



MEMORANDUM

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

THRU : **ATTY. MARIA YASMIN M. OBILLOS-MARA**
Acting District Collector

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

SUBJECT : **PUBLICATION IN THE BOC WEBSITE OF THE ISSUED
DECISION AND WARRANT OF SEIZURE AND DETENTION**

DATE : **29 SEPTEMBER 2023**

This refers to the herein attached Warrant of Seizure and Detention (WSD):

1. **SEIZURE IDENTIFICATION NO. 094-2023 (NAIA):** One (1) piece Riflescope brought in by incoming passenger **ROMEL BORROMEO**;
2. **SEIZURE IDENTIFICATION NO. 095-2023 (NAIA):** One (1) unit of Airsoft Pistol and One (1) unit empty magazine brought in by **RONALD SAMERA DIMAANO**;
3. **SEIZURE IDENTIFICATION NO. 096-2023 (NAIA):** Eight Hundred Fifteen (815) reams of Cigarettes (Seven Stars and Cigaronne brands), contained in ten (10) parcels from Japan, and all consigned to **JO RIVERA**;

As the aforementioned passengers/claimants have indicated insufficient addresses in the Philippines, the WSD 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 request that the copies of the Warrant of Seizure and Detention 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 and Jessil.garlando@customs.gov.ph.



REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 096-2023 (NAIA)

- versus -

Eight Hundred Fifteen (815) reams of Cigarettes (Seven Stars and Cigaronne brands), contained in ten (10) parcels from Japan, and all consigned to **JO RIVERA**, with address at 10th Avenue, West Gracepark, Caloocan City.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 11 August 2023, ten (10) parcels were inbounded at the Central Mail Exchange Center (CMEC), all of which originated from Japan.

WHEREAS, after undergoing inbound x-ray screening, the parcels showed suspicious images, and were immediately marked with "X" by XIP Operator Helario Fadri. These parcels were then assigned to Customs Examiner Christian Joan C. dela Cuesta, for verification.

WHEREAS, upon verification, Customs Examiner dela Cuesta found that the ten (10) parcels were all addressed to one (1) single consignee, Jo Rivera, with address at 10th Avenue, West Gracepark, Caloocan City, and declared as "cosmetic eyeliners" with a declared value of JPY 20,000 for each box.

WHEREAS, an actual examination was conducted by Customs Examiner dela Cuesta and the ten (10) parcels yielded the estimated quantity of eight hundred fifteen (815) reams (Seven Stars and Cigaronne brand). Thereafter, the ten (10) parcels were placed in a secured area at the Philpost Building.

WHEREAS, in a Memorandum dated 14 September 2023, Ms. Christian Joan C. dela Cuesta and Atty Vincent James V. Fajardo, Sub-Port Collector, CMEC, reported their findings and recommended for the issuance of Decree of Abandonment. However, considering that the importation of cigarettes is regulated, the parcels should be covered by an Import Permit/Clearance from the National Tobacco Authority (NTA) pursuant to Republic Act No. 9211 otherwise known as the Tobacco Regulation Act of 2003, which is not shown in the documents submitted.

WHEREAS, after a careful evaluation and pursuant to the applicable customs laws, rules and regulations, the NAIA District Collector finds probable cause for the issuance of Warrant of Seizure and Detention against the 815 reams of Cigarettes for violation of Section 117 in relation to Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), and Republic Act No. 9211 otherwise known as the Tobacco Regulation Act of 2003, as implemented by NTA Memorandum Circular No. 002, series of 2020, and other applicable NTA laws, rules and regulations.

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 815 reams of Cigarettes (Seven Stars and Cigaronne bands) consigned to **JO RIVERA**, for violation of Section 117 in relation to Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), and Republic Act No. 9211 otherwise known as the Tobacco Regulation Act of 2003, as implemented by NTA Memorandum Circular No. 002, series of 2020, and other applicable NTA laws, rules and regulations, to be turned over to the Auction and Cargo Disposal Division (ACDD), this Port, for inventory, classification and valuation of goods pursuant to Section 1120 of the CMTA, custody and safekeeping pursuant to CAO No. 10-2020 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, 28 September 2023.


