



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

Republic of the Philippines,

- versus -

Seizure Identification

No. **2025-030**

Seven (7) Units Motorola UHF/VHF Handheld Radio Model PRO 5150 with Battery Pack, One (1) Unit Motorola UHF/VHF Handheld Radio Model GP340 with Battery Pack, One (1) Unit Motorola 45W UHF/VHF Mobile Radio Model PRO5100, One (1) Unit Motorola 25W UHF/VHF Mobile Radio Model GM350, Five (5) Units Motorola Mounted Battery Charger Model HTN9000B, Nine (9) Pcs. Various Speaker Microphone for Motorola Radio, One (1) Pc. Transformer Charger for Motorola Model 481809OOSE and One (1) Pc. Power Supply Connector for Motorola Model MH14-1140100-C5 found inside the package owned by a crew of MV "Diamond Princess" with Voyage No. V.M507 and Registry No. BLA0017-25,

LORD JAE HERNANDEZ SANTOS,
Claimant.

X-----/

WARRANT OF SEIZURE AND DETENTION

T O: The District Commander, ESS
POM

GREETINGS:

WHEREAS, on 05 March 2025, MV "Diamond Princess" arrived at the South Harbor, Manila;

WHEREAS, Lord Jae Hernandez Santos, a crew of the said cruise ship was found in possession of Seven (7) Units Motorola UHF/VHF Handheld Radio Model PRO 5150 with Battery Pack, One (1) Unit Motorola UHF/VHF Handheld Radio Model GP340 with Battery Pack, One (1) Unit Motorola 45W UHF/VHF Mobile Radio Model PRO5100, One (1) Unit Motorola 25W UHF/VHF Mobile Radio Model GM350, Five (5) Units Motorola Mounted Battery Charger Model HTN9000B, Nine (9) Pcs. Various Speaker Microphone for Motorola Radio, One (1) Pc. Transformer Charger for Motorola Model 481809OOSE and One (1) Pc. Power Supply Connector for Motorola Model MH14-1140100-C5;

WHEREAS, in a Disposition Form dated 17 March 2025, the assigned customs examiner recommended the issuance of a Warrant of Seizure and Detention (WSD) against the above-mentioned goods/items pursuant to Sections 1400, 117 and 1113 of the CMTA, in relation to NTC Memorandum Circular No. 09-08-91;



Gate 3, South Harbor, Port Area, Manila 1018
+63 (02) 8705-6000 | www.customs.gov.ph | pom.odc@customs.gov.ph

WHEREAS, the foregoing circumstances show the existence of probable cause for the issuance of a WSD;

WHEREAS, the goods/items are presently kept and under the custody of the assigned customs examiner;

WHEREFORE, by virtue of the authority vested in me by law, and in compliance with pertinent Customs laws, rules and regulations, you, together with the representative of this office, are hereby ordered to forthwith seize the aforementioned articles and make a return of service and the submission of the inventory report or list of the article/s seized is to be strictly observed and **finally, you are hereby ordered to return the aforesaid Warrant within twenty-four (24) hours from service, to the Law Division, this Port. Failure to do so, the Warrant shall ipso facto be considered null and void.**

SO ORDERED.

Port of Manila, Philippines, MAR 27 2025.


ALEXANDER GERARD E. ALVIAR
District Collector
POM

- cc:
- | | |
|--|-----------------------------|
| 1. Unit/Office in custody of the article | 4. Apprehending Unit/Office |
| 2. Claimant/Consignee | 5. Resident Auditor/COA |
| 3. Chief, ACDD | 6. Legal Service, RCMG |



FOR	ALEXANDER GERARD E. ALVIAR District Collector, Port of Manila	DATE March 17, 2025	Control No.
THRU	FLORANTE P. RICARTE Acting Deputy Collector for Assessment		
FROM	FERDINAND L. PARAYNO Customs Examiner, Informal Entry Division		

