ANNEX A: ANNUAL REGULATORY PLAN

PHILIPPINE COMPETITION COMMISSION
2024 ANNUAL REGULATORY PLAN

ANNUAL REGULATORY PLAN SUMMARY

AGENCY NAME: PHILIPPINE COMPETITION COMMISSION

SECTORS REGULATED:

SECTOR	LEGAL BASIS	ROLE/RESPONSIBILITY OF THE REGULATING AGENCY TO THE REGULATED SECTOR
• Any person or entity engaged in any trade, industry and commerce in the Philippines • Includes international trade having direct effect, substantial, and reasonably foreseeable effects in trade, industry, or commerce in the Philippines	Philippine Competition Act (R.A. 10667)	1. Investigate, prosecute, and adjudicate violations of Sections 14 and 15 of the PCA and other competition laws; 2. Investigate, prosecute, and adjudicate other violations of the Philippine Competition Act (PCA) (Section 29) 3. Hear applications for interim measures
• Any person or entity engaged in any trade, industry and commerce in the Philippines • Includes international trade having direct effect, substantial, and reasonably foreseeable effects in trade, industry, or commerce in the Philippines	Implementing Rules and Regulations (IRR) of the Philippine Competition Act (PCA)	1. Investigate, prosecute, and adjudicate violations of Sections 14 and 15 of the PCA and other competition laws; 2. Investigate, prosecute, and adjudicate other violations of the PCA (Section 29) 3. Hear applications for interim measures
• Any person or entity engaged in any trade, industry and commerce in the Philippines • Includes international trade having direct effect, substantial, and reasonably foreseeable effects	PCC's Codified Rules of Procedure Project (Including Rules on Contempt)	1. Investigate, prosecute, and adjudicate violations of Sections 14 and 15 of the PCA and other competition laws; 2. Investigate, prosecute, and adjudicate other violations of the PCA (Section 29) 3. Hear applications for interim measures

SECTOR	LEGAL BASIS	ROLE/RESPONSIBILITY OF THE REGULATING AGENCY TO THE REGULATED SECTOR
in trade, industry, or commerce in the Philippines		
• All Sectors	2017 Rules on Merger Procedure	Facilitate the orderly evaluation of Transactions that are subject to compulsory or voluntary notification or those under motu proprio review
• All Sectors	Expedited Merger Review Rules	Ensure the orderly evaluation of notification forms qualified for expedited review
• All Sectors	Merger Review Guidelines	Ensure all parties and stakeholders are properly informed of the way mergers and acquisitions are to be reviewed and accessed
• All Sectors	Guide to Computing Merger Notification Thresholds	Ensure that all parties are given ample guide in properly determining the thresholds for compulsory notification
• All Sectors	Guidelines on Letters of Non-Coverage from Compulsory Notification	Ensure the orderly evaluation of Transactions that are claimed to be not subject to compulsory notification
• All Sectors	Guidelines on Notification of Joint Ventures	Ensure that all parties are properly guided in notifications involving joint ventures
• All Sectors	PCC Guidelines on Merger Remedies	Ensure that all parties are properly guided in the development of proposals for remedies involving merger, acquisitions, and joint ventures flagged with competition issues
• All Sectors	PCC Guidelines on Hiring 3rd Party Monitors	Provide ample instructions to all parties regarding the hiring of 3rd Party Monitors for the Monitoring of Transactions with Undertakings to the PCC
• All Sectors	Revised Rules on Expedited Merger Review	Ensure the orderly evaluation of notification forms qualified for expedited review.
• All Sectors	Rules of Procedure for Cases Involving Violations of Section 17 of the PCA	Provide sufficient guidelines to all parties regarding the prosecution of cases involving violations of Section 17 of the PCA

