




REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
**BUREAU OF CUSTOMS**

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**MEMORANDUM**

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

**THRU :** **ATTY. MARIA YASMIN M. OBILLOS-MAPA**  
District Collector, BOC-NAIA

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

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

**DATE :** **14 JUNE 2024**

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

1. **SEIZURE IDENTIFICATION NO. 079-2024 (NAIA)** : Republic of the Philippines vs. Forty Thousand Pesos (Php40,000.00) Philippine Currency, intercepted from incoming passenger **HAITAO DING**;
2. **SEIZURE IDENTIFICATION NO. 082-2024 (NAIA)**: Republic of the Philippines vs. One Hundred Sixteen Thousand Pesos (Php116,000.00) Philippine Currency, intercepted from incoming passenger **JONGWON PARK** upon his arrival at NAIA Terminal 3 on 20 April 2024;
3. **SEIZURE IDENTIFICATION NO. 083-2024 (NAIA)**: Republic of the Philippines vs. Thirty (30) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger **CHENGGUO LIU**;
4. **SEIZURE IDENTIFICATION NO. 084-2024 (NAIA)** : Republic of the Philippines vs. Forty-One (41) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger **FEI HU**;
5. **SEIZURE IDENTIFICATION NO. 085-2024 (NAIA)** : Republic of the Philippines vs. Fifteen (15) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger **YAN YU**; and
6. **SEIZURE IDENTIFICATION NO. 086-2024 (NAIA)** : Republic of the Philippines vs. Forty-Seven Thousand Five Hundred Pesos (Php47,500.00) Philippine Currency, intercepted from incoming passenger **QUEK SOON KWEE WILLIAM**.

As the aforementioned passengers/claimants have indicated insufficient addresses in the Philippines, the WSDs 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 WSD on **Seizure Identification Nos. 079-2024 (NAIA), 082-2024 (NAIA), 083-2024 (NAIA), 084-2024 (NAIA), 085-2024 (NAIA) and 086-2024 (NAIA)**, respectively, 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).





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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION

NO. 079-2024 (NAIA)

-versus-

Forty Thousand Pesos  
(Php40,000.00) Philippine  
Currency, intercepted from  
incoming passenger **HAITAO DING**

X-----X

## WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 21 May 2024, Passenger Haitao Ding, a Chinese national and holder of Passport No. E76031047, arrived at the NAIA Terminal 3 on board Airasia Flight AK 582 from Kuala Lumpur, Malaysia.

WHEREAS, Passenger Ding's handcarried luggage passed through the non-intrusive x-ray examination conducted by XIP Inspector Janica Arboleda, who, thereafter referred him to Customs Examiner May Ann B. Panaligan for actual physical examination.

WHEREAS, before conducting an actual physical examination, Customs Examiner Panaligan asked Passenger Ding to submit his duly accomplished Customs Baggage Declaration Form (CBDF). After going over the said CBDF, Customs Examiner Panaligan noted that the passenger answered "NO" to all the items in the General Declaration except Item No. 1 which refers to "Philippine Currency in excess of the allowable amount of Php50,000.00". She also asked passenger Ding if he had anything to declare to which he answered in the affirmative and submitted his accomplished Currencies Declaration Form.

WHEREAS, Customs Examiner Panaligan conducted an actual examination which yielded the total amount of Ninety Thousand Pesos (Php90,000.00). Customs Examiner Panaligan explained to passenger Sub that any amount in excess of the allowable amount of Php50,000.00 will require prior authorization from the Bangko Sentral ng Pilipinas (BSP). Thereafter, Customs Examiner Panaligan returned the amount of Fifty Thousand Pesos (Php50,000.00) to Passenger Ding and then issued him Held Baggage Receipt No. 00100010394 for the excess amount of Php40,000.00 and turned over the same to the In Bond Section, Baggage Assistance Division, this Port, for custody and safekeeping.

WHEREAS, in a Memorandum dated 22 May 2024, Customs Examiner Panaligan and Flight Supervisor Princess Tanya R. Atienza, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mr. Mark Jhon O. Almase, Ph.D., Assistant Deputy Collector for Passenger Service, and Mr. Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported their findings to the District Collector, this Port, and recommended that the amount of Php40,000.00 be seized for lack of the required Import Permit from the Bangko Sentral ng Pilipinas pursuant to BSP Circular No. 1146 series of 2022 bearing the subject "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies", in relation to Section 117 of the Customs Modernization and Tariff Act (CMTA).



WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), states:

**Section 4. Cross-Border Transfer of Local and Foreign Currencies.**

"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)."

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 subject Philippine Notes in the amount of Forty Thousand Pesos (Php40,000.00) for violation of Section 4 of the Manual of Regulations on Foreign Exchange Transactions, in relation to Sections 117 and 1113 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 subject Philippine Notes in Php1,000.00 denomination in total amount of Forty Thousand Pesos (Php40,000.00) Philippine Currency from Chinese Passenger **HAITAO DING** for violation of Sections 117 and 1113 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, JUN 13 2024, June 2024.

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

Law/wady/eyllV





REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
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14 June 2024

**MR. HAITAO DING**  
Hop Inn Hotel  
Ermita, Manila

**Subject : Seizure Identification No. 079-2024 (NAIA)**  
Republic of the Philippines vs. Forty Thousand Pesos  
(Php40,000.00) Philippine Currency, intercepted from incoming  
passenger **HAITAO DING**

Dear **Mr. Haitao Ding**

This refers to the seized currency which is covered by Seizure Identification No. 079-2024 (NAIA) issued on June 13, 2024 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.

Kindly 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. EMILIO Y. LEGASPI IV**  
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION  
NO. 082-2024 (NAIA)

-versus-

One Hundred Sixteen Thousand Pesos (Php116,000.00) Philippine Currency, intercepted from incoming passenger **JONGWON PARK** upon his arrival at NAIA Terminal 3 on 20 April 2024.

X-----X

**WARRANT OF SEIZURE AND DETENTION**

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

WHEREAS, on 20 April 2024, Passenger Jongwon Park, a Korean national and holder of Passport No. M70465806, arrived at the NAIA Terminal 3 on board Singapore Airlines Flight SQ 910 from Singapore.

WHEREAS, Passenger Park's handcarried luggage passed through the non-intrusive x-ray examination conducted by XIP Inspector Maria Lyn De La Ganar who thereafter, referred him to Acting Customs Examiner Shenandoah S. Capili for actual physical examination.

WHEREAS, before conducting an actual physical examination, Customs Examiner Capili asked Passenger Park to submit his duly accomplished Customs Baggage Declaration Form (CBDF). After going over the said CBDF, Customs Examiner Capili noted that the passenger answered "NO" to all the items in the General Declaration except Item No. 1 which refers to Philippine Currency in excess of the allowable amount of Php50,000.00. Customs Examiner Capili likewise asked passenger Park if he had Philippine Currency more than the allowable amount to which he answered in the affirmative.

WHEREAS, Customs Examiner Capili conducted an actual examination which yielded the total amount of One Hundred Sixty Six Thousand Pesos (Php166,000.00). Thereafter, Php50,000.00 of the total amount was returned to passenger Park, and the remaining amount of Php116,000.00.00 was withheld for lack of prior authorization from the Bangko Sentral ng Pilipinas. Customs Examiner Capili issued to passenger Hoang Held Baggage Receipt No. 001000010080 for the excess amount and turned over the currency to the In Bond Section, Baggage Assistance Division, this Port, for custody and safekeeping.

WHEREAS, in a Memorandum dated 20 April 2024, the Customs Examiner and Flight Supervisor, thru the Chief, Arrival Operations Division, Assistant Deputy Collector for Passenger Service, and Deputy Collector for Passenger Service, reported their findings to the District Collector, this Port, and recommended that the amount of Php116,000.00 be seized for lack of the required Import Permit from the Bangko Sentral ng Pilipinas pursuant to BSP Circular No. 1146 series of 2022 bearing the subject "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies", in relation to Section 117 of the Customs Modernization and Tariff Act (CMTA).



WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), states:

**Section 4. Cross-Border Transfer of Local and Foreign Currencies.**

“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).”

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 subject Philippine Notes in the amount of One Hundred Sixteen Thousand Pesos (Php116,000.00) for violation of Section 4 of the Manual of Regulations on Foreign Exchange Transactions, in relation to Sections 117 and 1113 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 subject Philippine Notes in total amount of One Hundred Sixteen Thousand Pesos (Php116,000.00) Philippine Currency from Korean Passenger **JONGWON PARK** 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, JUN 13 2024, June 2024.

