



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
MANILA

March 29, 1990

CUSTOMS MEMORANDUM ORDER

NO. 25-90

RE : Monthly Reports on Seized and
Abandoned Cargoes

TO : All District Collectors of Customs
Deputy Collectors for Operations
and Others Concerned

Par. 1. Objective:

- 1.1 To establish a reporting system on seized and abandoned cargoes;
- 1.2 To make the information and data thus gathered available to the Commissioner of Customs and his staff and to whoever might require them for the use of his/her office;
- 1.3 To monitor changes in the status of every cargo thus reported and to update records filed for ready reference.

Par. 2. Scope:

This Order shall cover all seized and abandoned cargoes in all Customs Districts all over the country. Included are those for which, in seizure cases, Warrants of Seizure and Detention have been issued and, in Abandonment Proceedings, Notices (and Declaration) of Abandonment have been sent.

Par. 3. General Provisions:

- 3.1 The Deputy Collector for Operations in each District shall coordinate all activities in compliance with this Order. The District Collector concerned shall assign personnel and make supplies and equipment available as may be needed for the purpose.

Salvador M. Nisiam

3/31/90

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- 3.2 Upon a finding that there is a violation of customs laws and/or regulations, the District Collector of Customs shall issue a Warrant of Seizure and Detention in each proper case and cause this to be recorded and reported. All subsequent developments on the case shall thence be reported as well.
- 3.3 Upon the expiration of five (5) days, ten (10) days if the period is extended, a Notice and (Declaration) of Abandonment shall be prepared and sent for every consignment for which no entry was filed within the aforesaid period. These shall be recorded and reported on accordingly, and all subsequent developments on the case shall also be reported.

Par. 4. Administrative Provisions:

4.1 Forms

Forms shall be reproduced (mimeographed) according to the size and style of the samples appended:

- Form "A" - Monthly Report on Seized Cargoes
- "A-1" - Monthly Progress Report on Seized Cargoes previously reported
- Form "B" - Monthly Report on Abandoned Cargoes
- "B-1" - Monthly Progress Report on Abandoned Cargoes previously reported

4.2 Guidelines in the filing of the forms

Form "A"

Column (1) It is understood that S.I. Nos. are assigned chronologically per year starting with S.I. No. 1-90; should there be any gap, this should be explained under separate cover. Indicate law or regulation violated, e.g. Sec. 2530 (f) TCCP, for each case.

Lawrence M. Nixon

3/31/90
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- Column (2) Should claimant be different from consignee, place both as indicated: Consignees/claimant;
- (3) If Attorney-in-fact, name of individual and I.D. No. if available;
- (4) As indicated in Documents or supplied by apprehending unit;
- (5) AWD No. for NAIA;
- (6) Should include container numbers, or marks and numbers for loose cargoes;
- (7) Initials or acronyms aptly identifying the place of storage;
- (8) Unit/Office on whose initiative the seizure was made;
- (9) Step in process from WSD issued pending hearing, decision issued, final and executory, advertised for sale, sold, etc; dates also to be supplied;

Form "A-1"

To be submitted with form A. Appraised values when they become available for previously reported cases should be indicated at the first opportunity in this form. Every change or availability of information occurring within the month, particularly as regards to location and status, for all seizure cases previously reported within the year should be included in the next report due in this same form.

Form "B"

Column (1)

It is understood that, like the S.I. Nos., the A.P. Nos, are assigned chronologically per year starting with A.P. No. 1-90. Should there be any gap, this should be explained under separate cover;

of award to the claimant

- 4 -
- (2) As indicated in the Bill of Lading AWB Manifest;
 - (3) same as no. 2;
 - (4) as reported by PID/ADD/EPD;
 - (5) Include container numbers, or marks and numbers for loose cargoes;
 - (6) Initials or acronyms aptly identifying the place of storage;
 - (7) Date when notice sent to consignee;
 - (8) Step in the process from notice sent, A.P. lifted, 15 days expired, final and executory, advertized for sale, sold, etc.; dates also to be supplied.

Form "B-1" To be submitted with form B and accomplished as with form A-1.

Par. 5. Operational Provisions:

- 5.1 In complying with this Order, the Deputy Collector for Operations concerned shall be assisted by the Chief, Entry Processing Division/Section, The Chief, Law Division/Section, the Chief, Piers and Inspection Division/Section and the Chief, Auction and Cargo Disposal Division/Section or by officials performing similar functions.
- 5.2 The reports shall be submitted in three (3) legible copies within the first week immediately following the month covered by the reports, via the fastest mail, addressed to: The Director, Port Operations Service, Bureau of Customs, Manila.
- 5.3 Compliance with this Order, for the months of January, February and March of the current year shall be submitted before April 10, 1990, and for the months following, as provided for in paragraph 2 of the Operational Provisions. Integrated reports for 1989 and previous years containing the same particulars found in forms "A" and "B" and the appraised values of cargoes which have not been disposed of or otherwise released, shall be submitted not later than April 30, 1990. The appraised values of the latter cases may be entered additionally under the column "Description" common to both forms "A" and "B".

Jabardin M. Kisman

CMB-25-1990

5.4 If, for any reason, there should be difficulty in complying with this Order or any part thereof, the same shall be communicated without delay to the above-stated address.

All orders, memoranda and directive previously issued, inconsistent with this Order or any part thereof, are hereby revoked and shall be deemed of no further effect.

All concerned shall be guided accordingly.

Salvador M. Mison
SALVADOR M. MISON
Commissioner