



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

SUBJECT: FIFTY-ONE (51) OVERSTAYING CONTAINERS LOCATED AT ATI.

X-----X

NOTICE OF OVERSTAYING CONTAINERS

Pursuant to the instruction of the Office of the Commissioner to immediately dispose Overstaying Containers at the ATI Container Yards and for the issuance of Decrees of Abandonment of the same under Section 1129 of the Customs Modernization and Tariff Act (CMTA), let this be a **Final Notice** to all owners of overstaying containers stored at ATI, per list provided by the Asian Terminals, Inc. (ATI), verified by the office of the Piers Inspection Division (PID) – Port of Manila. (attached herein)

Five (5) days upon posting of the same at the Bulletin Board and Bureau of Customs (BOC) website the said empty containers will be declared abandoned by the District Collector and accordingly will be issued Decrees of Abandonment pursuant to the provisions of the CMTA.

Port of Manila, Philippines, 05 October 2021.

FOR THE DISTRICT COLLECTOR:


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

A Modernized and Credible Customs Administration That is Among the World's Best

South Harbor, Gate 3, Port Area, Manila 1099
8527-4537, 8527-1935 | www.customs.gov.ph | boc.cares@customs.gov.ph



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

DISPOSITION FORM

| | | | |
|-------|--|------------------------------------|-------------|
| For: | MICHAEL ANGELO DC. VARGAS District Collector, Port of Manila | Date: September 20, 2021 | Control No. |
| Thru: | MA. LIZA T. SEBASTIAN Deputy Collector for Operations | | |
| From: | ATTY. CHRISTIAN O. FLORES Chief, CCCD | | |

SUBJECT: Request for issuance of Decree of Abandonment on overstaying empty containers at ATI-CY, South Harbor

_____ DC Ope 9/20/21 _____

REFERENCE:

- a. CAO 1-2015, Shortening of Period for Re-export of Empty Containers from 150 to 90 days;
- b. CAO 8-2019, Policies of Admission, Movement and Re-exportation of containers at the Seaport;
- c. List from ATI;
- d. List from PID

DISCUSSIONS:

1. Pursuant to Executive Order (EO) 127, the Customs Container Control Division, POM (CCCD) is the office mandated to monitor all incoming and outgoing containers;
2. On the basis of the inventory provided for by the ATI, verified by the office of The Piers Inspection Division, there are fifty one (51) empty containers with more than 90 day dwell time owned by various shipping lines;
3. CAO 1-2015 and CAO 8-2019 provides that containers arriving, whether loaded or empty, shall be re-exported within ninety (90) days from the date of discharge of the last package, otherwise, the containers shall be considered as importation, thus, subject to the payment of duties and taxes;
4. On June 15, 2021, District Collector Michael Angelo DC Vargas signed several demand letters that was sent through email to the respective shipping lines listed in the inventory with overstaying containers inside the ATI-CY, but this office inadvertently failed to print the demand letter for SITC for seven (7) overstaying containers, hence, we will submitting a separate Disposition Form thereof;
5. In a letter dated July 13, 2021, Mr. Richard Quiros, Operations Manager, Simba Logistics, signify their willingness to pay the customs of their overstaying containers taxes amounting to P14,149.49, (Annex "A");
6. Thus, on August 6, 2021, Simba Logistics paid the corresponding duties as evidenced by Customs Payment Receipt No. 0190916757;
7. Out of the ten (10) demand letters this Office sent, only Simba Logistics paid the duties and taxes;
8. Herewith is the list of empty containers owned and operated by various shipping lines which failed to comply with the letters of demand, to wit:

| SHIPPING LINES | CONTAINER NUMBER/S |
|----------------------|--|
| ASIAN TERMINALS, INC | CAXU6472163, SYMU8000927, GESU9208474, |

