



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
**BUREAU OF CUSTOMS**

**MASTER COPY**

*Handwritten initials*

13 September 2019

**CUSTOMS MEMORANDUM CIRCULAR**  
**No. 217 - 2019**

To: The Assistant Commissioner  
All Deputy Commissioners  
All Directors and Division Chiefs  
All District/Port Collectors  
And Others Concerned

**SUBJECT: COMELEC Resolution No. 10586**

Attached is the copy of Memorandum dated 09 September 2019 of Mr. Alvin P. Diaz, Director IV, Central Administration Office, Department of Finance endorsing a copy of COMELEC Resolution No. 10586 entitled:

**“Deputation of Certain Departments Under the Executive Branch, Government–Owned and Controlled Corporations and Financial Institutions in Connection with the September 7, 2019 Plebiscite to Ratify the Conversion of the Municipality of Sto. Tomas in the Province of Batangas into a Component City to be Known as the City of Sto. Tomas Pursuant to Republic Act No. 11086 dated October 5, 2018”.**

For your information and guidance.

For record purposes, please confirm the dissemination of this circular throughout your offices within fifteen (15) days from receipt hereof.

*Handwritten signature of Rey Leonardo B. Guerrero*

**REY LEONARDO B. GUERRERO**

Commissioner  
SEP 20 2019





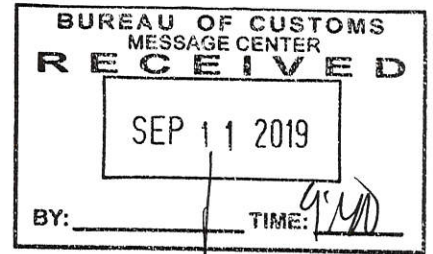
CMC No. 217-2019 P. 2

Republic of the Philippines  
**DEPARTMENT OF FINANCE**

Roxas Boulevard Corner Pablo Ocampo, Sr. Street  
Manila 1004

**MASTER COPY**

Internal Affairs Group  
Received by: LARRY DEVES  
Date: 09/12/19  
Time: 9:20



**MEMORANDUM**

**FOR :** HEADS OF OFFICES  
This Department

HEADS OF BUREAUS/ATTACHED AGENCIES  
Department of Finance



BOC-09-06485

**FROM :**   
**ALVIN P. DIAZ**  
Director IV  
Central Administration Office

**SUBJECT :** COMELEC Resolution No. 10586 entitled "DEPUTATION OF CERTAIN DEPARTMENTS UNDER THE EXECUTIVE BRANCH, GOVERNMENT-OWNED AND CONTROLLED CORPORATIONS AND FINANCIAL INSTITUTIONS IN CONNECTION WITH THE SEPTEMBER 7, 2019 PLEBISCITE TO RATIFY THE CONVERSION OF THE MUNICIPALITY OF STO. TOMAS IN THE PROVINCE OF BATANGAS INTO A COMPONENT CITY TO BE KNOWN AS THE CITY OF STO. TOMAS PURSUANT TO REPUBLIC ACT NO. 11086 DATED OCTOBER 5, 2018"

**DATE :** September 9, 2019

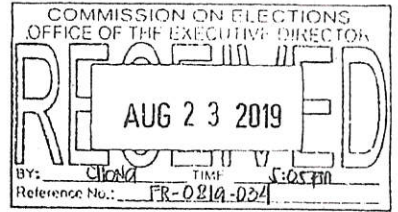
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Attached for information and guidance is a copy of COMELEC Resolution No. 10586 dated 23 August 2019 signed by Mr. Sheriff M. Abas, Chairman of Commission on Elections on the above-captioned subject.

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Republic of the Philippines  
COMMISSION ON ELECTIONS  
Manila



DEPUTATION OF CERTAIN DEPARTMENTS UNDER THE EXECUTIVE BRANCH, GOVERNMENT-OWNED AND CONTROLLED CORPORATIONS AND FINANCIAL INSTITUTIONS IN CONNECTION WITH THE SEPTEMBER 7, 2019 PLEBISCITE TO RATIFY THE CONVERSION OF THE MUNICIPALITY OF STO. TOMAS IN THE PROVINCE OF BATANGAS INTO A COMPONENT CITY TO BE KNOWN AS THE CITY OF STO. TOMAS PURSUANT TO REPUBLIC ACT NO. 11086 DATED OCTOBER 5, 2018.

