



Republic of the Philippines
Supreme Court
Office of the Court Administrator
Manila

OCA CIRCULAR NO. 155-2015

TO: JUSTICES, JUDGES, COURT OFFICIALS AND PERSONNEL OF THE THIRD, SECOND AND FIRST LEVEL COURTS

SUBJECT: AMENDMENTS TO A.M. NO. 04-7-02-SC (Re: GUIDELINES ON CORPORATE SURETY BONDS)

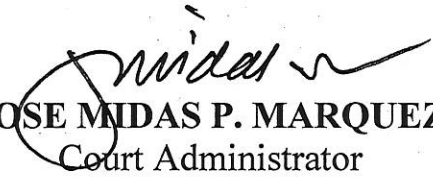
In accordance with the Resolution dated 21 April 2015 of the Court in A.M. No. 04-7-02-SC (**Re: Guidelines on Corporate Surety Bonds**), all concerned justices, judges, court officials and personnel are hereby informed of the following amendments/clarifications to the said guidelines:

- (a) That the obligation on the part of the accused/defendant to pay the annual premium necessary for the renewal of the surety bond previously approved by the court **REMAINS**;
- (b) The phrase "Unless and until the Supreme Court directs otherwise" appearing in the first paragraph of Section VII of A.M. No. 04-7-02-SC is **AMENDED** to read as "Unless and until the court concerned directs otherwise;" and
- (c) The second paragraph of Section VII of A.M. No. 04-7-02-SC is **AMENDED** to include the following statement: "If the surety company seeks to be discharged from its obligation because of the failure/refusal of the accused/defendant to pay the premiums, it shall make the same notice within ten (10) days from the occurrence of such fact and the court shall decide accordingly."

This Circular supersedes prior circulars/memoranda inconsistent herewith and shall remain in force until further orders from the Court.

Strict compliance is hereby enjoined.

23 July 2015


JOSE MIDAS P. MARQUEZ
Court Administrator



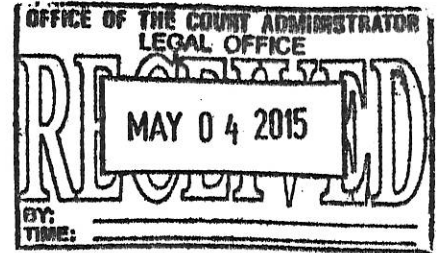
Republic of the Philippines

Supreme Court

Baguio City

EN BANC

NOTICE



Sirs/Mesdames:

Please take notice that the Court en banc issued a Resolution dated APRIL 21, 2015, which reads as follows:

“A.M. No. 04-7-02-SC (Re: Guidelines on Corporate Surety Bonds).- The Court Resolved, upon the recommendation of the Office of the Court Administrator (OCA), to

(a) **NOTE** the Letter dated November 27, 2014 of Presiding Judge Nicolas-Cavito, Branch 25, Regional Trial Court, Cabanatuan City;

(b) **CLARIFY** that the obligation on the part of the accused/defendant to pay the annual premium necessary for the renewal of the surety bond previously approved by the court remains;

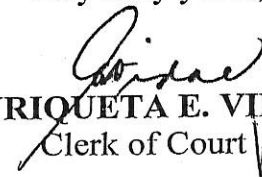
(c) **AMEND** the phrase ‘Unless and until the Supreme Court directs otherwise’ appearing in the first paragraph of Section VII of A.M. No. 04-7-02-SC to read as ‘Unless and until the court concerned directs otherwise’;

(d) **AMEND** the second paragraph of Section VII of A.M. No. 04-7-02-SC to include the following statement: ‘If the surety company seeks to be discharged from its obligation because of the failure/refusal of the accused/defendant to pay the premiums, it shall make the same notice within ten (10) days from the occurrence of such fact and the court shall decide accordingly’;

(e) **AUTHORIZE** the OCA to issue the corresponding circular for the information of all court officials and personnel; and

(f) **DIRECT** the OCA to formally furnish the Office of the Clerk of Court *En Banc* with a copy of the aforesaid circular for attachment to the *rollo*.” (adv31)

Very truly yours,


ENRIQUETA E. VIDAL
Clerk of Court

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