5

Sector	:	Mining and Quarrying
Subsector	:	Small Scale Mining
Industry Classification	:	-
Level of Government	:	All levels
Type of Obligation	:	National Treatment (Article 10.3)
Description of Measure	:	Small-scale mining is reserved to Filipino citizens who, individually or in the company of other Filipino citizens, voluntarily form a cooperative duly licensed by the Philippine Government. The processing of mineral ores and minerals they produced is reserved to Filipino citizens.
Source of Measure	:	– The *1987 Philippine Constitution* – R.A. No. 7942, the *Philippine Mining Act of 1995* – R.A. No. 7076, the *People's Small-Scale Mining Act of 1991* – R.A. No. 7586, the *National Integrated Protected Areas System of 1992* – R.A. No. 7160, the *Local Government Code of 1991* – Administrative Issuances

6

Sector	:	Manufacturing
Subsector	:	Defense-related manufacturing and repair activities,–manufacture of firecrackers and other pyrotechnic devices, and dangerous drugs
Industry Classification	:	ISIC Division 24, Manufacture of chemicals and chemical products ISIC 242 Manufacture of other chemical products n.e.c. ISIC Group 2927, Manufacture of arms and ammunitions ISIC Division 35, Manufacture of other transport equipment
Level of Government	:	All levels
Type of Obligation	:	National Treatment (Article 10.3) Most-Favoured-Nation Treatment (Article 10.4) Prohibition of Performance Requirements (Article 10.6)
Description of Measure	:	Defense-related activities, such as the manufacture, repair, storage or distribution of firearms, ammunition, lethal weapons, military ordinance, explosives, pyrotechnics and similar materials, shall be limited only to Filipino citizens, corporation, association or cooperative duly constituted under the laws of the Philippines, 60 percent of the capital of which is owned by Filipino citizens, subject to prior clearance and authorization from the Philippine Government. A license or permit to manufacture or to deal in wholesale or retail of firecrackers and pyrotechnic devices shall be issued only to: (a) Filipino citizens of good moral character; or (b) entities with 100 percent capitalization owned by Filipino citizens. Manufacture of dangerous drugs is limited only to Filipino citizens, corporation, association or cooperative duly constituted under the laws of the Philippines, 60 percent of the capital of which is owned by Filipino citizens, subject to prior clearance and authorization from the Philippine Government.
Source of Measure	:	– The *1987 Philippine Constitution* – R.A. No. 7042, the *Foreign Investments Act of 1991,* as amended by R.A. No. 8179 and its Implementing Rules and Regulations – R.A. No. 9165, the *Comprehensive Dangerous Drugs Act of 2002*