SECTOR	LEGAL BASIS	ROLE/RESPONSIBILITY OF THE REGULATING AGENCY TO THE REGULATED SECTOR
• All Sectors	Omnibus Rules on the Payment of Fees for Services Rendered by the PCC Mergers and Acquisitions Office	Provide sufficient instructions to all parties regarding the payment of fees for MAO services
• All Sectors	Commission Resolution No. 01-2024 Adjusting the Merger Notification Thresholds Pursuant to Memorandum Circular 18–001	Provide sufficient instructions to all parties regarding increased of Merger Notification Thresholds.
• N/A	MAO Inputs to Resolution Lifting the Interim Guidelines During Periods of Community Quarantine	N/A

SUMMARY OF REGULATORY ACTIONS PLANNED FOR 2024:

1. Regulation # PCC-2024-001-1: PCC Guidelines on the Hiring of Third-Party Monitors
2. Regulation # PCC-2024-002-1: Revised Rules on Expedited Merger Review
3. Regulation # PCC-2024-003-1: Omnibus Rules in the Payment of Fees for Services Rendered by the PCC Mergers and Acquisitions Office ("Omnibus Rules in the Payment of Fees")
4. Regulation # PCC-2024-004-1: Republic Act No. 10667 or the Philippine Competition Act
5. Regulation # PCC-2024-005-1: PCC Codified Rules of Procedure Project
6. Regulation # PCC-2024-006-1: Codification Project – Rules on Contempt
7. Regulation # PCC-2024-007-1: Commission Resolution No. 01-2024 Adjusting the Merger Notification Thresholds Pursuant To Memorandum Circular 18–001

Notes:

1. Amendment of Republic Act 10667 or the Philippine Competition Act.

    - The Congress is currently in the process of reviewing R.A. No. 10667, to strengthen the powers and jurisdiction of the PCC.

2. PCC's Codified Rules of Procedure Project

    In 2022, the PCC updated and streamlined the set of rules, issuances, and guidelines, collectively termed as PCC's Codified Rules of Procedure ("PCRP"),

which includes the 2017 Rules of Procedure. For 2024, the PCC intends to continue the Project. Apart from the comprehensive review of the existing guidelines and procedures, the PCC plans to enhance the PCRP with the following additional rules: (a) Rules on Evidence; (b) Rules on Contempt; (c) Rules on Motions; and (d) Rules on Forbearance. The PCC likewise intends to provide inputs to the Supreme Court's TWG on Pleadings, Practice and Procedure.

FOR FURTHER INFORMATION CONTACT:

Name of Contact Person: Atty. Joseph Melvin. B. Basas

Designation: Director IV, FPMO / Vice-Chairperson, PCC Committee on Anti-Red Tape (CART)

Email: jbbasas@phcc.gov.ph (cc cpmd@phcc.gov.ph)

Office Landline/ Office Mobile Phone Number: 87719-722

Michael G. Aguinaldo
Chairperson
Philippine Competition Commission

MERGERS AND ACQUISITIONS OFFICE

Regulation # PCC-2024-001-1

A. PROPONENT AGENCY DETAILS			
1. PROPONENT AGENCY	Philippine Competition Commission		
2. Accountable Officer	*2a. Name*	Lianne Ivy P. Medina	
	2b. Designation	Director IV-Mergers and Acquisitions Office	
	2c. Phone Number	+632 87719-722 local 101	
	2d. Email	lpmedina@phcc.gov.ph	
3. Contact Officer	*3a. Name*	Reiniel Y. Honrubia	
	3b. Designation	Attorney II	
	3c. Phone Number	+632 87719-722 local 101	
	3d. Email	mergers@phcc.gov.ph	
4. Date	16 February 2024		
B. REGULATION DETAILS			
1. Full Title	PCC Guidelines on the Hiring of Third-Party Monitors		
2. Short Title	Third-Party Monitor Hiring Guidelines		
3. Regulatory Life Cycle Stage	☒ Development of Regulation ☐ Implementation ☐ Monitoring, Evaluation, & Ex-Post Review		
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: Memorandum		
5. Classification of Action	☒ New Regulation ☒ Amendment ☒Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed		
6. Regulation Amended/ Repealed *(if applicable)*	*1. N/A* *2. N/A* *3. N/A*		
C. STAKEHOLDERS AND/OR SECTORS AFFECTED			
1. Classification	☒Business-Related	☐Non-Business	
1.1. For Business-Related Regulations		***1.2. For Non-Business Regulations***	
a. Sector[1]	Choose an item.	**a. Stage of Life**	
b. Stage of Business	☒ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business	**b. Life Event**	
c. Case Use	Appointment of Third-Party Monitors	**c. Case Use**	
2. Jurisdiction	☒National ☐Regional ☐City/Municipality-wide		
D. CONSULTATIONS CONDUCTED			
1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☒NO ☐ONGOING			
E. SUMMARY OF REGULATION			
1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES			
Absence of an existing framework regarding the hiring and appointment of third-parties to act as monitors for parties and transactions which have existing undertakings with the PCC.			
2. OBJECTIVE OF REGULATORY ACTION			
To provide comprehensive guidelines outlining the qualification and evaluation criteria utilized for appointing third-party monitors by the last quarter of 2024.			

