

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

February 4, 1991

DECS O R D E R
No. 8, s. 1991

DESIGNATION OF PERSONNEL

To: Undersecretaries
Assistant Secretaries
Bureau Directors
Regional Directors
Schools Superintendents
Directors of Services/Centers and Heads of Units
Presidents, State Colleges and Universities

1. In accordance with the Memorandum of Executive Secretary Catalino Macaraig, Jr., dated August 17, 1990, the following are hereby designated to constitute two (2) committees to investigate administrative charges/complaints against presidential appointees in offices directly under or attached to the Department of Education, Culture and Sports and in state colleges and universities.

First Committee

Chairman: Sr. State Prosecutor Lualhati R. Buenafe

Members: State Prosecutor Brenda Lomabao
State Prosecutor Aurora V. Jose

Second Committee

Chairman: State Prosecutor Francisco F. Benedicto

Members: Atty. Juan E. de Guzman
Chief, Legal Division, DECS

Atty. Macur D. Marchombser
Legal Division, DECS

2. The Committees shall have the functions and powers prescribed by the said Memorandum, a copy of which is inclosed.

3. This Order takes effect immediately and shall remain in full force until further order.

(SGD.) ISIDRO D. CARINO
Secretary

Incl.:

As stated

Reference:

N o n e

Allotment: 1-2-3--(M.O. 1-37)

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

- ✓ BUREAUS & OFFICES
- ✓ COMMITTEES
- ✓ COMPLAINTS
- ✓ EMPLOYEES
- ✓ OFFICIALS

(Inclosure to DECS Order No. 8, s. 1991)

Office of the President
of the Philippines
Malacañang

MEMORANDUM

TO : Secretary Isidro D. Cariño
Department of Education, Culture and Sports

SUBJECT : INVESTIGATION OF ADMINISTRATIVE CHARGES/COMPLAINTS
AGAINST PRESIDENTIAL APPOINTEES IN OFFICES DIRECTLY
UNDER OR ATTACHED TO THE DEPARTMENT OF EDUCATION,
CULTURE AND SPORTS AND IN STATE COLLEGES AND
UNIVERSITIES

In order to expedite the disposition of administrative charges/complaints against all Presidential appointees in offices directly under or attached to your Department and in state colleges and universities but at the same time assure observance of the constitutional requirement of due process, authority is hereby given to you to investigate, personally or thru a committee created by you, all administrative charges/complaints against said Presidential appointees wherein you are not the direct/immediate complainant, subject to the following conditions:

1. If preventive suspension is demanded, recommendation therefore and the justifications for such recommendation should be made to the President for her disposition.
2. Strict adherence to the requirements of due process should be observed in the investigation.
3. Following the completion of the investigation, the entire records of the case, together with your findings and recommendation or the findings and recommendation of the committee created by you should be elevated to this Office for ultimate resolution of the case.
4. Should request/motion for inhibition be filed either by the respondent or complainant, the same should be elevated to this Office and the investigation be suspended until further orders from this Office.

For the purpose of investigation, you or the committee created by you are hereby granted all the powers of an investigating body under Section 37, Chapter 9, Book I of the Administrative Code of 1987 (Executive Order No. 292, dated July 25, 1987) including the power to summon witnesses,

administer oaths, and take testimony or evidence relative to the investigation. Further, you or the committee created by you are hereby empowered to call upon any department, bureau, office, agency or instrumentality of the government for such assistance as you or the committee may need in the discharge of your/its functions.

It is understood that those administrative cases/complaints wherein you are the direct/immediate complainant, the complaint therefor should be directly filed with this Office.

Please be guided accordingly.

By authority of the President:

(SGD.) CATALINO MACARAIG, JR.
Executive Secretary

Manila, August 17, 1990

A true copy