

REPUBLIC ACT NO. 8240

AN ACT AMENDING SECTIONS 138, 139, 140 AND 142 OF
THE NATIONAL INTERNAL REVENUE CODE, AS
AMENDED, AND FOR OTHER PURPOSES

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

SECTION 1. Section 138 of the National Internal Revenue
Code, as amended, is hereby further amended to read as follows:

"SEC. 138. *Distilled Spirits.* – On distilled spirits, there
shall be collected, subject to the provisions of Section 130 of this
Code, specific taxes as follows:

"(a) If produced from the sap of nipa, coconut, cassava,
camote, or buri palm or from the juice, syrup, or sugar of the
cane, provided such materials are produced commercially in the
country where they are processed into distilled spirits, per proof
liter, Eight pesos (P8): *Provided*, That if produced in a pot still
or other similar primary distilling apparatus by a distiller
producing not more than 100 liters a day, containing not more
than fifty percent (50%) of alcohol by volume, per proof liter, Four
pesos (P4);

"(b) If produced from raw materials other than those
enumerated in the preceding paragraph, the tax shall be in
accordance with the net retail price per bottle of seven hundred
fifty milliliter (750 ml.) volume capacity (excluding the excise tax
and the value-added tax) as follows:

"(1) Less than Two hundred and fifty pesos (P250) –
Seventy-five pesos (P75), per proof liter;

"(2) Two hundred and fifty pesos (P250) up to Six hundred and seventy-five pesos (P675) – One hundred and fifty pesos (P150), per proof liter; and

"(3) More than Six hundred and seventy-five pesos (P675) – Three hundred pesos (P300), per proof liter.

"(c) Medicinal preparations, flavoring extracts, and all other preparations, except toilet preparations, of which, excluding water, distilled spirits form the chief ingredient, shall be subject to the same tax as such chief ingredient.

"This tax shall be proportionally increased for any strength of the spirits taxed over proof spirits, and the tax shall attach to this substance as soon as it is in existence as such, whether it be subsequently separated as pure or impure spirits, or transformed into any other substance either in the process of original production or by any subsequent process.

"Spirits or distilled spirits,' is the substance known as ethyl alcohol, ethanol or spirits of wine, including all dilutions, purifications and mixtures thereof, from whatever source by whatever process produced and shall include whisky, brandy, rum, gin and vodka, and other similar products or mixtures.

"Proof spirits' is liquor containing 1/2 of its volume of alcohol of a specific gravity of seven thousand nine hundred and thirty-nine ten thousandths (0.7939) at fifteen degrees centigrade. A proof liter means a liter of proof spirits.

"The rates of tax imposed under this section shall be increased by twelve percent (12%) on January 1, 2000.

"New brands shall be classified according to their current net retail price.

"For the above purpose, net retail price shall mean the price at which the distilled spirit is sold on retail in 10 major supermarkets in Metro Manila, excluding the amount intended to cover the applicable excise tax and the value-added tax as of October 1, 1996.

"The classification of each brand of distilled spirits based on the average net retail price as of October 1, 1996, as set forth in Annex 'A', shall remain in force until revised by Congress."

SEC. 2. Section 139 of the National Internal Revenue Code, as amended, is hereby further amended to read as follows:

"SEC. 139. *Wines.* – On wines, there shall be collected per liter of volume capacity, the following taxes:

"(a) Sparkling wines/champagnes regardless of proof, if the net retail price per bottle (excluding the excise tax and the value-added tax) is:

"(1) Five hundred pesos (P500) or less – One hundred pesos (P100); and

"(2) More than Five hundred pesos (P500) – Three hundred pesos (P300);

"(b) Still wines containing fourteen percent (14%) of alcohol by volume or less, Twelve pesos (P12); and

"(c) Still wines containing more than fourteen percent (14%) but not more than twenty-five percent (25%) of alcohol by volume, Twenty-four pesos (P24).

"Fortified wines containing more than twenty-five percent (25%) of alcohol by volume shall be taxed as distilled spirits. Fortified wines shall mean natural wines to which distilled spirits are added to increase their alcoholic strength.

"The rates of tax imposed under this section shall be increased by twelve percent (12%) on January 1, 2000.

"New brands shall be classified according to their current net retail price.

"For the above purpose, net retail price shall mean the price at which wine is sold on retail in 10 major supermarkets in Metro Manila, excluding the amount intended to cover the applicable excise tax and the value-added tax as of October 1, 1996.

"The classification of each brand of wines based on its average net retail price as of October 1, 1996, as set forth in Annex 'B', shall remain in force until revised by Congress."

SEC. 3. Section 140 of the National Internal Revenue Code, as amended, is hereby further amended to read as follows:

"SEC. 140. *Fermented Liquor.* – There shall be levied, assessed and collected a specific tax on beer, lager beer, ale, porter, and other fermented liquors except tuba, basi, tapuy and similar domestic fermented liquors in accordance with the following schedule:

"(a) If the net retail price (excluding the specific tax and value-added tax) per liter of volume capacity is less than Fourteen pesos and fifty centavos (P14.50), the tax shall be Six pesos and fifteen centavos (P6.15) per liter;

"(b) If the net retail price (excluding the specific tax and the value-added tax) per liter of volume capacity is Fourteen pesos and fifty centavos (P14.50) up to Twenty-two pesos (P22), the tax shall be Nine pesos and fifteen centavos (P9.15) per liter;

"(c) If the net retail price (excluding the specific tax and the value-added tax) per liter of volume capacity is more than Twenty-two pesos (P22), the tax shall be Twelve pesos and fifteen centavos (P12.15) per liter.

