



# BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

In the matter of abandonment against Seven (7)  
Diplomatic Vehicles turned over to the Bureau of Customs,

Abandonment Proceeding  
No.2021-064 to 2021-070

**VARIOUS CONSIGNEES,**  
Consignee.

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## NOTICE OF ABANDONMENT

This is to notify that the District Collector of Customs, Port of Manila, rendered a Decree of Abandonment on March 12, 2021 against the above-mentioned shipments. Failure to file a Motion for Reconsideration within Ten (10) days from posting of this Notice at the Bureau of Customs Website shall be construed as a waiver and the subject containers shall be disposed in accordance with law.

Port of Manila, March 15, 2021.

FOR THE DISTRICT COLLECTOR:

  
**ATTY. EDGARDO T. PADRE, JR.**  
Chief, Law Division



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Nos. \_\_\_\_\_

**VARIOUS CONSIGNEES,**  
Consignee.

## DECREE OF ABANDONMENT

**WHEREAS,** in the 10 February 2021 Disposition Form received by the Law Division – Port of Manila on 18 February 2021, Atty. Enrico A. Turingan III, Acting Chief, Auction and Cargo Disposal Division, Port of Manila (POM) requested for the issuance of Decrees of Abandonment against Seven [7] diplomatic motor vehicles found at the container yard and which were turned-over to the Bureau of Customs, described as follows, to wit:

A.P. NO.	Description	Turned-Over By
2021-064	Used Mercedes Benz 560 SE Model 1988, Engine: 11796512001247 Chassis No. WDB1260441A205347	Shihiru Date Asian Development Bank
2021-065	Used Honda Civic Model 2001, Engine: D17A11577065 Chassis No. 2HGES16391H932431	Vural Goktas Embassy of the Republic of Turkey
2021-066	Used Nissan Terrano Model 1998, Engine: KA24651170M Chassis No. VSKTBUR20U0332648	Melendres Almoro Howe Asian Development Bank
2021-067	Used Toyota Sienna XLE Model 2005, Engine: 3MZ4524205 Chassis no. 5TDZA22C05S361532	Sanjay Grover Asian Development Bank
2021-068	Used BMW X3 Model 2008, Engine: 00046684 Chassis No. WBAPC71070WD790007	Girle Claire A. Javier Asian Development Bank
2021-069	Used Mitsubishi Pajero Model 1996, Engine: 6G72T71838 Chassis No: DONV430TJ00366	Edgardo N. Nacpil Asian Development Bank
2021-070	Used Toyota 4Runner Model 1993, Engine 3L3341824 Chassis No: LN1350004011	Werner Erich Liepach Asian Development Bank

**WHEREAS,** the afore-described motor vehicles were imported under the Conditionally Tax and/or Duty-Exempt Importation privileges sanctioned by law;

**WHEREAS,** the acts of the various named consignees returning their corresponding motor vehicles are tantamount to an express abandonment in favor of the government pursuant to Section 1129, paragraph a of the CMTA;

**WHEREAS, Section 1129 (a) of the CMTA, provides, to wit:**

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MAR 11 2021

3:30P

"Section 1129. Abandonment, Kinds and Effects of. – Imported goods are deemed abandoned under any of the following circumstances;


- a) When the owner, importer, consignee, of the imported goods expressly signifies in writing to the District Collector the intention to abandon the same; or
- b) When the owner, importer, consignee, or interested party after due notice, fails to file the goods declaration within the prescribed period in Section 407 of this Act: *Provided*, That the term goods declaration shall include provisional or incomplete goods declaration deemed valid by the Bureau as provided in Section 403 of this Act. For this purpose, it is the duty of the District Collector, to post a list of all packages discharged and their consignees, whether electronically or physically in the District Office, or send a notice to the consignee within five (5) days from the date of discharge; or
- c) Having filed such goods declaration, the owner, importer, consignee or interested party after due notice, fails to pay the assessed duties, taxes and other charges thereon, or, if the regulated goods failed to comply with Section 117 of this Act, within fifteen (15) days from the date of final assessment: *Provided*, That if such regulated goods are subject of an alert order and the assessed duties, taxes, and other charges thereof are not paid within fifteen (15) days from notification by the Bureau of the resolution of the alert order, the same also be deemed abandoned; or
- d) Having paid the assessed duties, taxes, and other charges, the owner, importer or consignee or interested party after due notice, fails to claim the goods within thirty (30) days from payment. For this purpose, the arrastre or warehouse operator shall report the unclaimed goods to the District Collector for disposition pursuant to the provisions of this Act; or
- e) When the owner or importer fails to claim goods in customs bonded warehouses within the prescribed period. [bold, ours]

**WHEREFORE**, by virtue of the authority vested in me by law, the above described Motor Vehicles consisting of Seven (7) Diplomatic Vehicles turned over to the Bureau of Customs are hereby declared ABANDONED in favor of the government to be disposed of in the manner provided for by law.

Let copies of this Decree of Abandonment be furnished to all parties and offices concerned for their information and guidance.