ATTY. MARIA YASMIN M. OBILLOSAMAPA  
District Collector, BOC-NAIA

Law/wady/eylIV





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14 June 2024

**MR. JONGWON PARK**

Hotel 101 – Fort

**Subject : Seizure Identification No. 082-2024 (NAIA)**  
Republic of the Philippines vs. One Hundred Sixteen Thousand Pesos (Php116,000.00) Philippine Currency, intercepted from incoming passenger **JONGWON PARK** upon his arrival at NAIA Terminal 3 on 20 April 2024

Dear **Mr. Jongwon Park**

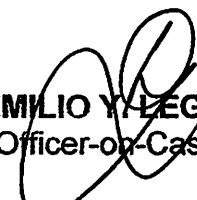
This refers to the seized currency which is covered by Seizure Identification No. 082-2024 (NAIA) issued on June 13, 2024 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

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.

Kindly 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. EMILIO Y. LEGASPI IV**  
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION  
NO. 083-2024 (NAIA)

-versus-

Thirty (30) pieces of E-  
cigarettes/Vape Puffs brought in by  
Chinese Passenger **CHENGGUO  
LIU**

x-----x

**WARRANT OF SEIZURE AND DETENTION**

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

WHEREAS, on 22 March 2024 at the NAIA Terminal 1, the hand carried baggage of a female Chinese passenger named Chengguo Liu with Passport Number E37128377, on board flight ZH 9011 from China, underwent a non-intrusive inspection and was referred by X-Ray Inspections Project (XIP) Operator Mohamad Jonaid Udasan to Customs Examiner Jovelyn A. Ritual for physical examination.

WHEREAS, before conducting the physical examination, Customs Examiner Ritual asked the passenger to submit her filled-out Customs Baggage Declaration Form (CBDF). It was noted that the passenger answered "NO" to all the items on the 3<sup>rd</sup> page of the CBDF. Customs Examiner Ritual asked the passenger for more information on the items to be examined before proceeding to the physical examination.

WHEREAS, physical examination led to the discovery of thirty (30) units of E-Cigarettes/Vape Puffs with an estimated value of Thirty Thousand Pesos (Php30,000.00) based on the price of identical goods found online. Customs Examiner Ritual informed the passenger that the examined items require a prior permit/registration from the Department of Trade and Industry. Furthermore, the passenger was also requested to provide proof of payment or any document in support of the actual value of the items which were examined.

WHEREAS, Held Baggage Receipt was issued to the passenger with HBR No. 00100007086. The items were turned-over to Annaliza Reyes of the In-Bond Unit, Baggage Assistance Division for safekeeping.

WHEREAS, in a Memorandum dated 26 March 2024, Customs Examiner Jovelyn A. Ritual and Flight Supervisor Reginaldo Z. Casañeda, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Ph.D, Assistant Deputy Collector for Passenger Service and Norsalem Raymond M. Mama-o, Acting Deputy Collector for Passenger Service, reported their findings and recommended that the e-cigarettes be held in custody at the In Bond Room pending the submission of the required permit/registration from the Department of Trade and Industry and payment of the duties and taxes, if applicable;

WHEREAS, in a Memorandum dated 28 May 2024, IOV Richard S. Rebong, DPA, Chief, Baggage Assistance Division, thru Norsalem Raymond M. Mama-o, Acting Deputy Collector for Passenger Service, recommended for the issuance of Warrant of Seizure



and Detention (WSD) against the subject articles for lack of FDA Import Clearance in violation of Republic Act 9711 or the Food and Drug Administration (FDA) Act of 2009;

WHEREAS, on this score, Republic Act No. 11900 otherwise known as the "Vaporized Nicotine and Non-Nicotine Products Regulation Act" provides that:

**"Section 19. Product Registration.** — All manufacturers and importers of the following products shall register with the DTI by submitting information demonstrating conformity with Section 18 of this Act:

- (a) HTP Consumable;
- (b) HTP Device;
- (c) Vapor Product Refill;
- (d) Vapor Product Device; and
- (e) Novel Tobacco Products."

