

Republic of the Philippines
DEPARTMENT OF JUSTICE
NATIONAL PROSECUTION SERVICE

(Prosecution Office)

REFERRING Law Enforcement Agency (LEA) or Reference No. _____
PRIVATE COMPLAINANT,

FOR :

-versus-

RESPONDENT/s

Detained at _____

CERTIFICATION

(Evaluation of referral/complaint for Inquest)

I, _____ (*Name of Assisting Prosecutor*), _____ (*Designation*),
assigned to conduct the evaluation of the above-entitled referral/complaint, hereby certifies that:

1. The offense subject in the above-entitled referral/complaint is covered by Department Circular No. 020 (DC 020) series of 2023;
2. Pursuant to DC 020, I conducted the required evaluation of the referral/complaint and the attached supporting documents;
3. After due evaluation of the referral and the pieces of evidence submitted, I found that the referral/complaint is:

SUFFICIENT FOR INQUEST PROCEEDINGS
(The warrantless arrest is lawful and in accordance with Section 5, Rule 113 of the Revised Rules on Criminal Procedure, and the records contain all the necessary evidence to prove the essential elements of the complaint.)

HENCE, it is recommended that the referral/complaint may be docketed for inquest proceedings.

LACKS THE NECESSARY PIECES OF EVIDENCE/DOCUMENTS FOR INQUEST PROCEEDINGS
(While the warrantless arrest is lawful and in accordance with Section 5, Rule 113 of the Revised Rules on Criminal Procedure, the records do not contain all the necessary evidence to prove the essential elements of the complaint.)

HENCE, the referring LEA/complainant is hereby directed to submit to this office the following documents on or before _____, to wit:

1. _____
2. _____
3. _____

Should the referring LEA/complainant fail to comply, the undersigned shall have no other recourse but to dispose of the referral/complaint based on the available records and in accordance with DC 020.

**NOT PROPER FOR INQUEST PROCEEDINGS
BUT SUFFICIENT FOR THE CONDUCT OF
PRELIMINARY INVESTIGATION**

(While the records of the referral/complaint contain all the necessary evidence to prove the essential elements of the complaint, the warrantless arrest does not fall among the provisions of Section 5, Rule 113 of the Revised Rules on Criminal Procedure.)

HENCE, it is recommended that this referral/complaint be forwarded for the conduct of Preliminary Investigation.

FURTHER, it is respectfully recommended that respondent/s _____ who is/are detained at _____, be released immediately unless he/she/they are detained for other lawful causes.

**NOT PROPER FOR INQUEST PROCEEDINGS
OR PRELIMINARY INVESTIGATION**

(The warrantless arrest does not fall among the provisions of Section 5, Rule 113 of the Revised Rules on Criminal Procedure AND the records of the referral/complaint do not contain all the necessary evidence to prove the essential elements of the complaint.)

HENCE, it is recommended that this referral/complaint be referred for case build-up.

FURTHER, it is respectfully recommended that respondent/s _____ who is/are detained at _____, be released immediately unless detained for other lawful causes.

ISSUED on _____ 2023, at _____, Philippines.

Name and Signature of Assisting Prosecutor

RECOMMENDING APPROVAL:

APPROVED:

Republic of the Philippines
DEPARTMENT OF JUSTICE
NATIONAL PROSECUTION SERVICE

(Prosecution Office)

REFERRING Law Enforcement Agency (LEA) or Reference No. _____
PRIVATE COMPLAINANT,

FOR :

-versus-

RESPONDENT/s

Detained at _____

CERTIFICATION

(Evaluation of complaint referred for Preliminary Investigation)

I, _____ (Name of Assisting Prosecutor), _____ (Designation),
assigned to conduct the evaluation of the above-entitled referral/complaint, hereby certifies that:

1. The offense subject in the above-entitled referral/complaint is covered by Department Circular No. 020 (DC 020) series of 2023;
2. Pursuant to DC 020, I conducted the required evaluation of the referral/complaint and the attached supporting documents;
3. After due evaluation of the complaint and the pieces of evidence submitted, I found that the complaint is:

SUFFICIENT FOR CONDUCT OF PRELIMINARY INVESTIGATION

*The complaint/referral contains all the necessary evidence to prove the essential elements of the crime and should be **docketed for preliminary investigation.***

INSUFFICIENT FOR THE CONDUCT OF PRELIMINARY INVESTIGATION AND MUST FIRST BE REFERRED FOR CASE BUILD-UP

*The complaint/referral does not contain all the necessary evidence to prove the essential elements of the crime. Therefore, it is recommended that the same be first **referred for case build-up.***

ISSUED on _____ 2023, at _____, Philippines.

Name and Signature of Assisting Prosecutor

RECOMMENDING APPROVAL:

APPROVED:

