



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 155-2024 (NAIA)

-versus-

Three Hundred Thousand Pesos
(Php300,000.00) Philippine
Currency, seized from **CHANISA
PROMVICHAI**, who arrived on 21
June 2024, which was held in
custody under HBR No.
00100008087.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 21 June 2024, a female Thai passenger Chanisa Promvichai and holder of Passport No. AC6439486, arrived at the Ninoy Aquino International Airport (NAIA) on board Philippine Airlines Flight PR 731 from Thailand. Her carry-all baggage underwent the non-intrusive inspection which eventually was referred to Acting Customs Examiner Jewel Iris Abuejela for verification of its contents.

WHEREAS, before conducting an actual examination, Acting Customs Examiner Abuejela explained to passenger Promvichai that her handcarry luggage will undergo physical examination. Then she requested passenger Promvichai to show her e-Travel generated QR Code and Passport. Upon checking her e-CBDF, passenger Promvichai answered "NO" to all the questions in the General Declaration. Thereafter, Customs Examiner Abuejela requested the passenger, together with Flight Supervisor Manuel J. Mendoza and the ESS and CIIS operatives on duty to the Exclusion Room of the Arrival Area for the conduct of an actual examination of the passenger's handcarry luggage.

WHEREAS, the actual examination yielded Four Hundred Thousand Pesos (Php400,000.00) in Php1,000.00 peso denomination. Acting Customs Examiner Abuejela asked passenger Promvichai if she secured a prior authorization from the Bangko Sentral ng Pilipinas to bring into the country the subject Philippine Currency, and she replied in the negative. Thereafter, the Php300,000.00 was confiscated for violation of Section 117 in relation to Section 1113 of the Customs Modernization and Tariff Act (CMTA) in relation to BSP Circular No. 922, as amended by BSP Circular No. 1146, and passenger Promvichai was issued Held Baggage Receipt No. 00100008087 for the custody and safekeeping of the Php300,000.00 seized from her. The amount of One Hundred Thousand Pesos (Php100,000.00) was returned to the traveler and her companion.

WHEREAS, in a Memorandum dated June 25, 2024, Acting Customs Examiner Jewel Iris Abuejela and Flight Supervisor Manuel J. Mendoza, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Asst. Deputy Collector for Passenger Service, and Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported the incident to the District Collector, this Port, and recommended for the issuance of Warrant of Seizure and Detention against the remaining amount of Php300,000.00 for lack of the required BSP Import Permit and/or Clearance as required by BSP Circular No. 922, as amended by BSP Circular No. 1146, and for



violation of Section 117 in relation to Section 1113 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 Three Hundred Thousand Pesos (Php300,000.00) Philippine Currency 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 Three Hundred Thousand Pesos (Php300,000.00) Philippine Currency brought in by incoming passenger **CHANISA PROMVICHAI** 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, AUG 12 2024, August 2024.

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

Law/wady/moz





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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13 August 2024

MS. CHANISA PROMVICHAI
Okada Hotel

Subject : Seizure Identification No. 155-2024 (NAIA)
Republic of the Philippines vs. Three Hundred Thousand Pesos (Php300,000.00) Philippine Currency, seized from **CHANISA PROMVICHAI**, who arrived on 21 June 2024, which was held in custody under HBR No. 00100008087

Dear **Ms. Chanisa Promvichai**

This refers to the seized currency which is covered by Seizure Identification No. 155-2024 (NAIA) issued on August 12, 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.

Very truly yours,


ATTY. MANUEL O. ZURBITO JR.
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 156-2024 (NAIA)

-versus-

Fifty Thousand Pesos
(Php50,000.00) Philippine Currency,
seized from incoming passenger
KENTO SHINCHO, who arrived on
17 February 2024, and held in
custody under Held Baggage Receipt
No. 00100005433.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 17 February 2024, a Japanese passenger by the name of Kento Shincho, and holder of Passport No. TR5860997, arrived at the Ninoy Aquino International Airport (NAIA) on board Philippine Airlines Flight PR 467 from Japan.

