

Republika ng Pilipinas
(Republic of the Philippines)
MINISTRI NG EDUKASYON AT KULTURA
(MINISTRY OF EDUCATION AND CULTURE)
Manila

March 30, 1981

MEMORANDUM
No. 72, s. 1981

COMELEC DEPUTIZING OF MEC OFFICIALS
FOR THE FORTHCOMING PLEBISCITE

To: Regional Directors
Schools Superintendents

1. Inclosed is a copy of COMELEC Resolution No. 1471, dated March 5, 1981, relative to the April 7, 1981 Plebiscite.

2. Immediate dissemination of this Memorandum and compliance with the provisions of the Resolution is desired.

(SGD.) ONOFRE D. CORPUZ
Minister of Education and Culture

Incl.:

As stated

Reference:

None

Allotment: 1--(D.O. 1-75)

To be indicated in the Perpetual Index
under the following subjects:

ELECTIONS
LEGISLATION
OFFICIALS
SUPERINTENDENTS
TEACHERS

Republic of the Philippines
COMMISSION ON ELECTIONS
Manila

In re: Designating
the Minister of
Education as deputy,
Division and City
Superintendents of
Schools as Comelec
representatives and
district supervisors
and school principals
as their assistants.

P r e s e n t :

SANTIAGO, Jr. V. E.	Chairman
PABALATE, Domingo C.,	Commissioner
SAVELLANO, Victorino A.	Commissioner
OPINION, Jaime C.,	Commissioner
SAGADRAGA, Noli M.	Commissioner
FIRIE, Romeo C.	Commissioner
LARIZABAL, Luis L.	Commissioner
TILLAH, Ide C.	Commissioner

Promulgated:

March 5, 1981

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RESOLUTION NO. 1471

The Commission on Elections, pursuant to its powers under the Constitution and the law, RESOLVED as follows:

A. To deputize the Minister of Education and as such Deputy to make available for use as voting centers for the Plebiscite all public school buildings throughout the country;

B. To appoint, as they are hereby appointed, effective immediately, Division and City Superintendents of schools or officer-in-charge thereof as representatives of the Commission on Elections in their respective provinces and cities, under the direct and exclusive supervision of the Commission on Elections, in connection with the appointment of public school teachers as chairman and members, and their substitute in the citizens plebiscite committees in said provinces and cities for the Plebiscite on April 7, 1981;

C. To appoint, subject to the provisions of this resolution, district supervisors and school principals as assistants to Division and City Superintendents of Schools;

D. To appoint effective this date as chairman and as members of the citizens plebiscite committee for the April 7, 1981 Plebiscite, all public school teachers who served as chairmen and members respectively, in the January 30, 1980 elections, to their same places or assignments;

E. To appoint as their member of the Citizens Plebiscite Committee the substitute designated in each voting center during the last January 30, 1980 elections;

F. To order pursuant to the provisions of Section 6, R. A. 4670 otherwise known as the Magna Carta for Public School Teachers, that effective immediately, there shall be no transfers whatsoever of Schools, district supervisors, school principals and public school teachers;

G. To promulgate the following rules and regulations for the guidance of all concerned:

1. Division and City Superintendents of Schools, district supervisors and school principals, as representatives of the Commission, and public school teachers as chairman, and member of the citizens plebiscite committee, shall comply strictly with the rules and regulations prescribed in this resolution, in subsequent resolutions and the instructions to be complied with in the different plebiscite forms of the Commission.

GUIDELINES IN APPOINTMENT OF TEACHERS

a. Public school teachers appointed as chairmen and members of the citizens plebiscite committee shall be qualified electors,

of good reputation, shall not have been convicted of any election offense or of any other crime punishable by more than six months of imprisonment, or shall have pending against them information for any election offense.

b. In making their proposals, which shall be treated as confidential, the Division and City Superintendent of Schools shall, considering rank, position and salary, recommend for appointment the best qualified public school teachers designated as first member who is the next best qualified as chairman shall also be substitute chairman and the third member shall be substitute member.

c. Public school teachers holding the position of chairmen, and members shall act also as representatives of the Commission to see to it that the plebiscite in their respective precincts is impartially conducted in accordance with existing laws and the instruction of the Commission.

In cases of shortage of public school teachers in the city, municipality or municipal district, the following procedure shall be observed:

(1) If there are not enough public school teachers, private school teachers shall be appointed, if there are any. Nevertheless, the best qualified teachers shall always be appointed as chairman for the positions that can be filled up. For example, if there are ten precincts in the municipality and there are only twenty-six qualified teachers available for appointment, the ten best qualified teachers shall be appointed chairmen and the remaining teachers shall be appointed members. For the two precincts without members, the Commission may appoint private school teachers or any officer or employee in the civil service who is a registered voter of the municipality, to fill the vacancy or vacancies.