[1] Philippine Standard Industrial Classification

Formally establish the specific requirements, scoring system, shortlisting process, and timeframes applied in selections to guide applicants and improve transparency around decisions.			
F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)			
1. Conduct of PIA	Q4	**4. Conduct of RIA**	Q4
2. Consultation of PIS	Q4 Click or tap to enter a date.	**5. Consultation of RIS**	Q4
3. Submission of PIS	Q4	**6. Submission of RIS**	Q4
G. IMPLEMENTATION DETAILS *(applicable only if regulation is for repeal/amendment)*			
1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	TBD	**4. Date Effective**	TBD
H. CLASSIFICATION OF REGULATION			
1. Proposed Classification	☒ Major ☐ Exempted ☐ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	*Cite and explain the legal basis for exemption and other supporting information on how the regulation satisfies any of the criteria listed in Annex A.* *Justification questions on why the regulation is considered exempt from Section 9 of ARTA MC 2022-06:* • *Is the regulation among the exempted regulations per the list provided under Annex A of ARTA MC 2022-06 (i.e., laws passed by Congress, PAPs of the government, taxation or revenue-raising measures, budget-related issuances, and exceptional circumstances such as a national/local emergency and matters that deal with national security)?* • *Based on the screening tool provided under Annex B of ARTA MC 2022-06, should the regulation not undergo RIA?* *If you answer 'yes' in any of the three questions, kindly provide justification and/or data to support your request for exemption.*		

MERGERS AND ACQUISITIONS OFFICE

Regulation # PCC-2024-002-1

A. PROPONENT AGENCY DETAILS			
1. PROPONENT AGENCY	Philippine Competition Commission		
2. Accountable Officer	*2a. Name*	Lianne Ivy P. Medina	
	2b. Designation	Director IV-Mergers and Acquisitions Office	
	2c. Phone Number	+632 87719-722 local 101	
	2d. Email	lpmedina@phcc.gov.ph	
3. Contact Officer	*3a. Name*	Reiniel Y. Honrubia	
	3b. Designation	Attorney II	
	3c. Phone Number	+632 87719-722 local 101	
	3d. Email	mergers@phcc.gov.ph	
4. Date	16 February 2024		
B. REGULATION DETAILS			
1. Full Title	Revised Rules on Expedited Merger Review		
2. Short Title	Revised Rules on Expedited Merger Review		
3. Regulatory Life Cycle Stage	☐ Development of Regulation ☒ Implementation ☐ Monitoring, Evaluation, & Ex-Post Review		
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: Memorandum Circular		
5. Classification of Action	☐ New Regulation ☒ Amendment ☒Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed		
6. Regulation Amended/ Repealed *(if applicable)*	*1.Rules on Expedited Merger Review* *2.N/A* *3.N/A*		
C. STAKEHOLDERS AND/OR SECTORS AFFECTED			
1. Classification	☒Business-Related	☐Non-Business	
1.1. For Business-Related Regulations		***1.2. For Non-Business Regulations***	
a. Sector	Choose an item.	**a. Stage of Life**	
b. Stage of Business	☒ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business	**b. Life Event**	
c. Case Use	N/A	**c. Case Use**	
2. Jurisdiction	☒National ☐Regional	☐City/Municipality-wide	
D. CONSULTATIONS CONDUCTED			
1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☒NO ☐ONGOING			
E. SUMMARY OF REGULATION			
1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES			
Changes Implemented: • Imposition of Fees • Manner of Filing • Minor changes in wordings			
2. OBJECTIVE OF REGULATORY ACTION			
To provide an updated procedure for the notification and review of mergers and acquisitions qualified for expedited review.			
F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)			
1. Conduct of PIA	Q4	**4. Conduct of RIA**	N/A
2. Consultation of PIS	N/A to Click or tap to enter a date.	**5. Consultation of RIS**	N/A to Click or tap to enter a date.