"Variants of existing brands which are introduced in the domestic market after the effectivity of this Act shall be taxed under the highest classification of any variant of that brand.

"Fermented liquor which are brewed and sold at micro-breweries or small establishments such as pubs and restaurants shall be subject to the rate in paragraph (c) hereof.

"The specific tax from any brand of fermented liquor within the next three (3) years from the effectivity of this Act shall not be lower than the tax which was due from each brand on October 1, 1996.

"The rates of specific tax on fermented liquor under paragraphs (a), (b) and (c) hereof shall be increased by twelve percent (12%) on January 1, 2000.

"New brands shall be classified according to their current net retail price.

"For the above purpose, net retail price shall mean the price at which the fermented liquor is sold on retail in 20 major supermarkets in Metro Manila (for brands of fermented liquor marketed nationally), excluding the amount intended to cover the applicable excise tax and the value-added tax. For brands which are marketed only outside Metro Manila, the net retail price shall mean the price at which the fermented liquor is sold in five major supermarkets in the region excluding the amount intended to cover the applicable excise tax and the value-added tax.

"The classification of each brand of fermented liquor based on its average net retail price as of October 1, 1996, as set forth in Annex 'C,' shall remain in force until revised by Congress.

"A variant of a brand shall refer to a brand on which a modifier is prefixed and/or suffixed to the root name of the brand and/or a different brand which carries the same logo or design of the existing brand.

"Every brewer or importer of fermented liquor shall, within thirty (30) days from the effectivity of this Act, and within the first five (5) days of every month thereafter, submit to the Commissioner of Internal Revenue a sworn statement of the volume of sales for each particular brand of fermented liquor sold at his establishment for the three-month period immediately preceding.

"Any brewer or importer who, in violation of this section, knowingly misdeclares or misrepresents in his or its sworn statement herein required any pertinent data or information shall be penalized by a summary cancellation or withdrawal of his or its permit to engage in business as brewer or importer of fermented liquor.

"Any corporation, association, or partnership liable for any of the acts or omissions in violation of this section shall be fined treble the amount of deficiency taxes, surcharges, and interest which may be assessed pursuant to this section.

"Any person liable for any of the acts or omissions prohibited under this section shall be criminally liable and penalized under Section 253 of this Code. Any person who willfully aids or abets in the commission of any such act or omission shall be criminally liable in the same manner as the principal.

"If the offender is not a citizen of the Philippines, he shall be deported immediately after serving the sentence without further proceedings for deportation."

SEC. 4. Section 142 of the National Internal Revenue Code, as amended, is hereby further amended to read as follows:

"SEC. 142. *Cigars and cigarettes.* – (a) Cigars. – There shall be levied, assessed and collected on cigars a tax of One peso (P1) per cigar.

"(b) Cigarettes packed by hand. – There shall be levied, assessed and collected on cigarettes packed by hand a tax of Forty centavos (P0.40) per pack.

"(c) Cigarettes packed by machine. – There shall be levied, assessed and collected on cigarettes packed by machine a tax at the rates prescribed below:

"(1) If the net retail price (excluding the excise tax and the value-added tax) is above Ten pesos (P10) per pack, the tax shall be Twelve pesos (P12) per pack;

"(2) If the net retail price (excluding the excise tax and the value-added tax) exceeds Six pesos and fifty centavos (P6.50) but does not exceed Ten pesos (P10) per pack, the tax shall be Eight pesos (P8) per pack;

"(3) If the net retail price (excluding the excise tax and the value-added tax) is Five pesos (P5) but does not exceed Six pesos and fifty centavos (P6.50) per pack, the tax shall be Five pesos (P5) per pack;

"(4) If the net retail price (excluding the excise tax and the value-added tax) is below Five pesos (P5) per pack, the tax shall be One peso (P1) per pack.

"Variants of existing brands of cigarettes which are introduced in the domestic market after the effectivity of this Act shall be taxed under the highest classification of any variant of that brand.

"The specific tax from any brand of cigarettes within the next three (3) years of effectivity of this Act shall not be lower than the tax which is due from each brand on October 1, 1996: *Provided, however,* That in cases where the specific tax rates imposed in paragraphs (1), (2), (3) and (4) hereinabove will result in an increase in excise tax of more than seventy percent (70%), for a brand of cigarette, the increase shall take effect in two tranches: fifty percent (50%) of the increase shall be effective in 1997 and one hundred percent (100%) of the increase shall be effective in 1998.

"Duly registered or existing brands of cigarettes or new brands thereof packed by machine shall only be packed in twenties.

"The rates of specific tax on cigars and cigarettes under paragraphs (1), (2), (3) and (4) hereof, shall be increased by twelve percent (12%) on January 1, 2000.