SUBJECT: A. Seizure of one (1) unit RCA UHF/VHF handheld radio Model BRA950OU, eleven (11) units Motorola UHF/VHF handheld radio Model GP340, five (5) units Motorola UHF/VHF handheld radio Model PRO 7150, six (6) units Motorola UHF/VHF handheld radio Model PRO 5150, one (1) unit 45W Motorola mobile radio Model PRP 5100, three (3) units 25W Motorola mobile radio Model GM 350, four (4) units Motorola mounted battery charger Model HTN9000B, one (1) unit RCA mounted battery charger Model CH950R, nine (9) units various speaker microphone for Motorola radio, nine (9) pcs. Connector for speaker microphone, one (1) pc. Battery connector, two (2) units Qualcomm wired headsets, one (1) unit MSA wired headset, seven (7) pcs. Headset pads for Qualcomm detected and examined inside the package owned by Leo Andrew Pacle Assistant BC Manager and crew of MV "Diamond Princess" V. M507 and Reg. No. BLA0017-25;

B. Seizure of seven (7) units Motorola UHF/VHF handheld radio Model PRO 5150 with battery pack, one (1) unit Motorola UHF/VHF handheld radio Model GP340 with battery pack, one (1) unit Motorola 45W UHF/VHF mobile radio Model PRO 5100, one (1) unit Motorola 25W UHF/VHF mobile radio Model GM350, five (5) units Motorola mounted battery charger Model HTN 900B, nine (9) pcs. various speaker microphone for Motorola radio, one (1) pc. transformer charger for Motorola Model 481809OOSE and one (1) pc. power supply connector for Motorola Model MH14-1140100-C5 detected and examined inside the package owned by Lord-Jae Santos ETC Technician and crew of MV "Diamond Princess" V. M507 and Reg. No. BLA0017-25.

BACKGROUND

1. REFERENCES

a. Customs Baggage Declaration Form (CBDF) of Leo Andrew Pacle and Lord-Jae Santos;

b. Crew Manifest indicating the name of Leo Andrew Pacle and Lord-Jae Santos;

c. Copy of NTC Memorandum Circular No. 09-08-91;

d. Examination Report dated March 5, 2025;

e. Pictures of examination.

DISCUSSION

2. This refers to the seized items from crew Leo Andrew Pacle and Lord-Jae Santos which consist of various models of UHF/VHF handheld and mobile radios including accessories contain in their package declared as personal effects and which they offloaded in their assigned cruise ship MV "Diamond Princess" Voyage No. V. M507.

3. The seized items of thirty-one (31) units of various UHF/VHF handheld radios, six (6) units of various UHF/VHF mobile radios, its battery packs and accessories were detected by Customs Officer and XIP Image Analyst/Xray Operator Mark Davidson G. Rodriguez and was verified thru an examination conducted by the concerned examiner assigned as Arrival Examiner in the cruise ship.

4. The seized items are in violation of Section 1400 (Misdeclaration, Misclassification, Undervaluation in Goods Declaration), Section 117 (Regulated Importation and Exportation) for not having NTC Permit to Import and Section 1113 (Property Subject to Seizure and Forfeiture).

RECOMMENDATION

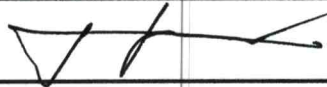
5. It is hereby recommended that the seized items from Leo Andrew Pacle and Lord-Jae Santos crew of MV "Diamond Princess" Voyage No. V.M507 be issued Warrant of Seizure and Detention (WSD) for violating Section 1400, Section 117 and Section 1113 of the Customs Modernization and Tariff Act (CMTA).




