



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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10 January 2025

MR. SHOTA ABE and XHANG QIAN
c/o Mr. Erwin Dimaunahan
Suite 22G, 22nd Floor
Pearl of the Orient Tower
1240 Roxas Blvd. cor. P. Faura
Ermita, Manila

Subject : Seizure Identification No. 001-2025 (NAIA)
Republic of the Philippines vs. Eleven Million Nine Hundred
Ten Thousand Japanese Yen (JPY11,910,000.00) intercepted
from incoming passengers **SHOTA ABE** and **XHANG QIAN** on
12 November 2024 and held in custody under Held Baggage
Receipt No. 00100009459

Dear **Messrs. Shota Abe and Xhang Qian**

This refers to the seized goods which is covered by Seizure Identification No. 001-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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-Charge



Old MIA Road, NAIA Complex, 1300 Pasay City



REPUBLIC OF THE PHILIPPINES
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REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 001-2025 (NAIA)

-versus-

Eleven Million Nine Hundred Ten Thousand Japanese Yen (JPY11,910,000.00) intercepted from incoming passengers **SHOTA ABE** and **XHANG QIAN** on 12 November 2024 and held in custody under Held Baggage Receipt No. 00100009459

X-----X

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 12 November 2024, a Japanese traveler named Shota Abe, with Passport Number TS4718126, together with his Chinese business partner named Xhang Qian, with Passport Number E94341386, arrived on board Philippine Airlines Flight PR 421 from Haneda, Japan.

WHEREAS, the handcarried luggages of both passengers underwent the non-intrusive x-ray screening where XIP Inspector Udasan noted images of bills inside. Thereafter, he referred them to Customs Examiner Arianne Krisette M. Andaya for verification.

WHEREAS, before conducting the actual examination, Customs Examiner Andaya explained to passengers Abe and Qian that their handcarried luggages will undergo physical examination. Passenger Shota handed over his passport and presented his e-Travel generated QR Code for scanning. Customs Examiner Andaya noted that Mr. Shota answered "No" to all the questions in the General Declaration of the e-CBDF. Thereafter, Customs Examiner Andaya requested passengers Abe and Qian to the Arrival Exclusion Room for the conduct of actual physical examination of their handcarried luggages.

WHEREAS, Customs Examiner Andaya proceeded with the actual physical examination in the presence of passengers Abe and Qian and witnessed by the representatives of the ESS, CIIS and Acting Flight Supervisor Anthony C. Relucio, which resulted to the discovery of the undeclared Japanese Yen in the total amount of Fourteen Million Nine Hundred Ninety Thousand Japanese Yen (JPY14,990,000.00) or its equivalent of US\$98,019.61.

WHEREAS, after the verified counting, the allowable threshold amount allowed by law which is US Dollars Ten Thousand (USD10,000.00) per passenger or its equivalent of Three Million Eighty Thousand Japanese Yen (JPY3,800,000) was returned to passengers Abe and Qian and the remaining amount of Eleven Million Nine Hundred Ten Thousand Japanese Yen (JPY11,910,000.00) was withheld from release and Held Baggage Receipt No. 00100009459 was issued by Customs Examiner Andaya and thereafter said amount was turned over to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.



WHEREAS, in a Memorandum dated 15 November 2024, Customs Examiner Arianne Krisette M. Andaya and Acting Flight Supervisor Anthony G. Relucio, 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, Deputy Collector for Passenger Service, reported to the District Collector, this Port, regarding the interception of undeclared Japanese Yen from incoming passengers Shota Abe and Xhang Qian in the amount of JPY14,990,000 and recommended for the issuance of Warrant of Warrant of Seizure and Detention for violation of Section 1113 of the Customs Modernization and Tariff Act (CMTA) in relation to BSP Circular No. 1146 series of 2022.

WHEREAS, on 23 December 2024, the Law Division, this Port received a Special Power of Attorney appointing Erwin Dimaunahan as passenger Shota Abe's Attorney-in fact.

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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passengers **SHOTA ABE and XHANG QIAN** 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, JAN 09 2025, January 2025.

ATTY. MARIA YASMIN M. OBILOS-~~NAIA~~ District Collector, BOC-NAIA

Wcy/law/eyll





REPUBLIC OF THE PHILIPPINES
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10 January 2025

MR. DYLAN LIM JING JIE
SMDC Coast Residence
1308 Roxas Blvd.
1564 Pasay City, Metro Manila

Subject : Seizure Identification No. 002-2025 (NAIA)
Republic of the Philippines vs. Five Hundred Ninety-Two
Thousand Pesos (Php592,000.00) Philippine Currency,
intercepted from a Singaporean passenger **DYLAN LIM JING
JIE** on 30 October 2024, and held in custody at the In Bond
Section, Baggage Assistance Division, under Held Baggage
Receipt No. 00100011957

Dear **Mr. Dylan Lim Jing Jie**

This refers to the seized goods which is covered by Seizure Identification No. 002-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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,

for 
ATTY. 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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REPUBLIC OF THE PHILIPPINES

-versus-

Five Hundred Ninety-Two Thousand Pesos (Php592,000.00) Philippine Currency, intercepted from a Singaporean passenger **DYLAN LIM JING JIE** on 30 October 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100011957

x-----x

SEIZURE IDENTIFICATION
NO. 002-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 30 October 2024, at the NAIA Terminal 3, the hand-carry baggage of a male Singaporean traveler named Dylan Lim Jing Jie, holder of Passport Number K2194984G arrived on board SQ 916 from Singapore. His handcarried luggage was subjected to non-intrusive inspection by XIP Inspector Jayson Billante, who, thereafter, referred to Customs Examiner Jireh Marielle E. Bautista for verification and physical examination.

WHEREAS, before conducting an actual examination of his handcarried luggage, Customs Examiner Bautista asked passenger Dylan Lim Jing Jie to submit his e-Travel generated QR Code and Passport. Upon checking the information in the electronic Customs Baggage Declaration Form (e-CBDF) the passenger answered "No" to all the items in the General Declaration. Then, she asked him if he has anything to declare and the passenger replied in the negative.

WHEREAS, an actual examination was conducted by Customs Examiner Bautista in the presence of passenger Dylan Lim Jing Jie, SA I Archer Peniza of the ESS and CIIS Agent Hashoba Sarip, which yielded several bundles of Philippine pesos inside.

WHEREAS, the physical count conducted by Customs Examiner Bautista yielded the total amount of Six Hundred Forty-Two Thousand Peso (Php 642,00.00). The amount of Fifty Thousand Pesos (Php50,000.00) was returned to passenger Jie and Held Baggage Receipt No. 00100011957 was issued for the remaining amount of Php 592,000.00. Said amount was turned over to Jonathan Mesa of the In Bond Section, Baggage Assistance Division for safekeeping.

WHEREAS, in a Memorandum dated 14 November 2024, Customs Examiner Jireh Marielle E. Bautista and Flight Supervisor Nerissa P. Durante 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, Deputy Collector for Passenger Service, informed the District Collector, this Port, of the interception of the amount of Php 642,000.00 from incoming passenger Dylan Lim Jing Jie and recommended for the issuance of Warrant of Seizure and Detention against the



remaining amount of P592,000.00 for lack of the required BSP Import Permit/Clearance, and for violation of Sections 117 and 1113 of the Customs Modernization and Tariff Act (CMTA) in relation to BSP Circular No. 1146 series of 2022 bearing the subject Amendments to the Rules on Cross Border Transfer of Local and Foreign Currencies.

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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passenger **DYLAN LIM JING JIE** 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, JAN 09 2025, January 2025.

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

Wdy/lew/moz





REPUBLIC OF THE PHILIPPINES
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10 January 2025

MR. JIN KIONG TEO
Pioneer Street
Mandaluyong City

Subject : Seizure Identification No. 003-2025 (NAIA)
Republic of the Philippines vs. Three Hundred Four Thousand and Seven Hundred Ninety Pesos (Php304,790.00) Philippine Currency, intercepted from a Malaysian traveler **JIN KIONG TEO** on 18 November 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100012004

Dear **Mr. Jin Kiong Teo**

This refers to the seized goods which is covered by Seizure Identification No. 003-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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,

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



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REPUBLIC OF THE PHILIPPINES

-versus-

Three Hundred Four Thousand and Seven Hundred Ninety Pesos (Php304,790.00) Philippine Currency, intercepted from a Malaysian traveler **JIN KIONG TEO** on 18 November 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100012004.

X-----X

SEIZURE IDENTIFICATION
NO. 003-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 18 November 2024, a Malaysian traveler named Jin Kiong Teo, holder of Passport Number K61726197, arrived on board flight Z2 502 from Malaysia. He approached the arrival lane for local and foreign currency declaration.

WHEREAS, Customs Examiner Clarice V. Musa asked passenger Teo to submit his e-Travel generated QR Code and Passport before conducting an actual examination of his handcarried luggage. It was noted that the traveler answered "YES" on the currency declaration portion of the electronic Customs Baggage Declaration Form (e-CBDF). The Customs Examiner then proceeded with the physical examination.

WHEREAS, an actual examination was conducted by Customs Examiner Musa in the presence of passenger Teo, CIIS Giovanni Villa and Flight Supervisor Gaylord Hilario Ventura.

WHEREAS, the physical count conducted by Customs Examiner Musa yielded the total amount of Ten Thousand Singapore Dollars (SGD 10,000.00) equivalent to USD 7,430.52; Seventeen Thousand Two Hundred Malaysian Ringgit (MYR 17,200.00) equivalent to USD 3,841.00; and Four Hundred Fifty-Four Thousand and Seven Hundred Ninety Philippine Peso (Php454,790.00).

WHEREAS, after the verified counting of Local and Foreign Currency and after the traveler confirmed that he did not have the prior written authorization by the BSP, a total of Three Hundred Four Thousand and Seven Hundred Ninety Pesos (Php 304,790.00) were confiscated. The allowable amount of One Hundred Fifty Thousand Philippines Pesos (Php 150,000.00) was returned to the traveler together with his 2 companions named Maria Fatima Cerilla Jerusalem with Passport No. P1171223B and Marilou Mondragon Bautista with Passport No. P2732612C. Held Baggage Receipt No. 00100012004 was issued for the excess amount. The confiscated Philippine Currency were turnedover to Baggage Assistance Division, Ritzton Ryan Mamisay for safekeeping.

