCT LABELS WRITTEN IN FOREIGN CHARACTERS OR LANGUAGE SHALL BE ALLOWED ENTRY INTO THE COUNTRY AND INTRODUCED INTO COMMERCE ONLY IF THEY HAVE A CORRESPONDING ENGLISH OR FILIPINO TRANSLATION TO ENABLE THE AUTHORITIES TO DETERMINE WHETHER THE PRODUCT HAS COMPLIED WITH ALL THE OTHER LABELING REQUIREMENTS AS WELL AS PROVIDE THE CONSUMERS PROPER GUIDANCE ON THE CONTENTS AND ORIGIN OF THE PRODUCT."

Sec. 15. A new Article 94 is hereby inserted after the new Article 93 [of Republic Act No. 7394, as amended, and the subsequent articles shall be renumbered accordingly:

"ARTICLE 94. *OFFICIAL SOURCES OF INFORMATION FOR IMPORTED CONSUMER PRODUCTS.* – IMPORT DATA FROM THE BUREAU OF CUSTOMS AND BUREAU OF IMPORT SERVICES OF THE DEPARTMENT OF TRADE AND INDUSTRY SHALL BE RECOGNIZED AS OFFICIAL SOURCES OF INFORMATION TO

1 **VALIDATE THE FOLLOWING INFORMATION RELATIVE TO A**
2 **PARTICULAR IMPORTED CONSUMER PRODUCT:**

- 3 **"1. COUNTRY OF MANUFACTURE;**
4 **"2. NAME AND ADDRESS OF MANUFACTURER OR EXPORTER;**
5 **"3. NAME AND ADDRESS OF IMPORTER OR CONSIGNEE;**
6 **"4. VALUE AND VOLUME OF SHIPMENT;**
7 **"5. DATE OF ARRIVAL; AND**
8 **"6. OTHER INFORMATION RELEVANT TO THE SHIPMENT IN**
9 **QUESTION."**

10
11 Sec. 16. Article 116 of Republic Act No. 7394, as amended, is hereby amended
12 to read as follows:

13
14 "Article ~~[116]~~ **121. Permit to Conduct Promotion.** – No person shall
15 conduct any sales ~~[campaigns, including beauty contest, national in~~
16 ~~character, sponsored and promoted by manufacturing enterprises]~~
17 **PROMOTION OF PRODUCTS AND SERVICES OR THE SALE**
18 **THEREOF, THROUGH AND WITH THE USE OF ALL FORMS OF**
19 **MEDIA, INFORMATION AND COMMUNICATIONS**
20 **TECHNOLOGIES, INCLUDING BEAUTY CONTESTS THAT ARE**
21 **NATIONAL IN CHARACTER, SPONSORED AND PROMOTED BY**
22 **PRODUCERS, MANUFACTURERS, DISTRIBUTORS, SUPPLIERS,**
23 **IMPORTERS, RETAILERS OR THEIR AGENTS** without first securing a
24 permit from the concerned department at least ~~[thirty (30) calendar]~~
25 **FIFTEEN (15)** days prior to the commencement thereof. ~~[Unless an~~
26 ~~objection or denial is received within fifteen (15) days from filing of the~~
27 ~~application, the same shall be deemed approved and the promotion~~
28 ~~campaign or activity may be conducted]~~: *Provided,* That any sales
29 promotion campaign using medical prescriptions or any part thereof or
30 attachment ~~[thereto for raffles or a promise of reward]~~ shall not be
31 allowed, nor a permit be issued thereof."
32

1 Sec. 17. *Implementing Rules and Regulations.* - Within 90 days after the
2 effectivity of this Act, the DTI, in coordination with the implementing agencies under
3 this Act, other relevant government agencies and stakeholders, promulgate the rules
4 and regulations to effectively implement the
5 provisions of this Act.

6
7 Sec. 18. *Separability Clause.* – If any provision of this Act is declared
8 unconstitutional, the remainder thereof not otherwise affected shall remain in full force
9 and effect.

10
11 Sec. 19. *Repealing Clause.* – All laws, presidential decrees, executive orders,
12 letters of instruction, proclamations or administrative regulations that are inconsistent
13 with the provisions of this Act are hereby repealed, amended, or modified accordingly.

14
15 Sec. 20. *Effectivity.* – This Act shall take effect after fifteen (15) days following
16 its publication in the *Official Gazette*, or in a newspaper of general circulation.

Approved,