WHEREAS, passenger Shincho's check-in baggage underwent a non-intrusive examination conducted by the XIP Inspector on duty. It was marked with "X" and then he was referred to the Customs Examiner on duty for physical examination.

WHEREAS, before conducting an actual physical examination, Customs Examiner Jaypee L. Chiudian asked passenger Shincho if he has completed his Customs Baggage Declaration Form (CBDF), and the latter submitted it together with his passport. After going over the CBDF, Customs Examiner Chiudian noted that passenger Shincho answered "NO" to all the items in the General Declaration, except for Item No. 1 which refer to Philippine pesos. When he asked passenger Shincho if he carried Philippine pesos in excess of the Php50,000.00 allowed to every passenger, he declared that he was carrying the total amount of One Hundred Thousand Pesos, hence he was required to accomplish the Currency Declaration Form (CDF). However, passenger Shincho admitted that he had no prior authorization from the Bangko Sentral ng Pilipinas to carry Philippine pesos in excess of the allowed amount.

WHEREAS, Customs Examiner Chiudian proceeded with the counting of the Philippine pesos in the presence of passenger Shincho, Flight Supervisor Patrick Guerrero and SAI Kenneth Nakpil of the ESS and found the total amount of One Hundred Thousand Pesos (Php100,000.00). After the verified counting, the amount of Php50,000.00 was returned to passenger Shincho since it was allowed without a BSP Import Permit or Clearance, and the remaining amount of Php50,000.00 was withheld from release and turned over to the In Bond Section, Baggage Assistance Division under Held Baggage Receipt No. 00100005433 for safekeeping.

WHEREAS, the handcarried luggage of Mr. Jiang yielded the total amount of Php199,000.00. Thereafter, the amount of Php50,000.00 was returned to Mr. Jiang since he is allowed to carry the said amount without the need for a BSP Permit, and the remaining amount of Php50,000.00 was withheld from release under Held Baggage Receipt No. 00100005433 and turned over the same to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.



WHEREAS, in a Memorandum dated 14 June 2024, Customs Examiner Jaypee L. Chiudian and Flight Supervisor Patrick Guerrero, 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 Php50,000.00 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 Fifty Thousand Pesos (Php50,000.00) Philippine Currency 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 Fifty Thousand Pesos (Php50,000.00) Philippine Currency brought in by incoming passenger **KENTO SHINCHO** 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, AUG 12 2024, August 2024.

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

Law/wady/moz





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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13 August 2024

MR. KENTO SHINCHO
29 Pres Avenue, BF Homes
Parañaque City

Subject : Seizure Identification No. 156-2024 (NAIA)
Republic of the Philippines vs. Fifty Thousand Pesos
(Php50,000.00) Philippine Currency, seized from incoming
passenger **KENTO SHINCHO**, who arrived on 17 February
2024, and held in custody under Held Baggage Receipt No.
00100005433

Dear **Ms. Chanisa Promvichai**

This refers to the seized currency which is covered by Seizure Identification No. 156-2024 (NAIA) issued on August 12, 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.

Very truly yours,

ATTY. MANUEL O. ZURBITO JR.
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 157-2024 (NAIA)

-versus-

Forty Thousand US Dollars (USD40,000.00) brought into the country by **SEA YOUNG CHUNG** on 23 June 2024 and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100008122.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 23 June 2024, passenger Sea Young Chung, a Korean Traveler and holder of Passport No. M86636253, arrived at NAIA Terminal 1 on board Korean Air Flight KE 623 from South Korea.

WHEREAS, passenger Chung's check-in baggage underwent a non-intrusive examination conducted by the XIP Inspector on duty, Mohammad Udasan, who, thereafter, referred him to Customs Examiner Angela Coleen V. Talactac for the actual examination thereof.

WHEREAS, before conducting an actual physical examination, Customs Examiner Talactac asked passenger Chung if he has completed the E-Travel QR Code. At this instance, Mr. Chung handed over his passport and showed his E-Travel QR Code for scanning, which showed that he answered "NO" to all the questions in the General Declaration, except for Item No. 4 which pertains to "Cosmetics, skin care products, food supplements and medicines in excess of quantities for personal use". However, upon actual physical examination of his check-in baggage, Customs Examiner Talactac found inside six hundred (600) pieces of One Hundred Dollar Bills amounting to Sixty Thousand US Dollars (USD60,000.00).

