



Republic of the Philippines  
Department of Agriculture

**SUGAR REGULATORY ADMINISTRATION**

Sugar Center Bldg., North Avenue, Diliman, Quezon City, Philippines 1105

TIN 000-784-336

Website: <http://www.sra.gov.ph>

Email Address: [srahead@sra.gov.ph](mailto:srahead@sra.gov.ph)

Tel. No.: (632)8929-3633, (632)3455-2185, (632)3455-3376

SUGAR REGULATORY ADMINISTRATION  
**RECORDS SECTION**

**RELEASED**

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

FEB 04 2022

*Copy*

2 February 2022

Sugar Order No. 3  
Series of 2021-22

**Subject: Sugar Import Program for Crop Year 2021-2022**

**Whereas**, SRA Pre-Milling Crop Estimate for raw sugar production for Crop Year 2021-2022 was at 2.099 million metric tons as reflected in Sugar Order No. 1 s. 2021-2022;

**Whereas**, as of December 12, 2021, Week #15 of Crop Year 2021-2022, cane tonnage is up 9.02%, while productivity, determined through 50-kilo bag raw sugar production per ton sugarcane (LKg/TC), is also up 3.01% compared to the same week of last crop year;

**Whereas**, with higher cane tonnage and productivity, raw sugar and refined sugar production as of Week #15 of Crop Year 2021-2022 have increased by 12.31% and 100.05%, respectively, compared to the same week of last crop year;

**Whereas**, on December 16-17, 2021, Typhoon "Odette" (internationally called "Rai") a Category 5 typhoon made landfall in sugar regions of Negros, Panay, and Eastern Visayas, thereby damaging sugarcane crops, sugar stocks in warehouses, and facilities and equipment of sugar mills and refineries in key sugar milling districts;

**Whereas**, as an offshoot of the devastation of Typhoon "Odette," prices of sugar started to shoot up that by January 23, 2022 the SRA Monitoring Unit reported that in the National Capital Region (NCR) the wholesale price of raw sugar is P2,000/LKg and of refined sugar is P2,900/LKg, both historic highs;

**Whereas**, the SRA Monitoring Unit likewise reported that in NCR the prevailing retail price of raw sugar in certain public/wet markets is P48.00/kilo while the prevailing retail price of refined sugar is P57.00 to P60.00/kilo, both of which are higher than the suggested retail prices for raw sugar and refined sugar, respectively;



Management  
System  
ISO 9001:2015



[www.tuv.com](http://www.tuv.com)  
ID 9105085567

*[Signature]*

*A food-secure and resilient Philippines*

*with empowered and prosperous farmers and fisherfolk*



**Whereas,** because of the havoc brought by Typhoon "Odette," the January 2022 SRA Pre-Final Crop Estimate for Crop Year 2021-2022 lowered raw sugar production estimate to 2.072 million metric tons (from 2.099 million MT), while the sugar refineries association revised its refined sugar production forecast for Crop Year 2021-2022 to 16.748 million LKg, down from the initial production estimate of 17.572 million LKg before Typhoon "Odette";

**Whereas,** SRA received instructions from the Department of Agriculture to temper the current level of high local sugar prices that it considers at this time a sugar import program;

**Whereas,** in the sugar industry stakeholders' consultation of January 21, 2022 on SRA Pre-Final Crop Estimate for CY 2021-2022, Administrator Hermenegildo Serafica presented the issue of sugar importation and asked representatives of sugar farmers, millers, and refiners for views/comments on it;

**Whereas,** stakeholders in their respective comments to SRA on the issue of sugar importation gave recommendations as to the mechanics of importation, volume and type of sugar to be imported, and arrival dates of imports, among others, but all stakeholders interposed no objections to sugar importation;

**Whereas,** SRA is directed under Executive Order #18, s. 1986 to establish and maintain such balanced relation between production and requirement of sugar and such marketing conditions as will insure stabilized prices;

**Whereas, Republic Act 10659, the Sugarcane Industry Development Act of 2015,** provides that SRA, in the exercise of its regulatory authority, shall classify imported sugar according to its appropriate classification when imported at a time that domestic production is sufficient to meet domestic sugar requirements. The Bureau of Customs (BoC) shall require importers or consignees to secure from the SRA the classification of the imported sugar prior to its release;

**NOW, THEREFORE,** by authority vested in the Sugar Regulatory Administration (SRA), the following is hereby ordered:

**Section 1.** This Sugar Import Program shall be for Crop Year 2021-2022.

**Section 2.** Volume and Type of Sugar to be Imported:

This import program shall be for a total volume of TWO HUNDRED THOUSAND METRIC TONS (200,000 MT) REFINED SUGAR. Of this total import volume, one hundred thousand metric tons (100,000 MT) shall be standard grade refined sugar and the other one hundred thousand metric tons (100,000 MT) shall be bottlers' grade refined sugar. For this purpose, **standard grade refined sugar** shall refer to refined sugar with color greater than 35 ICUMSA units but less than or equal to 100 ICUMSA units, while **bottlers' grade refined sugar** shall refer to refined sugar with color less than or equal to 35 ICUMSA.



