



BUREAU OF CUSTOMS

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NOTICE OF PUBLIC AUCTION

Pursuant to the provisions of Section 1118, Section 1139 to 1151 of the Customs Modernization and Tariff Act (CMTA), in relation to CAO 03-2020 dated January 08, 2020 and other relevant Customs Memorandum Orders, there will be Public Auction Sale through Sealed Bidding to be conducted by the Auction and Cargo Disposal Division, Port of Manila on:

PUBLIC AUCTION : October 12, 2020

Opening of sealed bids : 10:00 A.M.
Place : ITDD Training Conference, 2nd Floor NPO Building
Bureau of Customs, Port Area, Manila

Public Viewing of Merchandise will be available to all qualified bidders on:

ATI- Batangas – October 8, 2020
ATI-South Harbor – October 9, 2020

<p>Sale Lot No. 104-2020</p> <p>Consignee: Avanti Garage Door</p> <p>Decree: SI No. 2018-001</p> <p><u>Floor Price: Php 207,900.00</u></p>	<p>ASSORTED ITEMS</p> <p>(46 boxes – Empty Boxes 1 set of Sofa / Couch 6 pcs. brandnew Server Rack Monitoring 1 pc. Wall Fan 1 pc. Ceiling Fan 1 Main Set Cooling System 12 set Steel Frames Pallet 10 set PVC (Small) set bundle 5 set Wooden Shelf (2 per set) 2 pcs Main Compressor 77 pieces PVC Pipe (Large) 28 pieces PVC Pipe (Medium) loaded in 1x45' container no. FCIU8702636 Arrival date: December 19, 2017</p> <p>“AS IS WHERE IS” Location: ATI – Batangas</p>
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<p>Sale Lot No. 105-2020</p> <p>Consignee: Sagetics Enterprises</p> <p>Decree: SI 2019-093</p> <p><u>Floor Price: Php 709,830.20</u></p>	<p style="text-align: center;">ASSORTED ITEMS</p> <p>10 units RAYD RD-80 Mortar Plastering Machine with Parts & Accessories, 4 units Ice Cream Making Machine, 323 boxes Empty Bottle , 228 boxes Elastic Thread (VERA), 16 bundles and 2 sacks Fabrics</p> <p style="text-align: center;">loaded in 1x40' container with no. TCNU3499096</p> <p style="text-align: center;">Arrival date: July 1, 2019</p> <p style="text-align: center;">“ AS IS WHERE IS ”</p> <p style="text-align: center;">Location: ATI – South Harbor</p>
<p>Sale Lot No. 106-2020</p> <p>Consignee: SMYD TRADING</p> <p>Decree: SI 2018-163</p> <p><u>Floor Price: Php 629,137.00</u></p>	<p style="text-align: center;">FOOTWEAR</p> <p>1100 ctns @12 pairs Blue Camp & Kicks Brand loaded in 1x40' container with nos. CSNU6331618</p> <p style="text-align: center;">Arrival date: July 29, 2018</p> <p style="text-align: center;">“ AS IS WHERE IS ”</p> <p style="text-align: center;">Location: ATI – Batangas</p>
<p>Sale Lot No. 107-2020</p> <p>Consignee: Multi Freight Consolidation</p> <p>Decree: AP No. 2018-032</p> <p><u>Floor Price: Php 285,439.00</u></p>	<p style="text-align: center;">Uninterruptible Power Supply</p> <p>220pcs@18pallets loaded in 1x40' container no. HNSU4025551</p> <p style="text-align: center;">Arrival date: January 13, 2017</p> <p style="text-align: center;">“AS IS WHERE IS ”</p> <p style="text-align: center;">Location: ATI – Batangas</p>
<p>Sale Lot No. 108-2020</p> <p>Consignee: OTOKOMAE TRADING</p> <p>Decree: SI 2019-177</p> <p><u>Floor Price: Php 618,906.00</u></p>	<p style="text-align: center;">ASSORTED ITEMS</p> <p>275 boxes Facial Tissue, 77 boxes Cotton buds, 1000 pcs Lighter with led flashlight, 50 boxes Stainless steel scrubber and 9 boxes Packaging cartons</p> <p style="text-align: center;">loaded in 1x40' container with no. TEMU6144931</p> <p style="text-align: center;">Arrival date: March 25, 2019</p> <p style="text-align: center;">“ AS IS WHERE IS ”</p> <p style="text-align: center;">Location: ATI – South Harbor</p>
<p>Sale Lot No. 109-2020</p> <p>Consignee: FLAMMAS AUREA TRADING CORPORATION</p> <p>Decree: SI 2019-101</p> <p><u>Floor Price: Php 1,095,845.00</u></p>	<p style="text-align: center;"><u>ASSORTED ITEMS</u></p> <p><i>(ballpen, permanent marker, eco bag, cotton swabs, motorcycle tail lamp for Nmax & for AES, max staple wire, nail cutter, sponge scouring pad, iron wire for scouring, high grade water proof snail horn, high grade snail horn Yiming brands, stainless steel scrubber, water color, glue, padlock, motorcycle bearing, assorted comb, pivot axle and front axle)</i></p> <p style="text-align: center;">loaded in 1x40 container with no. TCNU4160511</p> <p style="text-align: center;">Arrival date: June 22, 2019</p> <p style="text-align: center;">“ AS IS WHERE IS ”</p> <p style="text-align: center;">Location: ATI – South Harbor</p>