Further, Department Administrative Order No. 22-16 of the Department of Trade and Industry (series of 2022) on the Implementing Rules and Regulations of Republic Act No. 11900 provides that:

## **RULE II DECLARATION OF POLICY**

XXX

"For this purpose, the government shall regulate the importation, assembly, manufacture, sale, packaging, distribution, use, advertisement, promotion and sponsorship of Vaporized Nicotine and Non-Nicotine Products, and their devices, and Novel Tobacco Products in order to promote a healthy environment, protect the citizens from any potential hazards of these novel consumer products, reduce the harm caused by smoking, and ensure that the sale to minors and the illicit trade of Vaporized Nicotine and Non-Nicotine Products, and their devices, and Novel Tobacco Products in the country are prevented.

## **RULE XI PRODUCT REGISTRATION**

*All manufacturers and importers of the covered products shall apply for product registration and certification with the BPS by submitting information demonstrating conformity with the technical regulations set by the office."*

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 of the subject Thirty (30) pieces of E-cigarettes/Vape Puffs brought in by Chinese passenger Chengguo Liu for violation of Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), in relation to Section 12 (j) of Republic Act No. 11900 otherwise known as "An Act Regulating the Manufacture, Sale, Packaging, Distribution, Use and Communication of Vaporized Nicotine and Non-Nicotine Products, and Novel Tobacco Products", and implemented by DTI Department Administrative Order No. 22-16 series of 2022.



**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 subject Thirty (30) pieces of E-cigarettes/Vape Puffs brought in by Chinese passenger **CHENGGUO LIU** for violation of Republic Act No. 11900 as implemented by Department Administrative Order No. 22-16 of the Department of Trade and Industry (series of 2022), and Section 1113 in relation to Section 117 of the Customs Modernization and Tariff Act (CMTA); and to turn over the same to the Auction and Cargo Disposal Division, pursuant to CAO No. 10-2020 and related issuances, pending the resolution of the seizure case before the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with 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, JUN 13 2024, June 2024.

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

*Wdy/law/ham*





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14 June 2024

**MR. CHENGGUO LIU**  
Britanny Hotel Global

**Subject : Seizure Identification No. 083-2024 (NAIA)**  
Republic of the Philippines vs. Thirty (30) pieces of E-  
cigarettes/Vape Puffs brought in by Chinese Passenger  
**CHENGGUO LIU**

**Dear Mr. Chengguo Liu**

This refers to the seized shipment which is covered by Seizure Identification No. 083-2024 (NAIA) issued on June 13, 2024 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.

Kindly 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



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**REPUBLIC OF THE PHILIPPINES**

**SEIZURE IDENTIFICATION  
NO. 084-2024 (NAIA)**

-versus-

Forty-one (41) pieces of E-  
cigarettes/Vape Puffs brought in by  
Chinese Passenger FEI HU

X-----X

## **WARRANT OF SEIZURE AND DETENTION**

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

WHEREAS, on 22 March 2024 at the NAIA Terminal 1, the hand carried baggage of a male Chinese passenger named Fei Hu with Passport Number E60280758 on board flight ZH 9011 from China, underwent a non-intrusive inspection and was referred by X-Ray Inspections Project (XIP) Operator Mohamad Jonaid Udasan to Customs Examiner Reina C. Maala for physical examination.

WHEREAS, before conducting the physical examination Customs Examiner Maala asked the passenger to submit his filled-out Customs Baggage Declaration Form (CBDF). It was noted that the passenger answered "NO" to all the items on the 3rd page of the CBDF. Customs Examiner Maala asked the passenger for more information on the items to be examined before proceeding to the physical examination.

WHEREAS, physical examination led to the discovery of forty-one (41) units of E-Cigarettes/Vape Puffs with an estimated value of Forty-One Thousand Pesos (Php41,000.00) based on price of identical goods found online. Customs Examiner Maala informed the passenger that the examined items require a prior permit/registration from the Department of Trade and Industry. Furthermore, the passenger was also requested to provide a proof of payment or any document in support of the actual value of the items which were examined.

WHEREAS, Held Baggage Receipt was issued to the passenger with HBR No. 00100007075 and the items were turned-over to Annaliza Reyes of the In-Bond Unit, Baggage Assistance Division for safekeeping.

WHEREAS, in a Memorandum dated 26 March 2024, Customs Examiner Reina C. Maala and Flight Supervisor Reginaldo Z, Casañeda, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Ph.D, Assistant Deputy Collector for Passenger Service and Norsalem Raymond M. Mama-o, Acting Deputy Collector for Passenger Service, reported their findings and recommended that the e-cigarettes be held in custody at the In Bond Room pending the submission of the required permit/registration from the Department of Trade and Industry and payment of the duties and taxes, if applicable.

