



Date 05 JUL 2022

CUSTOMS MEMORANDUM CIRCULAR

NO. 89-2022

SUBJECT: IMPLEMENTATION OF BANGKO SENTRAL NG PILIPINAS CIRCULAR NO. 1146, SERIES OF 2022 OR THE AMENDMENTS TO THE RULES ON CROSS-BORDER TRANSFER OF LOCAL AND FOREIGN CURRENCIES

In view of the issuance of **Circular No. 1146 (series of 2022)** on "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies" on **26 May 2022**, which shall be effective on 25 June 2022, all concerned are informed of the following changes:

- (1) enhancement of the Currencies Declaration Form (CDF or Annex K of the FX Manual) which now requires any person bringing into or taking out of the Philippines legal tender Philippine notes and coins, checks, money order and other bills of exchange in excess of PHP50,000.00 and foreign currencies or other foreign currency-denominated bearer monetary instruments in excess of USD10,000.00 or its equivalent to declare the whole amount under oath;
- (2) allow stakeholders to accomplish the CDF online; and
- (3) clarify the allowable purposes for cross-border transfer of local currency in excess of the peso limit.

Relative thereto, all declarations in excess of the above threshold amount shall be accomplished online through the Electronic Customs Baggage and Currency Declaration (eCBCD) System which shall be accessed and verified by the assigned customs examiner during clearance of the passenger. Thereafter, the taking of oath shall be administered by an authorized Solemnizing Officer in the airport or seaport.

All international airports and seaports are hereby ordered to print and distribute copies of the new CDF starting 25 June 2022 or the effectivity date of Circular No. 1146.

All District and Sub-Port Collectors, and all others concerned are hereby directed to confirm the dissemination of this Circular throughout their offices within five (5) days from receipt thereof for records purposes.

This Circular shall take effect immediately.

For strict compliance.

REY LEONARDO B. GUERRERO
Commissioner

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BOC-09-31004



BANGKO SENTRAL NG PILIPINAS
OFFICE OF THE GOVERNOR

CIRCULAR NO. 1146
Series of 2022

Subject: Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies

The Monetary Board, in its Resolution No. 686 dated 19 May 2022, approved the following rules and regulations governing foreign exchange transactions:

SECTION 1. The following provisions of the Manual of Regulations on Foreign Exchange Transactions (FX Manual, issued under Circular No. 645 dated 13 February 2009, as amended) are further revised as follows:

"PART TWO. CURRENT ACCOUNT TRANSACTIONS

Chapter I

NON-TRADE CURRENT ACCOUNT TRANSACTIONS, PESO DEPOSIT ACCOUNTS OF NON-RESIDENTS AND CROSS-BORDER TRANSFER OF LOCAL AND FOREIGN CURRENCIES

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Section 4. Cross-Border Transfer of Local and Foreign Currencies

1. Local Currency. A person may import or export, or bring into or take out of the Philippines, or electronically transfer, legal tender Philippine notes and coins, checks, money order and other bills of exchange drawn in pesos against banks operating in the Philippines in an amount not exceeding PHP50,000 without prior authorization by the BSP.

Amounts in excess of aforementioned limit shall require: (a) prior written authorization from the BSP¹; and (b) in case of physical cross-border transfer of Philippine currency, declaration of the whole amount brought into or taken out of the Philippines using the prescribed Currencies Declaration Form (Annex K).

¹ The application for prior written authorization shall be filed through the International Operations Department. The BSP, however, allows cross-border transfer of local currency in excess of the limit only for the following purposes: (a) testing/calibration/configuration of money counting/sorting machines; (b) numismatics (collection of currency); and (c) currency awareness.

The term "electronic transfer" as used herein shall mean a system where the authority to debit or credit an account (bank, business or individual) is provided by wire, with or without a source document being mailed to evidence the authority.

The peso amount of the International Passenger Service Charge (IPSC) refunded to outbound exempt passengers² shall not be included in the aforementioned limit during the implementation of said IPSC refund.

2. Foreign Currency. Any person, who brings into or takes out of the Philippines foreign currency, as well as other foreign currency-denominated bearer monetary instruments, in excess of USD10,000 or its equivalent is required to declare the whole amount brought into or taken out of the Philippines using the prescribed Currencies Declaration Form (Annex K).

As used herein, "other foreign currency-denominated bearer monetary instruments" shall refer to the following foreign exchange-denominated instruments in bearer form whereby title thereto passes to another by endorsement, assignment or delivery: traveler's checks, other checks, drafts, notes, money orders, bonds, deposit certificates, securities, commercial papers, trust certificates, custodial receipts, deposit substitute instruments, trading orders, transaction tickets and confirmation of sale/investment.

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SECTION 2. Annex K (Currencies Declaration Form) has been revised.

SECTION 3. Sanctions. Any violation of the provisions of this Circular shall be subject to applicable penalties/sanctions under the FX Manual (as amended), the Republic Act (R.A) No. 7653 (or The New Central Bank Act), as amended by R.A. No. 11211, and other applicable laws, rules and regulations.

SECTION 4. Repealing Clause. This Circular supersedes/amends/modifies the provisions of existing regulations that are inconsistent herewith.

² Those passengers exempted under Philippine laws from payment of travel tax, airport tax and other travel related taxes or fees, which include the following:

- a. Philippine Sports Commission and its delegations or representatives to any international sports convention, conference and meeting, and athletes, coaches and other officials to any international competition under Republic Act (R.A.) No. 6847 (The Philippine Sports Commission Act);
- b. Overseas Filipino Workers (OFWs) under R.A. No. 10022 (Migrant Workers and Overseas Filipinos Act of 1995); and
- c. Other exempted individuals under Executive Order No. 283 (Restructuring the Travel Tax Exemptions and Restoring the Reduced Rates on Certain Individuals, Amending for this Purpose Presidential Decree No. 1183, series of 1987, as amended);

Provided that, refund is made prior to departure at airports or other ports of exit.

CML No. 84-2022

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SECTION 5. Effectivity. This Circular shall take effect 30 calendar days after its publication either in the Official Gazette or in a newspaper of general circulation in the Philippines.

FOR THE MONETARY BOARD:

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BENJAMIN E. DIOKNO
Governor

26 May 2022