

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

EIGHTEENTH CONGRESS
First Regular Session
0449
HOUSE BILL NO. _____



Introduced by Representative Manuel Luis T. Lopez

EXPLANATORY NOTE

One of the long-standing problems that our people have been burdened with, are the substandard services and infrastructure developments in the Philippines. The issues of corruption and safety of the people have been at the forefront of these dilemmas. It has been a normal occurrence in the Philippines that huge infrastructure projects are awarded to certain contractors with the promise that a crisis would be solved upon its implementation. However, often, these turn out to be disadvantageous projects that have no benefit for the people and result in only a few people making money at the expense of the people.

One reason for this is that there is a lack of regulatory safeguards that would ensure all materials and processes used are compliant with international standards and that every phase of the project is being implemented according to the terms of reference or memorandum of agreement.

Thus, this representation lauds President Rodrigo Roa Duterte in making the National Quality Infrastructure a part of his Legislative Agenda which is very vital in our country's economic development.

This bill, being a priority measure of the administration, was first filed in the 17th Congress of this representation as a counterpart measure of Senate Bill No. 707 of Senator Paolo Benigno "Bam" Aquino IV. However, it has been pending in the Committees of both Houses since 2016.

In view of the foregoing, the passage of this bill is earnestly sought.

M. L. T.
HON. MANUEL LUIS T. LOPEZ
Representative
1st District, City of Manila

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

EIGHTEENTH CONGRESS
First Regular Session
0449
HOUSE BILL NO. _____

Introduced by **Representative Manuel Luis T. Lopez**

AN ACT
**PRESCRIBING THE PHILIPPINE NATIONAL QUALITY INFRASTRUCTURE,
RATIONALIZING THE NATIONAL QUALITY BODIES, PROVIDING FOR THEIR
POWERS AND GRANTING THEM FUNCTIONS, AND FOR OTHER PURPOSES**

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

1 **CHAPTER 1**
2 **General Provisions**

3
4 **SECTION 1. Short Title.** - This Act shall be known as the "National Quality Infrastructure
5 Act".

6
7 **SEC. 2. Declaration of Policy.** - It is a declared policy under Section 13, Article XII of the
8 Philippine Constitution of 1987 that "the State shall pursue a trade policy that serves the
9 general welfare and utilizes all forms and arrangements of exchange on the basis of
10 equality and reciprocity".

11
12 Further, Section 10, Article XIV provides that "the State shall give priority to research and
13 development, invention and innovation and their utilization; and to science and
14 technology education, training and services."

15
16 The law mandates the Department of Trade and industry (DTI) to as the primary
17 coordinative, promotive, and facilitative arm of the Executive Branch of government in
18 the area of trade, industry, and investments, and the Department of Science and
19 Technology (DOST) to continually review the status and needs of science and technology
20 in the context of the country's development goals.

21
22 The government is committed to elevate a quality culture as a national value that would
23 support the achievement of global competitiveness and raise the quality of life amidst the
24 effects of globalization and challenges faced by enterprises through a National Quality
25 Infrastructure (NQI) based on a National Quality Policy.

1 **SEC. 3. General Objective.** – A National Quality Infrastructure (NQI), shall serve to
2 integrate and coordinate policies and programs involving standardization, accreditation
3 and metrology in order to meet quality requirements for products and services of
4 enterprises with the view of promoting a culture of quality, innovation, competitiveness,
5 sustainable development and compliance with international commitments.
6

7 **SEC. 4. Specific Objectives.** –

- 8
- 9 (a) To set standards based on Philippine laws and international standards;
10
- 11 (b) To accredit conformity assessment bodies (CABs) to endure technical
12 competence, reliability, credibility, and impartiality;
- 13
- 14 (c) To ensure appropriate traceability of measurements to international
15 system;
- 16
- 17 (d) To enhance the quality of goods and services for the domestic and
18 international markets;
- 19
- 20 (e) To ensure that technical regulations are based on national and
21 international standards, guides, and recommendation or any relevant
22 part thereof;
- 23
- 24 (f) To promote the use of conformity assessment mechanism for products
25 and services as a means of demonstrating compliance, with voluntary
26 requirements, technical regulations and consumer requirements.
- 27