<p>Sale Lot No. 110-2020</p> <p>Consignee: NOGIEDEL ENTERPRISES</p> <p>Decree: SI 2019-176</p> <p><u>Floor Price: Php 2,321,803.00</u></p>	<p>HARD PLASTIC SLABS Net Weight: 45,200 kgs. (based on magna scale) loaded in 2x20' container with nos. TEMU2371623 and TEMU2796660</p> <p>Arrival date: October 9, 2019</p> <p>“ AS IS WHERE IS ” Location: ATI – South Harbor</p>
<p>Sale Lot No. 111-2020</p> <p>Consignee: BEJEWELED 108LIME MKTG CORP/FORTUNEYIELD CARGO</p> <p>Decrees: SI No. 2019-071 and SI No. 2019-062</p> <p><u>Floor Price: Php 3,717,652.00</u></p>	<p>STEEL WIRES Net Weight: 210,000 kgs (based on magna scale) loaded in 8x20' containers with nos. CMAU1268559, GATU1317344, ECMU2139414, ECMU2190273, TRHU3666807, TCLU7434368, TRHU1409733 and TGHU1285712</p> <p>Arrival date: March 22, 2019</p> <p>“ AS IS WHERE IS ” Location: ATI – South Harbor</p> <p>Requirements:</p> <p>Note: Prior to release of this goods, winning bidder must apply for the Conditional Release from the Bureau of Philippines Standard-DTI while awaiting for the issuance of the Import Commodity Clearance (ICC) Certificate from BPS-DTI.</p>

TERMS AND CONDITIONS:

1. Filing of Bidder's Registration Form (with name, address and TIN), together with the latest certified true copy of Income and/or Business Tax Returns duly stamped and received by the Bureau of Internal Revenue (BIR) with a validated tax payment made thereon, at least two (2) days prior to the day of auction.
2. Registration on the logbook for registered bidders indicating the name, address and TIN 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.
3. Payment of non-refundable Php5, 050.00 Registration Fee.
4. Posting of duly receipted bond in cash or manager's check in an amount equivalent as stated in CAO No: 04-2016 (please refer to the table below for the bond). The bond shall be refunded to the losing bidder after the closing of the auction.