LAW DIVISION
PORT OF MANILA


RECEIVED BY: MICHEL V. TAPIA

DATE: MAR 18 2025

TIME: 4:20 PM


FERDINAND L. PARAYNO
Customs Examiner,
Informal Entry Division
Date: March 17, 2025


FLORANTE P. RICARTE
Acting Deputy Collector for
Assessment
Date: 03/17/25

ATTY. FLORANTE C. MACARILAY
Acting Chief, Informal Entry
Division
Date:

AMER-ADNAN A. AZIS
Customs Appraiser, IED
Date: 03/17/25

CONCUR / NOT CONCUR

ALEXANDER GERARD E. ALVIAR
District Collector, Port of Manila
Date: 03/17/25

SUBJECT: RECOMMENDING ISSUANCE OF WARRANT OF SEIZURE (WSD) FOR THIRTY-ONE (31) UNITS VARIOUS MODELS OF UHF/VHF HANDHELD RADIOS, SIX (6) UNITS OF VARIOUS UHF/VHF MOBILE RADIOS, VARIOUS BATTERY PACKS AND ACCESSORIES CONTAINED IN THE PACKAGE OF LEO ANDREW PACLE AND LORD-JAE SANTOS.

REMARKS:

PORT OF MANILA

EXAMINATION REPORT

DATE: March 5, 2025

CONSIGNEE: Lord-Jae Santos (crew)

PLACE OF EXAMINATION: Pier 15 beside berthed
MV "Diamond Princess"

CUSTOMS REFERENCE NO.: _____

BILL OF LADING: Reg. No. BLA 0017-25

CONTAINER NO.	AS DECLARED	AS FOUND	QUANTITY	REMARKS/RECOMMENDATIONS
Package of Lord-Jae Santos, ETC Technician and crew of MV "Diamond Princess"	Personal Effects	Seven (7) units Motorola PRO 5150 UHF/VHF handheld radio with battery pack. One (1) unit Motorola GP340 UHF/VHF handheld radio with battery pack	7 1	Violation of Sec. 1400 (Misdeclaration), Sec. 1117 (Regulated Importation and Exportation) and Sec. 1113 (Property Subject to Seizure and Forfeiture) / Issuance of Warrant of Seizure and Detention (WSD)

EXAMINATIONS CONDUCTED BY:

IMPORTER/CUSTOMS BROKER REPRESENTATIVE

ASSIGNED CUSTOMS EXAMINER

CIIS REPRESENTATIVE

[Signature]
ESS REPRESENTATIVE

[Signature]
XIP REPRESENTATIVE

(if necessary)

Note: Detection by XIP-POM Image Analyst
Operator Mark Davidson G. Rodriguez

PORT OF MANILA
EXAMINATION REPORT

DATE: March 5, 2025

CONSIGNEE: dord-lae Santos (crew)

PLACE OF EXAMINATION: Pier 15 beside berthed MV "Diamond Princess"

CUSTOMS REFERENCE NO.: _____

BILL OF LADING: / Reg. No. BLA 0017-25

CONTAINER NO.	AS DECLARED	AS FOUND	QUANTITY	REMARKS/RECOMMENDATIONS
Package of dord-lae Santos, ETC Technician and crew of MV "Diamond Princess"	Personal Effects	One (1) unit Motorola 45W PRO 5100 UHF/VHF Mobile Radio One (1) unit Motorola 25W 6M350 UHF/VHF Mobile Radio	1	Violation of Sec. 400 (Misdeclaration), Sec. 117 (Regulated Importation and Exportation) and Sec. 113 (Property Subject to Seizure and Forfeiture) / Issuance of Warrant of Seizure and Detention (WSD)

EXAMINATIONS CONDUCTED BY:

IMPORTER/CUSTOMS BROKER
REPRESENTATIVE

ASSIGNED CUSTOMS EXAMINER

CIIS REPRESENTATIVE

ESS REPRESENTATIVE

XIP REPRESENTATIVE

(if necessary)





PORT OF MANILA

EXAMINATION REPORT

DATE: March 5, 2025

CONSIGNEE: Lord - the Santos (crew)

PLACE OF EXAMINATION: Pier 15 beside berthed

MV "Diamond Princess"