28 **SEC. 5. Scope.** – This Act shall apply to activities, processes, and programs relevant to
29 standards, accreditation and metrology and other matters incidental thereto.
30

31 **SEC. 6. Definition of Terms.** – As used in this Act, the following terms shall mean:
32

- 33
- 34 (a) *Calibration* – Operation that, under specified conditions, in a first step,
35 established a relation between the quantity values with measurement
36 uncertainties provided by measurement standards and corresponding
37 indications with associated measurement uncertainties (of the calibrated
38 instrument or secondary standard) and, in a second step, uses this
39 information to establish a relation for obtaining a measurement result
40 from an indication;
- 41
- 42 (b) *Certification* – Procedure by which a certification body as defined in
43 Section 6 (c) herein gives a written assurance that a product, process or
44 service conforms to specified requirements;
- 45
- 46 (c) *Certification Body* – A third party individual or organization, independent
47 of the organization or person that issues the certification as defined in
48 Section 6 (b) herein;

- 1 (d) *Conformity Assessment* – A set or processes ensuring that products,
2 services or systems meet or have the capability to meet the applicable
3 requirements;
- 4 (e) *Conformity Assessment Body* – A body that performs conformity
5 assessment services as defined in Section 6 (d) herein;
- 6 (f) *Enterprise* – Refers to a sole proprietor or juridical person, such as
7 corporation, partnership including micro, small and medium enterprises
8 (MSMEs);
- 9 (g) *Inspection* – Examination of a product, process, service, or installation or
10 their design and determination of its conformity with specific
11 requirements or, on the basis of professional judgment, with general
12 requirements;
- 13 (h) *Philippine National Standard (PNS)* – is the national standard of the
14 Philippines promulgated by the national standards body as mandated by
15 law;
- 16 (i) *Quality* – The degree to which a set of inherent characteristics of an object
17 fulfills requirements;
- 18 (j) *Societal Interests* – These are aspects of interest of the State, which fall
19 within the scope of the National Quality Infrastructure, whether
20 voluntary or mandatory. These include but are not limited to, weights and
21 measures protection; workplace safety, provision of health care,
22 recreational and educational activities, transport and built
23 infrastructure; and public purchasing and supply of goods and services;
- 24 (k) *Standard* – Document approved by a recognized body, that provides, for,
25 common and repeated use, rules, guidelines or characteristics for
26 products or related processes and production methods, with which
27 compliance is not mandatory. It may also include or deal inclusively with
28 terminology, symbols, packaging, marking or labelling requirements as
29 they apply to a product, process or production method;
- 30 (l) *Technical Regulation* – Document which lays down product
31 characteristics or their related processes and their production methods,
32 including the applicable administrative provisions, with which
33 compliance is mandatory. It may also include or deal exclusively with
34 terminology, symbols, packaging, marking or labelling requirements as
35 they apply to a product, process or production method;
- 36 (m) *Testing* – Determination of one or more characteristics of an object of
37 conformity assessment, according to a procedure.

1

CHAPTER 2

The National Quality Infrastructure

2

3

4 **SEC. 7. Components of the National Quality Infrastructure.** – For the purposes of this
5 Act, the term National Quality Infrastructure shall be the totality of the institutional
6 framework, public and private, of activities necessary for the development and
7 compliance with quality requirements, which shall cover the following:

8

- 9 (a) Standardization – Activity of establishing provisions for common and
10 repeated use in order to achieve the optimum degree of order in a given
11 context. Said provisions, otherwise known as standard, are developed,
12 adopted and updated, which permits innovation and technical
13 development, compatibility and interchangeability, improved
14 productivity and reduced waste;
- 15
- 16 (b) Accreditation – is a third-party attestation related to a conformity
17 assessment body conveying a formal demonstration of its competence to
18 carry out specific conformity assessment tasks. It provides a uniform and
19 technical policy and the conditions for mutual recognition at the
20 international level. It is integral in promoting reliability and confidence
21 in conformity assessment and metrology results towards improving the
22 quality, competitiveness and international acceptance of Philippines
23 goods and services;
- 24
- 25 (c) Metrology – This provides measurement standards that are
26 internationally traceable and consistent with the Metre Convention,
27 which promotes the consistent modernization of units and standard of
28 measurement in the areas of environment, public health and safety,
29 communications, transportation, sound intensity level, and other
30 emerging technologies. The standardization of units and standards is
31 encouraged to adapt to the current national and global developments
32 including compliance with international standards.
- 33

