

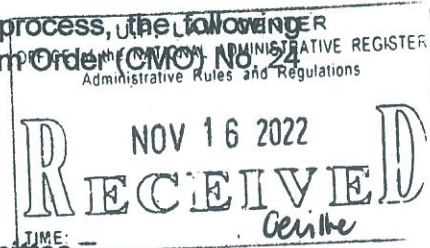


03 November 2022

CUSTOMS MEMORANDUM ORDER
No. 28-2022

SUBJECT: Supplemental Provisions to Customs Memorandum Order No. 24-2021 RE: Rules and Regulations Implementing Customs Administrative Order No. 3-2020 on the Disposition of Forfeited and Abandoned Goods through Condemnation and Revisions on Order of Condemnation (Annex "C")

To provide a transparent and efficient condemnation process, the following supplemental provisions and revisions to Customs Memorandum Order (CMO) No. 24-2021 are hereby implemented:



- 1. Final paragraph of Section 5:

Section 5. Functions of the Condemnation Committee

The award of condemnation projects must consider the availability and capacity of the condemnation facility/ies vis-à-vis the proposed condemnation project with regard to the nature of the goods as well as the timeline, among other considerations, provided, that no condemnation project shall be awarded to a facility unless a Completion Report of its latest activity has been submitted to AOCG by the District Collector through the ACDD. Provided further, if delay will be inevitable on the submission of Completion Report on reasons beyond the control of the condemnation facility (e.g settlement of expenses/costs to the shipping lines), the Port may propose to proceed with another condemnation project upon submission of the detailed condemnation plan and notification to the appropriate parties/witnesses to the AOCG.

- 2. Additional sentence on the first paragraph of Section 13:

Section 13. Order of Condemnation. *Within twenty-four (24) hours from the receipt of the Detailed Plan of Condemnation, the Condemnation Committee shall cause the preparation of the Order of Condemnation (Annex "C") for the approval of the District Collector, containing the information in the Detailed Plan of Condemnation and the service contractor chosen to perform the destruction/condemnation of the goods. The District Collector shall approve or disapprove the Order of Condemnation within twenty-four (24) hours from receipt thereof. The approved Order of Condemnation will then be submitted by the District Collector for the concurrence of AOCG (Emphasis Supplied).*

Bureau of Customs
CENTRAL RECORDS MGT. DIVISION

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OF THE ORIGINAL
MAKABET G. MAKALASKY
Administrative Officer V



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA

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CMO No. 28-2022

3. Penultimate paragraph of Section 21:

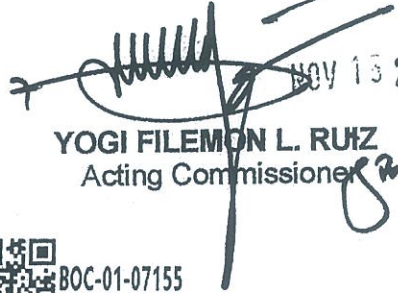
Section 21. Completion Report

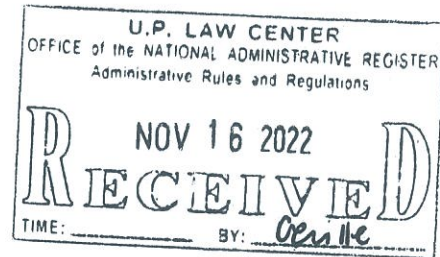
The signed Completion Report shall be submitted by the District Collector to AOCG.

4. Revisions on Annex "C" (Order of Condemnation)

All other provisions of CMO 24-2021 shall remain in force and effect.

For strict implementation.


NOV 15 2022
YOGI FILEMON L. RUIZ
Acting Commissioner



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MARGARET G. MANALAYSAY
Administrative Officer V



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PROFESSIONAL INTEGRITY ACCOUNTABILITY

ANNEX "C"

(Date)

ORDER OF CONDEMNATION

No. _____

Pursuant to the provision of Section 1145 of the Customs Modernization and Tariff Act and CAO/CMO No. _____, and other related laws, rules and regulations, the Committee hereby recommends, in the interest of public health, the CONDEMNATION of the following shipments that were ordered FORFEITED/ABANDONED in favor of the government pursuant to (laws/regulations requiring destruction or other justifications), to wit:

CONTAINER NUMBER/ LOCATION	CONSIGNEE	DETAILED DESCRIPTION OF GOODS	EXACT QUANTITY	S.I. BO/ A.P. NO.	MODE OF CONDEMNATION

The condemnation shall be done through the facility of (Accredited Contractor) located at _____ (full address) _____. The Supervising Team of Condemnation shall ensure the goods for condemnation shall be underguarded/ booked for Electronic Tracking of Containerized Cargo (e-TRACC) from its location to the facility of the accredited contractor.

Committee Member

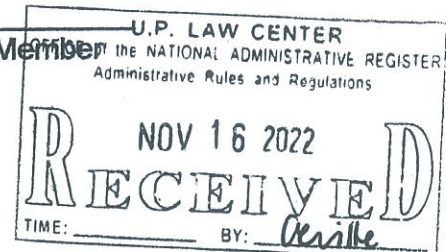
Committee Member

Committee Member

Committee Member

Recommended for Approval by:

Committee Chairman



Approved by:

Concurred by:

District Collector of Customs

AOCG/ACDMD

Bureau of Customs
CENTRAL RECORDS MGT. DIVISION

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OF THE ORIGINAL**

Margaret G. Manalaysay
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