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| | | |
|----------------------|--|---|
| | | GESU9257041, TSLU0509300 (dilapidated), TSLU0531161 (dilapidated), CLHU8837145, TGHU7182265, UACU3040241, TTNU9014575, UACU5227191, ECMU1339932 |
| YANG MING | | FBLU0238877 |
| LORENZO SHIPPING | | OOLU5689369, HDMU4045242 |
| MAERSK LINES | | APZU3307432, MSKU9522660 |
| COSCO SHIPPING LINES | | YMLU2900849, UETU5263927 (dilapidated), CCLU8614637 |
| ONE SHIPPING LINES | | TRLU9611630 |
| EVERGREEN SHIPPING | | TEMU4357202, EISU1794965 |
| CMA CGM | | GESU6680656, MAGU2312002, GVDU4002785, TGHU9608853, CMAU5290890 (dilapidated), ECMU9442628 |

9. On the other hand, there are also empty containers whose shipping lines which ceased to operate/exist

| Shipping Lines | Status | Container Numbers |
|-----------------------------|--|--|
| No record found | | UFCU392028A, GESU5565175, NCLU2001328, BSIU2554734, FSCU6612569, UETU5249030 |
| SINOKOR SIMBA | No record | FCGU1678171 |
| MANSION SHIPPING | Shipping lines ceased to operate/exist | TRIU5876489 |
| SYMS | Shipping lines ceased to operate/exist | UESU5238242, TGHU8764018, SDSU2002352, TGHU8780791 |
| WILLIAM GOTHONG AND ABOITIZ | Shipping lines ceased to operate/exist | WGAU2334647 |
| BSLA | Shipping lines ceased to operate/exist | TGHU0109853 |
| HEUNG-A SHIPPING | Shipping lines ceased to operate/exist | TTNU2912973, KYWU2130057 |
| | Shipping lines ceased to operate/exist | GSTU8411554, LTIU2512772, MCLU2927201 |
| MITSUI OSK | Shipping lines ceased to operate/exist | BEAU4412071, BMOU5268960, CAIU9537142 |

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RECOMMENDATION:

10. In view of thereof, it is respectfully recommended that a Decree of Abandonment be issued on the above mentioned overstaying empty containers of the shipping lines which failed to pay the duties and taxes as well as overstaying empty containers of shipping lines which ceased to operate/exist.

Ma Lourdes R. Castillo

MA. LOURDES R. CASTILLO

Acting Assistant Chief, CCCD and
Team Leader for Monitoring of
Empty Containers

C.F.