WHEREAS, Customs Examiner Talactac returned the Twenty Thousand US Dollars (USD20,000.00) to Mr. Chung since he had a companion, and which amount is allowed to be carried by a traveler. The remaining Forty Thousand US Dollars (USD40,000.00) was confiscated after issuance of Held Baggage Receipt No. 00100008122 to passenger Chung. Thereafter, the said amount was turned over to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, in a Memorandum dated 25 June 2024, Customs Examiner Angela Coleen V. Talactac and Flight Supervisor Jerico E. Flores, with concurrence of 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. Mamao, Deputy Collector for Passenger Service, reported their findings to the District Collector, this Port, and recommended that the amount of USD40,000.00 be seized for lack of the required Import Permit from the Bangkok 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 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:

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

xxx

Foreign Currency. Any person who brings into or takes out of the Philippines foreign currency, as well as other foreign currency-denominated bearer monetary instruments, *in excess of USD10,000 or its equivalent is required to declare the whole amount brought into or taken out of the Philippines using the prescribed Currencies Declaration Form. Xxx*"

WHEREAS, after a careful evaluation of the documents submitted and applicable customs laws, rules, and regulations, the NAIA District Collector found probable cause for the issuance of Warrant of Seizure and Detention against the amount of Forty Thousand US Dollars (USD40,000.00) for violation of Section 117 of the Customs Modernization and Tariff Act (CMTA), and Bangko Sentral ng Pilipinas (BSP) Circular No. 1146, series of 2022, entitled, "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies"

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 total amount of Forty Thousand US Dollars (USD40,000.00) brought in by Korean traveler **SEA YOUNG CHUNG** 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.

AUG 12 2024

BOC-NAIA, Pasay City, _____, August 2024.

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

Law/wady/moz





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13 August 2024

MR. SEA YOUNG CHUNG
Castle A Clark Hills Village

Subject : Seizure Identification No. 157-2024 (NAIA)
Republic of the Philippines vs. Forty Thousand US Dollars
(USD40,000.00) brought into the country by **SEA YOUNG**
CHUNG on 23 June 2024 and held in custody at the In Bond
Section, Baggage Assistance Division, under Held Baggage
Receipt No. 00100008122

Dear **Mr. Sea Young Chung**

This refers to the seized currency which is covered by Seizure Identification No. 157-2024 (NAIA) issued on August 12, 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.

Very truly yours,


ATTY. MANUEL O. ZURBITO JR.
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 158-2024 (NAIA)

-versus-

One Hundred Fifty Thousand Pesos
(Php150,000.00) Philippine
Currency, seized from Japanese
traveler **HIDEKI TAKAHASHI**, who
arrived at NAIA Terminal 3 on 20
June 2024.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 20 June 2024, passenger **Hindeki Takahashi**, a Japanese traveler and holder of Passport No. TR4520825, arrived at the Ninoy Aquino International Airport (NAIA) Terminal 3 on board Cebu Air flight 5J5055 from Japan.

WHEREAS, passenger **Takahashi's** handcarried luggage underwent a non-intrusive examination conducted by the XIP Inspector on duty, who, thereafter, referred him to Acting Customs Examiner **Melody D. Garcia** for the actual examination thereof.

WHEREAS, before conducting an actual physical examination, Customs Examiner **Garcia** asked Passenger **Takahashi** to submit his duly accomplished Customs Baggage Declaration Form (CBDF). After going over the said CBDF, Customs Examiner **Garcia** noted that the passenger answered "YES" to Item Nos. 1, 2 and 9 of the General Declaration which refers to Philippine Currency and/or Philippine Monetary Instrument in excess of Php50,000.00 and Foreign Currency in excess of US\$10,000.00. Customs Examiner **Garcia** further asked passenger **Takahashi** if he had Philippine Currency in excess of the allowable amount of Php50,000.00 to which he replied in the affirmative. Thereafter, she asked passenger **Takahashi** to accomplish the Currency Declaration Form.