3. Submission of PIS	N/A	**6. Submission of RIS**	N/A
G. IMPLEMENTATION DETAILS *(applicable only if regulation is for repeal/amendment)*			
1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	TBD	**4. Date Effective**	TBD
H. CLASSIFICATION OF REGULATION			
1. Proposed Classification	☒ Major ☐ Exempted ☐ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	*Cite and explain the legal basis for exemption and other supporting information on how the regulation satisfies any of the criteria listed in Annex A.* *Justification questions on why the regulation is considered exempt from Section 9 of ARTA MC 2022-06:* • *Is the regulation among the exempted regulations per the list provided under Annex A of ARTA MC 2022-06 (i.e., laws passed by Congress, PAPs of the government, taxation or revenue-raising measures, budget-related issuances, and exceptional circumstances such as a national/local emergency and matters that deal with national security)?* • *Based on the screening tool provided under Annex B of ARTA MC 2022-06, should the regulation not undergo RIA?* *If you answer 'yes' in any of the three questions, kindly provide justification and/or data to support your request for exemption.*		

MERGERS AND ACQUISITIONS OFFICE

Regulation # PCC-2024-003-1

A. PROPONENT AGENCY DETAILS					
1. PROPONENT AGENCY	Philippine Competition Commission				
2. Accountable Officer	*2a. Name*	Lianne Ivy P. Medina			
	2b. Designation	Director IV-Mergers and Acquisitions Office			
	2c. Phone Number	+632 87719-722 local 101			
	2d. Email	lpmedina@phcc.gov.ph			
3. Contact Officer	*3a. Name*	Reiniel Y. Honrubia			
	3b. Designation	Attorney II			
	3c. Phone Number	+632 87719-722 local 101			
	3d. Email	mergers@phcc.gov.ph			
4. Date	16 February 2024				
B. REGULATION DETAILS					
1. Full Title	Omnibus Rules in the Payment of Fees for Services Rendered by the PCC Mergers and Acquisitions Office ("Omnibus Rules in the Payment of Fees")				
2. Short Title	Omnibus Rules in the Payment of Fees				
3. Regulatory Life Cycle Stage	☒ Development of Regulation ☐ Implementation ☐ Monitoring, Evaluation, & Ex-Post Review				
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: Memorandum Circular				
5. Classification of Action	☒ New Regulation ☐ Amendment ☒Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed				
6. Regulation Amended/ Repealed *(if applicable)*	*1. PCC Memorandum Circular No. 17-002 (Revised Filing Fees for Merger Notification and Review)* *2.N/A* *3.N/A*				
C. STAKEHOLDERS AND/OR SECTORS AFFECTED					
1. Classification	☒Business-Related		☐Non-Business		
1.1. For Business-Related Regulations			***1.2. For Non-Business Regulations***		
a. Sector	Choose an item.		**a. Stage of Life**		
b. Stage of Business	☐ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business		**b. Life Event**		
c. Case Use	Appointment of Third-Party Monitors		**c. Case Use**		
2. Jurisdiction	☒National	☐Regional		☐City/Municipality-wide	
D. CONSULTATIONS CONDUCTED					
1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☒NO ☐ONGOING					
E. SUMMARY OF REGULATION					
1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES a. A need to update and revise the current rules and fee structure for notification and review of mergers and acquisitions, as set out in Memorandum Circular No. 17-002. b. To ensure that each party to a merger or acquisition pays their fair share of fees to cover the administrative costs and resources required for the Commission and MAO to review M&A and enforce notification requirements. c. To promote the financial sustainability of the MAO and its regulatory supervision of M&A activity by aligning fee revenue with the operating expenses and resource needs.					

