

**[BOI Immigration Memorandum Circular No.
SBM-2015-009, September 15, 2015]**

RULES AND PROCEDURES ON THE RELEASE OF CASH BOND

*Adopted: 15 September 2015
Date Filed: 16 September 2015*

Pursuant to Book IV, Chapter 6 Section 29 and 36(2) of Executive Order No. 292 as amended otherwise known as the "*Administrative Code of 1987*" in relation to Section 3 and Section 40 of Commonwealth Act No. 613 as amended, otherwise known as the "*Philippine Immigration Act of 1940*" the following rules and procedures are hereby promulgated to govern the release of cash bonds posted by foreign nationals:

Section 1. Coverage – This rules and procedures shall govern the release of cash bonds posted in the following cases:

- a. To control and regulate the admission into and departure from the Philippines of foreign nationals applying for temporary admission;
- b. To insure against foreign nationals liable to be excluded as likely to become public charges, from becoming public charges; and
- c. To insure the appearance of foreign national released from custody during the course of deportation proceedings instituted against them.

Section 2. Release of Cash Bond – Cash bonds may be released upon the following circumstances:

- a. When the conditions of the cash bond are fulfilled;
- b. In the case of a bond posted to insure against a foreign national becoming a public charge, when the Commissioner shall determine that the likelihood no longer exists;
- c. In the event of the naturalization of the foreign national as a Philippine citizen;
- d. Death of the foreign national in whose behalf the bond is posted;
- e. Upon the actual deportation of the foreign national; or
- f. Upon the dismissal of the deportation case against the foreign national.

Section 3. Documentary Requirements – The following documents shall be submitted for the application for release of the cash bond:

- a. Letter-Application for the release of cash bond addressed to the Commissioner duly signed by the depositor or his duly authorized representative;