WHEREAS, Customs Examiner **Garcia** conducted an actual examination of the handcarried luggage of passenger **Takahashi** which yielded Two Hundred Thousand Pesos (Php200,000.00) in Php1,000 peso bills, and Three Million Japanese Yen (JPY3,000,000.00).

WHEREAS, after the verified counting of the currencies, the JPY3,000,000.00 was cleared and together with the allowable amount of Php50,000.00 were returned to passenger **Takahashi**, these being the amounts allowed to be carried by a passenger without the need of any Import Permit or Clearance from the Bangko Sentral ng Pilipinas. Thereafter, Customs Examiner **Garcia** issued Held Baggage Receipt No. 00100010686 for the remaining amount of Php150,000.00 which she turned over to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, in a Memorandum dated 25 June 2024, Acting Customs Examiner **Melody D. Garcia** and Flight Supervisor **Patrick G. Guerrero**, 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 Php150,000.00 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 Fifty Thousand Pesos (Php150,000.00) 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 One Hundred Fifty Thousand Pesos (Php150,000.00) brought in by incoming passenger **HIDEKI TAKAHASHI** 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.

AUG 12 2024

BOC-NAIA, Pasay City, _____, August 2024.

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

Law/wady/eylIV





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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13 August 2024

MR. HIDEKI TAKAHASHI
723 Two Selendra BGC Taguig

Subject : Seizure Identification No. 158-2024 (NAIA)
Republic of the Philippines vs. One Hundred Fifty Thousand Pesos (Php150,000.00) Philippine Currency, seized from Japanese traveler **HIDEKI TAKAHASHI**, who arrived at NAIA Terminal 3 on 20 June 2024

Dear **Mr. Hideki Takahashi**

This refers to the seized currency which is covered by Seizure Identification No. 158-2024 (NAIA) issued on August 12, 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.

Very truly yours,

ATTY. EMILIO Y. LEGASPI IV
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 159-2024 (NAIA)

-versus-

One Hundred Forty-Nine Thousand Pesos (Php149,000.00) Philippine Currency seized from incoming passenger **PEIXIN JIANG**, who arrived on 19 June 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100008076.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 19 June 2024, Peixin Jiang, a male Chinese traveler and holder of Passport No. EE6678346, arrived at the Ninoy Aquino International Airport (NAIA) on board Philippine Airlines Flight PR 337 from Pudong, China.

WHEREAS, passenger Jiang's handcarried luggage underwent a non-intrusive examination conducted by XIP Inspector Michael John Martinez, who, thereafter referred him to May Ann B. Panaligan, Customs Examiner, for verification and actual physical examination of his handcarried luggage.

WHEREAS, before conducting an actual physical examination, Customs Examiner Panaligan explained to Mr. Jiang that his handcarry luggage will undergo physical examination, and the latter submitted his Passport and presented the e-travel-generated QR Code for scanning. Upon checking, Customs Examiner Panaligan noted that passenger Jiang answered "No" to all the items in the General Declaration in the e-CBDF. Together with CIIS Agent Christian Paul Lovit and ESS Agent Chick Austria, Customs Examiner Panaligan invited passenger Jiang to the Exclusion Room at the Arrival Area for the conduct of an actual physical examination.

WHEREAS, in the presence of passenger Jiang, Acting Flight Supervisor Princess Tanya R. Atienza, and the representatives of the ESS and the CIIS. Customs Examiner Guico conducted a thorough examination of the former's handcarried luggage. The physical count yielded the total amount of One Hundred Ninety-Nine Thousand Pesos (Php199,000.00).