WHEREAS, in a Memorandum dated 18 November 2024, Acting Examiner Clarice V. Musa and Flight Supervisor Gaylord Hilario C. Ventura, thru Chief, Arrival Operations Division



Atty. Danilo M. Campos Jr., Assistant Deputy Collector for Passenger Service Mark Jhon O. Almase, Ph.D., and Deputy Collector for Passenger Service Norsalem Raymond M. Manna-o, informed the District Collector of this Port of the interception of the amount of Php454,790.00 from incoming passenger Jin Kiong Teo and recommended for the issuance of Warrant of Seizure and Detention against the remaining amount of P304,790 for lack of the required BSP Import Permit/Clearance, and for violation of Sections 117 of the Customs Modernization and Tariff Act (CMTA) in relation to BSP Circular No. 1146 series of 2022 bearing the subject Amendments to the Rules on Cross Border Transfer of Local and Foreign Currencies.

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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passenger **JIN KIONG TEO** 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, JAN 09 2025, January 2025.

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

Wdy/law/tham





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10 January 2025

MR. REUBEN NG
SMDC Coast Residence
1308 Roxas Blvd.
1564 Pasay City, Metro Manila

Subject : Seizure Identification No. 004-2025 (NAIA)
Republic of the Philippines vs. Three Hundred Sixty Thousand Pesos (Php360,000.00) Philippine Currency, intercepted from incoming Singaporean Traveler named **REUBEN NG** on 30 October 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100011946

Dear **Mr. Reuben Ng**

This refers to the seized goods which is covered by Seizure Identification No. 004-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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



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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REPUBLIC OF THE PHILIPPINES

-versus-

Three Hundred Sixty Thousand Pesos (Php360,000.00) Philippine Currency, intercepted from incoming Singaporean Traveler named **REUBEN NG** on 30 October 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100011946.

X-----X

SEIZURE IDENTIFICATION NO. 004-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 30 October 2024, at the NAIA Terminal 3, the hand-carry baggage of a male Singaporean traveler named Rueben Ng, holder of Passport Number K3323772R, arrived on board flight SQ 916 from Singapore. His handcarried luggage underwent a non-intrusive inspection by XIP Inspector Jayson Billante who, thereafter, referred him to Customs Examiner Jireh Marielle E. Bautista due to suspicious images of possible currencies shown through x-ray scanning.

WHEREAS, before conducting an actual examination of his handcarried luggage, Customs Examiner Bautista asked passenger Ng to submit his e-Travel generated QR Code and Passport. Upon checking the information in the electronic Customs Baggage Declaration Form (e-CBDF), she noted that the passenger answered "No" to all the items in the General Declaration. Then, she asked him if he had anything to declare and the passenger replied in the negative.

WHEREAS, Customs Examiner Bautista conducted physical counting and further verification of the Philippine Peso in the presence of passenger Ng, ESS SA 1 Archer Peniza and CIIS Hashoba Sarip.

WHEREAS, the physical count yielded to the amount of Four Hundred Ten Thousand Pesos (Php410,000.00). The amount of Fifty Thousand Pesos (Php50,000.00) was returned to passenger Ng and thereafter Held Baggage Receipt No. 00100011946 was issued for the excess amount of Three Hundred Sixty Thousand Pesos (Php360,000.00). The confiscated Philippine Peso was turned over to Jonathan Mesa of the in-bond Unit, Baggage Assistance Division for safekeeping.

WHEREAS, in a Memorandum dated 14 November 2024, Jireh Marielle E. Bautista, Customs Examiner, and Nerissa P. Durante, Flight Supervisor, thru Norsalem Raymond M. Mama-O, Acting Deputy Collector for Passenger Service, Mark Jhon O. Almase, Ph.D., Assistant Deputy Collector for Passenger Service, and Atty. Danilo M. Campos Jr., informed the District Collector, this Port, of the interception of the amount of Php410,000.00 from incoming passenger Rueben Ng and recommended for the issuance



of Warrant of Seizure and Detention against the remaining amount of P360,000.00 for lack of the required BSP Import Permit/Clearance, and for violation of Sections 117 and 1113 of the Customs Modernization and Tariff Act (CMTA) in relation to BSP Circular No. 1146 series of 2022 bearing the subject Amendments to the Rules on Cross Border Transfer of Local and Foreign Currencies.

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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passenger **REUBEN NG** 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, JAN 09 2025 January 2025.

