

REPUBLIKA NG PILIPINAS REPUBLIC OF THE PHILIPPINES

KAGAWARAN NG EDUKASYON

DEPARTMENT OF EDUCATION

DepED Complex, Meralco Avenue, Pasig City, Philippines



AUG 292006

DepED ORDER 2006 No. 38 s.

> IMMEDIATE IMPLEMENTATION OF DECISIONS, ORDERS OR RESOLUTIONS ISSUED BY THE OFFICE OF THE OMBUDSMAN IN ADMINISTRATIVE DISCIPLINARY CASES

To: Undersecretaries

> Assistant Secretaries **Bureau Directors**

Directors of Services, Centers and Heads of Units

Regional Directors

Schools Division/City Superintendents

Heads, Public and Private Elementary and Secondary Schools

- Pursuant to the enclosed Memorandum Circular No. 01, s. 2006, of the Office of the Ombudsman, with the end in view of strictly observing Section 7, Rule III, Administrative Order No. 07, otherwise known as the "Ombudsman Rules of Procedure," which reads, thus "...(a) decision of the Office of the Ombudsman in administrative cases shall be executed as a matter of course...," all concerned are hereby enjoined to implement all Ombudsman Decisions, Orders or Resolutions in administrative disciplinary cases immediately upon receipt thereof by their respective Offices.
- The filing of a Motion for Reconsideration or a Petition for Review before the Office of the Ombudsman does not operate to stay the immediate implementation of the foregoing Ombudsman Decisions, Orders or Resolutions.
- 3. Only a Temporary Restraining Order (TRO) or a Writ of Preliminary Injunction, duly issued by a court of competent jurisdiction, stays the immediate implementation of the said Ombudsman Decisions, Orders or Resolutions.

4. Immediate dissemination of and compliance with this Order is hereby directed.

Encl.: As stated Reference: None

Allotment: 1—(D.O. 50-97)

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

LEGISLATIONS

OFFICIALS

POLICY

Reformatted by: Sally-Disciplinary cases April 22, 2006

Only a Temporary Restraining Order (TRO) or a Writ of Preliminary Injunction, duly issued by a court of competent jurisdiction, stays the immediate implementation of the said Ombudsman decisions, orders or resolutions.

This circular takes effect immediately.

11 April 2006.

MA. MERCEDITAS NAVARRO-GUTIERREZ

Tanodbayan (Ombudsman) (Enclosure to DepED Order No. 38, s. 2006)



Republic of the Philippines

OFFICE OF THE OMBUDSMAN

Ombudaman Building, Agham Road, Government Center, North Triangle, Dillman,1128 Quezon City

MEMORANDUM CIRCULAR NO 61 Series of 2006

UEPARTMENT OF EDUCATION OFFICE OF THE SECRETARY

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ALL HEADS OF DEPARTMENTS, OFFICES, BUREAUS AND AGENCIES OF THE NATIONAL

AND LOCAL GOVERNMENTS, INCLUDING

GOVERNMENT-OWNED AND CONTROLLED DEPARTMENT OF EDUCAT

CORPORATIONS.

RE

IMMEDIATE IMPLEMENTATION OF DECISIONS, ORDERS OR RESOLUTIONS ISSUED BY THE OFFICE OF THE

OMBUDSMAN IN ADMINISTRATIVE

DISCIPLINARY CASES.

OFFICE OF THE ASST. SEC. CAMILO MIGUEL MONTESA

Section 7 Rule III of Administrative Order No. 07, otherwise known as, the "Ombudsman Rules of Procedure" provides that: "A decision of the Office of the Ombudsman in administrative cases shall be executed as a matter of course."

In order that the foregoing rule may be strictly observed, concerned are hereby enjoined to implement all Ombudsman decisions, orders or resolutions in administrative disciplinary cases, immediately upon receipt thereof by their respective offices.

The filing of a motion for reconsideration or a petition for review before the Office of the Ombudsman does not operate to stay the immediate implementation of the Ombudsman decisions, orders or resolutions.