34 **SEC. 8. Implementing Agencies.** – The Department of Trade and Industry (DTI), by virtue
35 of the scope of its mandate under existing laws, shall be the lead agency to carry out the
36 provisions of this Act.

37

38 All other government agencies performing National Quality Infrastructure-related
39 functions shall be involved in the implementation of this Act, such as:

40

- 41 (a) Department of Agriculture (DA);
42 (b) Department of Energy (DOE);
43 (c) Department of Environment and Natural Resources (DENR);
44 (d) Department of Health (DOH);
45 (e) Department of Public Works and Highways (DPWH); and
46 (f) Department of Science and Technology (DOST).
- 47

48 **SEC. 9. The National Quality Infrastructure Coordination Council.** – A Council is hereby
49 created to ensure that the provisions and objectives of this Act are effectively and

1 efficiently implemented by those concerned, which shall compose of the following:

- 2
- 3 (a) Chairperson – The Secretary of Trade and Industry;
- 4
- 5 (b) Vice-Chair – A representative elected by private sector / industry
- 6 federation / association;
- 7
- 8 (c) Members –
- 9
- 10 c.1 Secretary of DOST;
- 11
- 12 c.2 Secretary of DOE;
- 13
- 14 c.3 Secretary of DA;
- 15
- 16 c.4 Secretary of DENR;
- 17
- 18 c.5 Secretary of DOH;
- 19
- 20 c.6 Secretary of DPWH;
- 21
- 22 c.7 Representative from the National Consumer Affairs Council or a
- 23 national recognized consumer organization;
- 24
- 25 c.8 Representative from the National Competitiveness Council (NCC) or the
- 26 Chair of the National Quality Infrastructure – Working Group;
- 27
- 28 c.9 Representative from the Export Development Council (EDC);
- 29
- 30 c.10 Representative from the Micro, Small and Medium Enterprise
- 31 Development Council (MSMED), and
- 32
- 33 c.11 Representative from the Academe.
- 34

35 The Department Secretaries may designate alternates not lower than an Assistant

36 Secretary.

37 The Philippine Accreditation Office (PAO) Council created pursuant to Executive Order

38 No. 802, Series of 2009, later known as the Philippine Accreditation Bureau (PAB) Council

39 upon rationalization based on Executive Order No. 366, is hereby abolished.

40

41

42 **SEC. 10. Function of the National Quality Infrastructure Coordinating Council.** – The

43 National Quality Infrastructure Coordinating Council shall have the following functions:

44

45 (a) Develop the National Quality Infrastructure medium and long term plans

46 and coordinate, monitor and assess the implementation thereof, and when

47 necessary, institute appropriate adjustments thereto in the light of the

48 changing conditions in the domestic, regional and global environments;

49

- 1 (b) Identify the respective roles of concerned government agencies or private
2 entities/industries, including advisory groups, technical and support
3 services necessary to pursue the intent of this Act;
- 4
- 5 (c) Revisit and review existing policies that would affect the National Quality
6 Infrastructure;
- 7
- 8 (d) Coordinate and supervise activities, projects and programs relevant to
9 National Quality Infrastructure;
- 10
- 11 (e) Submit an annual report to the President and to both Houses of Congress
12 through the DTI Secretary on the status of the programs, projects and
13 measures undertaken by each implementing body to meet the objectives of
14 this Act;
- 15
- 16 (f) Formulate the appropriate policies which will support the operation and
17 administration of programs for business involved in the National Quality
18 Infrastructure; and
- 19
- 20 (g) Exercise other powers and functions necessary and/or incidental to the
21 foregoing.

