



# BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

1885757244

## MEMORANDUM

**TO :** **KARREN APRIL A. NOROÑO-GABION**  
Officer-in-Charge  
Public Information and Assistance Division (PIAD)

**THRU :** **ATTY. MARIA YASMIN M. OBILLOS-MAPA**  
Acting District Collector, Port of NAIA

**FROM :** **ATTY. WALLY ANN D. YUMUL**  
Acting Chief, Law Division, Port of NAIA

**SUBJECT :** **PUBLICATION IN THE BOC WEBSITE OF THE ISSUED  
WARRANT OF SEIZURE AND DETENTION (WSD)**

**DATE :** **05 SEPTEMBER 2023**

This refers to the herein attached Warrant of Seizure and Detention relative to **SEIZURE IDENTIFICATION NO. 079-2023 (NAIA)**: Four Hundred Sixty-Five Pesos (Php465,000.00) intercepted from incoming passenger **TOMOMI URATA** on 23 July 2023 at NAIA Terminal 1.

As the aforementioned passenger/claimant has indicated insufficient address in the Philippines, the Decision must be served by posting in the bulletin board of this Port and by electronic posting in the BOC website for fifteen days, as provided under Section 6.5.2 of CAO No. 10-2020, to wit:

**6.5.2.** To the owner of the goods or his authorized representative.

For the purpose of serving the WSD, the importer, consignee, named in the bill of lading or airway bill, or possessor shall be deemed the owner of the goods.

If the owner is unknown, with insufficient address, or a foreign entity or individual, service shall be effected by posting of the WSD by the ESS in the bulletin board of the concerned collection district office, **and by electronic posting through the BOC website, or printed publication, for fifteen (15) days.**

In view of the foregoing, this Office respectfully requests that the copy of the Decision on Seizure Identification No. 079-2023 (NAIA) be electronically posted with the BOC website for fifteen (15) days. A copy of said warrant is herein attached. Furthermore, scanned copies thereof were also forwarded to [Piad@customs.gov.ph](mailto:Piad@customs.gov.ph) and [Jessil.garlando@customs.gov.ph](mailto:Jessil.garlando@customs.gov.ph).



# BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



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05 September 2023

**MR. TOMOMI URATA**  
New World Makati

**Subject : Seizure Identification No. 079-2023 (NAIA)**  
Republic of the Philippines vs Four Hundred Sixty-Five Thousand Pesos (Php465,000.00) intercepted from incoming passengers **TOMOMI URATA** on 23 July 2023

Dear **Mr. Urata**

This refers to the shipment which is covered by Seizure Identification No. 079-2023 (NAIA) issued on September 5, 2023 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

As part of the on-going seizure and forfeiture proceedings for the aforementioned shipment, you are hereby directed to submit a Verified Position Paper **within seven (7) days** from receipt hereof, copy furnished the Government Prosecutor, Prosecution and Litigation Division, Legal Service, Bureau of Customs, Port Area, Manila, to discuss the following:

1. Issues of the Case;
2. Proposed Stipulation and Admission;
3. Arguments;
4. Exhibits; and
5. Possibility of settlement.

For inquiries, kindly contact us at Telephone No. (02) 8831-3421 or send your Verified Position Paper, with pertinent attachments to [lawdivision.naia@gmail.com/naia-boc.cares@customs.gov.ph](mailto:lawdivision.naia@gmail.com/naia-boc.cares@customs.gov.ph).

Very truly yours,

  
**ATTY. HYACINTH A. MIRANDA**  
Officer-on-Case



REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION

NO. 079-2023 (NAIA)

-versus-

Four Hundred Sixty-Five Thousand Pesos (Php465,000.00) intercepted from incoming passengers **TOMOMI URATA** on 23 July 2023.

X-----X

## WARRANT OF SEIZURE AND DETENTION

TO: The District Commander  
ESS-CPD, NAIA District Office

WHEREAS, passenger Tomomi Urata arrived at the Ninoy Aquino International Airport (NAIA) Terminal I on 23 July 2023 on board Philippine Airlines Flight PR 407 from Osaka, Japan.

WHEREAS, when passenger Urata was already on the lane, she approached Customs Examiner Jovelyn L. Alberto for her to declare Philippine Notes.

WHEREAS, COO III Alberto in turn asked Ms. Urata if she had accomplished a Customs Baggage Declaration Form (CBDF) to which she responded in the affirmative. Upon checking of the declaration, a figure in the amount of Php770,000.00 is written on the upper part of the declaration (3<sup>rd</sup> page). It was also noted that passenger Urata ticked "Yes" in the general declaration item no. 1 pertaining to Philippine currency. Examiner further asked if she is bringing the amount she stated in the general declaration form. She answered in the affirmative.

WHEREAS, passenger was further asked if she has prior written authorization from the Bangko Sentral ng Pilipinas to which she responded in the negative. She was then handed a Currencies Declaration Form (CDF) of the Bangko Sentral ng Pilipinas for her to fill out.

