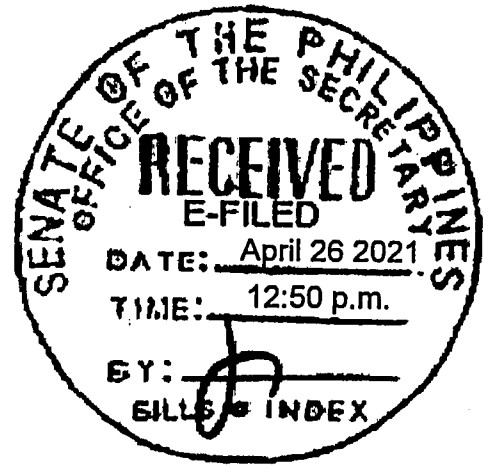


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)



SENATE

S. No. 2144

Introduced by Senator Manuel "Lito" M. Lapid

AN ACT
PROVIDING FOR THE ESTABLISHMENT OF AN ONLINE INFORMATION
CENTER ON RECALL, PROHIBITION, DEFECT AND OTHER SAFETY-
RELATED DATA ON CONSUMER PRODUCTS AND MOTOR VEHICLES

EXPLANATORY NOTE

Section 9, Article XVI of the 1987 Constitution establishes the duty of the State to protect consumers from substandard or hazardous products. To fulfill this constitutional mandate, It is imperative for the relevant government agencies to provide up-to-date, relevant, and easily understandable information on product safety, especially if products are being recalled, prohibited, banned, or are found to be defective and unsafe. There had already been instances in the past of recalls or bans of a wide-range of products – from vehicle recalls because of defective airbags¹, defective fuel pumps² to recalls of medicines and drugs because of contamination³, and even infant milk formula⁴.

¹ <https://mb.com.ph/2021/03/11/honda-ph-recalls-airbags-on-select-car-models/>

² <https://www.autoindustriya.com/auto-industry-news/1-800-mazda-ph-units-affected-by-defective-fuel-pump-recall.html>

³ <https://www.gmanetwork.com/news/money/companies/675317/doh-says-fda-philippines-to-recall-blood-pressure-drugs/story/>

⁴ <https://www.philstar.com/nation/2019/09/09/1950100/fda-recalls-infant-milk-formula#:~:text=MANILA%2C%20Philippines%20%E2%80%94%20The%20Food%20and,a%20recalled%20infant%20milk%20formula.&text=The%20agency%20said%20the%20recall,are%20affected%20by%20the%20recall.>

This proposed measure seeks to strengthen the information dissemination and consumer education of regulatory bodies and agencies by establishing a Product Safety Online Information Center which will be in the form of a website containing recalls, prohibitions, bans, defects, and other relevant safety information on consumer products and motor vehicles, or their ingredients or components. Specifically, the website will feature (1) a searchable list of product safety notices and announcements, (2) alerts on latest notices and announcements, (3) simple, multi-lingual explainers on product safety, (4) a platform for reports and complaints on possible product safety issues and how to spot and detect unsafe or defective products through labels, identification numbers, batch and lot numbers, vehicle identification numbers (VIN), etc., and (5) contact information of manufacturers, retailers, distributors and other related businesses connected with recalled, prohibited, banned, or defective products. The management and maintenance of the online information center will be multi-agency effort involving the Department of Health (DOH), Food and Drug Administration (FDA), Department of Agriculture (DA), Fertilizer and Pesticide Authority (FPA), Land Transportation Office (LTO), and Department of Trade and Industry (DTI).

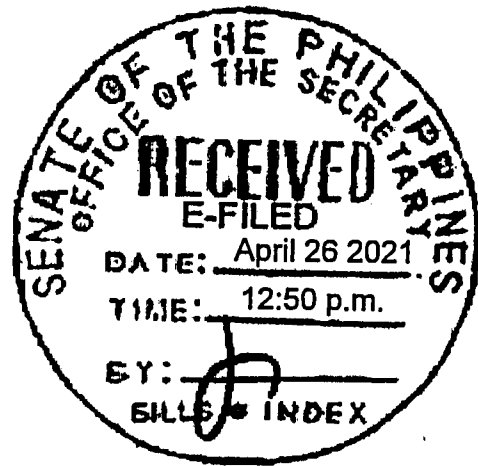
The goal of this bill is simple: to keep our consumers informed on product safety issues and concerns in the most accessible and comprehensive manner. With the Product Safety Online Information Center, consumers and end-users of products and goods will not have to look up and check the websites of each government agency or even that of the manufacturers, retailers, or distributors just to obtain these vital pieces of information that could spell harm and danger to them if left unknown to them.

