



Republic of the Philippines  
Department of Finance  
**BUREAU OF CUSTOMS**  
Manila 1099

December 12, 2016

**CUSTOMS MEMORANDUM ORDER**

NO. 32-2016

**SUBJECT:** Implementation of the Memorandum of Agreement (MOA) entered into by the Bureau of Customs (BOC) and the Reef Conservation Initiative Incorporated (RCI) regarding the conduct of programs aimed to promote and support the protection and conservation of Philippine ecosystem

**POLICY OF THE STATE:**

Pursuant to Article 2 (Section 16) of the 1978 Philippine Constitution, the State is mandated to provide its people a balanced and healthful ecology in accord with the rhythm and harmony of nature. In line with this, government agencies are tasked to support programs/projects that would promote environmental protection and conservation.

**POLICY OF THE BUREAU OF CUSTOMS:**

As per Section 101 (letter d) of Republic Act No. 10863 "Customs Modernization and Tariff Act", the BOC shall consult, coordinate and cooperate with other government agencies and the private sector in implementing and developing customs policy.

Pursuant to Section 201 (letters b, e1 and g) of the same act, the Commissioner can exercise any customs power, duties and functions, directly and indirectly, delegate powers vested under said act to any customs officer for the promulgation of rules and regulations and perform all other duties and functions as may be necessary for the effective implementation of said act and other related laws. Therefore, BOC commits itself to support the RCI in its environmental programs.

**SECTION 1. NATIONAL LAWS WITH PROVISIONS RELATIVE TO COASTAL LAW ENFORCEMENT:**

1. Republic Act No. 7160 "Local Government Code of 1991"
2. Republic Act No. 8550 "The Philippine Fisheries Code of 1988", as amended by Republic Act No. 10654 "Act to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing"
3. Republic Act No. 7586 "National Integrated Protected Areas System Act of 1992"
4. Executive Order No. 240 dated April 28, 1995 "Creating Fisheries and Aquatic Resource Management Councils (FARMCs) in Barangays, Cities and Municipalities, their Composition and Functions"

## **SECTION 2. OBJECTIVES:**

1. To ensure the effective implementation of the MOA entered into by the Bureau of Customs (BOC) and the Reef Conservation Initiative Incorporated (RCI).
2. To promote and support the protection and conservation of Philippine ecosystem through existing programs, taking into account the importance and relevance of the coastal communities within the premises of the Philippine major ports and nearby rural areas for business and government growth.
3. To provide assistance to ensure the successful execution of projects of RCI in line with its mandate to continuously strategize and organize programs tailored for the coastal communities within the premises of the Philippine major ports and nearby areas.

## **SECTION 3. COVERAGE:**

This order shall cover all the Philippine principal ports of entry, including its sub-ports under the jurisdiction of this bureau, including the coastal communities and nearby/within rural areas, specifically:

- a. Port of Manila;
- b. Manila International Container Port;
- c. Ninoy Aquino International Airport;
- d. Port of Batangas;
- e. Port of Subic;
- f. Port of Limay;
- g. Port of Clark;
- h. Port of San Fernando;
- i. Port of Apari;
- j. Port of Legaspi;
- k. Port of Iloilo;
- l. Port of Cebu;
- m. Port of Tacloban;
- n. Port of Surigao;
- o. Port of Cagayan De Oro;
- p. Port of Davao; and
- q. Port of Zamboanga

## **SECTION 4. OPERATIONAL PROCEDURES:**

- 4.1. The District Collector or its duly authorized representative shall monitor the RCI's obligations/responsibilities stipulated in the agreement;
- 4.2. A representative from the Office of the Commissioner (OCOM) shall likewise be appointed as overseer of the National Project implementation;
- 4.3. As authorized by the Commissioner, the District Collector shall see to it that a separate MOA is entered into by the RCI with BFAR, DENR, LGUs for the implementation of aforesaid projects, consistent to their legal and jurisdictional framework on coastal management;
- 4.4. BOC shall assist the RCI in its environmental programs, identified, prioritized and within the detailed proposals suitable to the coastal communities/near-by rural areas, such as but not limited to the conduct of RCI's responsibilities stipulated in the said MOA. This includes the conduct of community consultation, workshop and capacity-building trainings.

4.5. The access of RCI personnel for the inspection of the coastal communities/rural areas within/near-by the Philippine principal ports and its sub-ports shall be coordinated with the LGU' FARMC;

4.6. BOC shall ensure continuous collaboration between and among the identified communities of every port, by supporting and suggesting programs that focus on addressing the communities' needs;

4.7. All programs to be adopted by the RCI in its conduct shall be subject to the approval of BOC Commissioner.

4.8. All documents and information related to the implementation of these programs shall not be published for general access, and shall not be used for any purpose other than stated in the MOA.

**SECTION 5. SEPARABILITY:**

If any part of this Order is declared unconstitutional or contrary to existing laws, the other parts not so declared shall remain in full force and effect.

**SECTION 6. EFFECTIVITY:**

This Order shall take effect immediately and shall last until revoked.



**NICANOR E. FAELDON**  
Commissioner



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