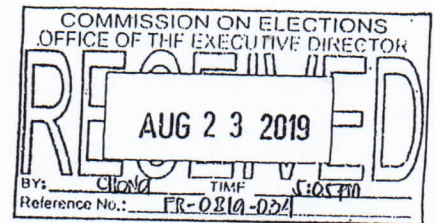




Republic of the Philippines
COMMISSION ON ELECTIONS
Manila



DEPUTATION OF CERTAIN
DEPARTMENTS UNDER THE
EXECUTIVE BRANCH,
GOVERNMENT-OWNED AND
CONTROLLED
CORPORATIONS AND
FINANCIAL INSTITUTIONS
IN CONNECTION WITH THE
SEPTEMBER 7, 2019
PLEBISCITE TO RATIFY THE
CONVERSION OF THE
MUNICIPALITY OF STO.
TOMAS IN THE PROVINCE OF
BATANGAS INTO A
COMPONENT CITY TO BE
KNOWN AS THE CITY OF STO.
TOMAS PURSUANT TO
REPUBLIC ACT NO. 11086
DATED OCTOBER 5, 2018.

x-----x

ABAS, Sheriff M.
PARREÑO, Al A.,
GUIA, Luie Tito F.,
GUANZON, Ma. Rowena Amelia V.,
INTING, Socorro B.,
CASQUEJO, Marlon S.,
KHO, Antonio, Jr. T.,

Chairman
Commissioner
Commissioner
Commissioner
Commissioner
Commissioner

Promulgated : August 23, 2019

RESOLUTION NO. 10586

WHEREAS, the Commission on Elections (Commission) has set September 7, 2019 as the date of the plebiscite to ratify Republic Act No. 11086 in COMELEC Resolution No. 10547 dated July 3, 2019 entitled "CALENDAR OF ACTIVITIES AND PERIODS OF CERTAIN PROHIBITED ACTS IN CONNECTION WITH THE SEPTEMBER 7, 2019 PLEBISCITE TO RATIFY THE CONVERSION OF THE MUNICIPALITY OF STO. TOMAS IN THE PROVINCE OF BATANGAS INTO A COMPONENT CITY TO BE KNOWN AS THE CITY OF STO. TOMAS PURSUANT TO REPUBLIC ACT NO. 11086 DATED OCTOBER 5, 2018";

WHEREAS, pursuant to the Constitution of the Republic of the Philippines, the Omnibus Election Code (Batas Pambansa Blg. 881), the Commission may deputize government offices/agencies and Government-Owned-and-Controlled Corporations (GOCCs), in connection with the conduct of the September 7, 2019 Plebiscite to ratify the conversion of the Municipality of Sto. Tomas, Batangas into a component city pursuant to Republic Act No. 11086 dated October 5, 2018.

NOW, THEREFORE, the Commission, has **RESOLVED**, as it hereby **RESOLVES** to deputize, the following:

I. THE DEPARTMENT OF EDUCATION

The Department of Education (DepEd) is hereby deputized to comply with and enforce all orders and instructions of the Commission relative to the plebiscite duties and functions of its personnel in connection with the September 7, 2019 Plebiscite in the Municipality of Sto.

Tomas, Batangas to ratify its conversion into a component city pursuant to Republic Act No. 11086 dated October 5, 2018 and perform such other measures as are necessary including the use of all public school buildings designated as polling places/ centers.

Where it is necessary to constitute new or additional Plebiscite Committees, preference for appointment shall be given to other public school teachers who are qualified, willing and available to render plebiscite-related service *and* who are in the certified list of substitutes submitted by the highest DepEd official in the Municipality of Sto. Tomas, Batangas.

II. THE DEPARTMENT OF FINANCE

The Department of Finance (DOF) is hereby deputized to enforce and ensure, during the plebiscite period from August 8, 2019 to September 14, 2019, that:

- 1) The Treasurer of the Municipality of Sto. Tomas, Batangas:
 - a) Is not transferred or detailed, whether temporarily or permanently, to another province, city or municipality, except upon prior written authority of the Commission;
 - b) Is not allowed to go on leave of absence from office during the period starting two weeks before and two weeks after the plebiscite, except upon prior written authority of the Commission; and
 - c) Shall, at all times, assign responsible employees to receive instructions from the Commission relative to election matters to insure immediate action thereon.
- 2) No temporary or casual employee is designated as Officer-in-Charge of the Office of the Treasurer of Sto. Tomas, Batangas;

The Treasurer of Sto. Tomas, Batangas in turn, is deputized to:

- a) Under the direct orders and supervision of the Election Officer of the Sto. Tomas, Batangas, preserve, take custody and be responsible for the storage of plebiscite forms, ballot boxes, paraphernalia, supplies and materials entrusted to him and prevent any loss, destruction, impairment or damage thereto;
- b) Keep a record of the quantity and serial numbers, if any, of official ballots, and ballot boxes allocated for distribution to the various precincts in the Municipality of Sto. Tomas, Batangas, and furnish legible copies of such record to the Election Officer of Sto. Tomas, Batangas, and the Election Records and Statistics Department (ERSD), Commission on Elections, Manila, immediately after distribution;
- c) Distribute in the presence of watchers, if available, the official ballots, ballot box, and other plebiscite paraphernalia, to the Plebiscite Committees not earlier than the first hour on plebiscite day.

