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FDA ADVISORY
No. 20213030

TO: ALL HEALTHCARE PROFESSIONALS AND THE GENERAL PUBLIC

SUBJECT: Public Health Warning Against the Purchase and Use of the Unregistered Medical Device Product "VERTEX NEBULIZER MASK WITH CHAMBER AND TUBING"

The Food and Drug Administration (FDA) warns all healthcare professionals and the general public **NOT TO PURCHASE AND USE** the unregistered medical device product:

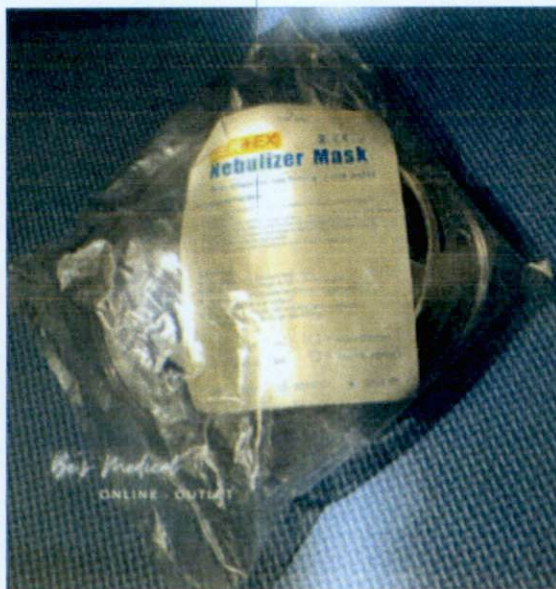


Figure 1. Unregistered Vertex Nebulizer Mask with Chamber and Tubing

The FDA verified through post-marketing surveillance that the above-mentioned medical device product is not registered and no corresponding Product Registration Certificate has been issued. Pursuant to the Republic Act No. 9711, otherwise known as the "Food and Drug Administration Act of 2009", the manufacture, importation, exportation, sale, offering for sale, distribution, transfer, non-consumer use, promotion, advertising or sponsorship of health products without the proper authorization is prohibited.

Since this unregistered medical device product has not gone through evaluation process of the FDA, the agency cannot assure its quality and safety.



Additionally, with the issuance of FDA Circular No. 2020-010 entitled "Prohibition of Online Selling of Unregistered/Unnotified Medical Devices," the FDA prohibits the online selling of medical devices and supplies without their corresponding authorizations.

All concerned establishments are warned not to distribute, advertise, or sell the said violative medical device product until the Product Registration Certificate is issued, otherwise, regulatory actions and sanctions shall be strictly pursued. Always check if a product has been registered with the FDA before purchasing it by making use of the embedded Search feature of the FDA website accessible at www.fda.gov.ph. You may also look for the FDA Registration number on the product label in the form of either DVR-xxx or MDR-xxx.

All Law Enforcement Agencies (LEAs) and Local Government Units (LGUs) are requested to ensure that this product is not sold or made available in the market or areas of jurisdiction.

The Bureau of Customs is urged to restrain the entry of this unregistered product.

For more information and inquiries about this advisory, kindly contact the FDA CDRRHR through e-mail at cdrhr@fda.gov.ph indicating on the subject the concerned Advisory, or call (02) 8857-1900 loc. 8301.

To report any sale or distribution of unregistered medical device, contact the online reporting facility eReport through e-mail at ereport@fda.gov.ph.

Dissemination of this advisory to all concerned is hereby requested.


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Director General

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