"New brands shall be classified according to their current net retail price.

"For the above purpose, net retail price shall mean the price at which the cigarette is sold on retail in 20 major supermarkets in Metro Manila (for brands of cigarettes marketed nationally), excluding the amount intended to cover the applicable excise tax and the value-added tax. For brands which are marketed only outside Metro Manila, the net retail price shall mean the price at which the cigarette is sold in five major supermarkets in the region excluding the amount intended to cover the applicable excise tax and the value-added tax.

"The classification of each brand of cigarettes based on its average net retail price as of October 1, 1996, as set forth in Annex 'D' of this Act, shall remain in force until revised by Congress.

"Variant of a brand shall refer to a brand on which a modifier is prefixed and/or suffixed to the root name of the brand and/or a different brand which carries the same logo or design of the existing brand.

"Manufacturers and importers of cigars and cigarettes shall, within thirty (30) days from the effectivity of this Act, and within the first five (5) days of every month thereafter submit to the Commissioner of Internal Revenue a sworn statement of the volume of sales for each particular brand of cigars and/or cigarettes sold at his establishment for the three-month period immediately preceding.

"Any manufacturer or importer who, in violation of this section, knowingly misdeclares or misrepresents in his or its sworn statement herein required any pertinent data or information shall, upon discovery, be penalized by a summary cancellation or withdrawal of his or its permit to engage in business as manufacturer or importer of cigars or cigarettes.

"Any corporation, association, or partnership liable for any of the acts or omissions in violation of this section shall be fined treble the amount of deficiency taxes, surcharges, and interest which may be assessed pursuant to this section.

"Any person liable for any of the acts or omissions prohibited under this section shall be criminally liable and penalized under Section 253 of this Code. Any person who willfully aids or abets in the commission of any such act or omission shall be criminally liable in the same manner as the principal.

"If the offender is not a citizen of the Philippines, he shall be deported immediately after serving the sentence without further proceedings for deportation."

SEC. 5. The tax rates prescribed under this Act shall take effect on January 1, 1997.

SEC. 6. Internal revenue stamps, whether of a bar code or fusion design, shall be firmly and conspicuously affixed on each pack of cigars and cigarettes subject to specific tax in the manner and form as prescribed by the Commissioner of Internal Revenue upon approval of the Secretary of Finance.

Excisable articles such as distilled spirits, fermented liquor, cigars and cigarettes which are sold tax and duty free in all authorized establishments shall be marked tax and duty free in a manner and form prescribed by the Secretary of Finance.

SEC. 7. The classifications set forth in Annex "A" for distilled spirits, Annex "B" for wines, Annex "C" for fermented liquor and Annex "D" for cigarettes are hereby adopted and made an integral part of this Act.

SEC. 8. Fifteen percent (15%) of the incremental revenue collected from the excise tax on tobacco products under this Act shall be allocated and divided among the provinces producing burley and native tobacco in accordance with the volume of tobacco leaf production. The fund shall be exclusively utilized for programs in pursuit of the following objectives:

(a) Cooperative projects that will enhance better quality of agricultural products and increase income and productivity of farmers;

(b) Livelihood projects particularly the development of alternative farming system to enhance farmer's income;

(c) Agro-industrial projects that will enable tobacco farmers to be involved in the management and subsequent ownership of projects such as post-harvest and secondary processing like cigarette manufacturing and by-product utilization.

The Department of Budget and Management in consultation with the Oversight Committee created hereunder shall issue the corresponding rules and regulations governing the allocation and disbursement of this fund.

SEC. 9. An Oversight Committee is hereby created which shall be composed of the Chairmen of the Committees on Ways and Means of the Senate and the House of Representatives and four (4) additional members from each House to be designated by the Senate President and the Speaker of the House of Representatives, respectively. The Oversight Committee shall monitor and ensure the proper implementation of this Act.

SEC. 10. The Secretary of Finance shall, upon the recommendation of the Commissioner of Internal Revenue, promulgate the necessary rules and regulations for the effective implementation of this Act.

SEC. 11. If any of the provisions of this Act is declared invalid by competent court, the remainder of this Act or any provision not affected by such declaration of invalidity shall remain in force and effect.

SEC. 12. All laws, decrees, ordinances, rules and regulations, executive or administrative orders, and such other presidential issuances as are inconsistent with any of the provisions of this Act are hereby repealed, amended or otherwise modified accordingly.

SEC. 13. This Act shall take effect on January 1, 1997.

Approved, November 22, 1996.

