

Republika ng Pilipinas  
PAMBANSANG PANGASIWAAN NG PATUBIG  
(National Irrigation Administration)  
Lungsod ng Quezon

MC # 1, s. 1982

MEMORANDUM CIRCULAR

RCV-*gm*  
OMC-*fm*  
HBB-*ngc*  
FMB-*gmb*  
EBB-*mb*  
LPF-*lpf*  
AVJ-*aj*  
SBB-*bb*

T O : THE ASSISTANT ADMINISTRATORS, DEPARTMENT HEADS,  
REGIONAL IRRIGATION DIRECTORS, PROJECT MANAGERS,  
IRRIGATION SUPERINTENDENTS, PROJECT IRRIGATION  
ENGINEERS, PROJECT ENGINEERS AND ALL OTHERS CONCERNED

SUBJECT : Presidential Decree No. 1759 - Penalizing Contractors  
and Sub-Contractors who Violate any Material Provisions  
of Contracts involving Public Works Projects of the  
Government, and Public Officials who allow such Viola-  
tions, and for Other Purposes

For the information and guidance of all concerned quoted hereunder  
are pertinent portions of PD No. 1759 dated January 2, 1981:

"Section 1. Any provisions of law to the contrary notwith-  
standing, contractors and sub-contractors who violate any material  
provisions of contracts involving public works projects, either  
as to materials, quality and quantity of work, resulting to the  
prejudice of the government, shall suffer the penalty of from  
twelve (12) years to life imprisonment at the discretion of the  
Court and shall, in addition suffer perpetual disqualification  
from participating in any government contracts.

The offending contractor or sub-contractor shall further  
be liable for the cost of reconstructing such public works pro-  
ject in accordance with the specifications agreed upon.

In case of corporations, partnerships or associations, the  
President, General Managers or any responsible chief executive  
officer/officers shall be liable.

Section 2. Any public official who, by reason of the duties  
of his office, shall consent, or through abandonment or negligence,  
permit the contractor or sub-contractor to commit the violations  
mentioned in Section 1 hereof, shall suffer the penalty of from  
twelve (12) years to life imprisonment and perpetual disqualifi-  
cation to hold any public office.

Section 3. Any provisions of law, decree, executive order  
or any issuance inconsistent herewith are hereby repealed and/or  
modified accordingly.

Section 4. This Decree shall take effect immediately."

(SGD.) FIORELLO R. ESTUAR  
Administrator

January 13, 1982