22

23 **SEC. 11. Advisory Committees.** – There shall be three (3) Advisory Committees to the
24 Council and the National Quality Infrastructure Offices created in Section 12, as follows:

- 25 (a) Advisory Committee on Standardization;
26 (b) Advisory Committee on Accreditation;
27 (c) Advisory Committee on Metrology.

28

29 The composition and functions of the advisory committee shall be determined and
30 recommended by the National Quality Infrastructure Offices within sixty (60) days from
31 their organization for the approval of the National Quality Infrastructure Coordinating
32 Council.

33

34 The National Quality Infrastructure Council and Offices may consult the appropriate
35 advisory committee in its regular meetings and other activities. However, no voting rights
36 shall be granted to the members of the advisory committee.

37

38 **SEC. 12. The National Quality Infrastructure Offices.** – The National Quality
39 Infrastructure shall have three (3) Offices, each to be headed by a Director General with
40 one Deputy Director General, viz:

- 41
- 42 (a) Standards Office of the Philippines – Otherwise known as the National
43 Standards Body (NSB) responsible for developing and maintaining
44 national standards and coordinating standardization activities. It shall be
45 attached to the Department of Trade and Industry for administrative
46 supervision.
- 47
- 48 (b) Accreditation Office of the Philippines – Otherwise known as the National
49 Accreditation Body to accredit inspection, testing, calibration and

certifying bodies, and other bodies offering conformity assessment services. It shall be attached to the Department of Trade and Industry for administrative supervision.

- (c) Metrology Office of the Philippines – Otherwise known as the National Metrology Laboratory of the Philippines responsible for establishing and maintaining the national measurement standards for physical quantities such as mass, temperature, pressure, voltage, resistance, luminous intensity and time interval and their dissemination to Filipino users. It shall be attached to the Department of Science and Technology for administrative supervision.

SEC. 13. Qualifications of the Director General. – The Director General shall have the following qualifications:

- (a) Must be a Filipino Citizen;
- (b) At least thirty-five (35) years of age on the day of appointment;
- (c) With at least three (3) years of relevant experience;
- (d) Or proven competence, integrity, and independence.

SEC. 14. Term of Office of the Director General and the Deputy Director General. – The Director General and the Deputy Director General shall have a term of seven (7) years without reappointment.

CHAPTER 3 Functions of National Quality Infrastructure Officials

SEC. 15. Functions of the Director General. – The Director General shall perform the following functions:

- (a) Manage and direct all functions and activities of the respective National Quality Infrastructure Offices;
- (b) Formulate and promote relevant policies to implement the objectives, plans, programs, and projects of the Office;
- (c) Appoint second (2nd) level personnel of the Office;
- (d) Exercise supervision and control over all officials and personnel of the Office;
- (e) Represent the Philippines in regional and international quality infrastructure activities;
- (f) Promote cooperation and coordination among government agencies, private organizations and industries concerned for the purpose of achieving the objectives and goals of this Act;
- (g) Prepare Annual Accomplishment and Budget Reports and submit them to

1 the Department Secretary;

2

3 (h) Prepare on-going and annual accounts for presentation to the Department

4 Secretary;

5

6 (i) Support international commitments applicable to the respective offices;

7

8 (j) Responsible for duties on decision making and contractual arrangements;

9

10 (k) May delegate any or some of the foregoing functions; and

11

12 (l) Perform any other functions as may be required to achieve the objectives

13 of the foregoing.

14

15 **SEC. 16. Functions of the Deputy Director General.** – The Deputy Director General shall

16 assist the Deputy General in performing the functions provided in Section 15 hereof.