**Section 3. Eligible Participants:**

3.1 This import program is open and voluntary to industrial users of refined sugar that are duly registered with SRA as an international sugar trader in good standing for Crop Year 2021-2022. Provided that, an SRA-registered industrial user MAY use the services of an SRA-registered international sugar trader in good standing for CY 2021-2022 to import the sugar. Provided further, that an industrial user that is NOT duly registered with SRA as an international sugar trader for Crop Year 2021-2022 MUST secure the services of an SRA-registered international sugar trader for Crop Year 2021-2022 to import the sugar for its account. Otherwise, the unregistered industrial user is NOT eligible to participate in this Program.

3.2 In instances where an international sugar trader imports the sugar for an industrial user, the industrial user shall be the importer on record, and SRA shall record the importation as "name of international sugar trader," "for the account of 'name of industrial user.' "

3.3 As used in this Order, **industrial users shall refer to confectionaries, biscuits, bread, candies, milk, juice, and food and beverage manufacturers using refined sugar in the manufacture of their finished product/s in the country and for sale in the domestic market.**

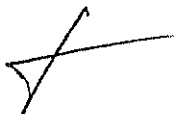
**Section 4. Volume per Industrial User:**

4.1 An industrial user using standard refined may apply to import a maximum volume of FIVE THOUSAND METRIC TONS (5,000 MT) of standard refined sugar, and an industrial user using bottlers' grade refined sugar may apply to import a maximum volume of TEN THOUSAND METRIC TONS (10,000 MT) of bottlers' grade refined sugar. Provided that, an industrial user using both standard refined sugar and bottlers' grade refined sugar in its products may apply for importation of up to the maximum volume of standard refined and up to the maximum volume of bottlers' grade refined sugar.

**Section 5. Procedure for Allocation:**

5.1 An industrial user, either by itself or through an international sugar trader, shall submit the following documentary requirements to SRA Regulation Department either in Quezon City or in Bacolod City:

- i) A duly-notarized application letter to participate in the import program with the following details:
  - a. Statement that it uses the type/class of refined sugar applied for importation (standard refined sugar, bottlers' grade refined sugar, or both standard and bottlers' grade refined sugar) in the production or manufacture of its products for the domestic market, specifically naming the product/s that use or contain the specific or both types/classes of refined sugar;
  - b. the volume and type/class of refined sugar applied for;



- c. specific address of SRA-registered warehouse where the imported sugar shall be stored; and
- d. an undertaking to comply with this Order and all other sugar orders, resolutions or circulars of SRA.

The application letter shall be signed by the President/Chief Executive Officer or Financial Officer, Partner or Owner (in case of corporations, cooperatives, partnerships, or single proprietorships). Provided, that, where the industrial user shall use the services of an international sugar trader to import the sugar, the application letter must also indicate the name of the international sugar trader, office and email addresses, and contact person and mobile number of the duly-authorized representative of said international sugar trader, who must conform in writing as indicated in the application letter.

ii) Certified true copy of License to Operate issued by the Food and Drug Administration of the Philippines;

iii) Latest certified true copy of Certificate of No Pending Tax Liability issued by the Bureau of Internal Revenue (BIR) where the industrial user is registered as a taxpayer. In lieu thereof, a notarized undertaking of No Pending Tax Liability with the Bureau of Internal Revenue (BIR) may suffice, subject to the submission of the BIR Certificate once available.

5.2 SRA Regulation in Quezon City or Bacolod City shall accept the applications starting 7:00 AM on February 7, 2022 until 5:00 PM of February 11, 2022, and starting 7:00 AM until 5:00 PM of February 14, 2022. There shall be no extension for late applications. SRA Regulation Department shall strictly not accept incomplete or late applications.

5.3 i) If the total volume of import applications exceeds the 100,000 MT for standard grade refined sugar or bottlers' grade refined sugar, respectively, the allotted 100,000 MT import volume for the type/class of refined sugar shall be evenly distributed or allocated to applicants whose documents were accepted. The allocated pro rata volume to each industrial user for standard grade refined sugar, bottlers' grade refined sugar or both type/class of refined sugar shall then be the volume an applicant can import under this Program.

ii) On the other hand, if the total volume of import applications does not reach 100,000 MT for standard refined sugar or bottlers' grade refined sugar, respectively, the UNAVAILED volume per type/class of refined sugar shall be evenly distributed to industrial users that applied for importation of such type/class of refined sugar and whose applications were accepted. Provided that if an industrial user does not want an additional share from the unavailed volume, such unavailed volume shall be evenly allocated to other industrial users that want to avail of the remaining volume.





**Section 6.** Arrival and Requirements for Issuance of SRA Clearance for Release:

6.1 For industrial users importing standard refined sugar, twenty-five percent (25%) of their respective volume shall arrive in the Philippines no sooner than March 1, 2022, and the remaining 75% of the volume shall arrive in the Philippines no sooner than May 1, 2022.