ANNEXES

**Annex "A-1"
Local Distilled Spirits Brands Produced from Sap of Nipa, Coconut, etc. covered by Section 138(b)**

Brand/Type of Spirits (All in 750 ml./Bottle)	Size	a	b	c	d	e	f	g
Ginebra San Miguel (bilog)	250 ml	80	0.200	₱ 10.00	₱ 1.00	1.600	16.00%	₱ 7.40
	350 ml		0.280	₱ 13.00	₱ 1.30	2.240	17.23%	₱ 9.46
	350 ml		0.280	₱ 14.00	₱ 1.40	2.240	16.00%	₱ 10.36
	700 ml		0.560	₱ 28.00	₱ 2.80	4.480	16.00%	₱ 20.72
Añejo Rum 65 Flat 5 Years	375 ml	80	0.300	₱ 16.50	₱ 1.65	2.400	14.55%	₱ 12.45
	375 ml	65	0.240	₱ 11.50	₱ 1.15	1.920	16.70%	₱ 8.43
White Castle 5 Years	375 ml	80	0.300	₱ 21.00	₱ 2.10	2.400	11.43%	₱ 16.50
	750 ml	80	0.600	₱ 42.00	₱ 4.20	4.800	11.43%	₱ 33.00
Cherry Brandy	750 ml	65	0.488	₱ 34.50	₱ 3.45	3.900	11.30%	₱ 27.15
Tanduay Rum 5 Years	375 ml	80	0.300	₱ 11.75	₱ 1.18	2.400	20.43%	₱ 8.18
	750 ml		0.600	₱ 34.25	₱ 3.43	4.800	14.01%	₱ 26.03
Tondeña Manila Rum Silver LN	750 ml	80	0.600	₱ 44.50	₱ 4.45	4.800	10.79%	₱ 35.25
Cooler	300 ml	20	0.060	₱ 18.50	₱ 1.85	0.480	2.59%	₱ 16.17

Annex "A-2"
Local Distilled Spirits Brands Produced from Sap of Nipa, Coconut, etc. covered by Section 138(b)

Brand/Type of Spirits (All in 750 ml./Bottle)	a	b	c	d	e	f	g
Size	Proof	Proof Liter per Bottle	Retail Price	VAT (10%)	Excise Tax per Bottle (b x 8.00)	Percentage Excise Tax in Relation to Retail Price (e/c)	Net Retail Price (excluding VAT and Excise Tax)
Emperador Brandy	187 ml	80	0.150	₱ 12.50	₱ 1.25	9.60%	₱ 10.05
	375 ml	80	0.300	₱ 19.50	₱ 1.95	12.31%	₱ 15.15
	750 ml	80	0.600	₱ 38.50	₱ 3.85	12.47%	₱ 29.85
Napoleon VSOP	375 ml	84	0.315	₱ 71.00	₱ 7.10	3.55%	₱ 61.38
	750 ml	84	0.630	₱ 145.00	₱ 14.50	3.48%	₱ 125.46
Napoleon 5 years	375 ml	84	0.315	₱ 18.50	₱ 1.85	13.62%	₱ 14.13
VOS Brandy 5 years	375 ml	80	0.300	₱ 19.00	₱ 1.90	12.63%	₱ 14.70
VOS Brandy Special Edition	375 ml	80	0.300	₱ 17.50	₱ 1.75	13.71%	₱ 13.35
White Castle Whiskey	187 ml	80	0.149	₱ 12.25	₱ 1.23	9.73%	₱ 9.83
	375 ml	80	0.300	₱ 21.00	₱ 2.10	11.43%	₱ 16.50
	750 ml	80	0.600	₱ 42.00	₱ 4.20	11.43%	₱ 33.00
Manila Tondelita Rhum	750 ml	80	0.600	₱ 44.50	₱ 4.45	10.79%	₱ 35.25
	750 ml	80	0.600	₱ 44.50	₱ 4.45	10.79%	₱ 35.25
Gilbey's Gin	1 liter	90	0.900	₱ 114.50	₱ 11.45	6.29%	₱ 95.85
	750 ml	65	0.675	₱ 89.50	₱ 8.95	6.03%	₱ 75.15
Tanduay ESQ	375 ml	80	0.243	₱ 11.50	₱ 1.15	16.90%	₱ 8.41
	750 ml	80	0.467	₱ 23.00	₱ 2.30	16.24%	₱ 16.96
Tanduay White	375 ml	80	0.300	₱ 11.50	₱ 1.15	20.87%	₱ 7.95
	750 ml	80	0.600	₱ 23.00	₱ 2.30	20.87%	₱ 15.90
Tanduay Rhum 65	375 ml	65	0.240	₱ 11.50	₱ 1.15	16.70%	₱ 8.43
	750 ml	65	0.487	₱ 23.00	₱ 2.30	16.94%	₱ 16.80

Annex "A-3"
Distilled Spirits Brands Produced from Grains, Cereals, and Grains covered by Section 138(b)