ATTY. CHRISTIAN O. FLORES

Chief, CCCD

ODC

CONCUR/NOT CONCUR

Mitch Antonio

MICHAEL ANGELO DC. VARGAS

District Collector, Port of Manila

Date: 20 September 2021

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EMPTY CONTAINERS WITH MORE THAN 90 DAYS DWELL TIME

| No. | Container No. | Container Class | Dwell Time | Shipping Line/Container Operator | Status |
|-----|---------------|-----------------|------------|----------------------------------|-------------------|
| 1 | UFCU392028A | 20SD | 9911 | No record found | Empty |
| 2 | GSTU8411554 | 40SD | 8189 | updated | Empty |
| 3 | TRIU5876489 | 40SD | 8179 | Mnasion shipping c/o GSI | Empty |
| 4 | LTIU2512772 | 20SD | 6544 | updated | Empty |
| 5 | MLCU2927201 | 20SD | 6207 | updated | Empty |
| 6 | UESU5238242 | 40HD | 4764 | SYMS c/o Sino Cargo Works | Empty |
| 7 | TGHU8764018 | 40HD | 4763 | SYMS c/o Sino Cargo Works | Empty |
| 8 | SDSU2002352 | 20SD | 4629 | SYMS c/o Sino Cargo Works | Empty |
| 9 | WGAU2334647 | 20DV | 4242 | Willaim Gothong and Aboitiz | Empty |
| 10 | CAXU6472163 | 20SD | 4146 | Asian Terminals, Inc | Empty |
| 11 | SYMU8000927 | 40HR | 3969 | Asian Terminals, Inc | Empty |
| 12 | GESU9208474 | 40HR | 3968 | Asian Terminals, Inc | Empty |
| 13 | GESU9257041 | 40HR | 3663 | Asian Terminals, Inc | Empty |
| 14 | TGHU0109853 | 20SD | 2605 | TS Lines, c/o BLA | Empty |
| 15 | YMLU2900849 | 20SD | 2524 | Cosco, c/o CSC | Empty |
| 16 | TGHU9608853 | 40HD | 2515 | Hansa Ravensburg - CMA | Empty |
| 17 | GESU6680656 | 40HD | 2477 | Chenglie Nav CGM ANL Phil | Empty |
| 18 | CMAU5290890 | 40HD | 2472 | Chenglie Nav CGM ANL Phil | Empty Dilapidated |
| 19 | TSLU0509300 | 40HD | 2470 | Asian Terminals, Inc | Empty Dilapidated |
| 20 | UETU5263927 | 40HD | 2470 | Cosco, c/o CSC | Empty Dilapidated |
| 21 | TSLU0531161 | 40HD | 2428 | Asian Terminals, Inc | Empty Dilapidated |
| 22 | CLHU8837145 | 40HD | 2076 | Asian Terminals, Inc | Empty |
| 23 | TGHU7182265 | 40HD | 2075 | Asian Terminals, Inc | Empty |
| 24 | CCLU8614637 | 40HR | 2032 | Cosco, c/o CSC | Empty |
| 25 | UACU3040241 | 20SD | 1735 | Asian Terminals, Inc | Empty |
| 26 | TTNU9014575 | 40HD | 1735 | Asian Terminals, Inc | Empty |
| 27 | UACU5227191 | 40HD | 1735 | Asian Terminals, Inc | Empty |
| 28 | ECMU9442628 | 40HD | 1716 | CMA-CGM ANL Phils | Empty |
| 29 | TGHU8780791 | 40HD | 1570 | SYMS c/o Sino Cargo Works | Empty |
| 30 | MAGU2312002 | 20SD | 1017 | Chenglie Nav CGM ANL Phil | Empty |
| 31 | FCGU1678171 | 40HD | 653 | No record found - SINOKOR SIMBA | Missing (PAID) |
| 32 | GESU5565175 | 40HD | 580 | No record found- | Empty |
| 33 | ECMU1339932 | 20SD | 425 | Asian Terminals, Inc | Empty |
| 34 | TRLU9611630 | 20SD | 418 | Kawasaki Kisen Kaisha, c/o TRG | Empty |
| 35 | APZU3307432 | 20SD | 418 | APL Guangzhou | Empty |
| 36 | TTNU2912973 | 20SD | 418 | Heung-A shipping, c/o WAL | Empty |
| 37 | NCLU2001328 | 20DV | 418 | No record found- | Empty |
| 38 | MSKU9522660 | 40HD | 418 | Apl Moller Maersk (Maersk Line) | Empty Dilapidated |
| 39 | OOLU5689369 | 40DV | 418 | Lorenzo Shipping Corporation | Empty |
| 40 | HDMU4045242 | 40SD | 406 | Lorenzo Shipping Corporation | Empty |
| 41 | TEMU4357202 | 20SD | 361 | No record found - Evergreen | Empty |
| 42 | KYWU2130057 | 20SD | 297 | Heung-A shipping, c/o WAL | Empty |
| 43 | BSIU2554734 | 20SD | 265 | No record found | Empty |

| | | | | | |
|----|-------------|------|------|-----------------------------|-------|
| 44 | FSCU6612569 | 40HD | 263 | No record found | Empty |
| 45 | EISU1794965 | 40SD | 237 | No record found - Evergreen | Empty |
| 46 | UETU5249030 | 40HD | 163 | No record found - Uniship | Empty |
| 47 | GVDU4002785 | 40SD | 162 | No record found - CMA | Empty |
| 48 | FBLU0238877 | 40HD | 145 | YML Consigned Container | Empty |
| 49 | BEAU4412071 | 40HD | 1062 | Mitsui Osk Lines | Empty |
| 50 | BMOU5268960 | 40HD | 1062 | Mitsui Osk Lines | Empty |
| 51 | CAIU9537142 | 40HD | 1062 | Mitsui Osk Lines | Empty |