WHEREAS, Customs Examiner Alberto explained to passenger that the only allowable amount to be brought into the Philippines is Php 50,000.00 and any excess thereof requires prior written authorization from the Bangko Sentral ng Pilipinas.

WHEREAS, consequently, Examiner Alberto informed her supervisor about the matter who, in turn, directed her to conduct physical count using the money counting machine.

WHEREAS, the currencies brought in by passenger Urata were physically counted through the money counting machine in the presence of CIIS agent and ESS agent inside the exclusion room of Terminal 1.

WHEREAS, the physical count yielded in the discovery of Five Hundred Fifteen (515) pieces of One Thousand Philippine Peso bill amounting to a total of Five Hundred Fifteen Thousand Pesos (Php 515,000.00).

WHEREAS, the amount of Fifty Thousand Pesos (Php 50,000.00) was returned to passenger and the remaining Four Hundred Sixty Five Thousand Pesos (Php 465,000.00) was held in bond for failure to present necessary written prior authorization from the Bangko Sentral ng Pilipinas (BSP).

WHEREAS, the inventory of the remaining Four Hundred Sixty Five (Php465,000.00) was done in the presence of passenger Urata and witnessed by Regie Rhey Belleza, Special Agent 1 an ESS Operative at NAIA Terminal 1; Samson Cabato, CIIS Agent under the supervision of Flight Supervisor Belinda C. Copioso.

WHEREAS, Held Baggage Receipt No. 00100003431 was issued to the passenger and the confiscated Philippine Notes were then turned over to Annaliza Reyes of the In-bond Unit Baggage Assistance Division for safekeeping.

WHEREAS, on 31 August 2023, the Law Division, this Port, received a Memorandum-Report dated 08 August 2023 of Customs Examiner Jovelyn L. Alberto and Flight Supervisor Belinda C. Copioso, on the incident to the Office of the District Collector with the recommendation for the issuance of Warrant of Seizure and Detention.

WHEREAS, after careful evaluation of the documents submitted and applicable customs laws, rules and regulations, the NAIA District Collector finds probable cause for the issuance of Warrant of Seizure and Detention against the subject Philippine Notes in the amount of Four Hundred Sixty Five Thousand Pesos (Php 465,000.00) for violation of Section 117 of the Customs Modernization and Tariff Act, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (as amended by BSP Circular Nos. 794 dated 18 April 2013, 874 dated 08 April 2015; 922 dated 23 August 2016 and 1146 dated 26 May 2022), and Republic Act No. 7653 dated 14 June 1993 (The New Central Bank Act);

WHEREAS, Paragraph 1 - Section 4 of BSP Circular No. 1146, Series of 2022, with the subject "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies", as implemented by the Bureau of Customs by virtue of Customs Memorandum Circular (CMC) No. 89-2022 dated July 5, 2022, states:

"1. Local Currency. A person may import or export, or bring into or take out of the Philippines, or electronically transfer, legal tender Philippine notes and coins, checks, money order and other bills of exchange drawn in pesos against banks operating in the Philippines in an amount not exceeding PHP50,000.00 without prior authorization by the BSP.

Amounts in excess of aforementioned limit shall require: (a) prior written authorization from the BSP; and (b) in case of Physical cross-border transfer of Philippine currency, declaration of the whole amount brought into or taken out of the Philippines using prescribed Currency Declaration Form (Annex K)."

**WHEREFORE**, by virtue of the authority vested by law in this Office, and in compliance with applicable customs laws, rules and regulations, you, together with the representatives of the concerned offices, are hereby ordered to seize the Four Hundred Sixty Five Thousand Pesos (Php 465,000.00. ) intercepted from incoming passenger **TOMOMI URATA** on 23 July 2023 for violation of Section 117 of the Customs Modernization and Tariff Act, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (as amended by BSP Circular Nos. 794 dated 18 April 2013, 874 dated 08 April 2015; 922 dated 23 August 2016 and 1146 dated 26 May 2022), and Republic Act No. 7653 dated 14 June 1993 (The New Central Bank Act); and to turn over the same to the Collection Division for custody and safekeeping, pending the resolution of the seizure case by the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with Customs Administrative Order (CAO) No. 10-2020, particularly on the matter of making a return of service and the submission of the Inventory Report or list of the articles seized within the period indicated therein, is likewise directed. Failure to do so shall render this Warrant of Seizure and Detention *ipso facto* considered null and void and shall subject the defaulting officer to the appropriate administrative charges and penalties in accordance with existing laws, rules and regulations.

**SO ORDERED.**

BOC-NAIA, Pasay City, Metro Manila, 05 September 2023.

ATTY. MARIA YASMIN M.  ~~OBILLOS MAPA~~  
Acting District Collector

*Wdy/law/ham*



# BUREAU OF CUSTOMS

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BOC-NAIA, Pasay City, Metro Manila, 05 September 2023.

  
**ATTY. MARIA YASMIN M. OBILOS MADA**  
Acting District Collector

*Wdy/law/ham*