



Republic of the Philippines
Department of Education
 REGION V - BICOL

RECEIVED

DepEd-Division Office - Catanduanes
 Office of the SDS

Office of the Regional Director

Date: MAR 11 2022
 Time: p.m.
 By: MHI

MEMORANDUM

TO : **Schools Division Superintendents
 Principals/School Heads
 All others concerned**

FROM : **GILBERT A. SADSAD**
 Regional Director

SUBJECT : **REITERATION OF DEPED ISSUANCES REGARDING
 ELECTIONEERING AND PARTISAN POLITICAL ACTIVITY**

DATE : **March 9, 2022**



All DepEd personnel are strongly reminded of the following DepEd issuances regarding Electioneering and Partisan Political Activity:

- (1) DepEd Memorandum No. 031, s. 2019; and
- (2) DepEd Order No. 048 s. 2018.

For information, widest dissemination and strict compliance.

ORD/LU/DGS



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March 14, 2022

To: Asst. Schools Division Superintendent
 Chief Education Supervisors (CID and SGOD)
 Education Program Supervisors
 Public Schools District Supervisors
 Section Chiefs
 Elementary and Secondary School Heads
 All others concerned

For information and widest dissemination.

SUSAN S. COLLANO
 Schools Division Superintendent



Republic of the Philippines
Department of Education



DepEd MEMORANDUM
 No. **031**, s. 2019

**ACTIVITIES THAT CONSTITUTE ELECTIONEERING AND PARTISAN
 POLITICAL ACTIVITY DURING THE CAMPAIGN PERIOD
 IN CONNECTION WITH THE MAY 13, 2019 NATIONAL
 AND LOCAL ELECTIONS**

To: Undersecretaries
 Assistant Secretaries
 Bureau and Service Directors
 Regional Directors
 Schools Division Superintendents
 Public Elementary and Secondary School Heads
 All Others Concerned



1. The Department of Education has issued DepEd Order (DO) No. 048, s. 2018 on November 13, 2018 entitled **Prohibition on Electioneering and Partisan Political Activity**, which reminds all its officials, teaching and non-teaching personnel of the constitutional and statutory prohibitions not to engage in any electioneering and partisan political campaign and/or activities.
2. The prohibition against electioneering and partisan political activities aims to ensure that government workers will remain focused on the affairs of the government, do away with the spoils (patronage) system, and shield public servants from the vagaries of politics.
3. The Commission on Elections (COMELEC) has issued COMELEC Resolution No. 10488 entitled **Rules and Regulations Implementing Republic Act No. 9006** otherwise known as the Fair Elections Act, which provides for the holding of free, orderly, honest, peaceful, and credible elections through fair election practices.
4. This COMELEC resolution has set the Campaign Period for Senators and Party list candidates from **February 12, 2019 to May 11, 2019**; and campaign period for congressmen and local officials from **March 29, 2019 to May 11, 2019**.
5. In the light of the Campaign Period for the 2019 National and Local Elections, DepEd expressly reiterates the prohibition not to engage in any act that is designed to promote the election or defeat of a particular candidate or party to public office, in accordance with the 1987 Philippine Constitution, existing laws, rules and regulations, and jurisprudence.
6. The graduation ceremonies of public elementary and secondary schools scheduled on March-April 2019 coincide with the Campaign Period for both the national and local candidates/parties. In order to avoid the appearance of impropriety and protect DepEd officials and employees from possible administrative and criminal liabilities, all heads of public elementary and secondary schools are hereby advised not to invite national and local candidates and political parties to their respective graduation ceremonies.

7. Political neutrality shall be observed at all times and everyone is enjoined to make a unified stand that the schools are neutral zones. Thus, all requests addressed to DepEd officials and employees for them to participate in consultative assemblies and/or meetings, shall not be allowed. This also covers requests for the use of Public Schools as venues for the said meetings and/or consultations.

8. Noncompliance with this directive shall be dealt with in accordance with DO 49, s. 2006 entitled **Revised Rules of Procedure of the Department of Education in Administrative Cases**, the Revised Rules on Administrative Cases in the Civil Service (RRACCS), the Omnibus Election Code, Republic Act No. 6713 entitled **Code of Conduct and Ethical Standards for Public Officials and Employees**.

9. This Memorandum is without prejudice to other circulars, advisories, or resolutions that may hereinafter be adopted by the Civil Service Commission, COMELEC and/or other concerned agencies.