A: Unit 701-A, 7th Floor, Tower A, Two E-com Center Building, Palm Coast Ave., Mall of Asia Complex, Pasay City, 1300, Philippines
T: +632 7756 5530 | F: +632 7756 5558 / +632 8847 0547 | E: mnt.general@simbalogistics.com.ph

August 11, 2021

To :

**Customs Container Control Division
Port of Manila
Bureau of Customs**

Subject : FCGU1678171

Dear Sir/Madam,

Good day.

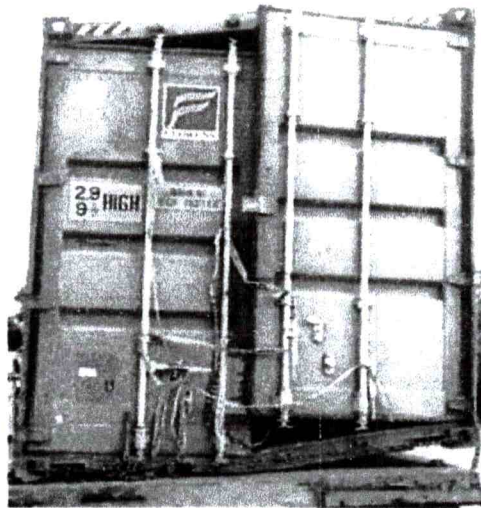
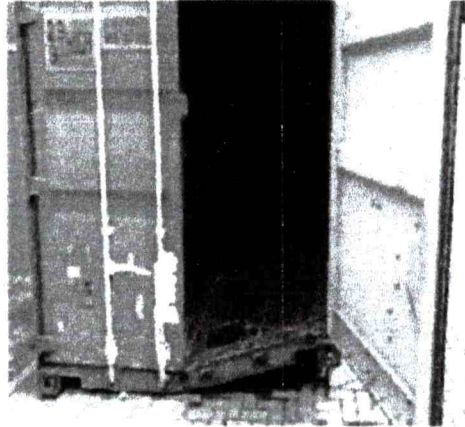
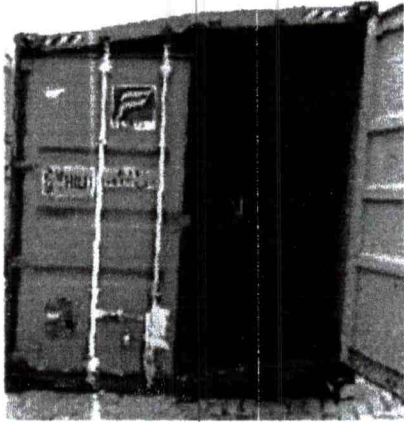
This is to inform you and put on record that our subject 1x40HC container that was overstayed and subjected to custom duties & taxes as per the letter we received dated June 15, 2021 (attached) is in heavy damaged condition and considered as a non-cargo worthy already.

Please see attached actual photos of the container for your reference.

Thank you.


Richard M. Quiros
Operations Manager
Simba Logistics Inc.

Attachment : Photos of FCGU1678171





15 June 2021

The Operations Manager
 Simba Logistics, Inc.
 Two E-com Center Building
 Palm Coast Avenue
 1300 Pasay City

Sir/Madam:

This has reference to the monitoring of overstaying empty container vans being conducted by the Customs Container Control Division (CCCD), this Port, pursuant to its mandate under EO 127 to monitor all incoming and outgoing containers and trailer chassis.