FLOOR PRICE		BOND
Not Over	Php 10,000.00	None
Over	Php 10,000.00 but not over Php 1,000,000.00	20%

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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%

5. The Payment of highest bidder in cash or manager's check 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. The remaining balance of 50% shall be paid on the succeeding business day.
6. Payments with Cashier's / Manager's Check / Cash to the BOC / POM shall bear the following:
 - a. Pay to the order of BOC POM FAO _____;
 - b. For credit of the Bureau of Customs;
 - c. For the account of: _____; Bidder
7. The auction shall be conducted through sealed bids, which shall be submitted and opened in public by the Auction Committee at a time, date and place specified in the Notice of Auction Sale.
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 particular 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. In case there is a tie for the highest bid, the subject item or lot shall be subjected to another auction through sealed bids among the tied bidders. In case of another tie, the winner shall be determined by toss coin.
10. A failed bidding shall be declared by the Auction Committee when any of the following circumstances occurs:
 - a. When there is only one sealed bid, the same shall not be opened;
 - b. When there are two sealed bids but there is only one bid higher than the floor price;
 - c. When the highest bidder fails to comply with any of the payments required in Section 9 thereof, 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 cash bond and any payment made and imposition of other sanctions as may be warranted.
11. When a failed bidding is declared, the sale lot shall be offered in a second auction to be held on the third business day after the first failed auction at the same floor price without need of further advertisement/posting. In case of perishable goods, the second auction shall be conducted on the first business day following the first failed bidding.
12. When the winning bidder fails to claim the items or lots awarded to him within thirty (30) calendar days from the date of award, upon due notice, he shall be 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 Auction Committee

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13. The sale lots subject of magna scale weighing shall be released only after they have undergone such weighing. Should the result of the *magna scale weighing* for a particular sale lot differ from the approximate weight of the said sale lot stated in this Notice, the following rules shall take effect:

a. Any weight found in excess of the approximate weight of the contents of those containers subject to *magna scale weighing* shall not be considered as part of the sale lot offered for auction; provided, however, that in case it is determined that there is excess weight, the winning bidder may purchase the excess weight at the pro-rated bid price per kilo of the winning bidder, provided further that the winning bidder shall purchase the whole weight of the excess articles and indicate his intention to do so within one day from discovery of the excess.

a.1. *Pro-rated* bid price per kilo shall mean the total bid amount given by the winning bidder during the bidding process divided by the published approximate weight of the sale lot. To compute for the total price to be paid for purchasing the whole sale lot, the formula to be used is as follows:

$$\text{Total Amount to be Paid} = \frac{\text{Bid Price}}{\text{Approximate Weight}} \times \text{Actual Weight}$$

To illustrate: Assuming that the winning bid price for Sale Lot 0xx-2015, which has a published approximate weight of 1,872,000 kilograms, is PhP50,000,000.00. If the sale lot, after being subjected to magna scale weighing, is determined to be heavier, say 1,900,000 kilograms, and the winning bidder wishes to acquire the excess, he would have to pay a total of PhP50,747,863.25. The total amount has been arrived at by using the aforesaid formula, thus:

$$\text{Total Amount to be Paid} = \frac{\text{PhP}50,000,000.00}{1,872,000 \text{ kgs}} \times 1,900,000 \text{ kgs}$$

$$\text{Total Amount to be Paid} = \text{PhP } 50,747,863.25$$

a.2. Should the winning bidder decide to purchase the excess weight, he shall pay the amount for the excess weight within five (5) days from demand thereof by the District Collector, or his duly authorized representative; otherwise, the excess quantity shall not be considered to have been sold and shall be offered for sale in the next public auction of the port.

14. In case the quantity determined after the *magna scale weighing* is less than the approximate weight in this Notice, the winning bidder shall be entitled to a proportionate adjustment of bid amount based on the actual weight. The same formula as illustrated in 11.a.1 shall be used in computing for the adjustment in the bid amount based on the actual weight.

15. Compliance of terms & conditions of the release of cargo by winning bidder like weighing, final counting, etc.

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16. Non-compliance with any of the terms and conditions of the Notice of Public Auction shall result in the forfeiture of any payments made by the winning bidder without prejudice to the forfeiture of the subject shipments in favor of the Government.
17. Release shall be supervised by ACDD, ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.

For further details, please contact Auction & Cargo Disposal Division, Port of Manila, at email: boc.acdd.pom@gmail.com


MICHAEL ANGELO DC VARGAS
District Collector, POM 