d. To provide clarity, consistency and transparency surrounding the Commission's and MAO's fee structure and collection process in relation to notification and review of mergers and acquisitions

2. OBJECTIVE OF REGULATORY ACTION

a. Revise and update the existing rules, processes, and fee structures related to merger and acquisition notification and review to improve efficiency, clarity, and better align with current resource needs.
b. Implement a fair and equitable fee allocation model across all parties to cover costs associated with M&A oversight without over-burdening fees or deterring beneficial business activity.
c. Provide transparent calculations, processes, and justifications for all fees levied in relation to merger notification, review, and approval to improve public confidence and understanding.
d. Develop efficient administrative systems and communication flows between the Commission, MAO, and relevant parties to facilitate seamless fee payment and mutual accountability.

F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)

1. Conduct of PIA	Q4	**4. Conduct of RIA**	N/A
2. Consultation of PIS	N/A to Click or tap to enter a date.	**5. Consultation of RIS**	N/A to Click or tap to enter a date.
3. Submission of PIS	N/A	**6. Submission of RIS**	N/A

G. IMPLEMENTATION DETAILS *(applicable only if regulation is for repeal/amendment)*

1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	N/A	**4. Date Effective**	N/A

H. CLASSIFICATION OF REGULATION

1. Proposed Classification	☐ Major ☒ Exempted ☐ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	The Omnibus Rules on Payment of Fees is exempted from Section 9 of ARTA MC 2022-06, pursuant to Annex A of said ARTA issuance. Specifically, the fee schedule under the Rules can be classified under the revenue-raising measures category exempted from review.		

OFFICE OF THE GENERAL COUNSEL – LEGAL SERVICES DIVISION

Regulation # PCC-2024-004-1

A. PROPONENT AGENCY DETAILS		
1. PROPONENT AGENCY	Philippine Competition Commission	
2. Accountable Officer	*2a. Name*	Michelle Diana P. Maniwang-Basa
	2b. Designation	Attorney V
	2c. Phone Number	87719758
	2d. Email	legal@phcc.gov.ph
3. Contact Officer	*3a. Name*	Ramon Jeriel S. Sawit / Christianne Smile P. Yu
	3b. Designation	Competition Policy Research Officer V / Attorney III
	3c. Phone Number	87719760
	3d. Email	legis@phcc.gov.ph
4. Date	N/A	
B. REGULATION DETAILS		
1. Full Title	Republic Act No. 10667 or the Philippine Competition Act	
2. Short Title	Philippine Competition Act	
3. Regulatory Life Cycle Stage	☐ Development of Regulation ☒ Implementation ☒ Monitoring, Evaluation, & Ex-Post Review	
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: _Law_____	
5. Classification of Action	☐ New Regulation ☒ Amendment ☒Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed	
6. Regulation Amended/ Repealed *(if applicable)*	*1. RA No. 10667* *2. N/A* *3. N/A*	

C. STAKEHOLDERS AND/OR SECTORS AFFECTED				
1. Classification	☒Business-Related	☐Non-Business		
1.1. For Business-Related Regulations			***1.2. For Non-Business Regulations***	
a. Sector[1]	Choose an item.		**a. Stage of Life**	
b. Stage of Business	☐ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business		**b. Life Event**	
c. Case Use	N/A		**c. Case Use**	
2. Jurisdiction	☒National	☐Regional	☐City/Municipality-wide	

D. CONSULTATIONS CONDUCTED
1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☒NO ☐ONGOING
E. SUMMARY OF REGULATION
1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES
There is an ongoing proposal to amend and to review RA No. 10667 or the Philippine Competition Act.
2. OBJECTIVE OF REGULATORY ACTION
Strengthen the power of the PCC through its mandate in the PCA.