17

18 **SEC. 17. Functions of the Bureau Director.** –

19

20 (a) Responsible for the overall strategic and financial management of the

21 Bureau and its personnel;

22

23 (b) Recommend to the Director General or Deputy Director General policies,

24 programs, projects and activities relevant to the Bureau;

25

26 (c) Appoint first (1st) level personnel;

27

28 (d) Exercise supervision over the Assistant Bureau Director and below;

29

30 (e) Prepare annual accomplishment/budget reports for the Bureau and

31 submit them to the Director General;

32

33 (f) Attend or participate in regional or international activities that are relevant

34 to the Bureau; and

35

36 (g) Perform other functions as may be required to achieve the objectives of the

37 foregoing.

38

39 **SEC. 18. Functions of the Assistant Bureau Director.** – The Assistant Bureau Director

40 shall assist the Director in the performance of the functions provided in Section Section

41 17, hereof.

42

43 CHAPTER 4

44 The National Quality Infrastructure Offices

45

46 **SEC. 19. Organizational Structure.** – There is hereby provided the structure of the

47 National Quality Infrastructure Offices:

48

49 (A) Standards Office of the Philippines

- 1 (a) Office of the Director General
2 (b) Support Services Bureau
3 b.1 Human Resource and Administrative
4 b.2 Finance and Management
5 b.3 Legal Affairs
6 (c) Standards Development Bureau
7 (d) International Affairs Bureau
8 (e) Promotion, Advocacy, and Documentation Bureau
- 9
- 10 (B) Accreditation Office of the Philippines
11 (a) Office of the Director General
12 (b) Support Service Bureau
13 b.1 Human Resource and Administrative
14 b.2 Finance and Management
15 b.3 Legal Affairs
16 (c) Bureau of Certification Body Accreditation
17 (d) Bureau of Testing calibration Laboratory Accreditation
18 (e) Bureau of Inspection Body Accreditation
19 (f) Bureau of Medical Services Accreditation
20 (g) Bureau of Proficiency Testing Provider Accreditation
21 (h) Bureau of International Affairs
- 22
- 23 (C) Metrology Office of the Philippines
24 (a) Office of the Chief
25 (b) National Metrology Laboratory Secretariat
26 (c) Receiving and Releasing Unit
27 (d) Quality System
28 (e) Mass Standards Section
29 (f) Thermometry Standards Section
30 (g) Pressure Standards Section
31 (h) Electrical Standards Section
32 (i) Force Standards Section
33 (j) Density and Volume Standards Section
34 (k) Length Standards Section
35 (l) Big Volume and Flow Standards Section

36

37 **SEC. 20. Functions of the Standards Office of the Philippines. -**

- 38
- 39 (a) Formulate national standards development policies, in consultation with
40 relevant government agencies and other stakeholders;
- 41
- 42 (b) Formulate Philippine National Standards (PNS) for trade facilitation and
43 global competitiveness through the conduct of regular review of these
44 standards for possible revision/updating to align them with recent
45 developments in trade and technology;
- 46
- 47 (c) Coordinate national standardization activities in the country to avoid
48 duplication of work by various government agencies and to harmonize
49 standards with international standards;

- 1
- 2 (d) Conceptualize, prepare and propose programs, projects and activities for
3 the mainstreaming and dissemination of new national and international
4 standards for adoption and standardization and conformity assessment
5 activities, such as testing, inspection and certification by industries,
6 manufacturers, traders, regulators and other users;
- 7
- 8 (e) Sustain membership to international standards-setting organizations;
- 9
- 10 (f) Maintain and update a Standards Portal;
- 11
- 12 (g) Operate the Enquiry Point in connection with the country's obligations to
13 the World Trade Organization Agreement on Technical Barriers to Trade
14 (WTO-TBT); and
- 15
- 16 (h) Monitor developments for forging of strategic alliances with international
17 and regional aggregations.

