



Republic of the Philippines
 DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT
 REGION XIII (Caraga Region)
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DILG 13 Legal Opinion No. 2016-004 176188139852
 January 22, 2016

BLENDA CZARRINE R. DELA MERCED, JD
 Assistant Provincial Administrator
 Province of Dinagat Islands

Dear Assistant Provincial Administrator:

This refers to your e-mail to dilgXIII@yahoo.com on January 19, 2016 relative to the Civil Service Decision of Dismissal against Ms. Annabelle S. Natuan, Provincial Treasurer, PDI and the subsequent timely filing of a Motion for Reconsideration. Specifically you asked:

1. Whether Ms. Natuan can continue performing her assigned duties and responsibilities as Provincial Treasurer pending the decision of the CSC Regional Office as to the Motion for Reconsideration filed;
2. Whether she can still be allowed to travel and seek cash advances from the office;
3. Whether such decision has bearing on the capacity of Ms. Natuan to sign checks and other financial disbursements;
4. Whether she can still sign Purchase Requests, Purchase Orders and other vouchers;
5. Whether she can still attend seminars, workshops and conferences in connection with her being the Provincial Treasurer; and
6. Whether she is still entitled to her salaries, emoluments and other benefits as a department head of the province.

Since the issues above are interrelated, we would like to answer them in one discussion.

The Revised Rules on Administrative Cases in the Civil Service, particularly Rule 11, Section 60, provides for the effect of filing of Motion for Reconsideration, viz:

Section 60. Effect of Filing. The filing of a motion for reconsideration within the reglementary period of fifteen (15) days shall stay the execution of the decision sought to be reconsidered. (Emphasis ours)

It appears that due to the timely filing of her motion for reconsideration as you have presented above, Ms. Natuan may continue her usual duties and responsibilities as

/amg dlo 2016-004

blenda - delacruz@yahoo.com sent 2:11pm / Jan 28, 2016

BY: *[Signature]*

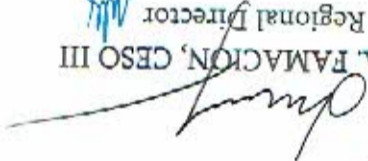
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JAN 27 2016

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REGION XI

cc: *Domingo E. Bulabog*
Provincial Director
DILG Province of Dinagat Islands
18C 126133129862

Truly yours,

LILIBETH A. FAMACION, CESO III
Regional Director

The Provincial Treasurer and be entitled to salaries, emoluments and other benefits as a department head of the province. It is, however, management prerogative whether to allow her to travel, draw cash advance, or attend seminars, workshops and conferences. This opinion is rendered without prejudice to any contrary decision or opinion of competent higher authorities and the courts.