10. Immediate dissemination of this Memorandum is desired.


LEONOR MAGTOLIS BRIONES
Secretary

References:

DepEd Order: (Nos. 048, s. 2018 and 49, s. 2006)

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

BUREAUS AND OFFICES
ELECTIONS
EMPLOYEES
OFFICIALS
TEACHERS

POLICY
PROHIBITIONS
RULES AND REGULATIONS
SCHOOLS



Republic of the Philippines
Department of Education

13 NOV 2018

DepEd ORDER
No. 048 s. 2018

PROHIBITION ON ELECTIONEERING AND PARTISAN POLITICAL ACTIVITY

To: Undersecretaries
Assistant Secretaries
Regional Secretary, ARMM
Bureau and Service Directors
Regional Directors
Schools Division Superintendents
Public Elementary and Secondary School Heads
All Others Concerned

1. The Department of Education (DepEd) issues a reminder to all its officials, teaching and nonteaching personnel on the constitutional prohibition against electioneering and conduct of partisan political activity. Article IX-B, Section 2(b), paragraph 4 of the 1987 Constitution states that **no officer of employee in the civil service shall engage, directly or indirectly, in any electioneering or partisan political campaign.**

2. The Omnibus Election Code, as amended, prohibits government officials and employees from engaging in any electioneering and partisan political activity and considers the commission thereof as an election offense punishable by law. The same prohibition is found in Book V, Title I, Chapter 7, Section 55 of the Executive Order No. 292, or the **Administrative Code of 1987.**

3. An advisory on Electioneering and Partisan Political Activity issued through Civil Service Commission (CSC) Resolution No. 1600298 dated March 29, 2016 reiterates that the prohibition aims to ensure that government workers will remain focused on the affairs of the government, to do away with the spoils system, and to shield public servants from the vagaries of politics. Enclosed is a copy of the said CSC Resolution.

4. In accordance with existing rules and regulations promulgated by the CSC, the Commission on Elections (COMELEC), and jurisprudence, the following are regarded as partisan political activities, which refer to acts designed to promote the election or defeat of a particular candidate or party to public office:

- a. Forming organizations, associations, clubs, committees, or other groups of persons for the purpose of soliciting votes and/or undertaking any campaign for or against a candidate/party;
- b. Holding political caucuses, conferences, meetings, rallies, parades, or other similar assemblies for the purpose of soliciting votes and/or undertaking any campaign for or against a candidate/party;
- c. Making speeches, announcements, or commentaries, or holding interviews for or against the election of any candidate or party for public office;

- d. Publishing, displaying, or distributing campaign literature, or materials designed to support or oppose the election of any candidate or party;
- e. Directly or indirectly soliciting votes, pledges, or support for or against a candidate or party;
- f. Being a delegate to any political convention, or a member of any political committee or directorate, or an officer of any political club or other similar political organizations;
- g. Receiving any contributions for political purposes, either directly or indirectly;
- h. Becoming publicly identified with the success or failure of any candidate/s or party/ies;
- i. Wearing of t-shirts or pins, caps or any other similar election paraphernalia bearing the names of the candidates or political party except as authorized by the Commission on Elections;
- j. Being a watcher for a political party or candidate during the election;
- k. Consistent presence in political rallies, caucuses of, and continuous companionship with certain political candidates and/or political party in said political activities, causing the employee to be closely identified with such candidate and/or political party;
- l. Giving personal, financial or other monetary contributions, supplies, equipment and materials for the benefit of a candidate and/or political party;
- m. Utilizing government resources such as personnel, including job order or contract of service hirees, time, and properties for political purposes;
- n. Distributing handbills/leaflets;
- o. Attendance at political meetings and caucuses; and
- p. Distribution of letters indicating intention to run for public office.

5. All DepEd officials (including third level officials), teaching and nonteaching personnel, are prohibited from engaging in any electioneering or partisan political activity, subject to the exclusion under paragraphs 12 and 14 of the attachment to the enclosed CSC Resolution.

6. DepEd officials are prohibited from using their position of authority to influence teaching and/or nonteaching personnel under their supervision or jurisdiction to support any preferred candidate or political party.

7. Any of the abovementioned prohibited act/s committed by DepEd official/personnel shall be dealt with in accordance with the DepEd Order No. 49, s. of 2006 (Revised Rules of Procedure of the Department of Education in Administrative Cases), the Revised Rules on Administrative Cases in the Civil Service, the Omnibus Election Code.

8. This Order is without prejudice to other circulars, advisories, or resolutions that may hereinafter be adopted by the CSC, COMELEC, and/or other relevant agencies.

9. Immediate dissemination of and strict compliance with this Order is directed.


LEONOR MAGTOLIS BRIONES
Secretary