CUSTOMS REFERENCE NO.: _____

BILL OF LADING: Reg. No. BLA 0017-25

CONTAINER NO.	AS DECLARED	AS FOUND	QUANTITY	REMARKS/RECOMMENDATIONS
Package of Lord - the Santos, ETC Technician and crew of MV "Diamond Princess"	Personal Effects	Five (5) units Motorola HTN 9000B mounted battery charger Nine (9) pcs various speaker microphone for Motorola Radio	5 9	Violation of Sec. 1400 (Misdeclaration), Sec. 117 (Regulated Importation and Exportation) and Sec. 1113 (Property Subject to Seizure and Forfeiture) / Issuance of Warrant of Seizure and Detention (WSD)

EXAMINATIONS CONDUCTED BY: _____

IMPORTER/CUSTOMS BROKER

REPRESENTATIVE

ASSIGNED CUSTOMS EXAMINER

CIIS REPRESENTATIVE

ESS REPRESENTATIVE

XIP REPRESENTATIVE

(if necessary)



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

PORT OF MANILA

EXAMINATION REPORT

DATE: March 5, 2025

CONSIGNEE: Kord - Jae Santos (crew)

PLACE OF EXAMINATION: Pier 15 beside berthed MV "Diamond Princess"

CUSTOMS REFERENCE NO.: _____

BILL OF LADING: Reg. No. BLA- 0017-25

CONTAINER NO.	AS DECLARED	AS FOUND	QUANTITY	REMARKS/RECOMMENDATIONS
	Package of Lord - Jae Santos, ETC Technician and crew of MV "Diamond Princess"	One (1) pc. Transfer charger for Motorola Model 481809 CASE One (1) pc. Power Supply Connector for Motorola Model MH14-1140100-25	1	Violation of Sec. 1400 (Misdeclaration), Sec. 117 (Regulated Importation and Exportation) and Sec. 1113 (Property Subject to Seizure and Forfeiture) / Issuance of Warrant of Seizure and Detention (WSD)

EXAMINATIONS CONDUCTED BY:

IMPORTER/CUSTOMS BROKER
REPRESENTATIVE

[Signature] A. Nolasco

ASSIGNED CUSTOMS EXAMINER

[Signature]
CC0011

CIIS REPRESENTATIVE

[Signature] A. C. Goya

ESS REPRESENTATIVE

[Signature]
XIP REPRESENTATIVE

(if necessary)



[illegible]

**CUSTOMS BAGGAGE
DECLARATION FORM**
BOC Form No. 117

Arriving Travelers and Crew must fill-out this Customs Baggage Declaration Form. Only one (1) declaration is required per family. The term "family" refers to members of a family who are related by blood, marriage or adoption arriving on the same flight. Kindly declare all goods purchased or acquired abroad as prescribed by laws and regulations.

Suriname: **SANTOC** Gender: **M**
 First Name: **LORD JAE** Birthdate: **08 FEB 1977**
 Middle Name: **HERNANDEZ** Citizenship:
 Passport No. (Travel Doc No.): **P4876056 B**
 Place Issued: **DPA MANILA** Date Issued: **02.19.2020**
 Occupation/Profession: **SEA FEARER** Contact No.: **09761612993**
 Address in the Philippines: **B15 L27 STV10 BOC-1. LARGAM SAN PEDRO, U**
 Date of Last Departure from the Philippines: **03.05.2025**
 Country of Origin: **PARUA NEW GUINEA** Date of Arrival: **03.05.2021**
 Airline/Flight No. or Vessel Name/Voyage No.: **DIAMOND PRINCESS**
 No. of Accompanying Members of the Family: ☐ Below 18 yrs. old ☐ 18 yrs. old and above

Filipino: ☐ OFW ☐ Resident ☐ Non-resident
☐ On-Board Courier ☐ Non-Filipino ☐ Diplomat ☒ Crew

☐ Business ☐ Vacation ☐ Study Others: _____

THIS CUSTOMS BAGGAGE DECLARATION FORM MUST BE SUBMITTED TO A CUSTOMS OFFICER FOR CLEARANCE OF THE TRAVELER, CREW AND BAGGAGE.