18 **SEC. 21. *Functions of the Accreditation Office of the Philippines.* –**

- 19
- 20 (a) Strengthen the technical infrastructure in the country to make Philippine
21 Products competitive in both the domestic and international markets;
- 22
- 23 (b) Accredit testing and calibration laboratories, inspection and certifying
24 bodies, and other bodies offering conformity assessment services;
- 25
- 26 (c) Enter into mutual or multilateral recognition arrangements with
27 recognized regional and international associations of accreditation bodies;
- 28
- 29 (d) Support industries by attesting the reliability of conformity assessment
30 results;
- 31
- 32 (e) Develop new accreditation schemes to respond to emerging needs of
33 Conformity Assessment Bodies (CABs);
- 34
- 35 (f) Coordinate national accreditation activities;
- 36
- 37 (g) Harmonize national accreditation policies with international policies and
38 practices;
- 39
- 40 (h) Promote accreditation activities in the country;
- 41
- 42 (i) Extend technical assistance to trade and industry sector through training
43 programs and other related activities;
- 44
- 45 (j) Conduct training for assessors to strengthen their capability to do
46 assessment;
- 47
- 48 (k) Make information on accreditation schemes available to institutions,

1 organizations, businesses and individuals; and
2

- 3 (l) Ensure that all information from all regional and international fora are
4 processed, disseminated and acted upon.

5
6 **SEC. 22. Functions of the Metrology Office of the Philippines. –**

- 7 (a) Disseminate the national measurement standards in physical quantities
8 such as mass, temperature, pressure, voltage, frequency, length and
9 luminous intensity among others;
10
11 (b) Disseminate the basic measurement units to the industry and other private
12 and government institutions through its calibration and measurement
13 services;
14
15 (c) Provide calibrations that are traceable to the International System of Units
16 (SI) through the National Measurement Standards; and
17
18 (d) Provide link to the world metrology system through the participation of the
19 Philippines in the Metre Convention as an Associate State of the General
20 Conference on Weights and Measures (CGPM).

21
22
23
24 **CHAPTER 5**
25 **Funding**
26

27 **SEC. 23. Sources of Funding.** – Funds for the National Quality Infrastructure Offices shall
28 be sourced from the following:

- 29 (a) Appropriations – The funds needed to carry out the provisions of this Act
30 shall be initially charged to the most recent appropriations under the
31 General Appropriations Act for then Bureau of Philippine Standards (BPS),
32 Philippine Accreditation Office (PAO), both DTI and the National Metrology
33 Laboratory (NML) of the DOST, and to fees, fines and other charges
34 collected by said offices for the calendar year prior to the effectivity of this
35 Act. Thereafter, such sums as may be necessary for the continued
36 implementation hereof shall be included in the annual General
37 Appropriations Act.
38
39 (b) Revenues generated from Quality Infrastructure programs and activities –
40 Seventy-Five per centum of all receipts and collections accruing from the
41 implementation of this Act and the rules and regulations on
42 standardization, accreditation, and metrology shall be asset aside and be
43 available for disbursement for salaries, wages, sundry and other expenses,
44 furniture, and equipment of such additional personnel as may be needed
45 and required to intensify or extend the activities and services of the
46 covered National Quality Infrastructure Offices.

47 Any amount thus set aside, or so much thereof as may be needed for the
48

1 intensification or extension of activities and services, shall be itemized in a
2 special budget to be approved by the President upon recommendation of
3 the National Quality Infrastructure Coordinating Council, through its
4 Chairperson, the Secretary of Trade and Industry or his alternate
5 undersecretary; and any such special budget thus approved for the ensuing
6 fiscal year for the consideration of the Congress in its regular or special
7 session. Un-itemized and unexpended balances of amounts thus set aside
8 shall be cumulative from year to year, and shall constitute, a special fund to
9 be called "National Quality Infrastructure Fund (NQI Fund)" to be used for
10 the purposes therein stated, and for such other aims and projects as may
11 render the services of the National Quality Infrastructure effective.
12

13 **SEC. 24. Use of National Quality Infrastructure Fund.** – The National Quality
14 Infrastructure Fund shall be used exclusively for the purpose mentioned in this Act. The
15 retention, use and application of this Fund shall not be delayed, amended, altered or
16 modified by an order or directive from any executive Office, but will be subject only to
17 the general Accounting Rules and Guidelines by the Commission on Audit (COA).

