



BUREAU OF CUSTOMS
Professionalism Integrity Accountability



1st Indorsement
September 04, 2020

Respectfully forwarded to the Chief, Administrative Division, the within Notice of Abandonment of the Six (6) Dilapidated Containers and Three (3) Dilapidated Containers with no markings stored and located at the Container Yard of Asian Terminals Inc., **for posting at the BOC website**, informing all owners of dilapidated containers that the District Collector of Customs, Port of Manila, rendered a Decree of Abandonment dated September 02, 2020.


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



BUREAU OF CUSTOMS

Professionalism Integrity Accountability



In the matter of abandonment proceeding instituted against the Six (6) Dilapidated Containers bearing Container Van Nos. AMFU8570066, CONU3413309, MMMU1068757, SLCU4455885, TEXU2979704, TOLU4961883 and Three (3) Dilapidated Containers with no markings stored and located at the Container Yard of Asian Terminals Inc.,

Abandonment Proceedings
No. 2020 - 100

UNKNOWN OWNERS,
Consignee

NOTICE OF ABANDONMENT

To: UNKNOWN OWNERS

You are hereby notified by these presents that the District Collector of Customs, this Port, rendered a Decree of Abandonment on **September 02, 2020**, in the above-entitled case, copy of which is hereto attached.

Port of Manila, September 04, 2020.

FOR THE DISTRICT COLLECTOR:

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



BUREAU OF CUSTOMS

Professionalism Integrity Accountability



In the matter of abandonment proceeding instituted against the Six (6) Dilapidated Containers bearing Container Van Nos. AMFU8570066, CONU3413309, MMMU1068757, SLCU4455885, TEXU2979704, TOLU4961883 and Three (3) Dilapidated Containers with no markings stored and located at the Container Yard of Asian Terminals Inc.,

Abandonment Proceeding No.

2020-100

UNKNOWN OWNERS,
Consignee

X-----X

DECREE OF ABANDONMENT

WHEREAS, on March 05, 2020, Steve Francis Realuyo, AVP – Container Terminal Division, informed and requested to then District Collector, this Port, to process the condemnation the Six (6) overstaying dilapidated empty containers and Three (3) overstaying dilapidated container with no markings located at the container yard of ATI;

WHEREAS, according to ATI, these containers have been in their container yard for several years. Thus, it can be presumed that its owners have no intention to claim the same;

WHEREAS, CAO No. 01-2015, provides to wit:

“xxx

xxx

xxx

5. Containers which have not been re-exported by the deadlines stated in Section 2 and 3 above shall be treated as imports. Their owners have the obligation to file import entries and pay duties and taxes for them.

a. For containers covered by Section 2 above, import entries must be filed not later than 28 August 2015, and final payment of duties and taxes made within fifteen days of the date of filing of the import entry.

b. For containers covered by Section 3 above, import entries must be filed not late than 30 days, after the lapse of the 90-day period specified in Section 3.a and 3.b, as the case may be, and final payment of duties and taxes made by fifteen days from the date of filing.

xxx

xxx

xxx”

WHEREAS, Section 1129 (b) of the Customs Modernization and Tariff Act (CMTA) specifically provides, to wit:

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

a) xxxx;

b) when the owner, importer, consignee, or interested party after due notice, fails to file 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

xxx

xxx

xxx"


WHEREAS, the Six (6) Dilapidated Empty Containers bearing Container Van Nos. AMFU8570066, CONU3413309, MMMU1068757, SLCU4455885, TEXU2979704, TOLU4961883 and Three (3) Dilapidated Containers with no markings located at the Container Yard of Asian Terminals Inc., are presumed abandoned, pursuant to Section 1129 (b) of the CMTA;

WHEREFORE, by virtue of the authority vested in me by law, the Six (6) Dilapidated Empty Containers bearing Container Van Nos. AMFU8570066, CONU3413309, MMMU1068757, SLCU4455885, TEXU2979704, TOLU4961883 and Three (3) Dilapidated Containers with no markings located at the Container Yard of Asian Terminals Inc., 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, SEP 02 2020


COLL. MICHAEL ANGELO DC. VARGAS
son a/d2 District Collector
Port of Manila 9/2