



BUREAU OF CUSTOMS

Importasyon ng mga Produkto sa Pilipinas



Date: 12 OCT 2023 MASTER COPY

CUSTOMS MEMORANDUM ORDER

NO. 16C-2023

SUBJECT: PROCEDURES ON THE PROCESSING OF CLAIMS FOR DUTY DRAWDRAW PURSUANT TO CUSTOMS ADMINISTRATIVE ORDER (CAO) NO. 4-2023

Section 1. Scope. This Order shall cover all claims for Duty Drawback that pursuant to Sec. 605 (A) to (C) of the CTA and all claims for Duty Drawback previously filed with the Department of Finance's One-Stop-Shop Inter-Agency Tax (DOSH) and Duty Drawback Center ("DOSH").

Section 2. Objectives.

- 2.1. To provide detailed guidelines on the application, processing, approval, and release of payment for Duty Drawback claims;
- 2.2. To ensure that there will be no double claims in the processing and payment of refund for Duty Drawback; and
- 2.3. To provide for the procedures in the processing of claims filed with the "DOSH" Center in view of Administrative Order (AO) No. 04, s. 2023 issued by the Office of the President transferring the processing to the Bureau of Customs.

Section 3. General Provisions.

- 3.1. **When Allowed.** An importer may apply for Duty Drawback under the following situations:
 - 3.1.1. up to a maximum of ninety-nine percent (99%) of the duty imposed by law, for all goods imported into the Philippines used for production of:
 - a. the vessel engaged in international trade;
 - b. the vessel engaged in domestic trade, provided that the Maritime Industry Authority (MARINA) or any appropriate government agency has authorized the temporary conversion of that vessel to engage in international trade; and

Approved by:
Director of Customs
Office of the Director
Bureau of Customs
Department of Finance
Republic of the Philippines

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Section 5. Suspension of Claims. The claimant may file a Motion for Suspension on the date of his claim for Duty Drawback with the FCC Committee within ten (10) days from the date of the receipt of the denial. The Committee shall render a decision within thirty (30) days from the receipt of the appeal and of the necessary documents. The claimant may also appeal to the Court of Tax Appeals (CTA) the date of his claim to the Commissioner within thirty (30) days from receipt of the decision of appeal.

Section 6. Separability Clause. If any part of the Order is declared unconstitutional or contrary to existing law, the other parts not so declared shall remain in full force and effect.

Section 26. Effectivity. This Order shall take effect on 12 OCT 2023.

The Office of National Administrative Register of the UP Law Center shall be provided three (3) certified copies of this Order.

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**United States. Bureau of Foreign and
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Report upon the commercial relations of the United States with foreign countries ,1878 Live Cattle from Canada and Mexico United States International Trade Commission, 1999 **Index to Consular Reports** Great Britain. Foreign Office, 1906 **Diplomatic and Consular Reports. Annual Series** Great Britain. Foreign Office, 1904

Diplomatic and Consular Reports Great Britain. Foreign Office, 1905 **National Trade Estimate Report on Foreign Trade Barriers** United States Trade Representative, 2006 21st in an annual series Surveys significant foreign barriers to United States exports Provides quantitative estimates of the impact of foreign practices on the value of United States exports Includes information on actions being taken to eliminate any act policy or practice identified in the report Special consular reports. (Bureau of foreign commerce, dept. of state). United States bureau of statistics, dept. of commerce and labor, 1903 **Commerce Reports Volume 2** ,1928 **United States Supreme Court Reports** United States. Supreme Court, 1909 First series books 1 43 includes Notes on U S reports by Walter Malins Rose **The Americas** ,1918

Commerce Reports. Nos. 1-13. Volume 1 Thirtieth Year. January, February, March, 1927. United States Department of Commerce. Bureau of Foreign and Domestic Commerce., 1927 **Board of Trade Journal of Tariff and Trade Notices** ,1921 Board of Trade Journal ,1929

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