



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA

APR 29 1991

CUSTOMS MEMORANDUM ORDER

NO. 41-91

TO : All District Collectors
Service/Division Chiefs, and
All Others Concerned

SUBJECT : Amendment to Section 4 of CMO 59-90 dated
September 3, 1990

To expedite and effectively implement the disposition of forfeited cargoes and other properties enumerated in Section 2601 of the Tariff and Customs Code of the Philippines, pursuant to CAO No. 5-90 dated July 17, 1990. Section 4 of CMO 59-90 dated September 3, 1990 is hereby amended, to read as follows:

"Section 4. APPRAISAL/VALUATION GROUP (AVG)

For the proper and speedy determination and setting of reasonable prices of items/lots subject of sale, an Appraisal/Valuation Group is hereby constituted which shall be composed of the following:

For the major ports:

1. Port of Manila
2. MICP
3. NAIA

Chairman The Chief, Valuation
& Classification Division

Members The Assistant Chiefs, Auction
& Cargo Disposal Division/
equivalent unit.

The Assistant Chiefs, Formal
Entry Division/equivalent unit.

For the provincial ports:

Chairman Chiefs, Assessment Division or
Comparable unit

J. Salvador M. Medina

Members Valuation and Classification
Officer, Principal Customs
Appraiser

The District Collector shall designate personnel performing assessment functions in the absence of duly appointed personnel indicated above.

Determination of Prices - The Auction and Cargo Disposal Division or equivalent unit shall be in charge of the inventory, examination, appraisal and initial determination by canvass of the prices of the articles/lots for sale/disposition. The appraisal report/result of canvass of the wholesale domestic value in the usual wholesale quantity shall be submitted to the AVG which shall review the same for approval, taking into consideration the following:

1. The estimated wholesale value based on the HCV as available and/or any pricing structure/information that an industry sector/association may furnish relative to the items subject of sale;
2. Obsolescence, condition and/ or reasonable depreciation, with the necessary allowance therefor to be provided; and
3. Such other factors/information necessary in arriving at a reasonable pricing/valuation of the items subject of sale.

Within five (5) working days after the Auction and Cargo Disposal Division/equivalent unit concerned has submitted the above inventory/canvass value, the AVG shall submit its report indicating the recommended floor prices of said items/sale lots to the District Collector.

If the inventory/canvass report is reasonable/otherwise the District Collector may approve/amend such report which shall be transmitted to the ACDC for adoption.

Floor Price Information Guide - A copy of all reports on floor prices approved for adoption by the District Collector/Collectors of Customs of provincial ports shall be forwarded to the Chief, Valuation and Classification Division for review and comparison with others thus submitted and with other related data from other sources. VCD shall then collate and determine prices for the same or similar articles. It shall continually update and disseminate the Information Guide for the guidance of the Appraisal/Valuation Groups of the different ports. Except for justifiable reasons arising from the considerations herein-above enumerated, the prices thus determined and established shall be adopted for subsequent sales.

All other Sections, or parts thereof, of Customs Memorandum Order No. 59-90 not inconsistent with this order shall remain in force and effect.

This Order shall take effect upon approval.

Salvador M. Mison
SALVADOR M. MISON
Commissioner