

**[BOC MEMORANDUM ORDER NO. 26-99,
December 28, 1999]**

**PROCEDURES FOR TENTATIVE RELEASE OF SHIPMENTS UNDER
BOND PENDING RESOLUTION OF VALUATION ISSUES**

PURSUANT TO SECTION 608 IN RELATION TO SECTION 201 OF THE TARIFF AND CUSTOMS CODE OF THE PHILIPPINES, AS AMENDED AND CUSTOMS ADMINISTRATIVE ORDER NO. 2-99, THE FOLLOWING RULES AND REGULATIONS ARE HEREBY PROMULGATED:

I. OBJECTIVE

To facilitate the processing and release of shipments where there is a delay in the final determination of the value of imported goods.

II. SCOPE

This Order shall cover all Entries in all ports, except with respect to shipments subject to Comprehensive Import Supervision Service (CISS), which during the effectivity of the CISS shall continue to be governed by the existing rules and regulations applicable in the matter, provided that any reference to value shall be construed to mean the dutiable value as defined in Section 201 of the Tariff and Customs Code of the Philippines, as amended by Republic Act No. 8181 and implemented by Customs Administrative Order No. 2-99.

III. ADMINISTRATIVE PROVISIONS

1. Tentative Release — Is the release from customs custody, under bond, of an imported shipment pending the resolution of a valuation issue.

2. When Tentative Release may be Allowed — Tentative release of shipment covered by this Order may be availed of when said shipment is selected for valuation check and the Valuation Review Committee (VRC), to which body the concerned entry is automatically forwarded by the assessment unit concerned, has determined that a valuation issue exists and the resolution of which will result in a delay in the processing of the subject Entry.

For purposes of this Order, delay shall mean that the VRC cannot resolve the issue within sixteen (16) working hours from receipt of the questioned Entry for lack of sufficient documents/information required of the importer.

3. Approving Authority — The Collector of Customs, upon the evaluation and recommendation of the VRC, shall approve requests for the tentative release of shipments under bond.

4. The tentative release of shipments shall not be allowed, or if already granted, the same is deemed withdrawn when: