



Republic of the Philippines
Department of Finance
BUREAU OF CUSTOMS
PORT OF MANILA
Customs District II-A
South Harbor, Manila



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 10-2007 dated November 28, 2007 and CAO 04-2016 dated October 26, 2016, 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 ACTION : MONDAY APRIL 23, 2018

Opening of sealed bids : 10:00 A.M.
Place : Auction Hall, 3rd Floor
Auction and Cargo Disposal Division
Port of Manila Building

Public Viewing of Merchandise will be available to all qualified bidders on: **Thursday April 19, 2018**

<p>Sale Lot No. 001-2018</p> <p>Consignee: Richard Manalili</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: May 31, 2017</p> <p><u>Floor Price: Php 956,919.85</u></p>	<p>BRANDNEW RISOKZ 30 PRINTING MACHINE with accessories (toner, cartridge, duplicating ink cartridge) Approximately 10 units (8,000 kgs) 1x40' container with no: BSIU9887887</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none">• Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 002-2018</p> <p>Consignee: Kellitech Import Export Corp</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: November 14, 2016</p> <p><u>Floor Price: Php 567,375.15</u></p>	<p>BRANDNEW WESTINGHOUSE STEAM IRON Approximately 600 ctns @6 pcs/ctn 1x40' container with no: TCNU5238553</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirements:</u></p> <ul style="list-style-type: none">• Prior to release, winning bidder shall apply with the DTI-BPS for ICC and Conditional Release;• Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.

<p>Sale Lot No. 003-2018</p> <p>Consignee: Kellitech Import Export Corp</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: November 18, 2016</p> <p><u>Floor Price: Php 366,613.56</u></p>	<p>BRANDNEW WESTINGHOUSE TOASTER OVEN Approximately 640 ctns 1x40' container with no: EITU1321225</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirements:</u></p> <ul style="list-style-type: none"> • Prior to release, winning bidder shall apply with the DTI-BPS for ICC and Conditional Release; • Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 004-2018</p> <p>Consignee: Kellitech Import Export Corp</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: November 14, 2016</p> <p><u>Floor Price: Php 571,548.02</u></p>	<p>BRANDNEW WESTINGHOUSE JUICER, CORDLESS KETTLE, COFFEE MAKER, SANDWICH MAKER & FLAT IRON Approximately 1,000 ctns 1x40' container with no: SNBU8238123</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirements:</u></p> <ul style="list-style-type: none"> • Prior to release, winning bidder shall apply with the DTI-BPS for ICC and Conditional Release; • Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 005-2018</p> <p>Consignee: Jobber Ent / Zanya Marketing</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: July 4, 2017</p> <p><u>Floor Price: Php 305,058.76</u></p>	<p>THERMOS VACUUM FLASK Approximately 1,300 ctns @12 pcs/ctn 2x40' containers with nos: DFSU7580028 & TCNU4537713</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> • Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 006-2018</p> <p>Consignee: Brighten Freight Intl Inc</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: June 07, 2017</p>	<p>E BIKE CKD PARTS & ACCESSORIES Model: Ranger Approximately 544 pkgs 1x40' container with no: MSKU0934184</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p>

<p><u>Floor Price: Php 521,997.39</u></p>	<p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 007-2018</p> <p>Consignee: Dr. Kim April Pascual</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: January 6, 2014</p> <p><u>Floor Price: Php 147,555.65</u></p>	<p>ONE UNIT BRANDNEW COLEMAN FLEETWOOD TRAILER with Coleman Dispenser Cover and one unit Honda Generator 1x40' container with no: TRIU0817708</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 008-2018</p> <p>Consignee: Albis Trading</p> <p>Decree: SI Nos: 2017-013, 2017-014 & 2017-015</p> <p>Arrival Date: January 2, 2017</p> <p><u>Floor Price: Php 1,256,778.67</u></p>	<p>ASSORTED ITEMS (Rubik's Cube, Headband, Stuff Toys, Cold & Hot Compress, Ceramic Mugs, Clothes' Hanger, Mirrors, Spoon & Fork, Plastic Rolls, Ladies' Bags, etc)</p> <p>3x40' containers with nos: TGHU6896421, TCNU7721323 & SEGU4317380</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.
<p>Sale Lot No. 009-2018</p> <p>Consignee: Airgurus Limited Corp</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: June 14, 2016</p> <p><u>Floor Price: Php 65,000.00</u></p>	<p>DEFORMED STEEL BAR (scrap) Approximately 26,000 kgs 1x40' container with no: CMAU8277336 Note: To be cut into non-commercial sizes</p> <p>“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives. <p>Note: Please refer to Additional Requirements for condition in the release of this lot.</p>
<p>Sale Lot No. 010-2018</p> <p>Consignee: Airgurus Limited Corp</p> <p>Decree: Ipso Facto Forfeiture</p>	<p>5,338 PCS STAINLESS STEEL ROUND BARS, 69 PCS STAINLESS STEEL FLAT BARS and 1,326 PCS ANGLE BARS (scrap) Assorted sizes in 1x40' container with no: MSKU0063494 Note: Angle Bars to be cut into non-commercial sizes</p>