WHEREAS, the amount of Php50,000.00 was returned to passenger Jiang which is the amount allowed to a passenger pursuant to BSP Circular No. 922 in relation to BSP Circular No. 1146, series of 2022 pertaining to the Amendments to the Rules on Cross-Border Transfers of Local and Foreign Currencies. The remaining amount of Php149,000.00 was withheld from release under Held Baggage Receipt No. 00100008076 and turned over the same to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, in a Memorandum dated 21 June 2024, Customs Examiner May Anne B. Panaligan and Acting Flight Supervisor Princess Tanya R. Atienza, with concurrence of 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 Php149,000.00 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 Forty Nine Thousand Pesos (Php149,000.00) 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 One Hundred Forty Nine Thousand Pesos (Php149,000.00) brought in by incoming passenger **PEIXIN JIANG** 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, , August 2024.

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

Law/wady/moz





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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13 August 2024

MR. PEIXIN JIANG
Solaire Hotel Manila

Subject : Seizure Identification No. 159-2024 (NAIA)
Republic of the Philippines vs. One Hundred Forty-Nine Thousand Pesos (Php149,000.00) Philippine Currency seized from incoming passenger **PEIXIN JIANG**, who arrived on 19 June 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100008076

Dear **Mr. Peixin Jiang**

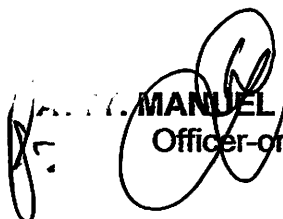
This refers to the seized currency which is covered by Seizure Identification No. 159-2024 (NAIA) issued on August 12, 2024 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

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.

Very truly yours,


MANUEL O. ZURBITO JR.
Officer-on-Case



Old MIA Road, NAIA Complex, 1300 Pasay City
+63 (02) 8705-6000, +639776767034 | www.customs.gov.ph | naia@customs.gov.ph



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SEIZURE IDENTIFICATION
NO. 160-2024 (NAIA)

-versus-

Seventy-Three Thousand Five Hundred Pesos (Php73,500.00) Philippine Currency seized from incoming passenger **YOSHIKI OKURA**, who arrived on 14 June 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100010574.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 08 July 2024, Yoshiki Okura, a Japanese traveler and holder of Passport No. TS3724654, arrived at the Ninoy Aquino International Airport (NAIA) on board Cebu Air Flight 5J827 from Japan.

WHEREAS, passenger Okura's hand carried luggage underwent a non-intrusive examination conducted by XIP Inspector Edith C. Valenzuela, who, thereafter referred him to Krystell Ann S. Guico, Acting Customs Examiner for verification and actual physical examination of his hand carried luggage.

WHEREAS, before conducting an actual physical examination, Acting Customs Examiner Guico asked Passenger Okura if he accomplished the Customs Baggage Declaration Form (CBDF) or has completed the E-Travel QR Code for scanning to which the latter affirmed and then he showed his QR Code. She noted that passenger Okura answered "NO" to all the items in the General Declaration of the Electronic Customs Baggage Declaration Form (ECBDF).

WHEREAS, in the presence of passenger Okura, Acting Flight Supervisor Sahlee C. Ysa-al, and the representatives of the ESS and the CIIS. Acting Examiner Guico conducted a thorough examination of the former's hand carried luggage, During the said physical examination, she asked passenger Okura how much Philippine pesos he had, and the latter verbally declared the amount of One Hundred Twenty-Three Thousand Five Hundred Pesos (Php123,500.00). Acting Examiner Guico explained to Mr. Okura that travelers are allowed to carry only the amount of Php50,000.00 Philippine Currency and any excess thereof will require prior authorization from the Bangko Sentral ng Pilipinas (BSP).

WHEREAS, the handcarried luggage of Mr. Okura yielded the total amount of Php123,500.00. Thereafter, the amount of Php50,000.00 was returned to Mr. Okura since he is allowed to carry the said amount without the need for a BSP Permit, and the remaining amount of Php73,500.00 were withheld from release under Held Baggage Receipt No. 00100010574 and turned over the same to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.



