



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA

April 25, 1991

CUSTOMS MEMORANDUM ORDER
NO. 44-91

SUBJECT: REMOVAL OF CUSTOMS GUARD IN THE
TRANSFER OF CARGOES FROM THE PIER/
AIRPORT TARMAC TO MANUFACTURING
BONDED WAREHOUSE.

To give full reliance to bonds posted by Bonding Companies and at the same time strengthen the competitiveness of export products through reduction of export costs/expenses, the transfer of cargoes from the piers/airport tarmac to Customs Manufacturing Bonded Warehouses (CMBW) shall no longer require the assignment of customs guards to accompany the goods.

For this purpose, the following guidelines are hereby prescribed for compliance by all concerned:

1. The CMBW operator/trucking company shall submit in writing to the District Collector of the Port concerned (Attn.: Chief, PID or equivalent unit) the names of responsible officials of the operator/company who are authorized to receive the goods from Customs at the Pier/Airport.

2. The District Collector of the Port through the (Chief, PID or equivalent unit) shall keep a list of:

2.1 Duly licensed CMBW;

2.2 Duly Bonded Trucking Company;

in whose custody the goods shall be entrusted while they are in transit to the warehouse until received by the customs storekeeper/warehouseman. He shall also maintain a list of bonding/surety companies duly accredited by customs.

3. The CMBW operator, the Trucking Company and the corresponding bonding/surety companies shall all be jointly and severally liable for duties, taxes and other charges in case of the loss/damage of the cargoes while in transit.

4. This Order shall not apply to

4.1 Transfer to Public and Private Bonded Warehouses;

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4.2 Transfer to Container Yards/Container Freight Stations;

4.3 Local and Foreign Transshipment;

4.4 Transfer from the manufacturing warehouse to the Piers/Airport for export.

5. Shipments that are not yet examined before transfer to warehouse pursuant to existing regulations shall be sealed by the Examiner, affixing thereon his signature whenever feasible.

6. The CBMW operators and the duly authorized official of the Trucking Company shall receive the shipment through the boatnote from the wharfinger concerned who shall transmit immediately the same to the concerned storekeeper/warehouseman or account officer in the case of open bonded warehouse who shall acknowledge receipt of the shipment at the warehouse from the CBMW operator and representative of the Trucking Company using the same boat-note. The CBMW storekeeper/warehouseman shall note on the duplicate copy of the boatnote the condition of the seal, whether still intact, removed or tampered with.

7. Any violation of the provisions of this Order shall be a cause for the closure of the warehouse or cancellation of the license of the Trucking Company.

8. The District Collector shall issue the necessary instructions to further implement this Order.

9. All rules and regulations inconsistent with this Order are hereby modified or superseded accordingly.

This Order shall take effect on May 1, 1991.


SALVADOR M. MISON
Commissioner