



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

December 29, 2017

CUSTOMS MEMORANDUM CIRCULAR
NO. 03-2018

To: All Deputy Commissioners
All Directors and Division Chiefs
All District/Port Collectors
And Others Concerned

**Subject: Lost Entry Covering the Shipment Consigned to PAMPANGA's
BEST, INC.**

An Import Entry No. C-22333-17 covering the shipment consigned to **PAMPANGA's BEST, INC.** was reported lost.

To that effect, an Affidavit of Loss executed by Mr. Ramel Resonable, Customs Representative of Nazario S. Maglanque Customs Brokerage and the 1st endorsement dated December 21, 2017 of the OIC-District Collector, MICP are attached herein.

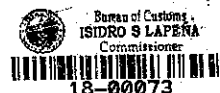
In order to ensure that unauthorized usage thereof is avoided, it is incumbent upon the Chiefs of concerned Divisions/Units to keep a permanent record of all lost documents as reference if secondary evidence is availed of in lieu of the lost original documents.

This CMC is issued pursuant to CAO 2-2001 and CMO 15-2002.

For your information and guidance.

For record purposes, please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt hereof.

Isidro S. Lapeña
ISIDRO S LAPEÑA, PhD, CSEE
Commissioner



JAN 04 2018

BC Form No. 38-A
(Revised 1990)



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS
Port of _____



01888552984
DUPLICATE

RECEIVED from PAMPANGA'S BEST INC
(Name of Payor)

VAT No. _____
(Address)

Nature of Collection:	Amount
1. Import Duty	0.00
2. BIR Taxes	0.00
2.1 VAT	0.00
2.2 Specific/Excise Tax	
3. Proceeds-Auction Sale	0.00
4. Penalties/Surcharge	0.00
5. Miscellaneous (Specify)	
Advance Duty	
Safeguard Duty	0.00
IPF	
CDS	0.00
6. Trust Liabilities	
BIR/SARS	0.00
CER	1,000.00
Legal Research Fee	
TOTAL	1,000.00

Amount in words One Thousand Pesos and 00/100

For
CMC of Govt
#C-22333-7
CAO 2-2001

M
C
P
(v
S
A
th
R
m
th
ar

Consumption Whsg. Informal

Entry No. _____
& Series _____

Withdrawal Permit No. _____
(For Warehousing Entries)

Vessel/ _____
Aircraft _____

Reg. No. _____

BL/AWB No. _____

For Quantity _____

Value of _____
Merchandise US\$ _____

(Pls. check & indicate proper information)

Cash

PDIG No. _____

Bank & Cashier's Check Number _____

Tax Credit Cert. Number _____

BOI

BIR

Customs

Others (Specify) _____

[Signature]
Collecting Officer
(sign above printed name)

12/29/2017

Date

DISTRIBUTION: Original and three copies

Original White
Payor

Duplicate (Green)
Entry

Triplicate (Yellow)
Accounting Div.

Quadruplicate (Blue)
File

w/encl.



Republic of the Philippines
Department of Finance
Bureau of Customs
Collection District II-B

MANILA INTERNATIONAL CONTAINER PORT

MEMORANDUM

For : **ATTY. RUBY CLAUDIA M. ALAMEDA**
OIC – District Collector

SUBJECT : **Request to reconstruct lost original import entry with attachments**

Date : **December 21, 2017**

This has reference to the letter-request dated 19 December 2017 of Mr. Nazario S. Maglanque, Licensed Customs Broker, for the reconstruction of Import Entry No. C-22333-17 covering the shipment of 1x40' Container STC: Forty (40) units Three-Wheel Electric Tricycle with Complete Accessories consigned to PAMPANGA's BEST, INC. (hereinafter referred to as "PAMPANGA's BEST," for brevity), which arrived at this Port on January 21, 2017 on board the vessel "Northern Discovery," Reg. No. CNC0006-17 covered by B/L No. AAZD000550.

