



# BUREAU OF CUSTOMS

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 and other relevant Customs laws, rules and regulations, and the Memorandum of Agreement creating the Inter-Agency Auction Committee dated December 01, 2021, there will be Public Auction Sale through hybrid submission of bids to be conducted by the Inter-Agency Auction Committee on:

---

**PUBLIC AUCTION : 27 April 2022, Wednesday**

---

**Opening of submitted bids :** 10:00 A.M.  
**Place :** 2<sup>nd</sup> Floor Auction Room, Bureau of Treasury (BTr) at Ayuntamiento Building, Cabildo St. cor A. Soriano Avenue, Intramuros, Manila

**Public Viewing :** 22 April 2022, Friday at ATI-South Harbor

---

<p><b>Sale Lot No. 024-2022</b></p> <p>Consignee: Frebel Enterprises Seizure Identification No: 2020-056</p> <p><b>Floor Price: Php 4,746,511.00</b></p> <p>Bond: Php 474,651.10</p>	<p><b>ONE UNIT BRANDNEW MERCEDES BENZ G500</b> Color: Black, G Class A/T Gas Chassis No: WDB4632341X285969 1x20' container van bearing No: FCIU3833783</p> <p><b>"AS IS WHERE IS"</b> Location: ATI South Harbor</p> <p><b>Additional Requirement:</b></p> <ul style="list-style-type: none"><li>• Representatives from OCOM, ESS, CIIS, POS, COA and ODC shall be invited to witness the release.</li></ul>
--	--

### TERMS AND CONDITIONS:

1. Who may participate:
  - a. Individual – Submission of two (2) valid Government IDs and latest Income Tax Return, whenever applicable;
  - b. Sole Proprietorship; and
  - c. Partnership / Corporation
2. The conduct of Public Auction on the given date shall be subject to further conditions in the observance of the Alert Level 1 Quarantine Status, to wit:
  - a. Only one representative per qualified bidder for crowd control;

South Harbor, Gate 3, Port Area, Manila 1099  
Tel. Nos. 527-4537, 527-1935  
Website: [www.customs.gov.ph](http://www.customs.gov.ph) Email: [boc.cares@customs.gov.ph](mailto:boc.cares@customs.gov.ph)

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

- c. Qualified bidders shall strictly observe the prescribed rules on physical distancing;
  - d. Wearing of well-fitted face mask shall be required;
  - e. Body temperature of the qualified bidders shall be screened; and
  - f. Bidders will stay in the BTr Cafeteria area after registration. There will be a camera feed in the area for the Auction Committee to monitor.
3. 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 the Office of the Auction and Cargo Disposal Division, Port of Manila.
  4. 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.
  5. Payment of non-refundable Php5,050.00 Registration Fee, prior to registration. Such payment shall be accepted ONLY upon submission of the covering **Special Power of Attorney** or **Secretary's Certificate**, as the case may be, specifically authorizing the purported representative to participate in the herein Public Auction Sale.
  6. 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%
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%

7. 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.
8. 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
9. The auction shall be conducted through **hybrid submission of bids**. The qualified bidder shall fill up an electronic bid tender form at the auction venue. The electronic form will be accessed securely in a computer onsite. The entries made in the form will be tabulated in an array that will be visible to all participating parties.

No manual entries will be made in the array unless there are discrepancies identified by the Auction Committee.

In this regard, bidders will still need to manually accomplish the bid tender form in writing to create a basis to verify if what the bidder has entered electronically is accurate or not. In case of discrepancy, the manual bid form prevails.

10. 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.
11. 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.
12. 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.
13. When a failed bidding is declared, the item or sale lot shall be re-offered after five (5) calendar days upon publication in the official website and/or social media page of the Bureau and posting in a conspicuous place of the port. In case of Perishable Goods, the second auction shall be conducted after three (3) calendar days from posting.
14. 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.
15. 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.
16. 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](mailto:boc.acdd.pom@gmail.com) and/or telephone nos: 86331862.

  
**MICHAEL ANGELO DC VARGAS**  
District Collector, POM 