

Republika ng Pilipinas
(Republic of the Philippines)
KAGAWARAN NG EDUKASYON, KULTURA AT ISPORTS
(DEPARTMENT OF EDUCATION, CULTURE AND SPORTS)
Manila

August 22, 1990

DECS O R D E R
No. 93, s. 1990

DISABLED PERSONS MAY APPLY AND TAKE
CIVIL SERVICE EXAMINATIONS

To: Undersecretaries
Assistant Secretaries
Bureau Directors/Cultural Agency Directors
Directors of Services/Centers and Heads of Units
Regional Directors
School Superintendents
Presidents, State Colleges and Universities
Vocational School Superintendents/Administrators

1. For the information of the field, inclosed is a copy of Memorandum Circular No. 37, s. 1990, of the Civil Service Commission allowing disabled persons (crippled, deaf, mute or blind) and persons who suffer partial physical disabilities, which deformities do not render them incapable and unable to perform the duties of certain positions in the government to take the Civil Service Examinations.

2. This Order should be given wide dissemination for the guidance of all concerned.

(SGD.) ISIDRO D. CARINO
Secretary

Incl.:
As stated

Reference:
None

Allotment: 1-2-3--(M.D. 1-87)

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

APPOINTMENT, EMPLOYMENT, REAPPOINTMENT	POLICY
ELIGIBILITY	RULES & REGULATIONS
EMPLOYEES	SERVICE
EXAMINATIONS	TESTS
LEGISLATION	

(Inclosure to DECS Order No. 93, s. 1990)

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

MC No. 37, s. 1990

MEMORANDUM CIRCULAR

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

SUBJECT : Disabled Persons May Apply and Take Civil Service Examinations

Section 26, Article II of the Constitution, which reads: "The State shall guarantee equal access to opportunities for public service x x x" is interpreted to cover appointments to public office which appointments shall be based on the principle of merit and fitness to be determined as far as practicable by competitive examinations. The Commission, pursuant to paragraph (1), Section 12, Book V of the Executive Order No. 292 is empowered to administer and enforce the constitutional and statutory provisions on the merit system for all levels and ranks in the civil service.

Thus, in line with the constitutional mandate on the application of the merit and fitness principle in the appointments of government employees, the Commission regularly conducts open and competitive civil service examinations for the career service. Further, pursuant to specific special laws, such as R.A. 1030 (Board/Bar) as amended and P.D. No. 907, the Commission grants civil service eligibilities to qualified applicants.

Furthermore, Section 21, Chapter 5, Book V of the Executive Order No. 292 provides "opportunity for government employment shall be open to all qualified citizens and positive efforts shall be exerted to attract the best qualified to enter the service. Employees shall be selected on the basis of fitness to perform the duties and assume the responsibilities of the positions".

Consequently, the National Council for the Welfare of Disabled Persons, which is mandated by law to promote the welfare of disabled persons, specifically their right to equal opportunities, passed Resolution No. 11, series of 1990, requesting all Examination Administering Boards and Government

Agencies issuing licenses to allow disabled persons to take board/civil service examinations and to be issued all types of licenses made available to normal persons.

The CSC Memorandum Circular No. 17, series of 1989 (Physical and Mental Fitness for Continued Employment in the Public Service), which provides that "the Commission shall maintain a healthy government workforce that can adequately meet the requirements of the service. A healthy employee works more efficiently, more productively and possesses a better and more responsive work attitude than a sickly employee" should not be interpreted to disqualify or disenfranchise persons who are merely crippled, deaf, mute or blind and those who only suffer partial physical disabilities, which deformities do not render them incapable and unable to perform the duties of certain positions in the government.

Hence, the Commission, pursuant to its Resolution No. 90-668 promulgated on July 30, 1990 resolved to adopt and promulgate a policy allowing disabled persons (crippled, deaf, mute or blind and persons who suffer partial disability) but whose deformities do not physically and mentally render them incapable of performing the duties of certain positions to which they may be appointed and/or impair the efficient performance of such duties, to take the Civil Service Examinations. Moreover, these disabled persons who pass the Civil Service Examinations shall be issued the prescribed certificates of eligibilities.

THIS MEMORANDUM CIRCULAR SHALL TAKE EFFECT IMMEDIATELY.

(SGD.) PATRICIA A. STO. TOMAS
Chairman

A true copy

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

POLICY TO ALLOW DISABLED PERSONS TO TAKE
CIVIL SERVICE EXAMINATIONS

X-----X

RESOLUTION NO. 90-658

WHEREAS, the Civil Service Commission as the central personnel agency of the government is empowered to promulgate policies, standards and guidelines governing recruitment and selection of officers and employees into the Career Service;

WHEREAS, the Commission pursuant to paragraph (1), Section 12, Book V of the Executive Order No. 292 is empowered to administer and enforce the constitutional and statutory provisions on the merit system for all levels and ranks in the civil service;

WHEREAS, Section 26, Article II of the Constitution which reads: "The State shall guarantee equal access to opportunities for public service x x x" is interpreted to cover appointments to public office which appointments shall be based on the principle of merit and fitness to be determined as far as practicable by competitive examinations;

WHEREAS, the Commission, in line with the constitutional mandate on the application and implementation of the merit and fitness principle in the appointment of government employees, regularly conducts open and competitive civil service examinations for the career service. Further, pursuant to specific special laws, such as R.A. 1080, as amended (Board/Bar) and P.D. 907, the Commission grants civil service eligibilities to qualified applicants;

WHEREAS, Section 21, Chapter 5, Book V of the Executive Order No. 292 provides, thus:

"Opportunity for government employment shall be open to all qualified citizens and positive efforts shall be exerted to attract the best qualified to enter the service. Employees shall be selected on the basis of fitness to perform the duties and assume the responsibilities of the position."

WHEREAS, the National Council for the Welfare of Disabled Persons which is mandated by law to promote the welfare of disabled persons, specifically their right to equal opportunities, passed Resolution No. 11, series of 1990,

requesting all Examination Administering Boards and Government Agencies issuing licenses to allow disabled persons to take board/civil service examinations and to be issued all types of licenses made available to normal persons;

WHEREAS, the CSC Memorandum Circular No. 17, series of 1989 (Physical and Mental Fitness for Continued Employment in the Public Service), which provides that "the Commission shall maintain a healthy government workforce that can adequately meet the requirements of the service. A healthy employee works more efficiently, more productively and possesses a better and more responsive work attitude than a sickly employee" should not be interpreted to disqualify or disenfranchise persons who are merely crippled, deaf, mute, or blind and those who only suffer partial physical disabilities, which deformities do not render them incapable and unable to perform their duties as public officers or employees;

WHEREFORE, foregoing premises considered, the Commission resolved to adopt, as it hereby adopts and promulgates a policy allowing disabled persons (crippled, deaf, mute or blind and persons who suffer partial disability) but whose deformities do not physically and mentally render them incapable of performing the duties of certain positions to which they may be appointed and/or impair the efficient performance of such duties, to take the Civil Service Examinations. Moreover, these disabled persons who pass the Civil Service Examinations shall be issued the prescribed certificates of eligibilities.

Quezon City, July 30, 1990.

(SGD.) PATRICIA A. STO. TOMAS
Chairman

(SGD.) SAMILO N. BARLONGAY
Commissioner

(SGD.) MARIO D. YANGO
Commissioner

Attested by:

(SGD.) C. V. USAC
Board Secretary VI

A true copy