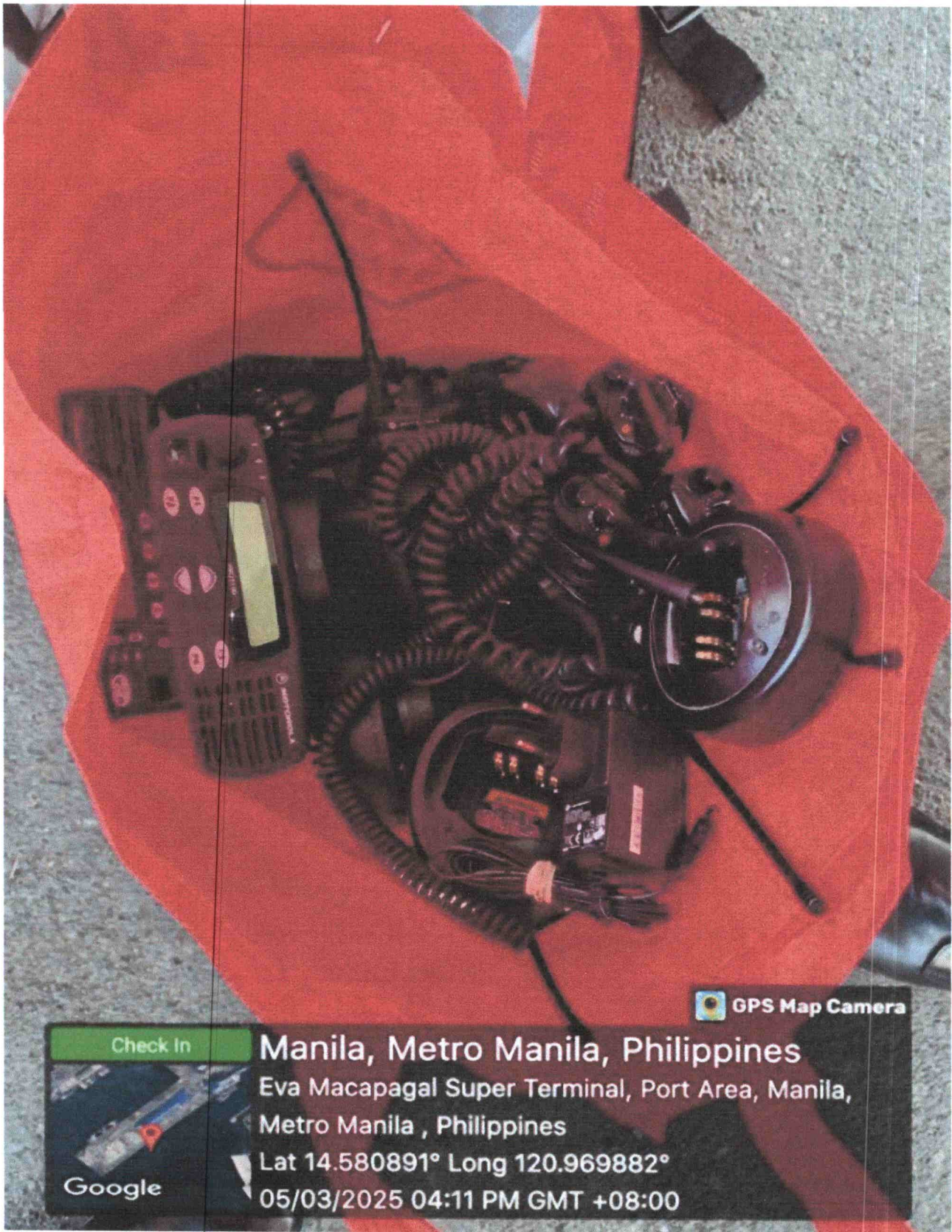
Crew Personal Belongings Declaration

Additional Procedure for Offloading Personal Belongings

1. Fill up the Customs Declaration – *printed version*.
2. Complete the **E-Travel** declaration 3 days before arrival in the Philippines – **Follow below QR CODE**
3. All offloading items needs to be itemized and noted on this form.
4. Security will inspect the offloading items on 4th March 2025 during the following times slots ONLY - Location: DK 4, FWD PORT
 - **08:00AM to 12:30PM**
 - **02:30PM to 07:00PM**
5. **Form Validation:** The Security team will validate your form and return it to you.
6. **Parcel Storage:** Once validated, Security will keep your parcel safe overnight until the offloading process on the 5th of March 2025.
7. **Offload Collection:** On the 5th of March, you will need to present the validated form to collect your parcel for offloading.
8. **Offload Allowance:** Maximum 2 luggage pieces/person

