



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA

CUSTOMS MEMORANDUM ORDER
NO. 29-93

RENEWAL OF REGISTRATION
OF TAXABLE IMPORTED VEHICLES

SUBJECT: Collection of Tax Deficiencies on Imported Motor Vehicles from Year Models 1988 to 1992 by Obtaining BOC-BIR Clearance Thru the Payment of Duties/Taxes Under a Compromise Payment Scheme Pursuant to EO No. 90-S93

I. OBJECTIVES

To insure that either the compromise payment provided for under EO 90 and DO 34-93 is collected or that deficiency in duty and tax is collected before any imported vehicle covered by the Executive Order is given Customs clearance and the registration renewed.

II. BACKGROUND

Pursuant to EO 90, Department Order 34-93 and the Memorandum of Agreement between LTO, BIR and BOC on the matter, the renewal of the registration of imported motor vehicles with year model from 1988 to 1992 will not be completed unless a clearance is first obtained from the Bureau of Customs. This Order details the general procedure to be observed in the issuance of the Customs clearance.

III. ADMINISTRATIVE PROVISIONS

- 1) The provisions of this Order may be availed of only for the period beginning July 15, 1993 up to the close of business hours on August 14, 1994.
- 2) A Customs collection office to be called the Customs Clearance Unit (CCU) shall be set up at the premises of LTO to ease up and facilitate the process of renewal of registration and payment of taxes through the compromise payment scheme.
- 3) All vehicles covered by the EO whose owners fail to avail of this program after its regular schedule of registration shall be issued Warrants of Seizure and Detention under Section 2307 of the Tariff and Customs Code in relation to EO 90.
- 4) The CCU shall issue corresponding customs clearance and BOC/CPS decal sticker after receipt of the compromise payment or complete settlement of the deficiency in duty and tax.

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IV. OPERATION PROCEDURE

- 1) After the owner/registration has filed the registration papers for purposes of renewal with the LTO registrar at the NCR - Diliman Office, the LTO Registrar shall forward copies of the registration papers namely (a) Certificate of Registration (b) Official Receipt of Payment (c) Certificate of Payment of Duties and Taxes and (d) other information available to the BOC unit for processing. The CCU shall provide the applicant a copy of the procedure for obtaining a CUSTOMS CLEARANCE and explain the process as necessary (pls see Annex "A"). Payment of the corresponding amount shall be either in Manager's Check payable to the Bureau of Customs or in cash to the assigned BOC cashier at the LTO Office, after which the decal sticker shall be personally attached by CPSU personnel to the right hand side of the front windshield of the motor vehicle with a corresponding official clearance from the BOC-CPSU (pls see Annex "B").
- 2) Whenever deemed necessary and/or upon instruction of the Officer in charge, CCU or any designated officer assigned thereto as the case maybe, an examiner/appraiser shall be tasked to examine the vehicle in conjunction with concerned LTO office to obtain the stencil of the chassis and engine numbers.
- 3) For internal control and post audit purposes, the CCU officers concerned shall furnish the Office of the Commissioner a weekly summary report of payments and list of those issued clearances and stickers together with the names of the corresponding owners/registrants.

V. REPEALING CLAUSE

Customs Memorandum Orders and other regulations inconsistent with this Order are hereby modified to conform thereto.

VI. EFFECTIVITY

This Order shall take effect July 15 1993.


GUILLERMO L. CARAYNO, JR.
Commissioner

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BUREAU OF CUSTOMS
COMPROMISE PAYMENT PROGRAM - E.O. 90

TRANSMITTAL FORM

PLEASE CHECK ROUTING:

OSS ()

CPSU ()

OC ()

OTHERS ()

Transmitted herewith, please find the hereunder described vehicle
viz;

MAKE :
YEAR/MODEL :
COLOR :
O R :
C R :
C P :
PLATE NO. :
CONTROL FILE NO. :

registered in the name of _____ with given
address at _____ for the following
purpose:

(SGD)

BOC OFFICER
PRINT NAME/ POSITION

REMARKS:

Pls. return this form to:

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BUREAU OF CUSTOMS
COMPROMISE PAYMENT PROGRAM - E.O. 90

TRANSMITTAL FORM

PLEASE CHECK ROUTING:

OSS ()

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MAKE :

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purpose:

(SGD)

BOC OFFICER
PRINT NAME/ POSITION

REMARKS:

Pls. return this form to:

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BUREAU OF CUSTOMS
COMPROMISE PAYMENT PROGRAM - E.O. 90

REGISTRANT INFORMATION SHEET
(Please File In Duplicate)