<p>Arrival Date: April 26, 2014</p> <p>Floor Price: Php 1,292,178.58</p>	<p style="text-align: center;">“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives. <p>Note: Please refer to Additional Requirements for condition in the release of the Angle Bars.</p>
<p>Sale Lot No. 011-2018</p> <p>Consignee: Amazing Glory Gen Mdse</p> <p>Decree: Ipso Facto Forfeiture</p> <p>Arrival Date: May 15, 2014</p> <p>Floor Price: Php 834,578.50</p>	<p style="text-align: center;">UNBRANDED LED LIGHTING FIXTURES Approximately 6,000 kgs in 1x40' container with no: CMAU5633808</p> <p style="text-align: center;">“ AS IS WHERE IS ” Location: ATI-CY, South Harbour</p> <p><u>Additional Requirement:</u></p> <ul style="list-style-type: none"> Release shall be supervised by ESS, POS, OCOM, CIIS, IG, ODC and COA representatives.

Terms and Conditions of Public Auction:

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 rime of actual bidding; thereafter registration is closed.
3. Payment of non-refundable Php2,020.00 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%
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. 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. 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.
 10. 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.
 11. 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:

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

Total Amount to be Paid = 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.

12. 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.
13. Compliance of terms & conditions of the release of cargo by winning bidder like weighing, final counting, etc.
14. 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.

Additional Requirements:

For DEFORMED BARS (SCRAP) under Sale Lot No: 009-2018 and ANGLE BARS (SCRAP) under Sale Lot No: 010 -2018:

- a) Prior to release from BOC and ATI-CY, the subject shipment of deformed bars shall be subjected to Magna Scale;
- b) The winning bidder shall post with the BOC a bond, in the form of Manager's Check, payable to the BOC in an amount equal to the winning bid price which will be returned to the winning bidder once ACDD issues a certificate of completion attesting that all of the deformed bars have been cut;
- c) The containers subject of the lot shall be released from the ATI in increments of five (5) containers. Subsequent releases shall only be made once the first batch of containers has been unloaded at the winning bidder's facility and the cutting is done;
- d) The containers prior to release shall be sealed by the BOC and shall be opened in the facility of the winning bidder only by the ACDD in the presence of the winning bidder or his authorized representatives, SASSAPI and DTI;
- e) The containers shall be transferred to the winning bidder's facility under the guard of the ACDD, ESS/CIIS, OCOM rep, ODC rep and the representatives of DTI and SASSMAPI;
- f) The winning bidder shall undertake to cut the deformed bars in their facility under the supervision of the BOC representative, and the DTI;
- g) After all the deformed bars have been cut, the same will be weighed and ACDD shall issue a certificate attesting that the angle bars have been cut into non-commercial sized and have been weighed accordingly. Any excess in weight shall be returned to the BOC or the winning bidder may exercise his option to purchase the excess; and
- h) The expenses for the cutting/hauling shall be borne by the winning bidder.

For further details, please contact Auction & Cargo Disposal Division, Port of Manila, Tel Nos. 705-6077.


ATTY. ERASTUS SANDINO B. AUSTRIA
District Collector, POM *9/17/18*