[1] Philippine Standard Industrial Classification

F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)			
1. Conduct of PIA	TBD	**4. Conduct of RIA**	TBD
2. Consultation of PIS	Click or tap to enter a date. Click or tap to enter a date.	**5. Consultation of RIS**	Click or tap to enter a date. Click or tap to enter a date.
3. Submission of PIS	Click or tap to enter a date.	**6. Submission of RIS**	Click or tap to enter a date.
G. IMPLEMENTATION DETAILS *(applicable only if regulation is for repeal/amendment)*			
1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	TBD	**4. Date Effective**	TBD
H. CLASSIFICATION OF REGULATION			
1. Proposed Classification	☒ Major ☐ Exempted ☐ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	*Since the law is still undergoing review and amendment before Congress, the PCC is yet to determine whether it should undergo RIA.*		

OFFICE OF THE GENERAL COUNSEL - LEGAL SERVICES DIVISION

Regulation # PCC-2024-005-1

A. PROPONENT AGENCY DETAILS		
1. PROPONENT AGENCY	Philippine Competition Commission	
2. Accountable Officer	*2a. Name*	Michelle Diana P. Maniwang-Basa
	2b. Designation	Attorney V
	2c. Phone Number	87719758
	2d. Email	legal@phcc.gov.ph
3. Contact Officer	*3a. Name*	Ana Cecilia M. Garduque-Gumpal
	3b. Designation	Legal Assistant
	3c. Phone Number	87719758
	3d. Email	legal@phcc.gov.ph
4. Date	N/A	
B. REGULATION DETAILS		
1. Full Title	PCC Codified Rules of Procedure Project	
2. Short Title	Codification Project	
3. Regulatory Life Cycle Stage	☒ Development of Regulation ☐ Implementation ☐ Monitoring, Evaluation, & Ex-Post Review	
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: _Rules of Procedure_____	
5. Classification of Action	☒ New Regulation ☒ Amendment ☒Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed	
6. Regulation Amended/ Repealed *(if applicable)*	*1. 2017 Rules of Procedures* *2. 2017 Rules of Merger Procedure* *3. N/A*	

C. STAKEHOLDERS AND/OR SECTORS AFFECTED				
1. Classification	☒Business-Related		☐Non-Business	
1.1. For Business-Related Regulations			***1.2. For Non-Business Regulations***	
a. Sector[1]	Choose an item.		**a. Stage of Life**	
b. Stage of Business	☐ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business		**b. Life Event**	
c. Case Use	N/A		**c. Case Use**	
2. Jurisdiction	☒National	☐Regional	☐City/Municipality-wide	

D. CONSULTATIONS CONDUCTED

1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☒NO ☐ONGOING

E. SUMMARY OF REGULATION

1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES

During the implementation of the PCA, it was assessed that there is a need to revisit the PCC's rules of procedures, cover the gaps identified and to ensure that there is due process in the conduct of competition-related investigations and review.

2. OBJECTIVE OF REGULATORY ACTION

The PCC Codified Rules of Procedure aims to guide the Commission and the stakeholders in the processes of the PCC. This will also ensure that due process is followed in the conduct of competition-related investigations and review.

[1] Philippine Standard Industrial Classification

F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)			
1. Conduct of PIA	TBD	**4. Conduct of RIA**	TBD
2. Consultation of PIS	Click or tap to enter a date. Click or tap to enter a date.	**5. Consultation of RIS**	Click or tap to enter a date. Click or tap to enter a date.
3. Submission of PIS	Click or tap to enter a date.	**6. Submission of RIS**	Click or tap to enter a date.
G. IMPLEMENTATION DETAILS *(applicable only if regulation is for repeal/amendment)*			
1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	TBD	**4. Date Effective**	TBD
H. CLASSIFICATION OF REGULATION			
1. Proposed Classification	☒ Major ☐ Exempted ☐ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	*Since the regulation is still undergoing review and drafting, the PCC is yet to determine whether it should undergo RIA.*		