NAME OF OWNER : _____
ADDRESS : _____
TYPE OF VEHICLE : _____
MAKE : _____
YEAR/MODEL : _____
COLOR : _____
C R : _____
O R : _____
PLATE NO. : _____
CONTROL NO. : _____
C P NO. : _____
AMOUNT PAID : _____

CHECKED BY:

COUNTER-CHECKED BY:

Please Print Name
& Position

Please Print Name
& Position

REMARKS:

PRINT NAME AND POSITION

APPLICATION
===== (MOTOR VEHICLE REGISTRATION PROGRAM)

_____ Date

The Officer-in-Charge
Customs Clearance Unit
Land Transportation Office
Diliman, Quezon City

S i r :

Pursuant to the Memorandum dated August 16, 1993 of the Commissioner of Customs, I have the honor to apply for payment of duty, tax and other charges due on the motor vehicle described hereunder:

TYPE OF VEHICLE _____
(e.g., sedan, van, pick-up, motorcycle etc.)

MAKE _____ YEAR/MODEL _____

REG. DISTRICT _____ KERSIGHT _____

CHASSIS NUMBER _____ ENGINE NUMBER _____

I further hereby state under oath as follows:

1. That I am a resident of _____
2. That motor vehicle is not under seizure/forfeiture.
3. That motor vehicle is not under customs custody.
4. That motor vehicle is outside the customs zone.
5. That motor vehicle have been/have not been registered with the LTO.
6. That motor vehicle presently located at _____

_____ shall be brought at anytime required for purposes of examination.

That the above information are true and correct to the best of my knowledge.

(Signature over printed name)
Owner/Applicant

SUBSCRIBED AND SWORN to before me this _____ day of _____
1993. Affiant exhibited to me in/for _____
issued at _____ on _____

Officer Authorized to Administer Oath

Doc. No. _____
Reg. No. _____
Dist. No. _____
Date of 19 _____



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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MANILA

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16 August 1993

MEMORANDUM to -

The Customs Clearance Unit
LTO, Diliman, Quezon City

Pursuant to the provisions of Section 100 of the Tariff and Customs Code, you are hereby directed to collect duties and taxes on motor vehicles being presented to your Unit for clearance and for which no duty and tax have been paid. You are to observe the below procedures and basis in the collection of duties and taxes and not the compromise payment provided for in EO 90:

1. The owner/consignee shall file with the Customs Clearance Unit, LTO, Diliman, Quezon City, an informal entry and a written application (Annex "A") offering to pay duty and tax on the motor vehicle.
2. The assigned Customs Operations Officer III shall examine the vehicle, stencil the chassis and engine numbers, and assess duty and tax on the vehicle following the below methodology:
 - 2.1 Appraisal of the vehicle shall be based on the depreciated value in accordance with the Japanese and the U.S. Red Books or World Car Book, as the case may be. In the absence of values from these sources, the vehicle shall be assessed based on the franchise dealer's price/value, certification duly issued by the assemblers and/or distributors of similar type/brand of vehicle in the Philippines and/or through the exercise of reasonable ways and means available to the Bureau of Customs.
 - 2.2 Depreciation on the vehicles shall be allowed in accordance with the following rules:
 - 2.2.1 If the vehicle is already registered with the LTO, depreciation shall start from the year model up to the year after the first registration.
 - 2.2.2 If the vehicle is not yet registered, depreciation shall start from the year model and shall stop two years prior to the year of payment.
 - 2.3 The rate of depreciation shall conform to the rate of depreciation provided for under existing laws, rules and regulations.

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- 2.4 The rate of exchange to be applied shall be the rate of exchange as of the date of payment.
- 2.5 Rates of Duty, Ad Valorem and VAT shall be the rates existing at the time of payment.
- 2.6 In lieu of freight and insurance charges, 10% of the depreciated value shall be applied.
3. After payment of duty, tax and other charges in Manager's/Cashier's Check payable to the Commissioner of Customs, the Certificate of Payment shall be issued by the Customs Clearance Unit and a copy thereof transmitted to the Registration Division, Land Transportation Office, Diliman, Quezon City.
4. In addition to the Certification of Payment, a Certificate of Clearance shall be issued and a Security Sticker and Stamp shall be attached at the upper right-hand windshield of the vehicle.
5. The provisions of this Order shall not apply to those motor vehicles still in Customs custody, as well as those undergoing seizure proceedings.

This order shall take effect immediately.


GUILLERMO L. PORAYNO JR.
Commissioner