

PROCEDURE IN THE ENFORCEMENT OF NFA LETTER CIRCULAR NO. (IR)-94-01, DATED 21 APRIL 1994 ON ILLEGAL IMPORTATION OF FANCY RICE, POSSESSION AND/OR SELLING OF THE SAME

NFA MEMORANDUM AO-94-05-020, April 25, 1994

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/dab058aec405/>

By virtue of the powers vested in me by Presidential Decree No. 4, as amended, and as delegated by NFA Council dated 06 April 1994, particularly “to curb illegal importation of fancy variety rice” embodied in the attached copy of Council Resolution No. 60-94, all officials/personnel of the National Food Authority and such other government agencies who may be deputized to assist in carrying out the foregoing function, shall observe the following guidelines and procedures:

a. Any deputized enforcement officer(s) shall have the power to arrest any person for violation of the attached copy of Letter Circular No. (IR)-94-01 dated 21 April 1994;

b. Arrest without warrant of arrest; right to seizure;

i)

When the person to be arrested has committed, or is about to commit the offense in his presence;

ii)

When an offense has in fact been committed and he has reasonable ground to believe that the person to be arrested has committed it;

iii)

After an arrest is made, it shall be the duty of the arresting officer(s) to deliver the arrested person(s) before the proper authorities immediately;

iv)

In any case, it shall be the duty of the apprehending officer(s) to disclose his official character or authority to make such arrest and to show such authority for inspection when so demanded;

v)

Under the foregoing circumstances, the deputized enforcement officer(s) shall also immediately (even in the absence of a court order) seize the commodities and follow the procedures prescribed in the next following paragraph with respect to making an inventory, issuance of receipt, safekeeping and disposing of the same;

c. Whenever the foregoing circumstances do not exist but the deputized enforcement officer(s) has strong personal belief that some stocks of illegal or unauthorized imported rice are being hidden or is in the possession of a person, store or establishment, the deputized officer(s) shall apply with the proper court for the issuance of a search/seizure order. It is only upon the issuance by the court of a search/seizure order that the apprehending officer shall enter the premises where such commodities are hidden or located and make the seizures. Immediately

after the seizure, the deputized enforcement officer(s) shall file the appropriate charge with the Fiscal's Office or in the Municipal Trial Court, as the case may be, in the place where the alleged violation is committed.

d. Mere possession or selling of imported rice for sale without showing an NFA information authorization permit and license when demanded by the deputized enforcement/apprehending officer(s) shall constitute a prima facie evidence of violation.

e. Administrative and criminal prosecution for violation of illegal importation, selling or unauthorized possession of imported rice shall be in accordance with the procedures prescribed in the attached NFA Rules and Regulations provided that the Administrator or his deputized hearing panel/officer shall impose administrative sanctions or penalties for such violations as prescribed in the NFA Letter-Circular No. (IR)-94-01 dated 21 April 1994.

For strict compliance.

Adopted: 25 Apr. 1994

(SGD.) ROMEO G. DAVID
Administrator

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at <https://batas.org>

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.