REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

SMITH, BELL & CO. INC., in its capacity as agent of the M/S "HANYANG",
Petitioner,

- versus - C.T.A. CASE NO. 2328

COMMISSIONER OF CUSTOMS,
Respondent.

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RESOLUTION

Petitioner has appealed from the decision of respondent Commissioner of Customs dated July 30, 1971, modifying that of the Collector of Customs of Manila in Administrative Case No. V-146 (Customs Case No. 924), imposing an administrative fine of ₱5,000.00 instead of ₱1,000.00 as imposed by the Collector of Customs on the vessel M/S "Hanyang" for not having on board a complete manifest of all her cargoes in violation of Section 1005, in relation to Section 2521, of the Tariff and Customs Code.

After respondent filed his answer to the petition for review but before the case could be tried on the merits, the parties represented by their respective counsel, submitted to the Court a "Compromise Agreement" on November 15, 1973, wherein petitioner offered to pay one half (½) of the fine imposed, in full and complete settlement of the case, which was accepted by respondent.

Finding the imposition of the fine in this case, as finally decided by respondent, in accordance with law (Sec. 2521, Tariff

29

and Customs Code), the same is hereby APPROVED. Accordingly, upon payment of the sum of two thousand five hundred (₱2,500.00) pesos, the case shall be considered closed and terminated.

SO ORDERED.

Quezon City, December 3, 1973.

ROMAN M. UMALI
Presiding Judge

RAMON L. AVANCEÑA
Associate Judge

ESTANISLAO R. ALVAREZ
Associate Judge

30