**SO ORDERED.**

Port of Manila, Philippines, MAR 12 2021.

  
**MICHAEL ANGELO DC. VARGAS**  
District Collector  
Port of Manila



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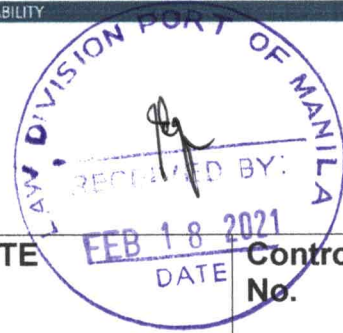


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## DISPOSITION FORM



FOR	<b>MICHAEL ANGELO DC VARGAS</b> District Collector, Port of Manila	DATE	10 February 2021	Control No.
FROM	<b>ATTY. ENRICO A. TURINGAN III</b> Acting Chief, ACDD			

**SUBJECT:** Request for the Issuance of Decrees of Abandonment for Turned-Over Diplomatic Vehicles and Segregated Vehicles located at the ATI-South Harbor

\_\_\_\_\_  
ODC Ope 2/17/2021

### REFERENCES:

- Turn-Over Receipts issued by the Auction and Cargo Disposal Division for Diplomatic Vehicles returned to the Bureau of Customs;
- Examination Reports of segregated vehicles located at the ATI-South Harbor

### DISCUSSION

- This is with reference to the following vehicles turned-over to the Bureau of Customs in lieu of payment of duties and taxes, the imported, tax-exempt, vehicles used by members of the Diplomatic Communities, to wit:

Description	Turned-Over By
Used Mercedes Benz 560 SE Model 1988, Engine: 11796512001247 Chassis No: WDB1260441A205347	Shihiru Date Asian Development Bank
Used Honda Civic Model 2001, Engine: D17A11577065 Chassis No: 2HGES16391H932431	Vural Goktas Embassy of the Republic of Turkey
Used Nissan Terrano Model 1998, Engine: KA24651170M Chassis No: VSKTBUR20U0332648	Melendres Almoró Howe Asian Development Bank
Used Toyota Sienna XLE Model 2005, Engine: 3MZ4524205 Chassis No: 5TDZA22C05S361532	Sanjay Grover Asian Development Bank
Used BMW X3 Model 2008, Engine: 00046684 Chassis No: WBAPC71070WD79007	Girlie Claire A. Javier Asian Development Bank
Used Mitsubishi Pajero Model 1996, Engine: 6G72T71838 Chassis No: DONV430TJ00366	Edgardo N. Nacpil Asian Development Bank

Used Toyota 4Runner  
Model 1993, Engine 3L3341824  
Chassis No: LN1350004011

Werner Erich Liepach  
Asian Development Bank

2. Also, this Office would like to know the status of the following vehicles located at the ATI compound which according to ATI have been segregated from their corresponding container vans, to wit:

From Container No	Consignee	Description
HDMU6808298	Hussain Dida Agun	Used Isuzu MUX, Model 2015 VIN: MPAER8818FT019336
HMMU9018280	Tomas Anor Lanez	Used Mercedes Benz, Model 2010 VIN: WDCGG8HB3AF376893  Used BMW, Model 2007 VIN: WBAVC93597KX53269
TRHU3058005	Travis Brackeen	Used Honda Shadow, Model 2002 VIN: JH2RC44042M610843
XINU1154423	Arvin Dave Carilla	Used Hyundai Genesis, Model 2013 VIN: KMHHT6KD8DU084849

### RECOMMENDATION

3. In view thereof, this Office respectfully request for the issuance of Decrees of Abandonment for the above described vehicles to cause the proper disposition of the same.

  
ATTY. ENRICO A. TURINGAN III  
Acting Chief, ACDD

ODC

CONCUR/NOT CONCUR

  
MICHAEL ANGELO DC VARGAS  
District Collector, Port of Manila

Date 2/11/2014

**Copy furnished:**

The Chief, Law Division



# BUREAU OF CUSTOMS

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## TURN-OVER RECEIPT

Date: 15 January 2021

Consignee : Mr. Shihiru Date  
Section 45, IO Official  
Asian Development Bank

Quantity	Item Description	Remarks
One unit	<p><b>Used Mercedes Benz 560 SE</b></p> <p>Model 1988</p> <p>Engine No: 11796512001247</p> <p>Chassis No: WDB1260441A205347</p> <p>*** Nothing Follows ***</p>	<p>W/ Key.</p> <p>Not in Running Condition.</p> <p>No stereo</p>

Requested by:

Received by:

*Emily Suzanne Barber*

**EMILY SUZANNE BARBER**

Unit Head, Government Relations  
Office of the Administrative Services  
Asian Development Bank

*Enrico A. Turingan III*  
**ATTY. ENRICO A. TURINGAN III**  
Chief, ACDD

Witnessed by:

*for Emarie Camille Alaba*  
**Emarie Camille Alaba**  
ACDD Representative

*Robert G. Fantinalco*  
**ROBERT G. FANTINALCO**  
ADB Representative

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