QR CODE – E TRAVEL





GPS Map Camera

Check In



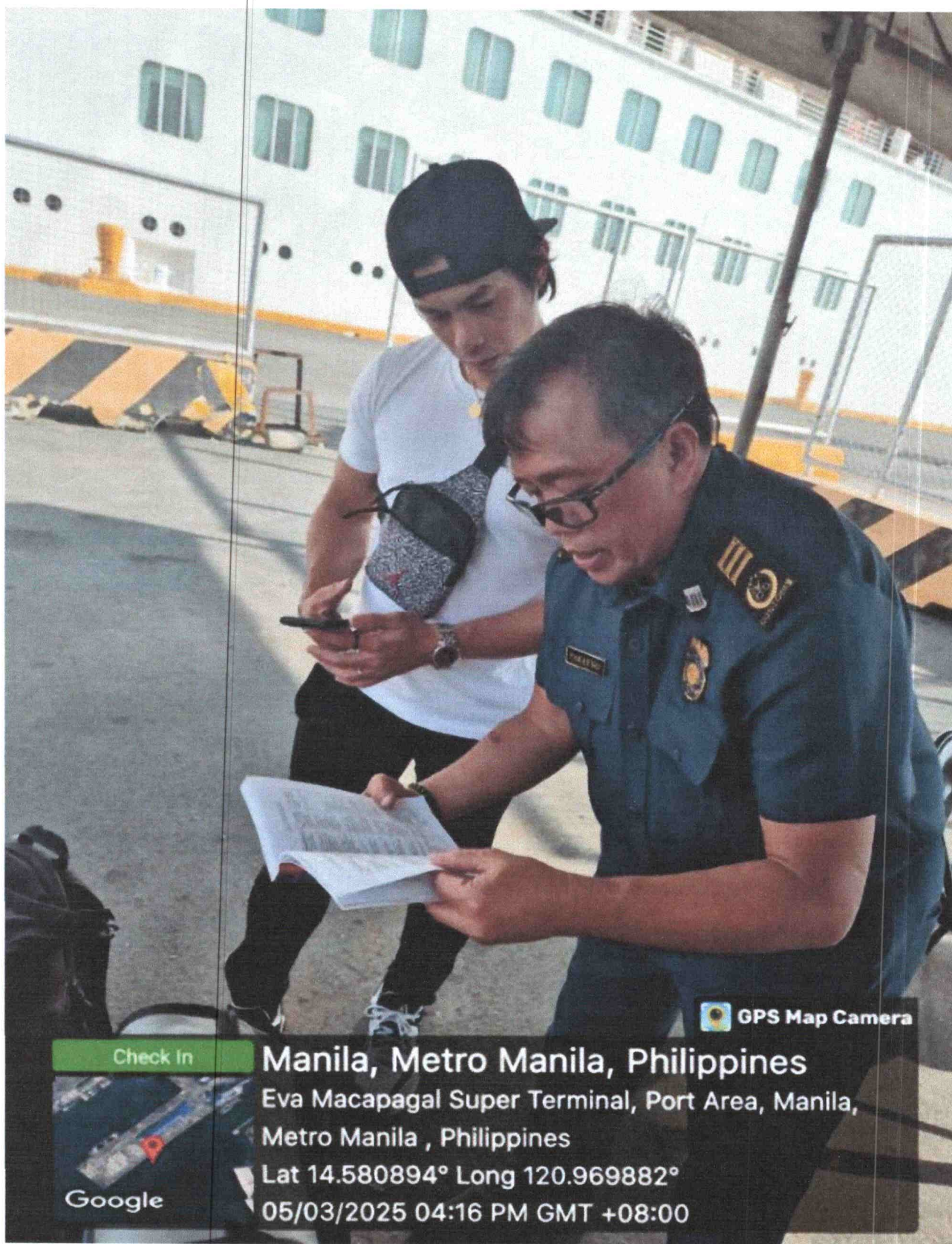
Google

Manila, Metro Manila, Philippines

Eva Macapagal Super Terminal, Port Area, Manila,
Metro Manila , Philippines

Lat 14.580891° Long 120.969882°

05/03/2025 04:11 PM GMT +08:00



GPS Map Camera

Check In

Manila, Metro Manila, Philippines

Eva Macapagal Super Terminal, Port Area, Manila,
Metro Manila , Philippines

Lat 14.580894° Long 120.969882°

05/03/2025 04:16 PM GMT +08:00

Google

MEMORANDUM CIRCULAR
NO. 09-08-91

**SUBJECT: GUIDELINES IN THE SALE, PURCHASE AND IMPORTATION
OF VARIOUS RADIO COMMUNICATIONS EQUIPMENT
INTENDED FOR USE IN PRIVATE AND GOVERNMENT-
OWNED RADIO COMMUNICATIONS NETWORKS**

Pursuant to Act 3846 as amended the following guidelines governing the sale, purchase and importation of various radio communications equipment intended for use in private and government-owned radio communications networks are hereby promulgated:

I. IMPORTATION OF RADIO COMMUNICATIONS EQUIPMENT

1. Any and all importations of various radio communications equipment particularly radio transceivers, and/or transmitter be covered by an appropriate Permit to Import issued by this Commission.
2. A Permit to Import valid for a period of ninety (90) days from the date of issuance thereof shall be issued by the Commission only under the following circumstances:
 - a. To duly accredited radio equipment manufacturers and dealers, with valid Radio Dealers and Manufacturer's Permit intending to import TYPE-ACCEPTED AND/OR APPROVED radio communications equipment and their accessories and spare parts as part of their respective stocks.
 - b. To duly accredited radio equipment manufactures and dealers with valid Radio Dealers and Manufacturer's Permit intending to import radio communications equipment FOR PURPOSES OF TYPE APPROVAL AND/OR ACCEPTANCE, provided such Permit to Import is issued for not more than five (5) sample units which are subject to re-export should such radio communications equipment fail type approval and/or acceptance evaluations conducted by this Commission.
 - c. To duly authorized individuals and/or corporation who have been authorized by this Commission to install, operate and maintain their respective radio communications network. In this case, the Permit to Purchase shall serve as the Permit to Import and be a previously TYPE APPROVE AND/OR ACCEPTED model. SHOULD RADIO COMMUNICATIONS EQUIPMENT PROCURED NOT BE OF A PREVIOUSLY TYPE-APPROVED AND/OR ACCEPTED MODEL, SUCH UNIT SHALL BE RE-EXPORTED TO ITS COUNTRY OF ORIGIN WITHOUT THE BENEFIT OF UNDERGOING TYPE APPROVAL AND/OR

ACCEPTANCE PROCEDURES CONDUCTED BY THIS
COMMISSION.