WHEREAS, in a Memorandum dated 27 June 2024, Acting Customs Examiner Krystell Ann B. Guico and Acting Flight Supervisor Sahlee C. Ysa-al, with concurrence of 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. Mamo, Deputy Collector for Passenger Service, reported their findings to the District Collector, this Port, and recommended that the amount of Php73,500.00 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 Seventy-Three Thousand Five Hundred Pesos (Php73,500.00) 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 Seventy-Three Thousand Five Hundred Pesos (Php73,500.00) Philippine Currency seized from incoming passenger **YOSHIKI OKURA** 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, AUG 12 2024, August 2024.

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

Law/wady/moz





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13 August 2024

MR. YOSHIKI OKURA
SMDC Air Residences

Subject : Seizure Identification No. 160-2024 (NAIA)
Republic of the Philippines vs. Seventy-Three Thousand Five Hundred Pesos (Php73,500.00) Philippine Currency seized from incoming passenger **YOSHIKI OKURA**, who arrived on 14 June 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100010574

Dear **Mr. Yoshiki Okura**

This refers to the seized currency which is covered by Seizure Identification No. 160-2024 (NAIA) issued on August 12, 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.

Very truly yours,


ATTY. MANUEL O. ZURBITO JR.
Officer-on-Case



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SEIZURE IDENTIFICATION
NO. 161-2024 (NAIA)

-versus-

One Hundred Seven Thousand Pesos (Php107,000.00) Philippine Currency, seized from **JUNLUN LI** who arrived on 30 June 2024, which was held in custody under HBR No. 00100008267 at the In Bond Section, Baggage Assistance Division.

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 30 June 2024, passenger Junlun Li, and holder of Passport No. EE9977261, arrived at the Ninoy Aquino International Airport (NAIA) Terminal 1 on board Xiamen Airlines Flight MF806 from China. His hand carried luggage underwent the non-intrusive inspection by XIP Inspector on duty Jade Perez, who, thereafter referred him to Customs Examiner Minette Elizabeth R. Bermundo for physical examination thereof.

WHEREAS, before conducting an actual examination, Customs Examiner Bermundo asked passenger Li to have his e-Travel QR Code scanned and present his Passport. However, he did not have one, and instead submitted is duly accomplished Customs Baggage Declaration Form (CBDF). After going over the document, Customs Examiner Bermundo noted that passenger Li answered "NO" to all the items in the General Declaration, except for Item 1 which referred to "Philippine Currency in Excess of Fifty Thousand Pesos (Php50,000.00) threshold. She also explained to Mr. Li that any excess of the Php50,000.00 threshold will require a prior permit or authorization from the Bangko Sentral ng Pilipinas. In his Currency Declaration Form, passenger Li declared the amount of One Hundred Fifty-Seven Thousand Pesos (Php157,000.00) contained in his handcarried luggage.

WHEREAS, the actual examination conducted by Customs Examiner Bermundo yielded Philippine pesos in the amount of Php157,000.00, and Php50,000.00 thereof was returned to passenger Li which is the amount allowed under BSP regulations. However, the remaining amount of Php107,000.00 was retained and not allowed to be released for failure of passenger Li to secure prior authorization from the Bangko Sentral ng Pilipinas (BSP) which is required under BSP Circular No. 922, as amended by BSP Circular No. 1146.

WHEREAS, in a Memorandum dated 01 July 2024, Customs Examiner Minette Elizabeth R. Bermundo and Flight Supervisor Gaylord Hilario C. Ventura, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Asst. Deputy Collector for Passenger Service, and Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported the incident to the District Collector, this Port, and recommended for the issuance of Warrant of Seizure and Detention against the remaining amount of Php107,000.00 for lack of the required BSP Import Permit and/or Clearance



as required by BSP Circular No. 922, as amended by BSP Circular No. 1146, and for violation of Section 117 in relation to Section 1113 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 Seven Thousand Pesos (Php107,000.00) 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 One Hundred Seven Thousand Pesos (Php107,000.00) Philippine Currency seized from incoming passenger **JUNLUN LI** 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, AUG 12 2024, August 2024.