OFFICE OF THE COMMISSION CLERK AND SHERIFF

Regulation # PCC-2024-006-1

A. PROPONENT AGENCY DETAILS				
1. PROPONENT AGENCY	Philippine Competition Commission			
2. Accountable Officer	*2a. Name*	Sheryl V. Supapo-Sandigan		
	2b. Designation	Director III		
	2c. Phone Number	8771-9722		
	2d. Email	occs@phcc.gov.ph		
3. Contact Officer	*3a. Name*	Mikko Angelo P. Olalia		
	3b. Designation	Legal Assistant II		
	3c. Phone Number	8771-9722		
	3d. Email	adjudication@phcc.gov.ph		
4. Date	N/A			
B. REGULATION DETAILS				
1. Full Title	Codification Project – Rules on Contempt			
2. Short Title	Rules on Contempt			
3. Regulatory Life Cycle Stage	☒ Development of Regulation ☐ Implementation ☐ Monitoring, Evaluation, & Ex-Post Review			
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: _Rules of Procedure_____			
5. Classification of Action	☒ New Regulation ☒ Amendment ☒Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed			
6. Regulation Amended/ Repealed *(if applicable)*	*1. 2017 Rules of Procedures* *2. N/A* *3. N/A*			
C. STAKEHOLDERS AND/OR SECTORS AFFECTED				
1. Classification	☒Business-Related	☐Non-Business		
1.1. For Business-Related Regulations		***1.2. For Non-Business Regulations***		
a. Sector[1]	Choose an item.	**a. Stage of Life**		
b. Stage of Business	☐ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business	**b. Life Event**		
c. Case Use	N/A	**c. Case Use**		
2. Jurisdiction	☒National ☐Regional		☐City/Municipality-wide	
D. CONSULTATIONS CONDUCTED				
1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☐NO ☒ONGOING				
E. SUMMARY OF REGULATION				
1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES				
Increase in number of contempt cases which have different, unique legal issues				
2. OBJECTIVE OF REGULATORY ACTION				
Establishment of guidelines on rules on contempt procedure				
F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)				
1. Conduct of PIA	TBD	**4. Conduct of RIA**	TBD	
2. Consultation of PIS	Click or tap to enter a date. Click or tap to enter a date.	**5. Consultation of RIS**	Click or tap to enter a date. Click or tap to enter a date.	

[1] Philippine Standard Industrial Classification

3. Submission of PIS	Click or tap to enter a date.	**6. Submission of RIS**	Click or tap to enter a date.
G. IMPLEMENTATION DETAILS ***(applicable only if regulation is for repeal/amendment)***			
1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	TBD	**4. Date Effective**	TBD
H. CLASSIFICATION OF REGULATION			
1. Proposed Classification	☒ Major ☐ Exempted ☐ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	*Since the regulation is still undergoing review and drafting, the PCC is yet to determine whether it should undergo RIA.*		

COMMISSION EN BANC

Regulation # PCC-2024-007-1

A. PROPONENT AGENCY DETAILS		
1. PROPONENT AGENCY	Philippine Competition Commission	
2. Accountable Officer	*2a. Name*	Commission En Banc
	2b. Designation	Commission En Banc
	2c. Phone Number	8771-9722
	2d. Email	docket@phcc.gov.ph
3. Contact Officer	*3a. Name*	Atty. Lianne Ivy P. Medina / Benjamin E. Radoc Jr., PhD
	3b. Designation	MAO Director / EO Director
	3c. Phone Number	87719-722 local 252 / 87719-722 local 262
	3d. Email	mergers@phcc.gov.ph / economics@phcc.gov.ph
4. Date	03 March 2024	
B. REGULATION DETAILS		
1. Full Title	Commission Resolution No. 01-2024 Adjusting The Merger Notification Thresholds Pursuant To Memorandum Circular 18–001	
2. Short Title	Not Applicable	
3. Regulatory Life Cycle Stage	☐ Development of Regulation ☒ Implementation ☐ Monitoring, Evaluation, & Ex-Post Review	
4. Regulatory Instrument	☐ Memorandum Circular ☐ Joint Memorandum Circular ☐ Department Order ☒ Specify: Commission Resolution_____	
5. Classification of Action	☐ New Regulation ☒ Amendment ☐Repeal ☐ Ex-Post RIS/PIR/SCR ☐ Completed	
6. Regulation Amended/ Repealed *(if applicable)*	*1. Commission Resolution 04-2023*	