ATTY. MARIA YASMIN M. OBILLOS MAPA
Acting District Collector BOC-NAIA

Law/wady/moz



REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 095-2023 (NAIA)

-versus-

One (1) unit of Airsoft Pistol and One (1) unit of empty magazine brought in by **RONALD SAMERA DIMAANO** on 22 July 2023 and held in custody at the In-Bond Section, Baggage Assistance Division, this Port, under Held Baggage Receipt No. 00100003419

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, the above-described One (1) unit of Airsoft Pistol and One (1) unit of Empty magazine were brought in by an incoming Filipino passenger, Ronald Samera Dimaano with Passport No. P7853860B, who arrived at NAIA Terminal 1 on 22 July 2023, at around 11:51am, on board Korean Air flight 621 from United States of America.

WHEREAS, passenger Dimaano's baggage passed through X-ray scanning and was marked with "X" by XIP Operator assigned at NAIA Terminal 1, who referred the passenger to Customs Examiner, Edicon M. Rayos for verification of the contents of his baggage.

WHEREAS, prior to the actual physical examination, Customs Examiner Rayos asked the passenger if he had accomplished a Customs Baggage Declaration Form (CBDF) and if he had anything to declare to which he replied in the affirmative. Passenger Ronald Samera Dimaano informed the Customs Examiner that he has in his possession One (1) unit of Airsoft Pistol and One (1) unit of Empty magazine as likewise reflected in his Customs Baggage Declaration Form (CBDF). Thereafter, Customs Examiner Rayos conducted the actual physical examination which yielded to the discovery of One (1) unit of Airsoft Pistol and One (1) unit of Empty magazine with an estimated value of One Hundred Thirty-Nine US dollars and Ninety-Nine cents (\$139.99).

WHEREAS, Customs Examiner Rayos then asked passenger Ronald Dimaano if he had an Import Permit from the Firearms and Explosives Office of the Philippine National Police (PNP-FEO) for the above-described articles to which he replied in the negative. Consequently, the subject articles were taken from his custody and immediately turned over to Ms. Annaliza Reyes, In-Bond Unit and Baggage Assistance Division for safekeeping under Held Baggage Receipt No. 0100003419.

WHEREAS, in a Memorandum dated 22 July 2023, Customs Examiner Edicon Rayos and Flight Supervisor Annalyn Reyes reported their findings to the District Collector, thru Atty. Danilo M. Campos Jr., Chief, Arrival Operations Division, and Mr. Norsalem Raymond M. Mama-O, Acting Deputy Collector for Passenger Service, this Port, and recommended that the subject articles be kept in-bond for safekeeping for lack of Import Permit/Clearance from the PNP-FEO.

WHEREAS, in a Memorandum dated 08 September 2023 addressed to Atty. Wally Ann D. Yumul, Acting Chief, Law Division, Mr. Roberto A. Quintana, Chief, Baggage Assistance Division with the concurrence of Mr. Norsalem Raymond M. Mama-O, Acting

Deputy Collector for Passenger Service, recommended that the subject articles covered by Held Baggage Receipt No. 00100003419 be seized for violation of Republic Act No. 10591, otherwise known as the "Comprehensive Firearms and Ammunitions Regulation Act", and Section 1113 (f) in relation to Section 119 (a) of the Customs Modernization and Tariff Act (CMTA).

WHEREAS, after a 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 above-described Airsoft Pistol and Empty magazine for violation of Republic Act No. 10591, otherwise known as the Comprehensive Firearms and Ammunitions Regulation Act", and Section 1113 (f) in relation to Section 119 (a) of the Customs Modernization and Tariff Act (CMTA).

