

**MALACAÑANG PALACE  
MANILA**

**BY THE PRESIDENT OF THE PHILIPPINES**

**EXECUTIVE ORDER NO.**

**INCLUSION OF MEDICAL DEVICES UNDER THE COVERAGE OF REPUBLIC ACT  
7581 OR THE PRICE ACT**

**WHEREAS**, Republic Act (RA) No. 7581 as amended by RA 10623, or the Price Act, declared as one of its basic policy that the State shall ensure the availability of basic necessities and prime commodities at reasonable prices at all times without denying legitimate businesses a fair return on investment;

**WHEREAS**, it is also a declared policy of the State to provide effective and sufficient protection to consumers against hoarding, profiteering and cartels with respect to the supply, distribution, marketing and pricing of said goods.

**WHEREAS**, Section 4 of the same Act, as amended, provides that “upon petition of the concerned parties or *motu proprio* action from the concerned agency of the Price Coordinating Council and after public hearing, the implementing agency, with the approval of the President, **may include in the definition of basic necessities or prime commodities types and brands of the goods** or may exclude from the coverage of the said Act, types or brands of the good included in the definition of basic necessities and prime commodities, which may be deemed as nonessential goods or luxury goods”;

**WHEREAS**, due to escalating cost of medical devices and supplies, there is an urgent need for the inclusion of certain medical devices and supplies for emergency or calamity purposes under the coverage of the Price Act.

**WHEREAS**, the regulation of medical devices and supplies, including their monitoring and enforcement, is vital to ensure the availability of supply and reasonableness of prices during emergency or calamity.

**WHEREAS**, prior to the approval of the President through the EO, the inclusion was upon *motu proprio* action from the concerned agency, and after a public hearing on the matter was done.

**NOW THEREFORE, I, RODRIGO ROA DUTERTE**, President of the Republic of the Philippines, by virtue of the powers vested in me by the Constitution and existing laws, do hereby order as follows:

THE PRESIDENT OF THE PHILIPPINES

**Section 1. Medical Devices and Supplies Included.** – These are medical devices and supplies deemed necessary by the DOH in times of emergency or calamity, widespread illegal manipulation, and other similar situations.

**Section 2. Scope.** – The provisions hereof shall apply to persons, natural or juridical, including those using the internet platform or other medium, who sell or offer for sale all basic necessities and prime commodities.

**Section 3. Power and Responsibility of the Implementing Agency -** The implementing agency shall perform its power and responsibility in carrying out the purpose of this Order pursuant to Section 10 of the Price Act, amended, particularly as follows:

- a. Develop, adopt and promulgate measures to promote productivity in medical devices and supplies as basic necessities and prime commodities;
- b. Develop, adopt and promulgate measures to stabilize prices of medical devices and supplies at reasonable levels;
- c. Institute appropriate penalties for illegal price manipulation and other violations of RA 7581 through the Food and Drug Administration and
- d. Establish a mechanism that will readily protect consumers from inadequate supply and unreasonable price increases on occasions of calamities, emergencies and like occurrences

**Section 4. Charges and Penalties Under the Price Act.** – Without prejudice to the penalties prescribed under relevant laws and issuances, any person or entity found violating any of the provisions of this Order may be sanctioned with any of the acts / omissions punishable under the Price Act, as amended.

**Section 5. Separability.** If any provision of this Order is declared invalid or unconstitutional, the other provisions unaffected shall remain valid and subsisting.

**Section 6. Repealing Clause.** All executive issuances, orders, proclamations, rules, regulations, or parts thereof, which are inconsistent with any of the provisions of this Order are hereby revoked or modified accordingly.

**Section 7. Effectivity.** This Order shall take effect upon its complete publication in a newspaper of general circulation or the Official Gazette.

**DONE**, in the City of Manila, this \_\_\_\_ day of \_\_\_\_\_, in the year of our Lord, Two Thousand and Twenty One.

By the President:

**SALVADOR C. MEDIALDEA**  
Executive Secretary