ATTY. MARIA YASMIN M. OBIAS-MAFA
District Collector, BOC-NAIA

Wdy/law/moz





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10 January 2025

MR. YAP CHEANG CHUN
Okada, Manila

Subject : Seizure Identification No. 005-2025 (NAIA)
Republic of the Philippines vs. One Hundred Eighty-Five
Thousand Philippine Pesos (Php185,000.00) intercepted from
incoming Malaysian traveler **YAP CHEANG CHUN and**
Family on 06 July 2024 at Terminal 3

Dear **Mr. Yap Cheang Chun**

This refers to the seized goods which is covered by Seizure Identification No. 005-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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. HYACINTH A. MIRANDA
Officer-on-Case



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DEPARTMENT OF FINANCE
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REPUBLIC OF THE PHILIPPINES

-versus-

One Hundred Eighty-Five
Thousand Philippine Pesos
(Php185,000.00) intercepted from
incoming Malaysian traveler **YAP
CHEANG CHUN and Family** on
06 July 2024 at Terminal 3

X-----X

SEIZURE IDENTIFICATION
NO. 005-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on or about 1445H of 06 July 2024, on board Flight No. AK 582 from Malaysia, a male Malaysian traveler and his family with Passport No. A55057718 arrived at NAIA Terminal 3 and his hand carry baggage underwent a non-intrusive inspection conducted by X-ray Inspection Project (XIP) Inspector Maria Lyn Dela Ganar.

WHEREAS, he was then referred to Customs Examiner Jaypee L. Chuidian for verification and physical examination due to suspicious images of possible currencies shown through x-ray scanning.

WHEREAS, before conducting physical examination, Examiner Chuidian asked the traveler to submit his duly filled out Customs Baggage Declaration Form (CBDF). It was noted that the traveler answered "No" to all the items in the General Declaration of the CBDF, except for item No. 1 which pertains to the Philippine Currency in excess of Fifty Thousand Pesos (Php50,000.00) and Foreign Currency in excess of Ten Thousand US Dollars (USD10,000.00). The Customs Examiner asked the traveler if he had Philippine Currency of more than Fifty Thousand Pesos (Php50,000.00) to which the traveler replied in the affirmative. The Customs Examiner explained to the traveler that Philippine Currency in excess of Fifty Thousand Pesos requires prior authorization from the Bangko Sentral ng Pilipinas (BSP).

WHEREAS, the customs examiner proceeded with the physical examination and led to the discovery of Four Hundred Thirty Five Thousand pesos (Php435,000.00).

WHEREAS, after the verified counting of the Philippine currency, as each person is entitled to bring into the country a maximum amount of Php50,000.00, a total amount of Two Hundred Fifty Thousand Pesos (Php250,000.00) was returned to the traveler and his four family member companions. A Held Baggage Receipt (HBR) with number 00100010844 was issued for the excess amount of One Hundred Eighty Five Thousand Pesos (Php185,000.00). The confiscated amount was turned-over to Annaliza Reyes of the In-Bond Unit, Baggage Assistance for safekeeping.

WHEREAS, on 27 November 2024, Customs Examiner Jaypee L. Chuidian, Flight Supervisor Alexander Y. Diaz thru Acting Deputy Collector for Passenger Service, Assistant Deputy Collector for Passenger Service, and Chief, Arrival Operation Division, submitted their incident report to the District Collector and recommended for the issuance



of Warrant of Seizure and Detention (WSD) of the subject Philippine currency for violation of Section 1400 (Misdeclaration) in relation to Section 1113 (Property Subject to Seizure and Forfeiture) of the Customs Modernization and Tariff Act (CMTA) and Bangko Sentral ng Pilipinas (BSP) Circular No. 1146 Series of 2022-Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies.

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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passenger **YAP CHEANG CHUN** 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.

JAN 09 2025

BOC-NAIA, Pasay City, _____, January 2025.

ATTY. MARIA YASMIN M. OBALOS WAPA
District Collector, BOC-NAIA

Wdy/law/ham





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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10 January 2025

MR. JI HONG LEE
Xenia Hotel

Subject : Seizure Identification No. 006-2025 (NAIA)
Republic of the Philippines vs. Ninety-Six Thousand Pesos (Php96,000.00) Philippine Currency, seized from incoming Korean traveler **JI HONG LEE** on 28 April 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100007581

Dear **Mr. Ji Hong Lee**

This refers to the seized goods which is covered by Seizure Identification No. 006-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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

-versus-

Ninety-Six Thousand Pesos
(Php96,000.00) Philippine
Currency, seized from incoming
Korean traveler **JI HONG LEE** on
28 April 2024, and held in custody
at the In Bond Section, Baggage
Assistance Division, under Held
Baggage Receipt No.
00100007581.

x-----x

SEIZURE IDENTIFICATION
NO. 006-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 28 April 2024, a male Korean traveler named Ji Hong Lee, holder of Passport with Number M445W7235, arrived at the NAIA Terminal 1 on board Asiana Airlines Flight OZ 701 from Korea.

WHEREAS, his handcarried luggage was subjected to non-intrusive inspection by XIP Inspector Jader Perez, who, thereafter, referred him to Jaypee L. Chuidian, Customs Examiner, for verification and physical examination.

