



MC No. 20, s. 2016

MEMORANDUM CIRCULAR

TO : ALL HEADS OF CONSTITUTIONAL BODIES; DEPARTMENTS, BUREAUS AND AGENCIES OF THE NATIONAL GOVERNMENT; GOVERNMENT-OWNED OR CONTROLLED CORPORATIONS WITH ORIGINAL CHARTERS; AND STATE UNIVERSITIES AND COLLEGES

SUBJECT : Career Officials as Defined by the Civil Service Law, rules and regulations as provided in item 1(c), OP Memorandum Circular No. 4 dated August 22, 2016 (Courtesy Resignation of Presidential Appointees)

The Office of the President issued MC 4 dated August 22, 2016 providing guidelines and exemptions on the Courtesy Resignations of Presidential Appointees. Item 1 (c) thereof exempts career officials as defined by the Civil Service Law, rules and regulations, hence it is necessary to enumerate the career officials exempted from the directive.

A review of pertinent Civil Service law, rules and regulations,¹ shows that the following are presidential appointees considered as career officials, to wit:

1. Positions in the Career Executive Service include the Undersecretary, Assistant Secretary, Bureau Director, Assistant Bureau Director, Regional Director, Assistant Regional Director, Chief of Department Service and other officers of equivalent rank as may be identified by the Career Executive Service Board, all of whom are appointed by the President;
2. Career officers, other than those in the Career Executive Service, who are appointed by the President. These include those appointed by the President through the operation of certain Philippine Laws such as Foreign Service Officers in the Department of Foreign Affairs pursuant to RA 7157 or the Foreign Service Act of 1991, Prosecutors pursuant to RA 10071, Labor Arbiters pursuant to RA 9347, as well as personnel of Government Owned or Controlled Corporations, whether performing governmental or proprietary functions; and
3. All other officers appointed by the President whose employment are characterized by (1) entrance based on merit and fitness to be determined as far as practicable by competitive examination, or based on highly technical qualifications; (2) opportunity for advancement to higher career positions; and (3) security of tenure.

Please be guided accordingly.

26 AUG 2016


ALICIA dela ROSA-BALA
Chairperson

¹ Section 7(3), (4), Chapter 2, Title I, Book V, the Administrative Code of 1987 (EO 292)