WHEREAS, in a Memorandum dated 28 May 2024, the Chief, Baggage Assistance Division, thru the Acting Deputy Collector for Passenger Service, recommended for the issuance of Warrant of Seizure and Detention (WSD) against the subject articles for lack





of FDA Import Clearance in violation of Republic Act 9711 or the Food and Drug Administration (FDA) Act of 2009.

WHEREAS, on this score, Republic Act No. 11900 otherwise known as the "Vaporized Nicotine and Non-Nicotine Products Regulation Act" provides that:

**"Section 19. Product Registration.** — All manufacturers and importers of the following products shall register with the DTI by submitting information demonstrating conformity with Section 18 of this Act:

- (a) HTP Consumable;
- (b) HTP Device;
- (c) Vapor Product Refill;
- (d) Vapor Product Device; and
- (e) Novel Tobacco Products."

Further, Department Administrative Order No. 22-16 of the Department of Trade and Industry (series of 2022) on the Implementing Rules and Regulations of Republic Act No. 11900 provides that:

## **RULE II DECLARATION OF POLICY**

xxx

"For this purpose, the government shall regulate the importation, assembly, manufacture, sale, packaging, distribution, use, advertisement, promotion and sponsorship of Vaporized Nicotine and Non-Nicotine Products, and their devices, and Novel Tobacco Products in order to promote a healthy environment, protect the citizens from any potential hazards of these novel consumer products, reduce the harm caused by smoking, and ensure that the sale to minors and the illicit trade of Vaporized Nicotine and Non-Nicotine Products, and their devices, and Novel Tobacco Products in the country are prevented.

## **RULE XI PRODUCT REGISTRATION**

*All manufacturers and importers of the covered products shall apply for product registration and certification with the BPS by submitting information demonstrating conformity with the technical regulations set by the office."*

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 of the subject Forty-one (41) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger Fei Hu for violation of Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), in relation to Section 12 (j) of Republic Act No. 11900 otherwise known as "An Act Regulating the Manufacture, Sale, Packaging, Distribution, Use and Communication of Vaporized Nicotine and Non-Nicotine Products, and Novel Tobacco Products", and implemented by DTI Department Administrative Order No. 22-16 series of 2022.



**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 subject Forty-one (41) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger FEI HU for violation of Republic Act No. 11900 as implemented by Department Administrative Order No. 22-16 of the Department of Trade and Industry (series of 2022), and Section 1113 in relation to Section 117 of the Customs Modernization and Tariff Act (CMTA); and to turn over the same to the Auction and Cargo Disposal Division, pursuant to CAO No. 10-2020 and related issuances, pending the resolution of the seizure case before the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with 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, <sup>JUN 13 2024</sup> \_\_\_\_\_, June 2024.

**ATTY. MARIA YASMIN M. DELLOS MAPA,**  
District Collector, BOC-NAIA

Wdy/law/ham





REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
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14 June 2024

**MR. FEI HU**  
24 Diosdado Macapagal Blvd.  
Pasay City

**Subject : Seizure Identification No. 084-2024 (NAIA)**  
Republic of the Philippines vs. Forty-One (41) pieces of E-  
cigarettes/Vape Puffs brought in by Chinese Passenger **FEI HU**

Dear **Mr. Fei Hu**

This refers to the seized shipment which is covered by Seizure Identification No. 084-2024 (NAIA) issued on June 13, 2024 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.

Kindly 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



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**REPUBLIC OF THE PHILIPPINES**

-versus-

Fifteen (15) pieces of E-  
cigarettes/Vape Puffs brought in by  
Chinese Passenger **YAN YU**

X-----X

SEIZURE IDENTIFICATION  
NO. 085-2024 (NAIA)

## **WARRANT OF SEIZURE AND DETENTION**

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

WHEREAS, on 22 March 2024 at the NAIA Terminal 1, the hand carried baggage of a female Chinese passenger named Yan Yu with Passport No. EJ5614768 on board flight ZH 9011 from China, underwent a non-intrusive inspection and was referred by X-Ray Inspections Project (XIP) Operator Mohamad Jonaid Udasan to Customs Examiner Reina C. Maala for physical examination.