In the discharge of his duties as deputy of the Commission, the Treasurer of the Municipality of Sto. Tomas, Batangas shall not be subject to the command, control or orders of the mayor or other local executive officials. In this respect, it shall be unlawful for the mayor or local executive officials to intervene or interfere in the discharge of the Treasurer's duties in connection with the plebiscite.

III. THE DEPARTMENT OF TRANSPORTATION (DOTr)

The Department of Transportation (DOTr) is hereby deputized to perform the following duties and functions:

1) Circularize to all owners and operators of land and air transportation facilities, holders of certificates of public convenience, franchises or other forms of authorization, that the following provisions under the Omnibus Election Code are election offenses:

a) Sec. 89, which prohibits any person from giving or accepting transportation, free of charge, directly or indirectly during the five (5) hours before and after a public meeting, on the day preceding the plebiscite and on plebiscite day;

b) Sec. 261 (dd), which penalizes any operator or employee of a public utility or transportation company operating under a certificate of public convenience who refuses to carry official plebiscite mail matters free of charge during the plebiscite period.

2) Direct its agents to apprehend violators of the aforesaid provisions of the Omnibus Election Code and refer such violations to the Commission, through the Regional Election Director of Region IV-A, for proper action;

3) Perform such other duties and functions which the Commission may prescribe from time to time.

IV. THE PHILIPPINE POSTAL SERVICE CORPORATION AND THE NATIONAL TELECOMMUNICATIONS COMMISSION

The Philippine Postal Service Corporation and the National Telecommunications Commission are hereby deputized to perform the following functions and duties:

1) Instruct their respective personnel and the management of all private telecommunications firms to give special preference to, and effect immediate transmission and delivery of messages or telegrams of the Commission, its field personnel and deputies during the plebiscite period; and between and among the Commission's field offices, its deputies and other assisting agencies until after the proclamation;

2) Impress upon such personnel and management that non-compliance with the provisions of Sec. 9 of the Omnibus Election Code on preferential transmissions of official mails, messages and telegrams relative to the plebiscite, constitutes an election offense punishable under Sec. 264 of said Code with imprisonment of not less than one year but not more than six (6) years and shall not be subject to probation. In addition, the guilty party shall be sentenced to suffer disqualification to hold public office and deprivation of the right of suffrage;

3) Assign sufficient number of personnel to receive, transmit and deliver plebiscite messages ten (10) days before plebiscite day, on plebiscite day, and five (5) days after plebiscite day;

4) Make operational all its stations during the plebiscite period; and

5) Perform such other duties and functions which the Commission may prescribe from time to time.

V. THE DEPARTMENT OF ENERGY AND ELECTRIC COOPERATIVES

The Department of Energy and electric cooperatives in the local government unit concerned are hereby deputized to perform the following:

1) Provide uninterrupted power supply on the day before and on plebiscite day, until the termination or conclusion of the canvassing of the plebiscite returns and proclamation; and

2) Perform such other functions that the Commission may prescribe from time to time.

VI. THE CIVIL SERVICE COMMISSION

The Civil Service Commission (CSC) is hereby deputized to enforce and implement the provisions of the Omnibus Election Code, particularly Section 261 (g), (h) and (i).

VII. COMMISSION ON AUDIT AND DEPARTMENT OF BUDGET AND MANAGEMENT

The Commission on Audit (COA) and the Department of Budget and Management (DBM) are hereby deputized to enforce and implement the provisions of Section 261, paragraph (v) and (w) of the Omnibus Election Code.

As such deputies, they shall place at the disposal of the Commission their land, air and water craft, such as airplanes and helicopters, trucks, jeeps, vans, cars and the like, ships, launches, barges, and speedboats, and communication facilities, as the Commission may need from time to time. Said vehicles shall be used to ferry the personnel of the Commission and of its deputized agencies in the performance of their plebiscite duties, and to transport plebiscite forms, supplies and materials to their places of destination, particularly in areas with inadequate or without regular means of transportation.

For the above purposes, they shall provide the Commission with a list of available vehicles, together with the pilots/ captains, shipmasters, or drivers assigned to said crafts or vehicles. These crafts or vehicles shall be at the disposal of the Commission immediately and until the end of the plebiscite period.

EFFECTIVITY


This Resolution shall take effect on the seventh (7th) day after its publication in two (2) daily newspapers of general circulation in the Philippines.

DISSEMINATION AND PUBLICATION

The Executive Director shall furnish all the above deputized, departments, offices and/or agencies, through their respective heads, copies of this Resolution pertinent to their agencies.

The Education and Information Department, shall cause the publication of this Resolution in two (2) daily newspapers of general circulation in the Philippines.


SO ORDERED.

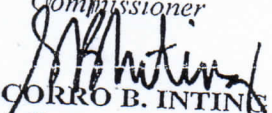

SHERIEF M. ABAS
0000104299
Chairman


AL A. PARREÑO
Commissioner


MA. ROWENA AMELIA V. GUANZON
Commissioner


MARLON S. CASQUEJO
Commissioner


LUE TITO F. GUIA
Commissioner


SOCORRO B. INTINO
Commissioner


ANTONIO T. KHO, JR.
Commissioner