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 One (1) unit of Airsoft Pistol and One (1) unit of Empty magazine for violation of Republic Act No. 10591, otherwise known as the Comprehensive Firearms and Ammunition Regulation Act, and Section 119 (a) in relation to Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), to be turned over to the Auction and Cargo Disposal Division (ACDD), this Port, for inventory, classification and valuation of goods pursuant to Section 1120 of the CMTA, custody and safekeeping pursuant to CAO No. 10-2020 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, 28 September 2023.


ATTY. MARIA YASMIN M. OBILLOS
Acting District Collector, BOC-NAIA

Law/wady/eyl/V



REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 094-2023 (NAIA)

-versus-

One (1) piece Riflescope brought in by incoming passenger **ROMEL BORROMEO** who arrived on 06 February 2023, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt (HBR) No. 0010001653

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 06 February 2023, Mr. Romel Borromeo, a Canadian citizen and holder of Passport No. AB065959, arrived on at the Ninoy Aquino International Airport on board Philippine Airlines Flight PR117 from Vancouver, Canada.

WHEREAS, passenger Borromeo's luggage underwent the non-intrusive X-ray examination and was marked with "X" by XIP Inspector Fahad Pacasum after finding a suspicious object inside. Thereafter, said luggage was referred for physical examination to Customs Examiner Shiela May V. de Asis.

WHEREAS, before conducting the said physical examination, Customs Examiner Asis asked passenger Borromeo to submit his duly accomplished Customs Baggage Declaration Form (CBDF). He was likewise asked if he has anything to declare, to which he replied that he is bringing a riflescope.

WHEREAS, Customs Examiner Asis then conducted an actual examination of passenger Borromeo's luggage and the same yielded one (1) piece riflescope with an estimated value of US\$50.00. However, passenger Borromeo could not present any Import Permit or Clearance for the said riflescope.

WHEREAS, Customs Examiner Asis referred the incident to PEMS Gerardo S. Libot of the Philippine National Police Firearms and Explosives Office (PNP-FEO) and the latter informed the passenger the need to secure an Import Permit prior to the release of the said riflescope.

WHEREAS, a Held Baggage Receipt No. 0010001653 was issued to Passenger Borromeo evidencing that the said riflescope is being held in custody at the In Bond Section, Baggage Assistance Division, this Port.

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WHEREAS, in a Memorandum dated 08 February 2023, Customs Examiner Asis and Mr. Rolly Carandang, Flight Supervisor, reported the said interception to the District Collector, this Port, thru the then Chief, Baggage Assistance Division, and the then Deputy Collector, Passenger Service. In a Memorandum dated 30 August 2023, the Chief, Baggage Assistance Division, thru the Acting Deputy Collector for Passenger Service, recommended to the District Collector, this Port, for the issuance of Warrant of Seizure and Detention against the subject Riflescope for violation of Section 119 and Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), in relation to Republic Act 10591 or the Comprehensive Firearms and Ammunitions Act.

WHEREAS, after a careful evaluation of the documents submitted and applicable customs laws, rules and regulations, the BOC-NAIA District Collector found probable cause for the issuance of Warrant of Seizure and Detention against the subject Riflescope for violation of Republic Act 10591, otherwise known as the Comprehensive Firearms and Ammunitions Regulation Act, and Section 1113 (f) in relation to Section 119 (a) of the Customs Modernization and Tariff Act (CMTA).

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 one (1) unit Riflescope found in the luggage of passenger **ROMEL BORROMEO** on 06 February 2023 for violation of Republic Act 10591, otherwise known as the Comprehensive Firearms and Ammunition Regulation Act, and Section 119 (a) in relation to Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), to be turned over to the Auction and Cargo Disposal Division (ACDD), this Port, for inventory, classification and valuation of goods pursuant to Section 1120 of the CMTA, custody and safekeeping pursuant to CAO No. 10-2020 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, 28 September 2023.

ATTY. MARIA YASMIN M. OBILLOS M. RA,
Acting District Collector, BOC-NAIA

Law/wady/eyllv

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