

## REPUBLIC OF THE PHILIPPINES DEPARTMENT OF FINANCE BUREAU OF INTERNAL REVENUE LARGE TAXPAYERS SERVICE

ELTRD-(T)-011-12-22-43556 December 12, 2022

ODSI ASSURED SYSTEMS AND SERVICES CORPORATON (ODSI)

3rd Floor New Domain Plaza, 19 Holy Spirit Drive, Don Antonio Heights, Ouezon City TIN: 009-779-355-00000

## Gentlemen:

This has reference to your letter-request to register imported Vapor Product under the brand name "RELX PURPLE SNOW (3% Nicotine, 1.8ml per pod)" for sale and distribution to the domestic market, to wit:

## RELX PURPLE SNOW

(Hard Packaging) Composition of pack 1 pod 10 packs Number of packs per ream 60 reams Number of reams per case 1.8 ml Volume of Liquid per pod 3% Nicotine Nicotine Strength Nicotine Salt Classification Php200.00 Suggested Retail Price per pod Php178.57 Net Suggested Retail Price per pod

In reply, please be informed that the exact replica of the commercial label, "artworks" of the secondary containers (ream and master case) and Importer's Sworn Statement/Declaration you submitted conform with the requirements prescribed under Section 4 (C) and (D) of Revenue Regulations (RR) No. 14-2022, as clarified by Revenue Memorandum Circular (RMC) No. 26-2006. and Sections 6, 7 & 8 of Republic Act (RA) No. 10643 covered by Department of Health (DOH) Administrative Order No. 2021-0051 dated October 22, 2021 and as clarified by RMC No. 23-2016. your request is hereby granted subject to the applicable terms and conditions as enumerated hereunder:

- 1. No changes/alterations of the color scheme and inscription in the approved commercial sample label and secondary containers (ream and master case) shall be made without prior written approval from this Office;
- 2. An Authority to Release Imported Goods (ATRIG) shall be secured from the Bureau of Internal Revenue by electronically filing an Application for ATRIG via the Philippine National Single Window (PNSW) System prior to the release of imported article(s) from customs' custody;
- 3. The information contained in the submitted sworn statement for the aforesaid Vapor Product shall be subject for verification by the authorized Revenue Officers of this Office. Furthermore, an updated Importer's Sworn Statement of the said Vapor Product shall be submitted to this Office on or before the end of the months of June and December of each year: Provided however, that whenever there is a change in the cost of importation or a change in the actual selling price of the said Vapor Product, the updated importer's sworn statement shall be submitted at least five (5) days before the release thereof from the customs' custody; and

- 4. The undertakings stated in the submitted Graphic Health Warnings (GHWs) checklist shall be complied with:
  - To print the tobacco product packaging from a source file of 300dpi and using the current available technology for purposes of providing vivid and realistic pictures;
  - For transparent and partly-transparent ream/carton, to place the tobacco product package units in such a manner that the GHWs thereon are prominently displayed;
  - c. To use the approved exact replica as the standard in the printing of tobacco product packaging and labeling for such product to be withdrawn from manufacturing plants/warehouse or imported to the country for sale in the Philippine Market; and
  - d. To print the twelve (12) templates of GHWs prescribed under the applicable administrative issuance of the Department of Health (DOH), simultaneously and rotate the same periodically for each brand family and also for each variant, so that every twenty-four (24) months, the variations of the warnings shall appear in the market with approximately equal frequency and equal display of health warnings and messages on retail packages.

Non-compliance with or violation of any of the conditions enumerated therein shall cause the immediate revocation thereof, without prejudice to the assessment and collection of the corresponding excise tax due, if any, and penalties attendant to such violation.

As represented, the imported Vapor Product is a Salt Nicotine with applicable excise tax rate of Php 47.00 per milliliter or a fraction thereof, pursuant to the provisions of Section 3 (A) (2a) of RR No. 14-2022, in relation to Section 144 (C) of the National Internal Revenue Code (NIRC) of 1997, as amended.

Further, it shall be understood that the authority herein granted does not give you protection against any person or entity whose rights may be prejudiced by infringement of patent or unfair competition in relation to your above-mentioned imported Vapor Product.

Please be guided accordingly.