Records show that your company has a 1x40" empty container/s which has overstayed for more than a period of ninety (90) days in violation of CAO 1-2015, "Shortening of Period for Re-export of Empty Containers from 150 to 90 days," and CAO 8-2019, "Policies of Admission, Movement and Re-exportation of containers at the Seaports." with details as follows:

| SITC CONTAINER LINES, PHILS. | | |
|------------------------------|------|------------|
| CONTAINER NUMBER/S | SIZE | DWELL TIME |
| FCGU1678171 | 40HD | 653 |

In view of the foregoing, you are hereby **DIRECTED** to pay the amount due as stated in the attached computation sheet, within fifteen (15) days from receipt of this notice.

Failure to comply with the said notice, will constrain this Port to declare said containers as abandoned and be forthwith forfeited in favor of the government.

Please be give this matter your preferential attention.

Very truly yours,

MICHAEL ANGELO DC VARGAS
 District Collector, Port of Manila

Encls: as stated

SHIPPING LINE
No. OF UNIT
RATE OF DUTY:

SINOKOR
1X40
10%

| | | |
|--------------------|-----|-----------|
| CUSTOMS VALUE/FOB | \$ | 1,215.00 |
| E.R. | | 48.09 |
| <hr/> | | |
| DUTIABLE VALUE PHP | PHP | 58,430.57 |
| CUSTOMS DUTY | | 5,843.06 |
| IPF | | 250.00 |
| CDS | | 280.00 |
| <hr/> | | |
| LANDED COST | PHP | 64,803.62 |
| VAT RATE | | 12% |
| <hr/> | | |
| VAT | PHP | 7,776.43 |

SUMMARY:

| | | |
|------------------|------------|------------------|
| CUD | PHP | 5,843.06 |
| VAT | | 7,776.43 |
| CDS | | 280.00 |
| IPF | | 250.00 |
| TOTAL D/T | PHP | 14,149.49 |



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

01909196757
ORIGINAL

T1 2EBT 06AUG2021 10:21:58:20
0730 MCI 9901 05

RECEIVED from _____
(Name of Payor)
VAT No. _____
(Address)
Nature of Collections _____ Amount _____

Consumption Whsg. Informal
Entry No. _____
& Series _____
Withdrawal Permit No. _____
(For Warehousing Entries)
Vessel/ _____
Aircraft _____
Reg. No. _____

AUG 06 2021

1. Import Duty _____
2. BIR Taxes _____
- 2.1 VAT _____
- 2.2 Specific/Excise Tax _____
3. Proceeds-Auction Sale _____
4. Penalties/Surcharges _____
5. Miscellaneous (Specify) _____
6. Trust Liability _____

CUSTOMS PAYMENT RECEIPT

BL/AWB No. _____
For Quantity _____

Customs office : P02A Port of Manila

This receipt is to be delivered to :
JOEL DELA ROSA LLAMPARO
BLK 9 LOT 9 PHASE 7B CITT ITALIA M
BOG III BACOD CAVITE
NONL 4102
PHILIPPINES

Issued on : 06/08/2021
Value of Merchandise US\$ _____

(Please check & indicate correct information)
Declarant : 18014345000

Company : PDIG No. _____
 Bank & Cashier's Check Number _____
 Tax Credit Cert. Number _____

P14,149.49

| Type of transaction | Reference |
|-----------------------|-----------------------|
| TOTAL Import Duty - P | 2021P02A I00589979300 |
| VAT Value Added Tax | 2021P02A I00589979300 |
| CDS Documentary Stamp | 2021P02A I00589979300 |
| Amount in words | 2021P02A I00589979300 |
| IPF Import Proc Fee | 2021P02A I00589979300 |

Amount paid
*****5,842.00
*****7,776.00
*****280.00
*****250.00
Collecting Officer _____
(sign above printed name)
Date _____

Total collected for transactions *****14,149.49

DISTRIBUTION: Original and three copies

Original White - Duplicate (Green) - Triplicate (Yellow) - Quadruplicate (Blue)

| Means of payment | Entry | Reference | Accounting Div | Bank | File | Amount paid |
|------------------|---------|-----------|----------------|------|------|-------------|
| 19 | In cash | | | | | |