WHEREAS, before conducting the physical examination Customs Examiner Maala asked the passenger to submit her filled-out Customs Baggage Declaration Form (CBDF). It was noted that the passenger answered "NO" to all the items on the 3rd page of the CBDF. Customs Examiner Maala asked the passenger for more information on the items to be examined before proceeding to the physical examination.

WHEREAS, physical examination led to the discovery of fifteen (15) units of E-Cigarettes/Vape Puffs with an estimated value of Fifteen Thousand Pesos (Php15,000.00) based on price of identical goods found online. Customs Examiner Maala informed the passenger that the examined items require a prior permit/registration from the Department of Trade and Industry. Furthermore, the passenger was also requested to provide a proof of payment or any document in support of the actual value of the items which were examined.

WHEREAS, Held Baggage Receipt was issued to the passenger with HBR No. 00100007097 and the items were turned-over to Annaliza Reyes of the In-Bond Unit, Baggage Assistance Division for safekeeping.

WHEREAS, in a Memorandum dated 26 March 2024, the Customs Examiner and Flight Supervisor, thru the Chief, Arrival Operations Division, Assistant Deputy Collector for Passenger Service and Acting Deputy Collector for Passenger Service, reported their findings and recommended that the cigarettes be held in custody at the In Bond Room pending the submission of the required permit/registration from the Department of Trade and Industry and payment of the duties and taxes, if applicable.

WHEREAS, in a Memorandum dated 28 May 2024, IOV Richard S. Rebong, DPA, Chief, Baggage Assistance Division, thru Norsalem Raymond M. Mama-o, Acting Deputy Collector for Passenger Service, recommended for the issuance of Warrant of Seizure and Detention (WSD) against the subject articles for lack of FDA Import Clearance in



violation of Republic Act No. 9711 or the Food and Drug Administration (FDA) Act of 2009;

WHEREAS, on this score, Republic Act No. 11900 otherwise known as the "Vaporized Nicotine and Non-Nicotine Products Regulation Act" provides that:

**"Section 19. Product Registration.** — All manufacturers and importers of the following products shall register with the DTI by submitting information demonstrating conformity with Section 18 of this Act:

- (a) HTP Consumable;
- (b) HTP Device;
- (c) Vapor Product Refill;
- (d) Vapor Product Device; and
- (e) Novel Tobacco Products."

Further, Department Administrative Order No. 22-16 of the Department of Trade and Industry (series of 2022) on the Implementing Rules and Regulations of Republic Act No. 11900 provides that:

## **RULE II DECLARATION OF POLICY**

XXX

"For this purpose, the government shall regulate the importation, assembly, manufacture, sale, packaging, distribution, use, advertisement, promotion and sponsorship of Vaporized Nicotine and Non-Nicotine Products, and their devices, and Novel Tobacco Products in order to promote a healthy environment, protect the citizens from any potential hazards of these novel consumer products, reduce the harm caused by smoking, and ensure that the sale to minors and the illicit trade of Vaporized Nicotine and Non-Nicotine Products, and their devices, and Novel Tobacco Products in the country are prevented.

## **RULE XI PRODUCT REGISTRATION**

*All manufacturers and importers of the covered products shall apply for product registration and certification with the BPS by submitting information demonstrating conformity with the technical regulations set by the office."*

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 of the subject Fifteen (15) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger Yan Yu for violation of Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), in relation to Section 12 (j) of Republic Act No. 11900 otherwise known as "An Act Regulating the Manufacture, Sale, Packaging, Distribution, Use and Communication of Vaporized Nicotine and Non-Nicotine Products, and Novel Tobacco Products", and implemented by DTI Department Administrative Order No. 22-16 series of 2022.





**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 subject Fifteen (15) pieces of E-cigarettes/Vape Puffs brought in by Chinese Passenger **YAN YU** for violation of Republic Act No. 11900 as implemented by Department Administrative Order No. 22-16 of the Department of Trade and Industry (series of 2022), and Section 1113 (f) in relation to Section 117 of the Customs Modernization and Tariff Act (CMTA); and to turn over the same to the Auction and Cargo Disposal Division, pursuant to CAO No. 10-2020 and related issuances, pending the resolution of the seizure case before 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.**

**JUN 13 2024**  
BOC-NAIA, Pasay City, \_\_\_\_\_ June 2024.

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

*Wdy/law/ham*





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14 June 2024

**MS. YAN YU**  
Villar Street C-5 Extension Rd,  
Las Piñas City.

**Subject : Seizure Identification No. 085-2024 (NAIA)**  
Republic of the Philippines vs. Forty-One (41) pieces of E-  
cigarettes/Vape Puffs brought in by Chinese Passenger YAN YU

Dear **Ms. Yan Yu**

This refers to the seized shipment which is covered by Seizure Identification No. 085-2024 (NAIA) issued on June 13, 2024 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.