6.2 For industrial users importing bottlers' grade refined sugar, seventy-five percent (75%) of the volume shall arrive in the Philippines no sooner than March 1, 2022 and the remaining 25% of the volume shall arrive in the Philippines no sooner than May 1, 2022.

6.3 The above arrival dates and volumes shall also apply to industrial users importing both types/classes of refined sugar.

6.4 Industrial users shall submit to SRA Regulation Department in Quezon City or Bacolod City the following requirements for issuance of SRA Clearance for Release of Imported Sugar (SRA Clearance):

- i) Duly-notarized application letter for the issuance of SRA Clearance indicating the volume of imported sugar applied for;
- ii) Bill of Lading;
- iii) Commercial Invoice of the imported sugar;
- iv) Packing List;
- v) Certificate of Analysis (from country of origin);
- vi) Proof of Payment of Performance Bond as provided in Section 8;
- vii) Proof of Payment of applicable SRA fees provided under relevant sugar orders; and
- viii) Other requirements the SRA Board may prescribe.

6.5. The SRA Clearance shall without exception indicate and classify the imported sugar as "C" or Reserved sugar.

**Section 7.** "C" Reserved Sugar reclassified to "B" Domestic Market sugar

7.1 Industrial users or international sugar traders shall write to the SRA Board requesting for reclassification of the "C" sugar to "B" sugar, indicating the volume to be reclassified with the address of the SRA-registered warehouse where the "C" sugar is stored. Only after the reclassification to "B" sugar can the imported sugar be released to the domestic market, subject to Section 10.1 herein.



**Section 8.** Payment of Performance Bond.

8.1 Refined sugar imported under this Order shall be subject to a Performance Bond of Five Hundred Pesos (P 500.00) for every LKg-bag of refined sugar. The total amount of the bond shall be payable to the "Sugar Regulatory Administration" and shall be in the form of Manager's Check. The bond shall be made to answer for violations or non-compliance of this Order and any orders, circulars and resolutions of SRA by the industrial user or international sugar trader, without prejudice to other penalties that the SRA Board may impose and liabilities that may arise under existing laws, rules and regulations.

8.2 The Bond may be returned to the industrial user or its trader referred to in Section 3.2, pro rata based on the corresponding volume of imported refined sugar reclassified as "B" or Domestic Market sugar and only after full compliance with the provisions of this Order, based on the monitoring report of the Regulation Department.

**Section 9.** Warehousing and Monitoring of Imported Sugar

9.1 The imported sugar classified as "C" sugar shall be stored in an SRA-registered warehouse indicated in Section 5.1(c) and Section 7.1, prior to its reclassification into "B" sugar.

9.2 The imported "C" sugar may be stored in the same SRA-registered warehouse where domestically produced sugar is stored. Provided that the imported "C" sugar shall be segregated as a separate pile for monitoring of SRA.

9.3 All warehouses storing imported "C" sugar shall each maintain a ledger that shall record, among others, dates of delivery of the imported sugar to the SRA-registered warehouse and the dates and volume of withdrawal of the reclassified "B" sugar from the same warehouse. **No transfer to another warehouse and no withdrawal of imported "C" sugar shall be allowed without prior written authority and/or reclassification to "B" sugar by the SRA Board.**

**Section 10.** Prohibited Acts and Sanctions:

10.1 Industrial users or international sugar traders are not allowed to transfer or sell part or the entire volume of the sugar imported under this Order to other industrial user/s or domestic or international sugar traders.

10.2 Non-compliance or violation with any provision of this Order or any orders, resolutions or circulars of SRA shall result in the forfeiture of the entire Performance Bond and perpetual disqualification to participate in sugar import programs of SRA by the industrial user, international sugar trader, or both, as determined by the SRA Board. This is without prejudice to other sanctions as provided in the SRA Book of Penalties and existing laws such as of the Agricultural Anti-Smuggling Act, etc.



10.3 Any natural or juridical person that imports sugar but is not an Eligible Participant or does not have an approved allocation shall not be considered part of this import program, and shall be considered as engaged in sugar smuggling. In addition, the SRA Board shall file charges against the importer/consignee for violation of pertinent laws, rules, regulations, and issuances.

**Section 11.** Provisions of other sugar orders, circular letters, and/or rules and regulations contrary to or inconsistent with this Order are hereby amended, modified, or revoked accordingly.

**Section 12.** A copy of this Order shall be filed with the Office of the National Registrar, U.P. Law Center, Diliman, Quezon City.

**Section 13.** This Order shall take effect after three (3) days from filing with the Office of the National Registrar, U.P. Law Center, Diliman, Quezon City.

**APPROVED BY:**



**SECRETARY WILLIAM D. DAR, Ph.D.**  
Chairperson



**ADMINISTRATOR HERMENEGILDO R. SERAFICA**  
Vice-Chairperson



**ATTY. ROLAND B. BELTRAN**  
Board Member – Millers' Representative