WHEREAS, before conducting an actual examination of his handcarried luggage, Customs Examiner Chuidian asked passenger to submit his duly filled out Customs Baggage Declaration Form (CBDF), wherein he noted that the traveler answered "No" to all the items in the General Declaration, except for Item 1 which pertains to Philippine Currency in excess of Fifty Thousand Pesos (Php50,000.00). Customs Examiner Chuidian explained to passenger Ji Hong Lee that any amount in excess of the allowable amount of P50,000.00 Philippine Currency would require prior authorization from the Bangko Sentral ng Pilipinas, otherwise it would be subjected to confiscation.

WHEREAS, in the presence of passenger Ji Hong Lee, Jerico E. Flores, Acting Flight Supervisor, and the representatives of the ESS and the CIIS on duty at the Arrival Area, Customs Examiner Chuidian conducted an actual examination of the handcarried luggage of passenger Lee which yielded the total amount of One Hundred Forty Six Thousand Philippine Pesos (Php146,000.00) in One Thousand Peso denomination.

WHEREAS, after the verified counting and inventory, the amount of Php50,000.00 was returned to passenger Lee and the remaining amount of Php96,000.00 was retained and withheld from release and passenger Lee was issued Held Baggage Receipt No. 00100007581. Thereafter, the said amount was turned over to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, in a Memorandum dated 27 November 2024, Customs Examiner Jaypee L. Chuidian, Acting Flight Supervisor Jericho E. Flores, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Assistant Deputy Collector for Passenger Service, and Norsalem Raymond M. Mama-o, Deputy Collector for Passenger



Service, reported to the District Collector the interception of the amount of Php146,000.00 from incoming passenger Ji Hong Lee and recommended for the issuance of Warrant of Seizure and Detention against the remaining amount of Php96,000.00 for violation of Section 117 in relation to Section 1113 of the Customs Modernization and Tariff Act (CMTA), and BSP Circular No. 1146, series of 2022, referring to the Amendments to the Rules on Cross Border Transfer of Local and Foreign Currencies.

WHFRFAS, 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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passenger **JI HONG LEE** 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, JAN 09 2025, January 2025.

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

Wdy/law/eyllv





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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10 January 2025

MR. HOYOUNG HEO
26-41 Eroroco Subd. Mandalagan
Bacolod City Negros Occidental

Subject : Seizure Identification No. 007-2025 (NAIA)
Republic of the Philippines vs. Sixty-Eight Thousand Pesos
(Php68,000.00) Philippine Currency, intercepted from
incoming Korean traveler **HOYOUNG HEO** on 07 November
2024, and held in custody at the In Bond Section, Baggage
Assistance Division, under Held Baggage Receipt No.
00100002474

Dear **Mr. Hoyoung Heo**

This refers to the seized goods which is covered by Seizure Identification No. 007-2025 (NAIA) issued on January 9, 2025 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 seized goods, 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 V. LEGASPI IV
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

-versus-

Sixty-Eight Thousand Pesos (Php68,000.00) Philippine Currency, intercepted from incoming Korean traveler **HOYOUNG HEO** on 07 November 2024, and held in custody at the In Bond Section, Baggage Assistance Division, under Held Baggage Receipt No. 00100002474.

X-----X

SEIZURE IDENTIFICATION
NO. 007-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

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

WHEREAS, on 07 November 2024, a male Korean traveler named Hoyoung Heo, holder of Passport with Number M92652840, arrived at the NAIA Terminal 1 on board Philippine Airlines Flight PR467 from Korea.

WHEREAS, his handcarried luggage was subjected to non-intrusive inspection by XIP Inspector Fahad Pacasum, who, thereafter, referred him to Kimberly A. Sangalang, Customs Examiner, for verification and physical examination.

WHEREAS, before conducting an actual examination of his handcarried luggage, Customs Examiner Sangalang asked the passenger to scan his e Travel QR Code, wherein she noted that the traveler answered "No" to all the items in the General Declaration of the e-CBDF. Then, Customs Examiner Sangalang then proceeded with the physical examination of passenger Heo's handcarried luggage.

WHEREAS, in the presence of passenger Heo, Jericho E. Flores, Flight Supervisor, and the representatives of the ESS and the CIIS on duty at the Arrival Area, Customs Examiner Sangalang conducted an actual examination of the handcarried luggage of passenger Heo which yielded the total amount of One Hundred Eighteen Thousand Philippine Pesos (Php118,000.00) in One Thousand Peso denomination.

WHEREAS, Customs Examiner Sangalang advised passenger Heo that every traveler is allowed to carry only the amount of Php50,000.00 Philippine Currency without the need for a BSP prior permit or clearance, and any excess thereof will require prior authorization from the BSP, otherwise it would be subjected to confiscation.

WHEREAS, after the verified counting and inventory, the amount of Php50,000.00 was returned to passenger Heo and the remaining amount of Php68,000.00 was retained and withheld from release and passenger Heo was issued Held Baggage Receipt No. 00100002474 and said amount was then turned over to the In Bond Unit, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, in a Memorandum dated 25 November 2024, Customs Examiner Kimberly A. Sangalang, Flight Supervisor Jericho E. Flores, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Assistant Deputy Collector for



Passenger Service, and Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported to the District Collector the interception of the amount of P118,000.00 from incoming passenger Hoyoung HEO and recommended for the issuance of Warrant of Seizure and Detention against the amount of Php68,000.00 for violation of Section 117 in relation to Section 1113 of the Customs Modernization and Tariff Act (CMTA), and BSP Circular No. 1146, series of 2022, referring to the Amendments to the Rules on Cross Border Transfer of Local and Foreign Currencies.