	a	b	c	d	e	f	g
Brand/Type of Spirits (All in 750 ml/Bottle)	Proof	Proof Liter per Bottle (a x .75)	Retail Price	VAT (10%)	Excise Tax per Bottle	Percentage of Excise Tax in Relation to Retail Price (e/c)	Net Retail Price (excluding VAT and Excise Tax)
I. Premium (High-Priced)							
1. Martell XO	80	0.600	₱ 3,500.00	₱ 350.00	(b x ₱300)	5.143%	₱ 2,970.00
2. Johnny Walker Blue Label	86	0.645	₱ 3,500.00	₱ 350.00	180.00	5.529%	₱ 2,956.50
3. Carlos I	80	0.600	₱ 948.25	₱ 94.83	180.00	18.982%	₱ 673.43
4. Old Parr	86	0.645	₱ 850.00	₱ 85.00	193.50	22.765%	₱ 571.50
5. Swing	86	0.645	₱ 850.00	₱ 85.00	193.50	22.765%	₱ 571.50
6. Glenlivet	86	0.645	₱ 817.65	₱ 81.77	193.50	23.665%	₱ 542.39
7. Johnny Walker	86	0.645	₱ 800.00	₱ 80.00	193.50	24.188%	₱ 526.50
III. De-Luxe (Medium-Priced)							
1. Cardhu	80	0.600	₱ 772.75	₱ 77.28	(b x ₱150)	11.647%	₱ 605.48
2. St. George	80	0.600	₱ 750.00	₱ 75.00	90.00	12.000%	₱ 585.00
3. Teachers	86	0.645	₱ 701.60	₱ 70.16	96.75	13.790%	₱ 534.69
4. Canadian Club	80	0.600	₱ 668.20	₱ 66.82	90.00	13.469%	₱ 511.38
5. Chivas Regal	86	0.645	₱ 635.00	₱ 63.50	96.75	15.236%	₱ 474.75
6. Cutty Sark	86	0.645	₱ 632.50	₱ 63.25	96.75	15.296%	₱ 472.50
7. Black Label	86	0.645	₱ 620.00	₱ 62.00	96.75	15.605%	₱ 461.25
8. Asbach Uraltl	70	0.525	₱ 480.00	₱ 48.00	78.75	16.406%	₱ 353.25
9. Something Special	86	0.645	₱ 450.00	₱ 45.00	96.75	21.500%	₱ 308.25
10. Famous Cruise	86	0.645	₱ 426.00	₱ 42.60	96.75	22.711%	₱ 286.65
11. Ballantines	86	0.645	₱ 423.50	₱ 42.35	96.75	22.845%	₱ 284.40
12. Bush Mills	86	0.645	₱ 416.50	₱ 41.65	96.75	23.229%	₱ 278.10
13. J&B	86	0.645	₱ 405.50	₱ 40.55	96.75	23.859%	₱ 268.20
14. Red Label	86	0.645	₱ 370.00	₱ 37.00	96.75	26.149%	₱ 236.25
15. Jim Beam	86	0.645	₱ 360.00	₱ 36.00	96.75	26.875%	₱ 227.25
16. Black and White	86	0.645	₱ 340.00	₱ 34.00	96.75	28.456%	₱ 209.25
17. White Rose	86	0.645	₱ 330.00	₱ 33.00	96.75	29.318%	₱ 200.25

Annex "A-4"
Distilled Spirits Brands Produced from Grains, Cereals, and Grains covered by Section 138(b)

Brand/Type of Spirits (All in 750 ml./Bottle)	Type	a	b	c	d	e	f	g
		Proof	Proof Liter per Bottle (a x .75)	Retail Price	VAT (10%)	Excise Tax per Bottle (b x 75.00)	Percentage of Excise Tax in Relation to Retail Price (e/c)	Net Retail Price (excluding VAT and Excise Tax)
III. Standard (Low-Priced)								
1. Vat 69	Whisky	86	0.645	₱ 300.00	₱ 30.00	48.38	16.125%	₱ 221.63
2. White Mackay	Whisky	86	0.645	₱ 290.00	₱ 29.00	48.38	16.681%	₱ 212.63
3. Napoleon	Brandy	84	0.630	₱ 276.50	₱ 27.65	47.25	17.089%	₱ 201.60
4. Passport Scotch	Whisky	86	0.645	₱ 275.00	₱ 27.50	48.38	17.591%	₱ 199.13
5. Fundador	Brandy	72	0.540	₱ 269.50	₱ 26.95	40.50	15.028%	₱ 202.05
6. Scottish Leader	Whisky	80	0.600	₱ 267.00	₱ 26.70	45.00	16.854%	₱ 195.30
7. Smirnoff	Vodka	80	0.600	₱ 264.00	₱ 26.40	45.00	17.045%	₱ 192.60
8. Veterano Osborne	Brandy	72	0.540	₱ 235.00	₱ 23.50	40.50	17.234%	₱ 171.00
9. Cossack	Vodka	86	0.645	₱ 225.00	₱ 22.50	48.38	21.500%	₱ 154.13
10. Borzoi	Vodka	80	0.600	₱ 220.00	₱ 22.00	45.00	20.455%	₱ 153.00
11. Bonnie Clyde	Whisky	80	0.600	₱ 180.00	₱ 18.00	45.00	25.000%	₱ 117.00
12. John Lint	Whisky	80	0.600	₱ 178.00	₱ 17.80	45.00	25.281%	₱ 115.20
13. Loyal Lodge	Whisky	80	0.600	₱ 161.00	₱ 16.10	45.00	27.950%	₱ 99.90
14. Wolfschmit	Vodka	80	0.600	₱ 155.00	₱ 15.50	45.00	29.032%	₱ 94.50
15. Rossia	Vodka	80	0.600	₱ 142.00	₱ 14.20	45.00	31.690%	₱ 82.80
16. Gordon Gin	Gin	90	0.675	₱ 86.60	₱ 8.66	50.63	58.458%	₱ 27.32

Annex "B"

