



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

NOTICE OF PUBLIC AUCTION

Pursuant to the provisions of Section 1139 to 1151 of the Customs Modernization and Tariff Act (CMTA), in relation to CAO 03-2020, CAO 04-2016 and CAO 10-2007, and other relevant Customs Memorandum Orders, there will be a Public Auction Sale through Sealed Bidding to be conducted by the Auction and Cargo Disposal Committee, Port of Davao on:

Public Auction: **June 30, 2021**

Opening of sealed bids : 09:00 A.M.
Place : Capacity Building
Davao Customshouse

Public Viewing of Sale Lots will be available to all qualified bidders on: **June 28, 2021 at KTC Wharf.**

In the event of a failed bidding, the unsold lot shall be conducted at the same place and time on **July 07, 2021** using the same Floor Price.

<p>Sale Lot No. 13-2021</p> <p>Consignee: RNA MARKETING</p> <p>Container No.: 20X20' MRSU0087120, SUDU1436873, SUDU7536416, MRSU0206810, SUDU7663513, MRKU7848759, MRKU7046413, TDRU2851439, HASU1184660, MSKU3228617, MSKU5940364, PONU2085276, MRKU7427214, MSKU5794552, MSKU7656932, TCKU2387498, MRKU8647065, MRKU7548005, MSKU2513923, and MRKU7237560</p> <p>Arrival Date: 03/14/2021</p> <p>Decree: AP NO. 22-2021</p>	<p style="text-align: center;">VIETNAMESE WHITE RICE</p> <p style="text-align: center;">5% broken Brand: Rain</p> <p style="text-align: center;">Quantity: 10,400 sacks (50kg/sack) Net Weight: 520,000 kgs.</p> <p style="text-align: center;">“AS IS WHERE IS”</p> <p style="text-align: center;">Location: KTC</p> <p style="text-align: center;"><u>Floor Price: PHP 10,526,859.59</u> <i>(PHP 1,013.00/sack)</i></p>
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Terms and Conditions of Public Auction:

Only those who have complied with the requirements set on 1, 2, 3 and 4 enumerated herein shall be allowed to participate in the bidding:

1. Filing of Bidder's Registration Form, at least two (2) days prior to the day of auction (with name, address, and TIN), together with the latest certified true copy of Income and/or Business Tax Returns duly stamped "received" by the Bureau of Internal Revenue (BIR) with a validated tax payment made thereon and clearance or registration from the concerned government agencies in case of regulated goods.
2. Registration on the logbook for registered bidders indicating the name, address, TIN, and contact number to be made with the Chief, ACDD one (1) day before the date of actual bidding until exactly an hour immediately preceding the time of actual bidding; thereafter registration is closed.

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3. Payment of non-refundable Php 5,050.00 Registration Fee.
4. Posting of duly receipted bond in cash or manager's check in an amount equivalent as stated in CAO 04-2016, refer to the schedule stated hereunder:

FLOOR PRICE				BOND	
Not over	Php	10,000.00		NONE	
Over	Php	10,000.00	but not over	Php 1,000,000.00	20%
Over	Php	1,000,000.00	but not over	Php 2,500,000.00	15%
Over	Php	2,500,000.00	but not over	Php 5,000,000.00	10%
Over	Php	5,000,000.00			5%

The bond shall be refunded to the losing bidder after the closing of the auction. The bond shall not, however, be required when the floor price of a sale lot is Php10,000.00 or less.

5. Payments with Cashier's / Manager's Check / Cash to the BOC / Port of Davao shall bear the following:
 - a. Pay to the order of Land Bank of the Philippines-BOC E.O. IFO BOC FAO;
 - b. For credit of the Bureau of Customs;
 - c. For the account of: _____; Bidder
6. The auction shall be conducted through sealed bids, which shall be submitted and opened in public by the Auction Committee at the time, date and place specified in the Notice of Auction Sale.
7. Before dropping his sealed bid on the box, the bidder shall be required by the Committee to present his/her cash or manager's check as proof that he/she is ready to pay the 50% of the bid price less the amount of the bond deposited in the event that he/she will be declared as the winner, otherwise the Committee shall not allow him/her to drop his/her bid tender form.
8. The highest bid shall be declared as the winner except when clustering occurs. **Clustering** occurs when the difference between the highest and the second highest bid is **within ten percent (10%) of the highest bid**. In such case, an open-bidding shall be conducted among the bidders of the sale lot who are present with the highest bid serving as the new floor price. **Only bids raised by three percent (3%) more than the new floor price shall be considered** and the highest bid in the open-bidding shall be declared as the winner. Otherwise, the highest sealed bid shall be declared as the winner.
9. At the end of each bidding, the highest bidder shall be required to pay in cash or manager's check, in accordance with the schedule shown below:
 - a. at least fifty percent (50%) of the bid price "on the spot" upon announcement of the winning bid as duly certified to by the Auction Committee and the COA representative.
 - b. The remaining balance of 50% shall be paid on the succeeding business day.
 - c. Pursuant to CMO 02-2019, the Certificate of Award shall be submitted to the Office of the Commissioner for approval.
10. A failed bidding shall be declared by the Auction Committee when any of the following circumstances occurs:
 - a. When there is no sealed bid;
 - b. When the highest bidder fails to comply with any of the payments required under Section 5.10 of CAO 03-2020, said bidder shall be disqualified from participating further in the auction sale and when applicable, the negotiated sale thereof without prejudice to the forfeiture of the minimum deposit and any payment made and imposition of other sanctions as may be warranted.

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11. When the winning bidder fails to claim the items or lot awarded to him within thirty (30) calendar days from the date of award, upon due notice, he shall deemed to have abandoned said goods and to have renounced all his rights thereto including forfeiture of all payments made thereon, except upon justifiable reasons, as determined by the District Collector, upon recommendation of the Committee.
12. Representatives from ESS, CIIS, ODC and COA shall be invited to witness the release.

For further details, please contact (082) 235 -1085 or davao@customs.gov.ph.


ATTY. ERASTUS SANDINO B. AUSTRIA
District Collector