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 the Warrant of Seizure and Detention against the subject currencies 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 currencies intercepted from passenger **HOYOUNG HEO** 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, JAN 09 2025, January 2025.

Wdy/law/eyllv

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





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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REPUBLIC OF THE PHILIPPINES

-versus-

Twenty-Nine (29) boxes and eighteen (18) bottles of Various Food Supplements brought in by Taiwanese Traveler **CHIA-HENG LIN** on 04 July 2024 and held in custody under Held Baggage Receipt No. 00100010833.

X-----X

SEIZURE IDENTIFICATION
NO. 011-2025 (NAIA)

DECISION

This resolves the seizure and forfeiture proceedings instituted against the twenty nine (29) boxes and eighteen (18) bottles of Various Food Supplements for violation of Section 117 (Regulated Importation and Exportation) and Paragraph (f) of Section 1113 (Property Subject to Seizure and Forfeiture) of the Customs Modernization and Tariff Act (CMTA), in relation to Section 10 of Republic Act No. 9711 or the Food and Drug Administration (FDA) Act of 2009.

Culled from the records of the instant case are the following antecedent facts, viz:

1. On 04 July 2024, a Taiwanese national named Chia-Heng Lin, holder of Passport No. 365550006, arrived at the NAIA Terminal 3 on board flight Z2133 from Taiwan. His checked-in baggage underwent the non-intrusive x-ray inspection and was marked with "X" after XIP Inspector SAI Paul Lodea found suspicious images of its contents. SAI Lodea then referred passenger Lin and his baggage to Customs Examiner Jovelyn L. Alberto for verification and physical examination of his baggage.
2. Before conducting an actual physical examination of the check-in baggage of Mr. Lin, Customs Examiner Alberto Andaya asked the latter for the passenger's e-Travel QR code. Instead, Mr. Lin submitted a duly accomplished Customs Baggage Declaration Form (CBDF) and his passport. Going over the CBDF, Customs Examiner Alberto noted that passenger Lin answered "No" to all the items on page 3 of the General Declaration except for Item 4 which referred to "Cosmetics, skin-care products x x x for personal use."
3. Customs Examiner Alberto requested the passenger to provide more information on the items to be examined, but due to language barrier, Passenger Lin cannot fully explain in detail the contents of his baggage.
4. The physical examination led to the discovery of the following articles inside the checked-in baggage of passenger Lin, to wit

Ten (10) boxes	-	Healthlife Brand Supplements
Ten (10) boxes	-	Bio-vital capsule
Ten (10) bottles	-	Bio-pure Sesame Mineral
Eight (8) bottles	-	DHA 400
One (1) bottle	-	Folic Acid



Eight (8) boxes - A+ Good Style

5. After the conduct of the actual examination, Customs Examiner Alberto asked Passenger Lin if he had an Import Permit/Clearance for the subject articles, but he admitted he had none. Neither could he present any document that would show the actual value of the imported goods examined.
6. Customs Examiner Alberto then issued Held Baggage Receipt No. 00100010833 to passenger Lin and thereafter turned over the subject articles to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.
7. In a Memorandum for the District Collector dated 25 July 2024, Customs Examiner Jovelyn L. Alberto and Flight Supervisor Ramon F. Rodriguez, thru Atty. Danilo M. Campos, Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Assistant Deputy Collector for Passenger Service, and Norsalem Raymond M. Mama-o, Deputy Collector for Passenger Service, reported the incident and recommended that passenger Lin present the required Import Permit/Clearance from the Food and Drug Administration (FDA) and payment of the customs duty and tax to be assessed thereon. However, despite the opportunity granted to him, Passenger Lin failed and continuously failed to appear at the Baggage Assistance Division with the required Import Permit/Clearance from the FDA nor submit the Invoice for the imported articles.
8. In a Memorandum dated 30 October 2024, IOV Richard S. Rebong, DPA, Chief, Baggage Assistance Division, this Post, recommended the issuance of Warrant of Seizure and Detention against the twenty nine (29) boxes and eighteen (18) bottles of Various Food Supplements for violation of Book 2, Article 1, Section 1 (b) of the Department of Health Department Circular No. 2011-0101 (The Rules and Regulations Implementing Republic Act No. 9711, otherwise known as the Food and Drug Administration Act of 2009.

