



12 SEP 2008

CUSTOMS MEMORANDUM ORDER

No. 31-2006

Subject : Supplemental Provisions to CMO No. 26-2003: Rules and Regulations for the Implementation of CSO No. 15-2003 (guidelines in clearing all importations of chemicals and pharmaceutical products)

I. OBJECTIVE:

- A. To determine Import Entry Declaration that will be subjected to examination in the presence of Customs Task Force on Dangerous Drugs and Controlled Chemicals (CTFDDCC);
- B. To further enhance and ensure uniformity in classification of importation as prescribed in CMC No. 210-93, which define Chemicals and Pharmaceutical shipments;
- C. To provide clear procedures and institute better control on general cargoes which are highly potential for concealment of Dangerous Drugs and Precursors and Essential Chemicals.

II. SCOPE

This Order shall apply to all Ports of entry and areas considered as Customs Zone.

III. GENERAL PROVISION

- A. The definition of Chemical and Pharmaceutical shipments, falling under **Section II to VII of the Tariff and Customs Code of the Philippines**, under Customs Memorandum Circular No. 210-93 is hereby adopted, as follows:

A.1. Pharmaceuticals – include not only all types of drugs, medicinal and curative products but also ancillary products such as tonics, dietary supplements, vitamins, deodorants and the like.

A.2. Chemicals – include all products of the chemical and allied industries as well as raw material inputs thereof;

IV. OPERATIONAL PROVISIONS

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In case of general cargoes, under Red lane, that is:

1. Subject of derogatory information coming from foreign counterparts, such as but not limited to United Nations Office on Drugs and Crimes (UNODC), Regional Intelligence Liaison Office (RILO), and US Drug Enforcement Agency (US-DEA), or
2. Shipped from countries declared as High-Risk countries, or
3. Highly potential for concealment of Dangerous Drugs and Precursors and Essential Chemicals,

the Executive Officer for Operations of the CTFDDCC may issue a request, in a prescribed form (hereto attached as Annex "A"), to the concerned examiner, indicating therein the name of the Task Force Core Team member assigned to witness the examination to be conducted. Immediately after said examination, the Task Force Core Team member who witnessed the same shall make a written report addressed to the Executive Officer for Operations of his findings and observation.

If the examination yielded negative for presence of Dangerous Drugs and/or Precursors and Essential Chemicals, then the back portion of the Import Entry Declaration Form will be stamped "**INSPECTED**" and shall be signed by the Task Force Core Team member who witnessed the examination, thus, processing of the import documents may then continue. Otherwise, if sufficient basis exist, the Executive Officer for Operations of the CTFDDCC or his duly authorized representative shall recommend for issuance of Alert Order against the shipment to the Director, ESS/Deputy Task Group Commander for Operations or to the Collector of Customs/Task Force Commander concerned.

V. REPEALING CLAUSE

All orders, memorandum, circulars or parts thereof which are inconsistent with this memorandum are hereby deemed repealed and/or modified accordingly.

VI. EFFECTIVITY

This Order shall take effect immediately.

_____, 2006, Bureau of Customs, South Harbor, Port Area, Manila.

NAPOLEON L. MORALES
Commissioner of Customs





Republic of the Philippines
Department of Finance
Bureau of Customs
1099 Manila

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
DEPUTATION

TO WHOM IT MAY CONCERN:

Pursuant to Section 2203 of the Tariff and Customs Code of the Philippines, as amended and Executive order No. 363 s.2004 entitled "Broadening the Powers of the Commissioner of Customs to Combat Smuggling" and Executive Order No. 218 entitled "Strengthening the Support Mechanism for the Philippine Drug Enforcement Agency," **PDEA Director General DIONISIO R. SANTIAGO**, is hereby deputized to enforce Tariff and Customs laws and authorized to effect searches, seizures and arrests for the said purpose on places where there are no Customs presence conformable with the provisions of the aforesaid laws.

This deputation shall be in force and effect for the period of one (1) year, effective immediately.

Done this 11th day of September 2006, South Harbor, Manila.


NAPOLEON L. MORALES
Commissioner of Customs &
Concurrently Head, TFAS