In case of acute shortage of teachers or employees of the Civil service, two public school teachers shall proceed with the conduct of voting and may designate a registered voter of the voting center as aide in their proceedings.

The Division and City Superintendents of Schools are hereby ordered and instructed to observe the following:

(a) Once a public school teacher has been appointed by the Commission as chairman or member-poll clerk or member or a district supervisor or school principal has been appointed as assistant to the Division or City Superintendent of Schools, no change in said appointment and place of assignment shall be made;

(b) Effective immediately, no change whether permanent or temporary, shall be made in the teaching station or post of any district supervisor, school principal, or teacher which will involve a transfer from one barrio to another or from the poblacion to a barrio within the same city, municipality or municipal district or from one city, municipality or municipal district to another, or vice versa.

ON THE APPOINTMENT AND DUTIES OF DISTRICT
SUPERVISORS AND SCHOOL PRINCIPALS

Division and City Superintendents of Schools are hereby directed to submit to the Commission on Elections the name of district supervisors and school principals under their jurisdiction whom they recommend for appointment as their assistants solely to assist them in the following duties:

(a) To receive and transmit all communications from the Commission on Elections or its deputies and representatives to the citizens plebiscite committee;

(b) To sign for the Division or City Superintendent of Schools, if authorized by the latter the appointments of the chairmen and members to facilitate the release of said appointments;

(c) To assist in the filling of vacancies in the positions of chairmen and members in the citizens plebiscite committees when such occasions arise, in accordance with the instructions of the Commission on Elections as transmitted through its deputies and representatives;

(d) To receive any complaint against any chairman or member, from any interested party for transmittal to the Commission on Elections or its deputies and representatives;

(e) To adopt jointly with the election registrar, adequate measures to safeguard the Master List of Voters and the Precinct Book of Voters until said Precinct Book of Voters is returned to the election registrar after the voting.

District Supervisors and school principals, as such assistance, shall not unduly influence any public school teachers appointed as chairman, member or substitute member in the performance of his functions and duties;

District Supervisors and school principals shall not travel in connection with the performance of their duties as such assistant except upon authority of the Commission; and

No conference or seminars of district supervisors, school principals and public school teachers on their plebiscite duties shall be held except upon authority of the Commission.

IRREGULARITIES COMMITTED BY CHAIRMAN OR MEMBER

1. On Plebiscite Day. - In case the Superintendent of schools, the Commission Provincial Supervisor, the District

Supervisor, the school principal, or the election registrar shall find any chairman or member committing serious irregularities or misbehavior in the performance of his duties as a member of the Citizens Plebiscite Committee on plebiscite day, the Superintendent of Schools and the Commission Provincial Supervisor, acting jointly, or the district supervisor, or school principal and the local representative of the Commission on elections, acting jointly, shall immediately relieve said board member and appoint the corresponding substitute who shall immediately be directed to take over.

2. Immediately after the plebiscite, the said Superintendent of Schools, Commission Provincial Supervisor, district supervisor, school principal, or local representative of the Commission on Elections shall file against the erring chairman or member, criminal and/or administrative charges in accordance with existing laws.

ON PROHIBITION ACTS.

The following are prohibited acts:

1. Any act committed by any person which tends to interfere, affect, influence, or otherwise impede, obstruct, embarrass, or unduly influence the Division or City Superintendent of Schools, the district supervisors, the school principal or the public school teacher appointed in accordance with this resolution as representative of the Commission on Elections or member of the citizens plebiscite committee while in the performance of his functions as such;

2. Any act committed by any Division or City Superintendent of Schools, district supervisor, school principal or public

school teacher appointed in accordance with this resolution as representative, assistant, chairman, member or substitute member, as the case may be, in violation of this resolution as well as the other rules, regulations and instructions which the Commission on Elections may subsequently issue.

3. Any act enumerated under Sec. 178 of the Election Code of 1978, to wit: pars. (pp), (qq), (rr), (ss), (tt), (uu), (vv), (ww), (xx), (yy), (zz), (bbb), (ddd), and (jjj) in relation with Sec. 181 thereof.

All Division and City Superintendents of Schools are hereby directed to circularize this resolution to their respective supervisors, principals and teachers for their information and guidance.

The Executive officer is directed to furnish the Civil Service Commissioner, the Minister of Education, the Director of Public Schools, Director of Private Schools, all the Division and City Superintendents of Schools, all the Commission Provincial Supervisors and all the City and Municipal Election Registrar with copies of this resolution.

SO ORDERED.

VICENTE M. SANTIAGO, JR.
Chairman

DOMINGO C. PABALATE
Commissioner

VICTORINO A. SAVELLANO
Commissioner

JAIME C. OPINION
Commissioner

NOLI M. SAGADRACA
Commissioner

ROMEO N. FIRME
Commissioner

LUIS L. LARDIZABAL
Commissioner

IDE C. TILLAH
Commissioner