



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

OCA CIRCULAR NO. 14-2002

TO : THE COURT OF APPEALS, SANDIGANBAYAN,
REGIONAL TRIAL COURTS, SHARIA DISTRICT COURTS,
METROPOLITAN TRIAL COURTS, MUNICIPAL TRIAL
COURTS IN CITIES, MUNICIPAL TRIAL COURTS,
MUNICIPAL CIRCUIT TRIAL COURTS, SHARIA CIRCUIT
COURTS, THE DEPARTMENT OF JUSTICE AND THE
INTEGRATED BAR OF THE PHILIPPINES

SUBJECT : AMENDMENT TO SECTION 5, RULE 110 OF THE
REVISED RULES OF CRIMINAL PROCEDURE

The Supreme Court En Banc in its Resolution dated 10 April 2002, in A.M. No. 02-2-07-SC, RE: Proposed Amendments to Section 5, Rule 110 of the Revised Rules of Criminal Procedure, Resolved to approve the amendment to Sec. 5, Rule 110 to read as follows:

“Section 5. Who must prosecute criminal actions.- All criminal actions either commenced by complaint or by information shall be prosecuted under the direction and control of a public prosecutor. In case of heavy work schedule of the public prosecutor, or in the event of lack of public prosecutors, the private prosecutor may be authorized in writing by the Chief of the Prosecution Office or the Regional State Prosecutor to prosecute the case subject to the approval of the court. Once so authorized to prosecute the criminal action, the private prosecutor shall continue to prosecute the case up to the end of the trial even in the absence of a public prosecutor, unless the authority is revoked or otherwise withdrawn.

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This amendment to Rule 110 took effect on the first day of May 2002 following its publication in the Manila Bulletin .

For the information and guidance of all concerned.

18 June 2002


JOSE P. PEREZ
Acting Court Administrator