Brand/ Type/ Size	a		b		c		d		e	
	Retail Price	VAT (10%)	Excise Tax per Bottle	Percentage of Excise Tax in Relation to Retail Price (c/a)	Net Retail Price (excluding Excise Tax and VAT)					
Sparkling Wines/Champagnes (Regardless of Proof)										
Mumm Cordon Rouge Vintage	₱ 1,760.00	₱ 176.00	300.00	17.05%	₱ 1,284.00					
Mumm Cordon Rouge R. (700 ml)	₱ 1,070.00	₱ 107.00	300.00	28.04%	₱ 663.00					
Mumm Cordon Rouge R. (375 ml)	₱ 574.00	₱ 57.40	100.00	17.42%	₱ 416.60					
Perrier Jouet (700 ml)	₱ 1,070.00	₱ 107.00	300.00	28.04%	₱ 663.00					
Perrier Jouet (375 ml)	₱ 580.00	₱ 58.00	100.00	17.24%	₱ 422.00					
Still Wines										
A. 14% of less proof										
B&G Partager Blanc (750 ml)	₱ 170.00	₱ 17.00	12.00	7.06%	₱ 141.00					
B&G Partager (750 ml)	₱ 170.00	₱ 17.00	12.00	7.06%	₱ 141.00					
B. More than 14% proof										
B&G Chardonnay (750 ml)	₱ 385.00	₱ 38.50	24.00	6.23%	₱ 322.50					
B&G Cabernet (750 ml)	₱ 385.00	₱ 38.50	24.00	6.23%	₱ 322.50					
B&G Partager St. Emillion (750 ml)	₱ 495.00	₱ 49.50	24.00	4.85%	₱ 421.50					
B&G Partager Medoc (750 ml)	₱ 310.00	₱ 31.00	24.00	7.74%	₱ 255.00					
B&G Partager Beaujolais (750 ml)	₱ 275.00	₱ 27.50	24.00	8.73%	₱ 233.50					
B&G Partager Chablis (750 ml)	₱ 616.00	₱ 61.60	24.00	3.90%	₱ 530.40					
B&G Partager Poentilly Fuisse (750 ml)	₱ 655.00	₱ 65.50	24.00	3.66%	₱ 565.50					
B&G Chateau Neuf du Pape (750 ml)	₱ 500.00	₱ 50.00	24.00	4.80%	₱ 426.00					

Annex "C-1"

MFTR	BRAND	Volume in 1995 Removals liters	Value	BNP	Retail Price	Current AVT/liter	Retail Price Net of VAT	Present System Computed Revenue with AVT at 60%
	TOTAL	1,396,261,167	33,575,374,605					10,212,549,435
	High Priced Brands	5,282,317	226,449,791					67,018,843
		4,452,245	192,603,181					56,657,798
San Miguel Corp.	RPT in cans 330 ml. (24)	4,313,779	183,723,856	20.87	42.59	12.52	38.72	54,017,143
San Miguel Corp.	Premium Bottles 355 ml. (24)	82,218	5,034,223	30.83	61.23	18.50	55.66	1,520,873
San Miguel Corp.	Premium Can 330 ml. (24)	56,248	3,845,102	33.18	68.36	19.91	62.15	1,119,782
		830,071	33,846,609					10,361,045
Asia Brewery, Inc.	Carlsberg Beer Can 320 ml. (24)	327,302	14,231,087	22.38	43.48	13.43	39.53	4,395,010
Asia Brewery, Inc.	Stag Beer in Cans 330 ml. (24)	244,807	9,887,763	20.67	40.39	12.40	36.72	3,036,099
Asia Brewery, Inc.	Beer in Cans 330 ml. (24)	257,962	9,727,759	18.93	37.71	11.36	34.28	2,929,936
	Medium Priced Brands	827,707,258	21,927,005,768					6,712,345,854
		825,223,084	21,855,618,400					6,690,812,931
San Miguel Corp.	Super Dry 355 ml. (24)	3,267,086	106,801,054	15.60	32.69	9.36	29.72	30,579,929
San Miguel Corp.	Keg 30 liters	3,661,966	101,857,731	13.17	27.82	7.90	25.29	28,936,855
San Miguel Corp.	Keg 50 liters	12,687,200	352,894,975	13.17	27.82	7.90	25.29	100,254,254
San Miguel Corp.	Pale Pilsen 320 ml. (24)	590,684,383	16,007,548,772	13.83	27.10	8.30	24.64	4,901,499,006
San Miguel Corp.	Grande 1000 ml. (6)	211,551,120	5,195,695,507	12.63	24.56	7.58	22.33	1,603,134,387
San Miguel Corp.	Conveza Negra 320 ml. (24)	203,136	5,500,923	13.92	27.08	8.35	24.62	1,696,592
San Miguel Corp.	Blue Ice	3,168,193	85,319,437	13.00	26.93	7.80	24.48	24,711,905
		2,484,174	71,389,368					21,532,923
Asia Brewery, Inc.	Carlsberg Beer 330 ml. (24)	1,126,097	29,706,446	13.28	26.38	7.97	23.98	8,972,743
Asia Brewery, Inc.	Carlsberg Draft Keg 30 liters	415,200	11,550,864	12.68	27.82	7.61	25.29	3,158,842
Asia Brewery, Inc.	Carlsberg Draft Keg 15 liters	2,820	78,452	12.68	27.82	7.61	25.29	21,455
Asia Brewery, Inc.	Labatt Ice Beer 330 ml.	940,058	30,053,606	16.63	31.97	9.98	29.06	9,379,884