C. STAKEHOLDERS AND/OR SECTORS AFFECTED				
1. Classification	☒Business-Related		☐Non-Business	
1.1. For Business-Related Regulations			***1.2. For Non-Business Regulations***	
a. Sector[1]	All sectors		**a. Stage of Life**	
b. Stage of Business	☒ Opening/Renewing a Business ☒ Operating a Business ☐ Closing a Business		**b. Life Event**	
c. Case Use			**c. Case Use**	
2. Jurisdiction	☒National	☐Regional	☐City/Municipality-wide	

D. CONSULTATIONS CONDUCTED
1. HAS THIS BEEN SUBJECTED TO STAKEHOLDER CONSULTATION AND/OR COMMENTS? ☐YES ☒NO ☐ONGOING
E. SUMMARY OF REGULATION
1. PROBLEM ADDRESSED BY REGULATION / SUMMARY OF CHANGES

[1] Philippine Standard Industrial Classification

(Describe the nature and extent of the problem that is being addressed. Provide data on scope or coverage of the problem. List summary of changes based on "Regulation Amended/ Repealed" above.)

Merger Notification Thresholds are adjusted based on the Philippine Statistics Authority's official estimate of the nominal GDP Growth of the previous year.

2. OBJECTIVE OF REGULATORY ACTION

(Identify clear and specific policy objective. State what is to be achieved. Ensure objective satisfies the SMART (specific, measurable, achievable, realistic, time-bound) criteria.)

The Commission adjusts the merger notification threshold in order to reflect the current economic situation. With economic growth and inflation, a greater number of businesses will breach the notification thresholds if left unadjusted. It is best practice to consider the size of the economy when setting notification thresholds, as a smaller economy tends to have smaller firms with lower revenue compared to firms in larger economies.

F. TIMELINE OF ACTIVITIES (ACCOMPLISHED OR TARGET)

1. Conduct of PIA	N/A	**4. Conduct of RIA**	N/A
2. Consultation of PIS	N/A to N/A	**5. Consultation of RIS**	N/A to N/A
3. Submission of PIS	N/A	**6. Submission of RIS**	N/A

G. IMPLEMENTATION DETAILS *(applicable only if regulation is for repeal/amendment)*

1. Date Filed (ONAR)	N/A	**3. Date Issued**	N/A
2. Date Published ☐ **Official Gazette AND/OR** ☐ **Newspaper of General Circulation**	N/A	**4. Date Effective**	1 March 2024

H. CLASSIFICATION OF REGULATION

1. Proposed Classification	☐ Major ☐ Exempted ☒ Minor	**2. ARTA Classification** *(if available)*	☐ Major ☐ Exempted ☐ Minor
3. Justification for Exempted Regulations	*Cite and explain the legal basis for exemption and other supporting information on how the regulation satisfies any of the criteria listed in Annex A.* *Justification questions on why the regulation is considered exempt from Section 9 of ARTA MC 2022-06:* • *Is the regulation among the exempted regulations per the list provided under Annex A of ARTA MC 2022-06 (i.e., laws passed by Congress, PAPs of the government, taxation or revenue-raising measures, budget-related issuances, and exceptional circumstances such as a national/local emergency and matters that deal with national security)?* • *Based on the screening tool provided under Annex B of ARTA MC 2022-06, should the regulation not undergo RIA?* *If you answer 'yes' in any of the three questions, kindly provide justification and/or data to support your request for exemption.*		