DISCUSSION:

As culled from the records of the instant case, the subject goods brought in by CHIA-HENG LIN without license, permit/clearance nor authorization from the FDA as required in Section 10 of RA No. 9711 or the Food and Drug Administration (FDA) Act of 2009 which states that:

“Section 10. Section 11, subsections (a), (b), (d), (g), (j), (k) and (l) of Republic Act No. 3720, as amended, are hereby further amended to read as follows:

“SEC. 11. The following acts and the causing thereof are hereby prohibited:

xxx

- (k) The manufacture, **importation**, exportation, sale, offering for sale, distribution, transfer, or retail of any drug, device or in-vitro diagnostic reagent; the manufacture, importation, exportation, transfer or distribution of any food, cosmetic or household/urban hazardous substance; or the operation of a radiation or pest control establishment by any natural or juridical person **without the license to operate from the FDA required under this Act.**”



Relatively, Article I (Licensing of Establishments and Registration of Health Products), Book II of The Rules and Regulations Implementing Republic Act No. 9711 - The Food and Drug Administration Act of 2009 expressly prohibits such exportation, to wit:

"Section 1. General Provisions.

1. The manufacture, importation, exportation, sale, offering for sale, distribution, transfer, non-consumer use, promotion, advertising, or sponsorship of any health product without the proper authorization from the FDA is prohibited.
2. The manufacture, importation, exportation, sale, offering for sale, distribution transfer, or retail of any drug or device; the manufacture, importation, exportation transfer or distribution of any food, cosmetics, household hazardous substances or urban pesticides; or the operation of a radiation facility or pest control establishment without the appropriate authorization from the FDA is prohibited."

On this score, Paragraph 9.3 of Customs Administrative Order No. 10-2020 in relation to Section 118 (g) of the Customs Modernization and Tariff Act (CMTA), are instructive and authoritative, to wit:

"9.3 If the subject shipment involved has been sufficiently established to be **prohibited**, the same shall be **ipso facto forfeited** in favor of the government."

"Section 118. Prohibited Importation and Exportation.- The importation and exportation of the following goods are prohibited:

(g) All other goods or parts thereof which importation and exportation are explicitly prohibited by law or rules and regulations issued by the competent authority.

WHEREAS, Section 1113 of the Customs Modernization and Tariff Act (CMTA) provides that:

"SECTION 1113. Property Subject to Seizure and Forfeiture. – Property that shall be subject to seizure and forfeiture include:

X X X

X X X

- (f) Goods, the importation or exportation of which are effected or attempted contrary to law, or any goods of prohibited importation or exportation, and all other goods which, in the opinion of the District Collector, have been used, are or were entered to be used as instruments in the importation or the exportation of the former;" (Underline for emphasis)



WHEREFORE, the subject parcel consigned to CHIA-HENG LIN are hereby declared *ipso facto* FORFEITED for violation of Section 118 (g) and Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA) in relation to Section 10 of Republic Act No. 9711 or the Food and Drug Administration (FDA) Act of 2009 and Article I (Licensing of Establishments and Registration of Health Products), Book II of The Rules and Regulations Implementing Republic Act No. 9711 - The Food and Drug Administration Act of 2009, to be turned over the same to the Auction and Cargo Disposal Division (ACDD) for final disposition thereof pursuant to CAO No. 10-2020 bearing the subject "Seizure and Forfeiture and Appeals Process".

Let copies of this Decision be furnished to all offices and parties concerned for their information, and a copy thereof to be posted in the Bulletin Board of the Law Division and the Arrival Operations Division, this Port, for information of all concerned.

SO ORDERED.

BOC-NAIA, Pasay City, JAN 09 2025 January 2025.

ATTY. MARIA YASMIN M. OBELLOS  PA
District Collector, BOC-NAIA

Law/wady/moz





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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REPUBLIC OF THE PHILIPPINES

-versus-

Three Hundred Nine (309) Pieces of Assorted Cosmetics and Skin Products weighing 17.75 kilograms which were brought in by a Korean traveler **SANG GYU PARK** on 02 July 2024 and held in custody under Held Baggage Receipt No. 00100010798.

X-----X

SEIZURE IDENTIFICATION
NO. 012-2025 (NAIA)

DECISION

This resolves the seizure and forfeiture proceedings instituted against the three hundred nine pieces of assorted cosmetics and skin products for violation of Section 117 (Regulated Importation and Exportation) and Paragraph (f) of Section 1113 (Property Subject to Seizure and Forfeiture) of the Customs Modernization and Tariff Act (CMTA), in relation to Section 10 of Republic Act No. 9711 or the Food and Drug Administration (FDA) Act of 2009.

The antecedent facts of the instant case are as follows:

1. On 02 July 2024, Sang Gyu Park, a male Korean traveler and holder of Passport Number M03014688, arrived at NAIA Terminal 3 on board Flight RF 527 from South Korea.
2. Passenger Park's checked-in baggage underwent a non-intrusive inspection and was marked with "X" by XIP Inspector Paul Joseph Lodea after it showed suspicious images of its contents. Thereafter, passenger Park was referred to Customs Examiner Jewel Iris G. Abuejela for verification and physical examination of his checked-in baggage.
3. Before conducting the physical examination, Customs Examiner Abuejela requested Park to submit his accomplished e-Travel QR Code and his passport, and after scanning, she noted that the latter answered "NO" to all the items in the General Declaration. She then asked for more information as to the items inside his checked-in baggage.
4. The actual physical examination conducted by Customs Examiner Abuejela of the checked-in baggage of passenger Park yielded a total of three hundred nine (309) assorted pieces of cosmetics and skin products weighing 17.75 kilograms. However, passenger Park did not have the required Import Permit/Clearance from the Food and Drug Administration (FDA) so that he could bring into the country the subject cosmetics and skin products.
5. The assorted cosmetics and skin-care products were then withheld from release and Customs Examiner Abuejela issued Held Baggage Receipt No. 00100010798 to passenger Park and thereafter turned over the same to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.