Low Priced Brands

3,433,184,738

563,271,593

1,941,124,041

307,416,589

6,618,046,421

San Miguel Corp.	Gold Eagle 320 ml. (24)	79,947,787	1,525,403,776	9.92	19.08	5.95	17.35	475,849,228
San Miguel Corp.	Mucho 750 ml. (6)	98,879,013	2,124,909,989	9.42	21.49	5.65	19.54	558,864,181
San Miguel Corp.	Red Horse 500 ml. (12)	122,840,772	2,840,078,649	11.78	23.12	7.07	21.02	868,238,576
San Miguel Corp.	RH Stallion 330 ml. (24)	4,975,407	112,344,698	11.33	22.58	6.80	20.53	33,822,819
San Miguel Corp.	Texas	773,610	15,309,309	9.37	19.79	5.62	17.99	4,349,235
		255,855,003	4,803,872,625					1,492,060,697
Asia Brewery, Inc.	Beer Pale Pilsen 320 ml. (24)	84,548,154	1,583,586,923	9.62	18.73	5.77	17.03	488,011,944
Asia Brewery, Inc.	Stag Beer 320 ml. (24)	2,921,472	59,451,955	10.13	20.35	6.08	18.50	17,756,707
Asia Brewery, Inc.	Mania Beer Litro 1000 ml. (6)	6,243,666	124,873,320	9.28	20.00	5.57	18.18	34,764,732
Asia Brewery, Inc.	Beer Macho 1000 ml. (6)	144,457,494	2,646,461,290	9.70	18.32	5.82	16.65	840,742,615
Asia Brewery, Inc.	Super Max 1000 ml. (6)	773,712	15,474,240	9.28	20.00	5.57	18.18	4,308,028
Asia Brewery, Inc.	Admiral Beer 500 ml. (24)	192	3,763	9.28	19.60	5.57	17.82	1,069
Asia Brewery, Inc.	Stag Beer 330 ml. (24)	9,330,722	204,156,196	10.13	21.88	6.08	19.89	56,712,128
Asia Brewery, Inc.	Colt 45 500 ml.	4,682,658	109,199,585	11.48	23.32	6.89	21.20	32,254,148
Asia Brewery, Inc.	Colt 45 1000 ml.	241,614	5,436,315	11.37	22.50	6.82	20.45	1,648,291
Asia Brewery, Inc.	Stag Jumbo	1,525,248	32,030,208	10.13	21.00	6.08	19.09	9,270,457
Asia Brewery, Inc.	Beer 750	1,130,072	23,198,831	9.72	20.53	5.83	18.66	6,590,577
	San Miguel Corp.	1,137,091,919	28,666,266,002					
	% to Total	81.44%	85.38%					
	Asia Brewery, Inc.	259,169,249	4,909,108,603					
	% to Total	18.56%	14.62%					

San Miguel Corp.	Gold Eagle 320 ml. (24)	11.39	6.30	6.30	5.85%	503,671,058	27,821,830
San Miguel Corp.	Mucho 750 ml. (6)	13.88	6.30	6.30	11.46%	622,937,782	64,073,600
San Miguel Corp.	Red Horse 500 ml. (12)	13.95	6.30	7.07	0.00%	868,238,576	0
San Miguel Corp.	RH Stallion 330 ml. (24)	13.73	6.30	6.80	0.00%	33,822,819	0
San Miguel Corp.	Texas	12.37	6.30	6.30	12.06%	4,873,743	524,508
						1,614,766,046	122,705,349
Asia Brewery, Inc.	Beer Pale Pilsen 320 ml. (24)	11.26	6.30	6.30	9.15%	532,653,370	44,641,425
Asia Brewery, Inc.	Stag Beer 320 ml. (24)	12.42	6.30	6.30	3.65%	18,405,274	648,567
Asia Brewery, Inc.	Manila Beer Litro 1000 ml. (6)	12.61	6.30	6.30	13.15%	39,335,096	4,570,364
Asia Brewery, Inc.	Beer Macho 1000 ml. (6)	10.83	6.30	6.30	8.25%	910,082,212	69,339,597
Asia Brewery, Inc.	Super Max 1000 ml. (6)	12.61	6.30	6.30	13.15%	4,874,386	566,357
Asia Brewery, Inc.	Admiral Beer 500 ml. (24)	12.25	6.30	6.30	13.15%	1,210	141
Asia Brewery, Inc.	Stag Beer 330 ml. (24)	13.81	6.30	6.30	3.65%	58,783,548	2,071,420
Asia Brewery, Inc.	Colt 45 500 ml.	14.31	6.30	6.89	0.00%	32,254,148	0
Asia Brewery, Inc.	Colt 45 1000 ml.	13.63	6.30	6.82	0.00%	1,648,291	0
Asia Brewery, Inc.	Stag Jumbo	13.01	6.30	6.30	3.65%	9,609,062	338,605
Asia Brewery, Inc.	Beer 750	12.83	6.30	6.30	8.02%	7,119,450	528,873
	San Miguel Corp.					9,764,972,484	1,076,377,715
	% to Total					85.55%	89.58%
	Asia Brewery, Inc.					1,649,110,266	125,155,601
	% to Total					14.45%	10.42%