3. Grantees of Permits to Import shall import only radio communications equipment, spare parts and/or accessories as contained in the Permit to Import and only in the quantities as authorized by this Commission.
4. Grantees of Permit to Import shall present evidences of tax payment and corresponding customs duties of all items imported under such Permit to Import issued by this Commission.
5. Radio Equipment dealers and manufacturer's must reflect the radio communications equipment and/or accessories imported in their regular Sales and Stock Reports submitted to this Commission for the next reporting period covering the actual date of import.
6. All radio communications equipment, spare parts and/or accessories covered by a Permit to Import shall be subject to the inspection of the Commission's authorized representative at the port of entry.

II. SALE OF RADIO COMMUNICATIONS EQUIPMENT

1. The sale of radio communications equipment shall only be done by a duly accredited radio equipment dealer and/or manufacturer with a valid Radio Equipment Dealers and/or Manufacturer's Permit or by an individual, entity or corporation with a valid Permit to Sell issued by this Commission.
2. The sale of radio communications equipment to any individual, entity or corporation whether government or private, without a valid Permit to Purchase issued by this Commission is strictly prohibited.
3. The sale, tendering or offering in a bid of radio communications equipment not previously type approved and/or accepted or whose characteristic do not conform to the authorized operating parameters particularly but not limited to the frequency/ies, rated power output, bandwidth and emission authorized by this Commission is strictly prohibited. In no case shall the Commission entertain any request for change of authorized operating parameters for reasons of incompatibility of the specifications of radio equipment sold relative to Commission authorized operating parameters or standards.
4. In the case of accredited radio equipment dealers, it is strictly prohibited to sell radio communications equipment that are not properly reflected in their current sales and stock reports provided that in cases when the required radio communications equipment have to be ordered from an overseas source (importation), such radio equipment and its sale shall be

reflected in the subsequent in the next reporting period covering the date of such import.

III. PURCHASE OF RADIO COMMUNICATIONS EQUIPMENT

1. The purchase of any radio communications equipment by any entity, or corporation whether private or government without a valid Permit to Purchase issued by this Commission is strictly prohibited.

The Permit to Purchase shall be valid for a period of one-hundred eighty (180) days and may be extended provided adequate proof (such as valid Purchase Order) that corresponding orders for the required radio communications equipment have been made within the validity period of the Permit to Purchase.

In case no valid proof that orders for the required radio communications equipment have been made within the validity period of the Permit to Purchase can be presented to the Commission, a new Permit to Purchase can be issued upon receipt of a formal request for a re-issuance of the Permit.

In no case however, shall a Permit to Purchase be extended nor re-issued without re-confirmation of frequency availability and the payment of the regular permit fees.

2. The purchase of radio communications equipment by any entity, corporation whether private or government from a source other than an accredited radio communications equipment dealer or manufacturer with a valid Radio Equipment Dealer's or Manufacturer's Permit or an entity or corporation whether private or government with a valid Permit to Sell is strictly prohibited. In case when the radio communications equipment is acquired from a foreign source such purchase must be duly covered by a valid Permit to Import or its equivalent. In addition, appropriate evidence of tax payments and payments of customs duties and/or proof of tax deferments as may be authorized by the Bureau of Customs, relative to the importation of such radio communications equipment must be submitted to this Commission.
3. The purchase of radio communications equipment not previously type approved and/or accepted or whose characteristics do not conform to the authorized operating parameters particularly but not limited to the frequency/ies, rated power output, bandwidth and emission authorized by this Commission is strictly prohibited. In no case shall the Commission entertain any request for change of authorized operating parameters for reasons of incompatibility of the specifications of radio equipment bought relative to Commission authorized operating parameters or standards.

This Memorandum Circular takes effect immediately and amends any other rules and regulations inconsistent hereto.

Any violations of the provisions of this Memorandum Circular and other pertinent radio rules and regulation shall be dealt with accordingly.

JOSEFINA T. LICHAUCO
Commissioner