6. In a Memorandum for the District Collector dated 19 July 2024, Customs Examiner Jewel Iris G. Abuejela and Flight Supervisor Michelle Ann M. Untalan, 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, Deputy Collector for Passenger Service, this Port, reported the interception of the 309 pieces of assorted cosmetics and skin care products and that these were held in bond pending the submission of the required Import Permit/Clearance from the FDA by passenger Park. However, despite the length of time given to passenger Park to comply, he failed to submit the required document up to this time.
7. In a Memorandum for the District Collector, this Port, dated October 30, 2024, IOV Richard S. Rebong, DPA, Chief, Baggage Assistance Division, recommended the issuance of Warrant of Seizure and Detention against the subject articles for lack of FDA Import Clearance in violation of Republic Act No. 9711 or the Food and Drug Administration Act of 2009.

DISCUSSION:

As culled from the records of the instant case, the subject goods brought in by **SANG GYU PARK** without license, permit/clearance nor authorization from the FDA as required in Section 10 of RA No. 9711 or the Food and Drug Administration (FDA) Act of 2009 which states that:

"Section 10. Section 11, subsections (a), (b), (d), (g), (j), (k) and (l) of Republic Act No. 3720, as amended, are hereby further amended to read as follows:

"SEC. 11. The following acts and the causing thereof are hereby prohibited:

xxx

- (k) The manufacture, **importation**, exportation, sale, offering for sale, distribution, transfer, or retail of any drug, device or in-vitro diagnostic reagent; the manufacture, importation, exportation, transfer or distribution of any food, cosmetic or household/urban hazardous substance; or the operation of a radiation or pest control establishment by any natural or juridical person **without the license to operate from the FDA required under this Act.**

Relatively, Article I (Licensing of Establishments and Registration of Health Products), Book II of The Rules and Regulations Implementing Republic Act No. 9711 - The Food and Drug Administration Act of 2009 expressly prohibits such exportation, to wit:

"Section 1. General Provisions.

1. The manufacture, **importation**, exportation, sale, offering for sale, distribution, transfer, non-consumer use, promotion, advertising, or sponsorship **of any health product without the proper authorization from the FDA is prohibited.**
2. The manufacture, **importation**, exportation, sale, offering for sale, distribution transfer, or retail of any drug or device; the manufacture, importation, exportation transfer or distribution of



any food, cosmetics, household hazardous substances or urban pesticides; or the operation of a radiation facility or pest control establishment without the appropriate authorization from the FDA is prohibited."

On this score, Paragraph 9.3 of Customs Administrative Order No. 10-2020 in relation to Section 118 (g) of the Customs Modernization and Tariff Act (CMTA), are instructive and authoritative, to wit:

"9.3 If the subject shipment involved has been sufficiently established to be **prohibited**, the same shall be **ipso facto forfeited** in favor of the government."

"Section 118. Prohibited Importation and Exportation.- The importation and exportation of the following goods are prohibited:

(g) All other goods or parts thereof which importation and exportation are explicitly prohibited by law or rules and regulations issued by the competent authority.

WHEREAS, Section 1113 of the Customs Modernization and Tariff Act (CMTA) provides that:

"SECTION 1113. Property Subject to Seizure and Forfeiture. – Property that shall be subject to seizure and forfeiture include:

X X X

X X X

(f) Goods, the importation or exportation of which are effected or attempted contrary to law, or any goods of prohibited importation or exportation, and all other goods which, in the opinion of the District Collector, have been used, are or were entered to be used as instruments in the importation or the exportation of the former;" (Underline for emphasis)

WHEREFORE, the subject goods brought in by **SANG GYU PARK** are hereby declared *ipso facto* **FORFEITED** for violation of Section 118 (g) and Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA) in relation to Section 10 of Republic Act No. 9711 or the Food and Drug Administration (FDA) Act of 2009 and Article I (Licensing of Establishments and Registration of Health Products), Book II of The Rules and Regulations Implementing Republic Act No. 9711 - The Food and Drug Administration Act of 2009, to be turned over the same to the Auction and Cargo Disposal Division (ACDD) for final disposition thereof pursuant to CAO No. 10-2020 bearing the subject "Seizure and Forfeiture and Appeals Process".

Let copies of this Decision be furnished to all offices and parties concerned for their information, and a copy thereof to be posted in the Bulletin Board of the Law Division and the Arrival Operations Division, this Port, for information of all concerned.

SO ORDERED.

BOC-NAIA, Pasay City, ~~JAN 09~~ ^{JAN 09 2025} January 2025.

ATTY. MARIA YASMIN M. OBULOS-NAIPA
District Collector, BOC-NAIA

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