



Republika ng Pilipinas  
**KAGAWARAN NG KATARUNGAN**  
*Department of Justice*  
Manila

MEMORANDUM CIRCULAR NO. 002

**TO :** The Undersecretaries/Assistant Secretaries  
Heads of Bureaus, Commissions and  
Offices attached to the DOJ  
The Prosecutor General  
Regional/Provincial/City Prosecutors  
Records Management Section  
DOJ Library  
All Concerned

**SUBJECT:** MEMORANDUM CIRCULAR NO. 57 DATED 07 FEBRUARY 2019  
SIGNED BY EXECUTIVE SECRETARY SALVADOR C. MEDIALDEA

**DATE :** FEB 18 2019

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Attached is a copy of Memorandum Circular No. 57 dated 07 February 2019, signed by Executive Secretary Salvador C. Medialdea entitled **“REMINDING ALL GOVERNMENT OFFICES, AGENCIES AND INSTRUMENTALITIES, INCLUDING GOVERNMENT-OWNED OR –CONTROLLED CORPORATIONS, GOVERNMENT FINANCIAL INSTITUTIONS, STATE UNIVERSITIES AND COLLEGES, AND LOCAL GOVERNMENT UNITS, TO ENSURE THE TIMELY COMPLETION OF GOVERNMENT INFRASTRUCTURE PROJECTS.”**

Let the certified copy thereof be kept in the DOJ Records Management Section.

For information and guidance.

**MENARDO I. GUEVARRA**  
*Secretary*

Department of Justice  
CN: O201902186



Encl.: As stated.

**Office of the President  
of the Philippines  
Malacañang**

**MEMORANDUM CIRCULAR NO. 57**

**REMINDING ALL GOVERNMENT OFFICES, AGENCIES AND INSTRUMENTALITIES, INCLUDING GOVERNMENT-OWNED OR -CONTROLLED CORPORATIONS, GOVERNMENT FINANCIAL INSTITUTIONS, STATE UNIVERSITIES AND COLLEGES, AND LOCAL GOVERNMENT UNITS, TO ENSURE THE TIMELY COMPLETION OF GOVERNMENT INFRASTRUCTURE PROJECTS**

**WHEREAS**, pursuant to Sections 3 (e), 3 (f) and 9 of Republic Act (RA) No. 3019, or the "Anti-Graft and Corrupt Practices Act," a public officer who causes undue injury to the Government, through gross negligence in the discharge of his or her functions, and who neglects or refuses, without sufficient justification, to act within a reasonable time on any pending matter, for the purpose of obtaining some material or pecuniary benefit or advantage, shall be punished with imprisonment and perpetual disqualification from public office;

**WHEREAS**, Section 65, Rule XXI of the revised Implementing Rules and Regulations of RA No. 9184, or the "Government Procurement Reform Act," provides that public officers, including private individuals in collusion with such public officers, who delay without justifiable cause the screening for eligibility, opening of bids, evaluation and post evaluation of bids, and awarding of contracts, including those for government infrastructure projects, shall suffer the penalty of imprisonment, in addition to the penalty of temporary disqualification from public office, without prejudice to the provisions of RA No. 3019 and other penal laws;

**WHEREAS**, Section 46 (b), Chapter 7, Subtitle A, Title I, Book V of Executive Order (EO) No. 292 or the "Administrative Code of 1987," considers neglect of duty and inefficiency in the performance of official duties as grounds for disciplinary action;

**WHEREAS**, unfinished government infrastructure projects cause great inconvenience and serious damage to the prejudice of the general public, and adversely affect the delivery of basic services;

**WHEREAS**, the development goals of accelerating infrastructure development and ensuring efficient governance remain as overriding objectives of the government under the Philippine Development Plan 2017-2022;

**WHEREAS**, pursuant to EO No. 24 (s. 2017), the Department of Public Works and Highways (DPWH), as Chair of the Infrastructure Cluster, is tasked to lead in (i) enhancing the delivery of public infrastructure by ensuring efficient and transparent management of assets and resources; (ii) improving the quality and reliability of public infrastructure and public investment efficiency; (iii) strengthening implementation capacity and budget execution of government agencies which are involved in

infrastructure development; and (iv) ensuring equitable access to infrastructure services.

**NOW, THEREFORE**, the following are hereby ordered:

1. All heads and concerned officials and employees of departments, bureaus and offices, including government-owned or -controlled corporations (GOCCs), government financial institutions (GFIs), state universities and colleges (SUCs), and local government units (LGUs) shall strictly observe the laws, issuances and policies pertaining to the timely completion of government infrastructure projects, including the imposition of appropriate sanctions for infractions and violations thereof;
2. The abovementioned heads and concerned officials shall ensure that in undertaking government infrastructure projects, all measures to promote the safety of, and mitigate inconvenience to the public are in place; and
3. The DPWH shall take appropriate measures to ensure the compliance of concerned government agencies and instrumentalities, GOCCs, GFIs, SUCs and LGUs with this Circular.

This Circular shall take effect immediately.

DONE in the City of Manila, this 7<sup>th</sup> day of February, in the year of Our Lord, Two Thousand and Nineteen.

By authority of the President:

  
**SALVADOR C. MEDIALDEA**  
Executive Secretary

