



Supreme Court of the Philippines
Manila

OFFICE OF THE COURT ADMINISTRATOR

CIRCULAR NO. 12-92

TO : THE COURT OF APPEALS, SANDIGANBAYAN, COURT OF TAX APPEALS, REGIONAL TRIAL COURTS, SHARI'A DISTRICT COURTS, METROPOLITAN TRIAL COURTS, MUNICIPAL TRIAL COURTS IN CITIES, MUNICIPAL TRIAL COURTS, MUNICIPAL CIRCUIT TRIAL COURTS, AND SHARI'A CIRCUIT COURTS

SUBJECT : OMBUDSMAN MEMO CIRCULAR # 1, Series of 1992, RE CLEARANCE FOR RETIRING/RESIGNING PUBLIC OFFICERS

Quoted hereunder for the information and guidance of all concerned is Memo Circular # 1, series of 1992 of the Honorable Conrado M. Vasquez, Ombudsman of the Philippines, to wit:

"MEMORANDUM CIRCULAR NO. I
Series of 1992

TO : ALL HEADS OF DEPARTMENTS, OFFICES, BUREAUS AND AGENCIES OF THE NATIONAL AND LOCAL GOVERNMENTS, INCLUDING GOVERNMENT-OWNED AND CONTROLLED CORPORATIONS.

RE : OMBUDSMAN CLEARANCE

Section 12 of Republic Act No. 3019, as amended, otherwise known as the 'Anti-Graft and Corrupt Practices Act' provides that '(N)o public officer shall be allowed to resign or retire pending an investigation, criminal or administrative, or pending a prosecution against him, for any offense under this Act or under the provisions of the Revised Penal Code on bribery'.

In order that the foregoing prohibition may be strictly observed, all concerned are hereby enjoined not to allow the retirement, or accept the resignation of any 'public officer' as defined under said Act without first securing/presenting a clearance to the effect that he has no pending criminal or administrative case with this Office.

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OFFICE OF THE OMBUDSMAN
1000 P. O. BOX 2118, ANAKAPULISTRE, 1000 MANILA, PHILIPPINES

Any person found to be not complying with this Circular may be punished for contempt pursuant to Section 15(9) of Republic Act No. 6770 (Ombudsman Act of 1989).

This circular takes effect immediately.

February 11, 1992.

(SGD) CONRADO M. VASQUEZ
Ombudsman"

FOR STRICT OBSERVANCE AND COMPLIANCE.

February 19, 1992.

Josue N. Bellosillo
JOSUE N. BELLOSILLO
Court Administrator

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Under that the foregoing prohibition may be strictly observed, all concerned are hereby enjoined not to allow the retirement, or accept the resignation of any "public officer" as defined under said Act without first securing/presenting a clearance to the effect that he has no pending criminal or administrative case with this Office.

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February 11, 1992.

Conrado M. Vasquez
CONRADO M. VASQUEZ
Ombudsman

MAC/msg