18 **SEC. 25. Legal Fund.** – There shall be established a legal fund out of the interest earned
19 from retained income to be utilized for any legal actions for or against the officials and
20 employees of National Quality Infrastructure Operation Offices in the course of the
21 exercise of their official functions and duties.
22

23
24 **CHAPTER 6**
25 **Final Provisions**
26

27 **SEC. 26. Effect of this Act on the BPS, PAB, and NML.** – This Act in effect rationalizes the
28 functions and structure of BPS, PAB and NML described herein as National Quality
29 Infrastructure offices. All unexpended funds and fees, fines, and other charges collected
30 for the calendar year prior to the effectivity hereof, properties, equipment and records of
31 the said bureaus, and such personnel are hereby transferred to the newly created
32 National Quality Infrastructure Offices.
33

34 Personnel who do not wish to be absorbed or transferred shall be offered the retirement
35 benefits granted under existing laws. Personnel not absorbed or transferred shall be
36 offered a retirement package equivalent to two (92) months basic salary for every year of
37 service, or shall be considered for a co-terminus to the incumbent (CTI) status.
38

39 **SEC. 27. Creation of the Consumer Products Regulation Bureau (CPRB).** – A Consumer
40 Products Regulation Bureau (CPRB) is hereby created under Consumer Protection Group
41 of the Department of Trade and Industry to perform the functions of the then Standards
42 Conformity Division and Product Testing Division of BPS. Accordingly, plantilla positions
43 under the said divisions shall be transferred to or absorbed by the newly created bureau.
44 The Standards Conformity Division shall be renamed as Product Safety Division.
45

46 **SEC. 28. Implementing Rules and Regulations.** – Within one (1) year from the effectivity
47 of this Act, the Department of Trade and Industry shall upon the recommendation of the
48 National Quality Infrastructure Coordinating Council, promulgate the implementing rules
49 and regulations for this Act.

- 1
- 2 The draft of the implementing rules and regulations shall be published and be subjected
3 to public consultations with affected sectors or stakeholders.
- 4
- 5 **SEC. 29. Statutory Interpretations.** – Unless otherwise expressly provided for, any
6 provisions of this Act shall be interpreted by balancing the interest of industry and
7 consumers with due regard for treaty obligations and international commitments giving
8 paramount consideration, however, to the impact of the subject on the national economy.
- 9
- 10 **SEC. 30. Repealing Clause.** – All laws, decrees, orders, rules, and regulations or other
11 issuances or parts inconsistent with the provisions of this Act are hereby repealed or
12 modified accordingly.
- 13
- 14 **SEC. 31. Separability Clause.** – Should any provision herein be declared
15 unconstitutional, the same shall not affect the validity of the other provisions of this Act.
- 16
- 17 **SEC. 32. Transitory Provision.** – Within sixty (60) days from the effectivity of this Act,
18 the Secretary of DTI shall designate two (2) from the DTI Undersecretaries to act as
19 Interim Director General for the Standards Office of the Philippines and Accreditation
20 Office of the Philippines, respectively; two (2) from among the DTI Assistant Secretaries
21 or Bureau Directors to act as Interim Deputy Director General for the aforesaid offices. In
22 like manner, that the Secretary of DOST shall designate an Undersecretary to as the
23 Director General for the Metrology Office of the Philippines and an Assistant Secretary or
24 Bureau Director to as act as the Deputy Director General for said office. The designated
25 officials shall perform the duties and responsibilities of the give Offices and shall serve as
26 such until new Director Generals and Deputy Director Generals are appointed by the
27 President of the Philippines.
- 28
- 29 Upon the effectivity of this Act, an interim Coordinating Council with the same
30 composition as provided in this Act shall be automatically established for the purposes of
31 drafting the implementing rules and regulations hereof. The Interim National Quality
32 Infrastructure Coordinating Council shall recommend to offices or bureaus of agencies
33 concerned a systematic action plan to expedite the processing and/or resolution of
34 pending relevant applications, programs/projects, issues and concerns.
- 35
- 36 **SEC. 33. Effectivity Clause.** - This Act shall take effect fifteen (15) days after publication
37 in the Official Gazette or in any two (2) newspapers of general circulation in the
38 Philippines.
- 39
- 40 Approved,