PAMPANGA's BEST lodged Entry No. C-22333-17 covering the subject shipment on January 23, 2017. Considering the nature of the importation, PAMPANGA's BEST, through its Licensed Customs Broker, secured clearance from ESS Motor Vehicle Monitoring and Clearance Office (EMVMCO) for the purpose of issuance of the requisite Certificate of Payment (CP). On January 27, 2017, upon securing the required clearance from EMVMCO, the shipment was released from Customs custody and delivered to PAMPANGA's BEST.

In order that PAMPANGA's BEST may be able to secure photocopies of the documents pertaining to the subject transaction, the authorized Customs Representative of its broker Mr. Ramel Resonable borrowed the original documents from the Formal Entry Division, this Port, for this purpose. Mr. Resonable averred that he brought the documents to their Office to secure copies thereof for records purposes. He disclosed further that, he was very busy then and when he looked for the original entry and its attachments he could not find them anymore. He searched for the missing documents but his effort proved futile as he ultimately failed

to retrieve it. Mr. Resonable has executed a Sworn Affidavit detailing the circumstances which resulted in the loss of Import Entry C-22333-17. For all intents and purposes the original copy of the said import entry is now deemed lost and irretrievable. Hence, the instant request to reconstruct the said lost import entry.

Mr. Maglanque's request to reconstruct the lost documents is to enable consignee to be issued the corresponding Certificates of Payment in order that the shipment may be registered with the appropriate government agency.

In resolving the instant request, this Office took into consideration the provisions of Customs Memorandum Order (CMO) No. 15-2002 which are explicit on the procedures and requirements bearing on reconstruction of lost import or other official documents, to wit:

"XXXX

XXXX

XXXX

1. A written request for the reconstruction of lost import documents or other official documents shall be filed with the Office of the District Collector in the port where said documents were entered/filed attaching therewith the following:
 - 1.1 Affidavit of loss of the person responsible (importer, broker, broker's representative or customs employee/custodian) for the loss of the import document(s) duly registered with the Law Division;
 - 1.2 Verified photocopy of the lost import document(s); duly certified document(s) by or on behalf of the importer/broker may be accepted in lieu of the verified photocopy pursuant to Sec. 3515 of the TCCP, as amended;
 - 1.3 Proposed reconstructed copy or copies of the lost import documents with the required amount of Customs documentary stamps already affixed thereon;
 - 1.4 Print out of the Temporary Assessment Notice and SAD covering the importation to be sourced from the Office of the Chief, FED/WAD or equivalent unit in the out ports.

XXXX

XXXX

XXXX"

copy

From the foregoing, and considering the faithful compliance by ATN of the foregoing conditions, this Office recommends the approval of the request to reconstruct the aforesaid import entry in order that the corresponding Certificates of Payment may be issued to enable PAMPANGA'S BEST to register the shipment of e-trike with the concerned government agency. It is apparent, too, that PAMPANGA'S BEST has no other recourse other than to reconstruct the said import entry since the retrieval thereof is no longer possible.

The approval of the instant request is conditioned upon the issuance of the Certificates of Payment to PAMPANGA'S BEST and compliance with such other Customs laws, rules and regulations pertinent thereto.

Respectfully recommended.


Atty. RENE MANUEL A. OCHAVE
Hearing Officer

NOTED WITH CONCURRENCE:


Atty. GIOVANNI FERDINAND A. LEYNES
Acting Chief, Law Division

APPROVED/DISAPPROVED:


Atty. RUBY CLAUDIA M. ALAMEDA
OIC-District Collector

MASTER COPY

NAZARIO S. MAGLANQUE

CUSTOMS BROKER

SEAFREIGHT * AIRFREIGHT * TRUCKING

ADDRESS: Rm. 428 Regina Bldg. Escolta St. Binondo, Manila

TEL. (02) 244-3212 * 242-3954

RECEIVED: DATE: *JAM* Time: *10:10 AM*

Cmc 03-7018 P. 6

BUREAU OF CUSTOMS

DEC 20 2017

December 19, 2017

ATTY. RUBY CLAUDIA M. ALAMEDA
OIC District Collector
Manila International Container Port

20 DEC 2017

Attn : The Chief
Law Division
MICP

RECEIVED
The Chief Law Div.
J n/d 17
FOR

Dear Sir,

May we request your good office to kindly allow us to reconstruct our entry, with entry number C22333 dated Jan. 23, 2017 Consigned to PAMPANGA'S BEST INC.