ABAS, Sheriff M.  
PARREÑO, Al A.,  
GUIA, Luie Tito F.,  
GUANZON, Ma. Rowena Amelia V.,  
INTING, Socorro B.,  
CASQUEJO, Marlon S.,  
KHO, Antonio, Jr. T.,

Chairman  
Commissioner  
Commissioner  
Commissioner  
Commissioner  
Commissioner

x-----x

Promulgated : August 23, 2019

RESOLUTION NO. 10586

WHEREAS, the Commission on Elections (Commission) has set September 7, 2019 as the date of the plebiscite to ratify Republic Act No. 11086 in COMELEC Resolution No. 10547 dated July 3, 2019 entitled "CALENDAR OF ACTIVITIES AND PERIODS OF CERTAIN PROHIBITED ACTS IN CONNECTION WITH THE SEPTEMBER 7, 2019 PLEBISCITE TO RATIFY THE CONVERSION OF THE MUNICIPALITY OF STO. TOMAS IN THE PROVINCE OF BATANGAS INTO A COMPONENT CITY TO BE KNOWN AS THE CITY OF STO. TOMAS PURSUANT TO REPUBLIC ACT NO. 11086 DATED OCTOBER 5, 2018";

WHEREAS, pursuant to the Constitution of the Republic of the Philippines, the Omnibus Election Code (Batas Pambansa Blg. 881), the Commission may deputize government offices/agencies and Government-Owned-and-Controlled Corporations (GOCCs), in connection with the conduct of the September 7, 2019 Plebiscite to ratify the conversion of the Municipality of Sto. Tomas, Batangas into a component city pursuant to Republic Act No. 11086 dated October 5, 2018.

NOW, THEREFORE, the Commission, has RESOLVED, as it hereby RESOLVES to deputize, the following:

I. THE DEPARTMENT OF EDUCATION

The Department of Education (DepEd) is hereby deputized to comply with and enforce all orders and instructions of the Commission relative to the plebiscite duties and functions of its personnel in connection with the September 7, 2019 Plebiscite in the Municipality of Sto.

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Tomas, Batangas to ratify its conversion into a component city pursuant to Republic Act No. 11086 dated October 5, 2018 and perform such other measures as are necessary including the use of all public school buildings designated as polling places/ centers.

Where it is necessary to constitute new or additional Plebiscite Committees, preference for appointment shall be given to other public school teachers who are qualified, willing and available to render plebiscite-related service *and* who are in the certified list of substitutes submitted by the highest DepEd official in the Municipality of Sto. Tomas, Batangas.

## II. THE DEPARTMENT OF FINANCE

The Department of Finance (DOF) is hereby deputized to enforce and ensure, during the plebiscite period from **August 8, 2019 to September 14, 2019**, that:

- 1) The Treasurer of the Municipality of Sto. Tomas, Batangas:
  - a) Is not transferred or detailed, whether temporarily or permanently, to another province, city or municipality, except upon prior written authority of the Commission;
  - b) Is not allowed to go on leave of absence from office during the period starting two weeks before and two weeks after the plebiscite, except upon prior written authority of the Commission; and
  - c) Shall, at all times, assign responsible employees to receive instructions from the Commission relative to election matters to insure immediate action thereon.
- 2) No temporary or casual employee is designated as Officer-in-Charge of the Office of the Treasurer of Sto. Tomas, Batangas;

The Treasurer of Sto. Tomas, Batangas in turn, is deputized to:

- a) Under the direct orders and supervision of the Election Officer of the Sto. Tomas, Batangas, preserve, take custody and be responsible for the storage of plebiscite forms, ballot boxes, paraphernalia, supplies and materials entrusted to him and prevent any loss, destruction, impairment or damage thereto;
- b) Keep a record of the quantity and serial numbers, if any, of official ballots, and ballot boxes allocated for distribution to the various precincts in the Municipality of Sto. Tomas, Batangas, and furnish legible copies of such record to the Election Officer of Sto. Tomas, Batangas, and the Election Records and Statistics Department (ERSD), Commission on Elections, Manila, immediately after distribution;
- c) Distribute in the presence of watchers, if available, the official ballots, ballot box, and other plebiscite paraphernalia, to the Plebiscite Committees not earlier than the first hour on plebiscite day.

In the discharge of his duties as deputy of the Commission, the Treasurer of the Municipality of Sto. Tomas, Batangas shall not be subject to the command, control or orders of the mayor or other local executive officials. In this respect, it shall be unlawful for the mayor or local executive officials to intervene or interfere in the discharge of the Treasurer's duties in connection with the plebiscite.

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(Deputation of Certain Departments under the Executive Branch....)