Annex "D"

1997

Cigarette

YEAR 1

Manufacturer	Brands	Current AVT /Pack (Php)	Net Retail of VAT & EXT Per Pack (Php)
GRAND TOTAL	50		1.00
	55%		
<i>Fortune Tobacco</i>	Camel KS	5.34	4.71
<i>Fortune Tobacco</i>	Salem M 100	6.96	4.67
<i>Fortune Tobacco</i>	Salem M King	5.34	4.82
<i>Fortune Tobacco</i>	Winston Lts. KS	5.85	5.44
<i>Fortune Tobacco</i>	Winston Red KS	5.85	5.55
<i>La Suerte</i>	Marlboro Lts. KS	6.51	6.82
<i>La Suerte</i>	Marlboro Lts. M KS	6.51	6.84
<i>La Suerte</i>	Marlboro Red KS	6.51	6.78
<i>La Suerte</i>	Phillip Morris KS	6.26	7.39
<i>La Suerte</i>	Phillip Morris M 100's	7.45	7.48
<i>No. of Brands</i>	10		
	Subtotal	6.24	6.05
	45%		
<i>Fortune Tobacco</i>	Champion Int'l.	3.49	5.51
<i>Fortune Tobacco</i>	Champion M 100	3.25	4.56
<i>Fortune Tobacco</i>	Hope Lux. M 100's	4.85	7.37
<i>Fortune Tobacco</i>	Hope Lux. M KS	3.69	5.86
<i>Fortune Tobacco</i>	Mark M 100's	3.49	5.66
<i>Fortune Tobacco</i>	Mark M King	3.21	6.33
<i>Fortune Tobacco</i>	More Premium Int'l.	3.25	5.37
<i>Fortune Tobacco</i>	More Premium M 100's	3.25	5.29
<i>Fortune Tobacco</i>	Montreal F King	3.25	6.29
<i>Sterling Tobacco</i>	Bowling Green M 100's	2.54	7.00
<i>No. of Brands</i>	10		
	Subtotal	3.40	5.92

20%

<i>Fortune Tobacco</i>	Boss KS	0.90	4.10
<i>Fortune Tobacco</i>	Champion Lts. KS	0.90	4.45
<i>Fortune Tobacco</i>	Champion MK	0.95	4.77
<i>Fortune Tobacco</i>	Evergreen M 100's	0.84	3.93
<i>Fortune Tobacco</i>	Fortune Int'l. M KS	0.76	4.46
<i>Fortune Tobacco</i>	Jackpot M 100's	0.78	3.99
<i>Fortune Tobacco</i>	Liberty M 100's	0.78	4.47
<i>Fortune Tobacco</i>	Peak M 100's	0.90	4.03
<i>Fortune Tobacco</i>	Plaza M 100's	0.84	4.89
<i>Fortune Tobacco</i>	Westpoint KS	0.84	4.89
<i>Fortune Tobacco</i>	Winter M 100's	0.78	3.99
<i>La Suerte</i>	Cannon M 100's	0.93	6.15
<i>La Suerte</i>	Cannon M KS	0.90	5.01
<i>La Suerte</i>	Forbes KS	0.90	5.14
<i>Sterling Tobacco</i>	Miller Int'l. M 100's	0.64	4.58
<i>Sterling Tobacco</i>	Morgan Int'l. M 100's	0.89	7.43
<i>Sterling Tobacco</i>	Stork Int'l. M 100's	0.72	4.28
<i>Sterling Tobacco</i>	Sotrk Special Lts. M 100's	0.64	4.61
<i>Sterling Tobacco</i>	Union American Blend	1.09	4.64
<i>Sterling Tobacco</i>	Union KS	0.92	4.80
<i>Anglo American</i>	Asia Boston KS	0.41	3.80
<i>Anglo American</i>	Canadian Club M 100's	0.41	3.91
<i>Anglo American</i>	Navy Club KS	0.41	4.25
<i>Anglo American</i>	Rambo M 100's	0.63	3.46
<i>Anglo American</i>	Spotlight M 100's	0.46	2.89
<i>Anglo American</i>	Triple A Freedom M 100's	0.51	3.28
<i>Mighty Corp.</i>	Blue Seal M 100's	0.46	3.41
<i>Mighty Corp.</i>	Gallo KS	0.44	2.60
<i>Mighty Corp.</i>	L.A. Special M 100's	0.45	2.61
<i>Mighty Corp.</i>	Marvel M 100's	0.46	3.02
<i>Mighty Corp.</i>	Marvel Red KS	0.50	3.11
<i>Mighty Corp.</i>	Right M 100's	0.47	3.39
<i>No. of Brands</i>	32		
	Subtotal	0.69	4.20