Very truly yours,

MARIDUR V. ROSARIO Assistant Commissioner Large Taxpayers Service

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## SWORN STATEMENT OF IMPORTER

(Primary Registration of Vapor Product Brand)

I, JAMES MAURICIO V. AUJERO, Filipino, of legal age, designated as President of ODSI ASSURED SYSTEMS AND SERVICES CORPORATION, with business address at 3<sup>rd</sup> Floor New Domain Plaza, 19 Holy Spirit Drive, Don Antonio Heights, Brgy. Holy Spirt, Quezon City, do hereby certify the following:

- ODSI ASSURED SYSTEMS AND SERVICES CORPORATION (ODSI) is a
  corporation duly registered under the laws of the Republic of the Philippines, with
  Bureau of Internal Revenue (BIR) Permit to Operate Licenses No. ELTRD-T-00111-21-37454 issued on 19 November 2021, and No. ELTRD-(T)-009-05-22-40569
  issued on 10 May 2022, identifying ODSI as an Importer of Vapor Products under
  the excise large taxpayer classification.
- ODSI is applying for the registration of a new brand for "RELX" vapor products to be imported by ODSI.
- In line with its application for the registration of a new vapor product brand with the BIR, and in compliance with BIR Revenue Regulations No. 03-2006 issued on January 03, 2006, ODSI provides hereunder the following information:

Importer's Details:	
Name of Importer:	ODSI ASSURED SYSTEMS AND SERVICES CORPORATION
Address:	3 <sup>rd</sup> Floor New Domain Plaza, 19 Holy Spirit Drive, Don Antonio Heights, Quezon City
Tax Identification Number:	009-779-355
Assessment Number:	A9-(I)-11-21-02631
	DELY
Complete Root Name:	RELX
Complete Brand Name:	RELX Purple Snow
Packaging:	Hard Pack
Manner of Packaging:	1 pod per pack 10 packs in 1 mid-pack 60 mid-packs in 1 shipping case
Category:	Nicotine Salt Vapor Product
Specific Measurements:	THE PERSON NAMED IN COLUMN TWO IS NOT THE PERSON NAMED IN COLUMN TWO IS NAMED IN COLUMN TW
Volume of Liquid Per Pod:	1.8 milliliter (mL) liquid per pod
Nicotine Strength Per Pod:	3% nicotine (or 30 milligram per milliliter [mL] per pod)
Region Where Brand is/are to be Marketed:	Nationwide, within the Philippine territory
Tax Class:	Php 47.00
CONCERN CONTRACTOR OF THE PROPERTY OF	
Wholesale Price Per Case/Mid-Pack:	N.A. (sold per pod, not by case/mid-pack or ream)
Excise Tax Per Case/Mid-Pack:	N.A.
Net Retail Price Per Case/Mid-Pack:	N.A.
Less: 12% Value-Added Tax (VAT) Per Case/Mid-Pack:	N.A.
Net Wholesale Price Per Case/Mid- Pack	N.A.
	Phy 200.00
Suggested Retail Price Per Pod:	Php 200.00
Excise Tax Per Pod:	Php 94.00
Less: 12% VAT Per Pod:	Php 21.43
Net Suggested Retail Price Per Pod:	Php 178.57

Cost, Insurance & Freight (CIF) (Invoice Price) Cost Per Pod (importation costs & other expenses incurred until product is finally sold)	Php 69.30
THE RESERVE OF THE PARTY OF THE	fraction thereof
Applicable Excise Tax Per Unit of Measure or Value:	Php 47.00 per milliliter or a fraction thereof

- 4. Information as to wholesale price, Excise Tax Rate Per Case/Mid-Pack and applicable VAT Per Case/Mid-Pack is not provided / not applicable, since the product is not sold by case/mid-pack nor by ream. The mid-pack of the subject product, together with its master case / shipping case, is for transport / shipping purposes only.
- 5. The foregoing attestations are true and correct, to the best of my knowledge and records made available to me. I further certify that I am executing this sworn statement in accordance with the requirements of and in compliance with Republic Act Nos. 11346, 11467, and 11900, as well as BIR Revenue Regulations 03-2006, 17-2012 issued on April 12, 2012, and 07-2021 issued on May 18, 2021.

IN WITNESS WHEREOF, I hereby affixed my signature this DEC 0 5 2022 2022 at MARIKINA CITY City.

JAMES MAURICIO V. AUJERO

President
ODSI Assured Systems and Services Corporation
Affiant

SUBSCRIBED AND SWORN TO before me this <u>DEC 0 5 2022</u> 2022, with affiant providing competent evidence of his identity in the form of his Philippine Driver's License I.D. No. No2-97-350205, issued on 02 October 2018, and valid until 17 May 2023.

Doc. No. Page No. Book No. Series of 1/2 :

ATTY, RODHELYNT, DEL MUNDO-BUENDIA

NOTARY PUBLIC VALID UNTIL 12/31/22

AS PÉR B.M. No. 3795

IBP No. 198339 01/12/22

PTR No. 5040526 01/12/22

PTR No. 54800

MCLE COMP No. VII-0008376

Valid Unil April 14, 2025

L & A BLIGS SUMULVOS HIGHWAY

STO. NIÑO. MAPIKINA CITY

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Chief, Excise LT Regulatory Division



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