

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

MC # 45, s. 1989

MEMORANDUM CIRCULAR

TO : DEPUTY ADMINISTRATOR, ASSISTANT ADMINISTRATORS,  
DEPARTMENT MANAGERS, REGIONAL IRRIGATION MANAGERS,  
OPERATIONS/PROJECT MANAGERS, IRRIGATION SUPERINTENDENTS,  
PROVINCIAL IRRIGATION ENGINEERS AND ALL OTHERS CONCERNED.  
National Irrigation Administration

SUBJECT : Civil Service Commission MC No. 32, s. 1989 dated  
August 2, 1989 .....

Quoted hereunder in full is Civil Service Commission MC No. 32,  
s. 1989 for your information and guidance:

"Republika ng Pilipinas  
KOMISYON NG SERBISYO SIBIL  
(Civil Service Commission )  
Lungsod ng Quezon

MC No. 32, s. 1989

MEMORANDUM CIRCULAR

TO : ALL HEADS OF DEPARTMENTS, BUREAUS AND AGENCIES OF  
THE NATIONAL AND LOCAL GOVERNMENTS, STATE COLLEGES  
AND UNIVERSITIES, INCLUDING GOVERNMENT-OWNED AND/OR  
CONTROLLED CORPORATIONS WITH ORIGINAL CHARTERS

SUBJECT : Measure Adopted to Ensure Implementation of Final  
Decisions, Resolutions, Orders or Rulings of the  
Civil Service Commission

It has come to the attention of the Commission that a number  
of heads of Departments or agencies or their deputies fail or re-  
fuse to implement or execute resolution/decision, order or ruling

of the Commission, in disciplinary and non-disciplinary cases, which has become final and executory as no motion for reconsideration has been filed within the reglementary period of fifteen (15) days from receipt of a copy of said resolution, order or ruling, nor a restraining order or injunction has been issued by the supreme Court pending resolution of a certiorari cases brought before it. This failure to implement said decisions or ruling, has evidently prejudiced the rights of the parties concerned.

In line with its mandate under the 1987 Constitution to promote morale, efficiency, integrity, responsiveness and courtesy in the Civil Service, as the central personnel agency of the government and in the effective exercise of its quasi-judicial responsibility, among others, the Commission hereby adopts the following remedial measures:

1. Any head or deputy of an office or agency who willfully and deliberately refuses or fails to implement or execute the final resolution/decision, order or ruling of this Commission within reasonable time to the prejudice of the party affected and the public service, shall be made liable for the payment of back salaries and other money benefits corresponding to the period of delay in the implementation of said resolution/decision, order or ruling. For this purpose, the Commission shall issue the necessary order.
2. The Commission may suspend official transactions with any delinquent office or agency until said resolution/decision, order or ruling is implemented accordingly.
3. The Commission may disapprove the appointment of any person, other than the one who is finally adjudged as deserving for appointment to a contested position pursuant to its decision in a protest case, and/or revoke the conditional approval of an appointment, subject of a protest case which has been finally decided in favor of another person.
4. The Commission may employ and pursue civil, criminal and/or disciplinary actions as provided for under existing laws.

In meritorious cases, the Commission may file administrative complaints against erring officials or their deputies for conduct prejudicial to the best interest of the service and for such other grave offenses resulting from their willfull failure or deliberate refusal to implement decisions, orders or rulings of this Commission.

Additionally, the Commission may initiate special civil action, against, or apply with the proper court for contempt of, said officials or their deputies.

It may also file the necessary criminal actions against these officials under existing laws, such as R.A. No. 3019, as amended, the Revised Penal Code, R.A. No. 6656 and R.A. No. 6713, among others.

For this purpose, all attorneys of the Merit Systems Protection Board, Office for Legal Affairs and of the Civil Service Regional or Field Offices are thus deputized to represent the Commission in cases before the courts and/or before administrative tribunals within their respective territorial jurisdiction.

This Memorandum shall take effect immediately.

Quezon City, August 2, 1989.

(Sgd.) PATRICIA A. STO. TOMAS  
Chairman"

Please be guided accordingly.

(SGD.) JOSE B. DEL ROSARIO, JR.  
Administrator

September 7, 1989