### III. THE DEPARTMENT OF TRANSPORTATION (DOTr)

The Department of Transportation (DOTr) is hereby deputized to perform the following duties and functions:

1) Circularize to all owners and operators of land and air transportation facilities, holders of certificates of public convenience, franchises or other forms of authorization, that the following provisions under the Omnibus Election Code are election offenses:

a) Sec. 89, which prohibits any person from giving or accepting transportation, free of charge, directly or indirectly during the five (5) hours before and after a public meeting, on the day preceding the plebiscite and on plebiscite day;

b) Sec. 261 (dd), which penalizes any operator or employee of a public utility or transportation company operating under a certificate of public convenience who refuses to carry official plebiscite mail matters free of charge during the plebiscite period.

2) Direct its agents to apprehend violators of the aforesaid provisions of the Omnibus Election Code and refer such violations to the Commission, through the Regional Election Director of Region IV-A, for proper action;

3) Perform such other duties and functions which the Commission may prescribe from time to time.

### IV. THE PHILIPPINE POSTAL SERVICE CORPORATION AND THE NATIONAL TELECOMMUNICATIONS COMMISSION

The Philippine Postal Service Corporation and the National Telecommunications Commission are hereby deputized to perform the following functions and duties:

1) Instruct their respective personnel and the management of all private telecommunications firms to give special preference to, and effect immediate transmission and delivery of messages or telegrams of the Commission, its field personnel and deputies during the plebiscite period; and between and among the Commission's field offices, its deputies and other assisting agencies until after the proclamation;

2) Impress upon such personnel and management that non-compliance with the provisions of Sec. 9 of the Omnibus Election Code on preferential transmissions of official mails, messages and telegrams relative to the plebiscite, constitutes an election offense punishable under Sec. 264 of said Code with imprisonment of not less than one year but not more than six (6) years and shall not be subject to probation. In addition, the guilty party shall be sentenced to suffer disqualification to hold public office and deprivation of the right of suffrage;

3) Assign sufficient number of personnel to receive, transmit and deliver plebiscite messages ten (10) days before plebiscite day, on plebiscite day, and five (5) days after plebiscite day;

4) Make operational all its stations during the plebiscite period; and

5) Perform such other duties and functions which the Commission may prescribe from time to time.

### V. THE DEPARTMENT OF ENERGY AND ELECTRIC COOPERATIVES

The Department of Energy and electric cooperatives in the local government unit concerned are hereby deputized to perform the following:

1) Provide uninterrupted power supply on the day before and on plebiscite day, until the termination or conclusion of the canvassing of the plebiscite returns and proclamation; and

2) Perform such other functions that the Commission may prescribe from time to time.



**VI. THE CIVIL SERVICE COMMISSION**

The Civil Service Commission (CSC) is hereby deputized to enforce and implement the provisions of the Omnibus Election Code, particularly Section 261 (g), (h) and (i).

**VII. COMMISSION ON AUDIT AND DEPARTMENT OF BUDGET AND MANAGEMENT**

The Commission on Audit (COA) and the Department of Budget and Management (DBM) are hereby deputized to enforce and implement the provisions of Section 261, paragraph (v) and (w) of the Omnibus Election Code.

As such deputies, they shall place at the disposal of the Commission their land, air and water craft, such as airplanes and helicopters, trucks, jeeps, vans, cars and the like, ships, launches, barges, and speedboats, and communication facilities, as the Commission may need from time to time. Said vehicles shall be used to ferry the personnel of the Commission and of its deputized agencies in the performance of their plebiscite duties, and to transport plebiscite forms, supplies and materials to their places of destination, particularly in areas with inadequate or without regular means of transportation.

For the above purposes, they shall provide the Commission with a list of available vehicles, together with the pilots/ captains, shipmasters, or drivers assigned to said crafts or vehicles. These crafts or vehicles shall be at the disposal of the Commission immediately and until the end of the plebiscite period.

**EFFECTIVITY**


This Resolution shall take effect on the seventh (7<sup>th</sup>) day after its publication in two (2) daily newspapers of general circulation in the Philippines.


**DISSEMINATION AND PUBLICATION**


The Executive Director shall furnish all the above deputized, departments, offices and/or agencies, through their respective heads, copies of this Resolution pertinent to their agencies.


The Education and Information Department, shall cause the publication of this Resolution in two (2) daily newspapers of general circulation in the Philippines.

**SO ORDERED.**

  
AL A. PARREÑO  
Commissioner

  
SHERIEF M. ABAS  
E000104299  
Chairman

  
MA ROWENA AMELIA V. GUANZON  
Commissioner

  
MARLON S. CASQUEJO  
Commissioner

  
LUE TITO F. GUIA  
Commissioner

  
SOCORRO B. INTING  
Commissioner

  
ANTONIO T. KHO, JR.  
Commissioner