The shipment arrived last January 21, 2017 and have this documents lodge on January 23, 2017 and requested from EMVMCO to get a clearance for the issuance of Certificate of Payment which was made final last January 26, 2017 upon reflection of payment of duties and taxes, we were able to secure gatepass and deliver the said shipment to the consignee.

It is a pre requisite of our company to have a photocopy of all pertinent documents before the release, that is why our representative Ramel Resonable borrowed the original entry. Because of the business of our representative he forgot where he place and that might mixed-up with other documents. He was trying to locate all of these but no way to find.

In securing Certificate of Payment from EMVMCO, we need to present the said set of original documents together with the copy of the Stencil of the Engine Number and Motor Number but because it was loss and no way to attached the said original documents, our processing was stopped and lie pending.

Hence, May we request your good office to allow us for the reconstruction of the loss entry. Because it is necessary for the final processing and signing of the said Certificate of Payment.

Hoping for your kind consideration, rest assured, we remain.

Attached is a copy of our representative's affidavit of loss to attest our reason of request.

Thank you.

H.O
AS O chare

Very truly yours,
NAZARIO S. MAGLANQUE
Lic. Customs Broker

REPUBLIC OF THE PHILIPPINES)
CITY OF MANILA) S.S.

AFFIDAVIT OF LOSS

I, RAMEL RESONABLE, Filipino, of legal age and with present office address at Rm 428 Regins Bldg., Escolta, Sta Cruz, Manila, after having been duly sworn to in accordance with law, depose and state:

That I am the Customs Representative of NAZARIO S. MAGLANQUE Customs Brokerage and I was entrusted to process the following documents at the Port of NICTP, to wit:

ASSESSMENT NOTICE
BILL OF LADING NO HKG AAZD00000000
COMMERCIAL INV. No. JS-INV-161230
ACFTA with Ref. No. E174100162950001
ENTRY NO. C-22333

That the shipments arrive Jan. 21, 2017 and have this documents lodge Jan. 23, 2017 and requested from EM V MCO to get a clearance for issuance of Certificate of Payment which was made final Jan. 26, 2017 and transactions of final payment ended Jan. 27, 2017 and on the same date I was able to get a GATEPASS and delivery of the shipments was done with our client;

That on the said date I borrowed the original Entry with all the documents attached and because I was busy I photocopied all the documents at our office and later I forgot where I place this, my documents on hands got mixed-up and trying to locate all of these documents just gave me negative result;

That on July 23, 2017 we receive a copy of the Stencil of the Engine number & Motor number, this is the documents needed by the EM V MCO for indorsement for C.P. (Cert. of Payment) and because of the documents I loss, Orig. Entry and Documents attached, our processing was stopped and lie pending at the office of the Formal Entry Div. (FED) and because of this happenings I am requesting for the reconstruction of the loss documents which will be used for final processing signature on the said C.P. by the authorities concerned;

That this affidavit is executed for the truth of all statement above for all legal intent and purposes which this may serve best.

AFFIANT SAYETH NO FURTHER.

RAMEL RESONABLE
Affiant

Subscribed and sworn to before me this Dec. 10, 2017 at Manila, Philippines.

TEY AGUSTIN B. CARRIDO
NOTARY PUBLIC FOR MANILA
NOTARIAL COMMISSION NO. 2015-109
UNTIL DECEMBER 31, 2017
RM. 409, FIRST UNITED BLDG. CO.
ESCOLTA, MANILA
ROLL NO. 25047
PTR NO. 48865711-4-17/MANILA
ISP LIFETIME NUMBER 05007
MCLE NO. V0003133-072614

DOC NO. 1979
PAGE NO. 192
BOOK NO. 19
SERIES OF 2017