



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA 1099

07 May 2004

CUSTOMS MEMORANDUM ORDER

NO. 13-2004

TO : All District Collectors
All Service and Division Chiefs
And All Others Concerned

SUBJECT : Amendment of Item IV.1 (Application for Renewal) of
CMO 39-91

The provision of Item IV.1 of CMO 39-91 on the application for renewal is hereby amended to include as an additional documentary requirement the following :

- Certificate from the Securities and Exchange Commission (SEC) that the applicant did not apply for dissolution of the corporation or that the applicant firm has been dissolved.

This Order shall take effect immediately.

ANTONIO M. BERNARDO
Commissioner

15-11-16



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA 1099

[Handwritten signature]
12/15/04



DISPOSITION FORM

FOR : The Commissioner of Customs FROM : The Deputy Commissioner, AOCG
DATE : 07 May 2004

SUBJECT : Amendment of Item IV.1 Application for Renewal of CMO 39-91

SUMMARY :

1. Reference: Letter of the President, FPI dated 02 April 2004.
2. Ref. to par. 1, the President, FPI informed the Bureau that Travel Master Manufacturing Corp. inspite of being dissolved continue its importation and have the company CBW license renewed.
3. That under item IV.1 of CMO 39-91, renewal of license of CBW does not require the submission of documents from the Securities and Exchange Commission except when such applicant applied for the establishment of Customs Bonded Warehouse stated under Item II.1.1.2 (a) of CMO 39-91.
4. That in order to guide the working team of the Customs Bonded Warehouse Committee in evaluating application for renewal and to prevent similar occurrences, attached is a draft amendment for his consideration.

RECOMMENDATION :

5. Approval of No. 4.

If in accord, attached is a draft CMO, for his signature.

[Handwritten signature]
GEORGE M. JEREOS
Deputy Commissioner

Encl.: as stated.

a:\DCMO amendment to CMO 39-91 on renewal

MO-13-04 3



FEDERATION OF PHILIPPINE INDUSTRIES, INC.
THE VOICE OF INDUSTRY

RECEIVED
 DATE: 4-14-04
 BY: [Signature]
 TIME: 2:10
 DEPUTY COMMISSIONER
 OPERATIONS COORDINATION GROUP
 DATE: 4/14/04
 TIME: 5:08

02 April 2004

Deputy Commissioner George M. Jercos
Bureau of Customs, Port Area, Manila

Subject: Corporate dissolution of Travel Master Manufacturing

Dear Deputy Commissioner Bernardo:

We wish to bring to your attention the matter of Travel Master Manufacturing, a company that had been dissolved as early as 15 July 2002 but which nevertheless continues to operate a Customs Bonded Manufacturing Warehouse (M-1656) and regularly imports commodities into the country. Attached as "Annex A", "Annex A-1", "Annex A-2" are documents secured from the Securities and Exchange Commission (SEC) proving the termination of the company's existence under Article IV of its Amended Articles of Incorporation as certified by the SEC on 6 November 2002.

We had previously informed the Bureau of this fact and had actually submitted these same SEC papers in a meeting between FPI and the Commissioner held last 9 February 2004. Despite this submission, the above-mentioned dissolved corporation continues to transact business with the Bureau. Furthermore, in that meeting with the Commissioner, a list of certified importers was given to FPI. A subsequent review of this list indicates that Travel Master Manufacturing is not among the list of accredited importers.

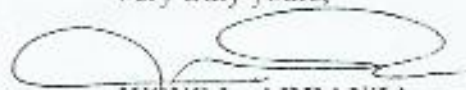
Furthermore, it is disturbing to note that the renewal of the license to operate CBW No. 1656 by said dissolved corporation was approved and enforced by the Customs Bonded Warehouse Committee in its regular meeting dated 30 January 2003, apparently, without validating documentary requirements which could have disclosed the correct corporate status of the CBW operator and thus resulting in its continued operations which is a clear violation of pertinent Customs laws, rules and regulations and of fundamental SEC regulations. "Annex B" is a certification from the Warehousing, Documentation and Records Division certifying the active status of the license of Travel Master Manufacturing with a copy of the 4th Indorsement issued by the Bonded Warehouse Committee

END-13-04⁴

We therefore urgently seek preferential attention on this matter and look forward to a quick and decisive remedy of an obvious major breach of standard procedures. We also wish to be informed of the sanctions, penalties and liabilities, civil or criminal, that should accrue to the transacting personnel of Travel Master and to Bureau personnel responsible for allowing the series of illegitimate importation.

Thank you for your immediate action on this matter.

Very truly yours,



JESUS L. ARRANZA
President

cc: Commissioner Antonio M. Bernardo

Attachments:

- Annex A: Certificate of Filing of Amended Articles of Incorporation of Travel Master Manufacturing
 - Annex A-1: Amended Articles of Incorporation of Travel Master Manufacturing corporation
 - Annex A-2: Director's Certificate of Travel Master Manufacturing Corporation
 - Annex B: Certification dated 5 June 2003 from the Warehousing Documentation & Records Division with an attached copy of Bonded Warehouse Committee 4th Indorsement dated 31 Januray 2003
 - Annex C: Summary of Entries of Travel Master from February 11 to March 12, 2004-04-02
- Photocopies of individual entries and import documents.