



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE SECRETARY
MANILA

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DEPARTMENT ORDER)

NO. **200**

Series of 1993)

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SUBJECT: Supplemental Guidelines On the
Devolution of Basic Services,
Personnel, and Records to Local
Government Units Pursuant to
RA 7160.

Under Department Order No. 110 dated April 28, 1993, this Office directed the devolution to the Local Government Units (LGUs) concerned, of certain DPWH functions, personnel and records, pursuant to the Local Government Code of 1991, particularly Section 17(b) thereof. Regional Directors and District Engineers were instructed to confer and negotiate with the Local Chief Executives to facilitate the devolution process, and to submit reports thereon without delay.

However, it is evident from the initial reports submitted by field offices to this Office that there are constraints in the implementation of the devolution program. Some Local Chief Executives are reluctant to absorb the DPWH personnel being transferred to them, on the ground that absorption of the affected employees is not administratively viable, and by reason of DILG Memorandum Circular No. 93-102 dated 27 July 1993 stating, in part, that the acceptance of DPWH personnel is optional and voluntary on the part of the Local Chief Executives.

For uniformity of follow-through/alternative actions to be taken, the following supplementary guidelines are hereby issued:

1. Permanent employees in DPWH Regional and District Offices who are slated for transfer to, but are not absorbed by, the LGUs, shall be retained by this Department. They shall be redeployed to organizational units in their respective offices where their services and potentials can be optimized.
2. Permanent employees in the National Government Sections attached to City Engineering Offices, who are not accepted by the City Governments concerned, shall be redeployed to the Engineering District Offices assigned to implement national projects within the City, or to any other office under the Region, as the needs of the service may require. Once the positions occupied by the said employees are vacated, however, these shall be considered abolished.
3. DPWH Offices to which personnel are redeployed shall submit modified staffing patterns to the Office of the Secretary for submittal to, and approval by, the Department of Budget and Management.

4. In view of the Special Provisions (paragraph 1) of the General Appropriations Act, FY 1993, prohibiting the transfer of DPWH funds to other government agencies, funds for salaries and other benefits of DPWH personnel devolved to LGUs cannot be transferred directly from this Department to the LGUs concerned. This will be effected by the Department of Budget and Management, upon approval of the Revised/Supplemental Organization, Staffing and Classification Action Summaries (OSCAS) of the LGUs to which the DPWH personnel had been devolved.
5. On the basis of the signed Memorandum of Agreement, DPWH personnel already accepted by the LGUs shall be issued detail orders by the Regional Directors concerned. Pending the transfer of funds for their salaries and other benefits to LGUs, their respective DPWH mother offices shall continue to pay their salaries and other benefits.
6. Regional Directors concerned shall furnish the Central Office complete lists of personnel already accepted by LGUs, indicating their names, position titles, item numbers (Personal Services Itemization), actual salaries and other benefits, for submittal to the Department of Budget and Management.
7. Records and office equipment used exclusively for the delivery of the devolved functions and services shall be transferred to the LGUs concerned in accordance with existing accounting and auditing rules and regulations. Service vehicles, construction and maintenance equipment, and buildings owned by the DPWH shall be retained for use in the provision of services and implementation of projects remaining under the responsibility of this Department.
8. Pursuant to Executive Order No. 503, s. 1992, a consolidated report on the devolution shall be submitted by this Department to the Oversight Committee, once all the reports from field offices are received.

This Order supplements Department Order No. 110 and shall take effect immediately.


GREGORIO R. VIGILAR
Secretary