

Republic of the Philippines
Department of Finance
Bureau of Customs
M a n i l a

JUN 22 1993

CUSTOMS MEMORANDUM
ORDER NO. 21-93

TO : All District Collectors
Service/Division Chiefs
All Others Concerned

SUBJECT: Rules and Regulations on shifting
of cargoes/containers

Pursuant to Section 608 of the Tariff and Customs Code, the following rules and regulations shall hereforth be observed in the unloading and loading of through cargoes/containers from and to a vessel in shifting operations.

I. OBJECTIVES:

- 1.1 To cut down on the procedural steps for the approval of the authority to conduct shifting operations.
- 1.2 To define the roles of the customs, shipping and terminal personnel involved; and
- 1.3 To revise the documentary requirements, their use and distribution.

II. ADMINISTRATIVE PROVISIONS:

- 2.1 It shall be the responsibility of the Customs Inspector assigned to the vessel to authorize and supervise the movement of cargoes/containers in

CMO-21-93

shifting operations to ensure that no tampering, loss or diversion occurs;

2.2 No other charges shall be billed or paid for customs services rendered in connection with this particular activity.

2.3 The Deputy Collector for Operations of the Port shall see to the strict compliance with this Order.

III. OPERATIONS PROVISIONS:

3.1 The Master of the vessel or the Ship's Agent shall submit to the Customs Inspector on board a list in four (4) copies of all cargoes/containers scheduled to be shifted, before the shifting operations begins. A copy of the list shall be furnished the Terminal Operator immediately and prior to the shifting operations while the rest should be distributed as in 3.4 below.

3.2 The Customs Inspector concerned shall verify if the cargoes/containers in the list are likewise listed in the Transit Cargo Manifest submitted by the vessel or ship's agent and, if in the affirmative, shifting operations can immediately begin. If in the negative, shifting operations shall proceed nonetheless but a report must be immediately sent to the Dep. Coll. for operations for proper action.

3.3 Cargoes/containers unladen from the vessel for shifting purposes shall be stacked or stored at an area designated by the Terminal Operator in close

CMO-21-93

coordination with the Customs Inspector on board who shall thereafter authorize the vessel's departure only after verifying that they were returned and loaded on board.

3.4 Upon the departure of the vessel, a copy of the list submitted by the Master or Ship's Agent, including the certification on its face by the Customs Inspector that the cargoes/containers unloaded were returned to the vessel before departure, shall be delivered by the Customs Inspector to the Customs Container Control Division (CCCD). Another copy, with the same notation, shall be included among the other reports and documents submitted to the Piers and Inspection Division (PID). The Customs Inspector may retain the remaining copy for his own record.

All memoranda, orders and issuances not consistent herewith are hereby modified, amended or repealed accordingly.

This Order shall take effect immediately.


GUILLERMO L. FARAYMO, JR.
Commissioner

Date 6-18-93

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