In view of this, early passage of this bill is sought.



MANUEL "LITO" M. LAPID
Senator

EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
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**AN ACT
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RELATED DATA ON CONSUMER PRODUCTS AND MOTOR VEHICLES**

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

1 **Section 1. Short Title.** – This Act shall be known as "*Product Safety Online*
2 *Information Center Act.*"

3
4 **Section 2. Declaration of Policy.** – It is the declared policy of the State to
5 protect the welfare and interests of consumers especially against unsafe and defective
6 products. Hence, the State must take implement measures to prevent the proliferation
7 of such products in the market and to provide information to the general public on
8 recalls, prohibitions, bans, defects and other relevant safety information.

9
10 **Section 3. Product Safety Information Center.** – An online, publicly
11 accessible website shall be established containing recalls, prohibitions, bans, defects,
12 and other relevant safety information on consumer products and motor vehicles, or
13 their ingredients or components. The features of the said website are as follows:

14 a) Searchable list of all valid and existing product recalls, prohibitions,

- 1 bans, defect notices, and other relevant safety information;
- 2 b) Alerts on latest recalls, prohibitions, bans, defect notices, and other
- 3 safety announcements;
- 4 c) Simple, plain-language explainers of recalls, prohibitions, bans, defect
- 5 notices, and other safety announcements in English, Filipino, and other
- 6 local languages or dialects as may be necessary;
- 7 d) A platform for reports and complaints on possible safety issues and
- 8 information on how to spot and detect unsafe or defective products
- 9 through labels, identification numbers, batch and lot numbers, vehicle
- 10 identification numbers (VIN), etc.;
- 11 e) Information on how to reach and contact manufacturers, retailers,
- 12 distributors, and other related businesses connected with recalled,
- 13 prohibited, banned, or defective products;
- 14 f) Integration with existing consumer complaint and grievance procedures
- 15 of the implementing government agencies;
- 16 g) Such other feature and information as the implementing government
- 17 agencies may deem necessary in order to foster convenience, quick-
- 18 access, and a user-friendly and practical interface.
- 19

20 **Section 4. Responsibilities of Implementing Government Agencies. –**

21 The duty to keep the information and features of the website up-to-date, clear, and

22 easily understandable for the general public shall fall upon the following agencies:

- 23 a) Department of Health (DOH) and Food and Drug Administration (FDA)
- 24 with respect to food, drugs, cosmetics, devices and substances;
- 25 b) Department of Agriculture (DA) and Fertilizer and Pesticide Authority
- 26 (FPA) with respect to products related to agriculture, including fertilizers
- 27 and pesticides;
- 28 c) Land Transportation Office (LTO) with respect to motor vehicles; and
- 29 d) Department of Trade and Industry (DTI) with respect to other
- 30 consumer products.
- 31

32 The above agencies shall enlist the technical assistance of the Department of

1 Information and Communications Technology (DICT) for the setting up and
2 maintenance of the website and its support infrastructure.

3

4 **Section 5. Appropriations.** - The amount necessary for the implementation
5 of this Act shall be included in the annual General Appropriations for the year following
6 its enactment into law and thereafter.

7

8 **Section 6. Implementing Rules and Regulations.** – Within sixty (60) days
9 from the effectivity of this Act, the DOH, FDA, DA, FPA, LTO, DTI, and DICT, in
10 coordination with other relevant government agencies, shall issue the necessary rules
11 and regulations to implement the provisions of this Act.

12

13 **Section 7. Repealing Clause.** — All laws, presidential decrees, executive
14 orders, proclamations, rules and regulations, or any part thereof, which are
15 inconsistent with the provisions of this Act are hereby repealed or modified
16 accordingly.

17

18 **Section 8. Separability Clause.** – If any provision or part of this Act, or the
19 application thereof to any person or circumstance, is held unconstitutional or invalid,
20 the remainder of this Act shall not be affected thereby.

21

22 **Section 9. Effectivity Clause.** — This Act shall take effect fifteen (15) days
23 from its publication in the Official Gazette or in at least two (2) newspapers of general
24 circulation.

25

26 *Approved,*



Your Online Resource for Recalls

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- Boats
- Food
- Medicine
- Cosmetics
- Environmental Products



To provide better service in alerting the American people to unsafe, hazardous or defective products, six federal agencies with vastly different jurisdictions have joined together to create www.recalls.gov -- a "one stop shop" for U.S. Government recalls.



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