Kindly 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,

  
For:

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



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION  
NO. 086-2024 (NAIA)

-versus-

Forty-Seven Thousand Five  
Hundred Pesos (Php47,500.00)  
Philippine Currency, intercepted  
from incoming passenger **QUEK  
SOON KWEE WILLIAM**

X-----X

## WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 26 April 2024, passenger Quek Soon Kwee William, a Singaporean traveler and holder of Passport No. K3618893K, arrived at the NAIA Terminal 3 on board Singapore Airlines Flight SQ 912 from Singapore.

WHEREAS, passenger William's hand carried luggage passed through the non-intrusive x-ray examination conducted by XIP Inspector Maria Lyn De La Ganar who thereafter referred him to Acting Customs Examiner Shenandoah S. Capili for actual physical examination.

WHEREAS, before conducting an actual physical examination, Customs Examiner Capili asked Passenger William to submit his duly accomplished Customs Baggage Declaration Form (CBDF). After going over the said CBDF, Customs Examiner Capili noted that the passenger answered "NO" to all the items in the General Declaration except Item No. 1 which refers to Philippine Currency in excess of the allowable amount of Php50,000.00. She also asked passenger William if he had in his possession Philippine Currency in excess of the allowable amount of Php50,000.00 to which the latter answered in the affirmative.

WHEREAS, Customs Examiner Capili conducted an actual examination which yielded the total amount of Ninety-Seven Thousand Five Hundred Pesos (Php97,500.00). Customs Examiner Capili explained to passenger William that any amount in excess of the allowable amount of Php50,000.00 will require prior authorization from the Bangko Sentral ng Pilipinas (BSP). Thereafter, Customs Examiner Capili issued to passenger William Held Baggage Receipt No. 001000010158 for the excess amount of Php47,500.00 and turned over the same to the In Bond Section, Baggage Assistance Division, this Port, for custody and safekeeping.

WHEREAS, in a Memorandum dated 26 April 2024, Customs Examiner Capili and Flight Supervisor Jennifer Ivy Orbeta, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mr. Mark Jhon O. Almase, Assistant Deputy Collector for Passenger Service, and Mr. Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported their findings to the District Collector, this Port, and recommended that the amount of Php47,500.00 be seized for lack of the required Import Permit from the Bangko Sentral ng Pilipinas pursuant to BSP Circular No. 1146 series of 2022 bearing the subject "Amendments to the Rules on Cross-Border Transfer of Local and Foreign



Currencies", in relation to Section 117 of the Customs Modernization and Tariff Act (CMTA).

WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), states:

**Section 4. Cross-Border Transfer of Local and Foreign Currencies.**

"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)."

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 subject Philippine Notes in the amount of Forty-Seven Thousand Five Hundred Pesos for violation of Section 4 of the Manual of Regulations on Foreign Exchange Transactions, in relation to Sections 117 and 1113 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 subject Php1000.00 Philippine Notes amounting to Forty Seven Thousand Five Hundred Pesos (Php47,500.00) Philippine Currency, intercepted from passenger **QUEK SOON KWEE WILLIAM** for violation of Sections 117 and 1113 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, JUN 13 2024, June 2024.

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

Law/wady/eylIV





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14 June 2024

**MS. QUEK SOON KWEE WILLIAM**  
Solaire Hotel

**Subject : Seizure Identification No. 086-2024 (NAIA)**  
Republic of the Philippines vs. Forty-Seven Thousand Five  
Hundred Pesos (Php47,500.00) Philippine Currency, intercepted  
from incoming passenger **QUEK SOON KWEE WILLIAM**

**Dear Mr. Quek Soon Kwee William**

This refers to the seized Philippine currency which is covered by Seizure Identification No. 086-2024 (NAIA) issued on June 13, 2024 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;
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Kindly 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. EMILIO Y. LEGASPI IV**  
Officer-on-Case



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