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

Law/wady/eyl





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13 August 2024

MR. JUNLUN LI
Jade Garden Townhomes

Subject : Seizure Identification No. 161-2024 (NAIA)
Republic of the Philippines vs. One Hundred Seven Thousand Pesos (Php107,000.00) Philippine Currency, seized from **JUNLUN LI** who arrived on 30 June 2024, which was held in custody under HBR No. 00100008267 at the In Bond Section, Baggage Assistance Division

Dear **Mr. Junlun Li**

This refers to the seized currency which is covered by Seizure Identification No. 161-2024 (NAIA) issued on August 12, 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.

Very truly yours,

ATTY. EMILIO Y. LEGASPI IV
Officer-in-Case



Old MIA Road, NAIA Complex, 1300 Pasay City
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-versus-

Twenty-Nine Thousand Pesos
(Php29,000.00) Philippine
Currency, brought in by **HAJUN
CHOI**, a Korean national, who
arrived on 26 June 2024 from
Incheon, Korea.

X-----X

SEIZURE IDENTIFICATION
NO. 162-2024 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 26 June 2024, passenger Hajun Choi, a Korean traveler and holder of Passport No. M128M1140, arrived at the Ninoy Aquino International Airport on board Asiana Airlines Flight OZ703 from Incheon, Korea.

WHEREAS, his hand carried luggage underwent the non-intrusive examination conducted by XIP Inspector Edgardo Soriano, who, together with SAI Chucky Rei Austria of the Enforcement and Security Service (ESS), referred him to the Customs Examiner on duty for verification and physical examination thereof.

WHEREAS, before conducting an actual examination, Customs Examiner Sybil Charmaine Bacayan asked passenger Choi if he accomplished a Customs Baggage Declaration Form or the QR Code, to which the latter affirmed and readily showed his QR Code. Customs Examiner Bacayan noted that Mr. Choi answered "NO" to all the items in the General Declaration. Likewise, she also asked the passenger if his Philippine Currency is more than the threshold of Fifty Thousand Pesos and he replied in the affirmative, and he declared that he had with him the amount of Php79,000.00 in Philippine pesos, to which Customs Examiner Bacayan advised him that he is only allowed to carry the amount of Php50,000.00 and any excess thereof would require prior authorization from the Bangko Sentral ng Pilipinas.

WHEREAS, passenger Choi was brought to the Customs Exclusion Room for the verified counting of his Philippine pesos in the presence of the representatives of the ESS, CIIS and the duty Flight Supervisor Mr. Gerardo P. Pascual. The actual amount counted and verified by Customs Examiner Bacayan was Php79,000.00 and the amount of Php50,000.00 was returned to passenger Choi. Held Baggage Receipt No. 00100008212 was issued by Customs Examiner Bacayan for the remaining amount of Php29,000.00 which was later on turned over to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, in a Memorandum dated 27 June 2024, Customs Examiner Sybil Charmaine Bacayan and Flight Supervisor Gerardo P. Pascual, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Assistant Deputy Collector for Passenger Service, and Mr. Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported the incident and recommended that the amount of Php29,000.00 be seized for lack of the required BSP Authority to Import which is in



violation of BSP Circular No. 1146 series of 2022, referring to the Amendments to the Rules of Cross-Border Transfer of Local and Foreign Currencies, and for violation of Section 117 in relation to Section 1113 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 Twenty Nine Thousand Pesos (Php29,000.00) 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 Twenty Nine Thousand Pesos (Php29,000.00) Philippine Currency seized from incoming passenger **HAJUN CHOI** 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, AUG 12 2024 August 2024.

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

Law/wady/eyllv





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13 August 2024

MR. HAJUN CHOI

Pasay

Subject : Seizure Identification No. 162-2024 (NAIA)
Twenty-Nine Thousand Pesos (Php29,000.00) Philippine
Currency, brought in by **HAJUN CHOI**, a Korean national, who
arrived on 26 June 2024 from Incheon, Korea

Dear **Mr. Hajun Choi**


This refers to the seized currency which is covered by Seizure Identification No. 162-2024 (NAIA) issued on August 12, 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.

Very truly yours,


ATTY. EMILIO Y. LEGASPI IV
Officer-on-Case



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