



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
BUREAU OF CUSTOMS  
MANILA

CUSTOMS MEMORANDUM ORDER  
NO. 88-92

All District Collectors  
Service/Division Chiefs  
All Others Concerned

Further to CMO 35-92 dated March 23, 1992 promulgating the Rules and Regulations on the Transfer of Abandoned/Forfeited Cargoes from Customs Zone to Customs Accredited Outside CY-CFS and Members of CYAP in Good Standing pursuant to the Memorandum of Agreement dated February 25, 1992, the following guidelines shall be strictly observed and adhered to in effecting the same:

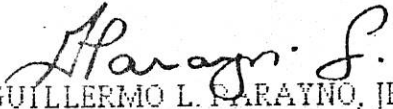
1. All forfeited and abandoned cargoes shall whenever practicable be sold at public auction or otherwise disposed of inside the port instead of being transferred to an outside facility;
2. If by the nature of the shipment and its condition it cannot be disposed of without having to devan or strip it off in an outside facility, the Chief, Auction and Cargo Disposal Division (ACDD), shall certify in writing to the District Collector with a recommendation to have the goods transferred;
3. Only those shipments with decision of forfeiture/abandonment already final and executory shall be allowed transfer to CY-CFS;
4. Motor vehicles, used clothings and contraband shall not be transferred to CY-CFS;
5. To avoid accumulation of a large amount of undisposed goods in any of the accredited outside facility, no more than fifteen (15) TEU's of goods per facility must remain undisposed of at any one time. The Chief, ACDD, must ensure that this condition is strictly observed at all times. For this reason, he must keep and maintain up to date a record of all transfers and all disposals.

For monitoring purposes, the District Collector shall submit to this Office a copy of all approved Special Permits to Transfer/Decongest (SPTD), which must contain remarks citing compliance of the foregoing guidelines. No transfer shall be effected unless a copy of the approved SPTD has been duly received by this Office. Also a weekly report on dispositions from the CY-CFS must be submitted stating the shipment disposed of, the revenue realized and the amount of cargo (in TEU's) still allowable for transfer to the facility.

To begin implementation of this Order, all CY-CFS operators desiring to have goods transferred to the facility must submit a beginning report giving the above-mentioned information.

This Order repeals CMO 84-92 requiring clearance for such transfer. Any order/memorandum not consistent herewith is likewise revoked/modified accordingly.

This Order shall take effect immediately.

  
GUILLERMO L. PARAYNO, JR.  
Commissioner