

FIFTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

10 JUL -6 11:51

SENATE

S. NO. 259

RECEIVED

Introduced by Senator Antonio "Sonny" F. Trillanes IV

Explanatory Note

This bill seeks to redefine the third level positions in the career civil service and establish the same as career positions.

The Constitution provides that "appointment in the civil service shall be made only according to merit and fitness to be determined as far as practicable, and, except to positions which are policy-determining, primarily "no officer or employee of the civil service shall be removed or suspended except for cause provided by the law.

Under Presidential Decree No. 807, otherwise known as the Civil Service Decree, positions in the career service with security of tenure include the Undersecretary, Assistant Secretary, Bureau Director, Assistant Bureau Director, Regional Director, Assistant Regional Director, as may be identified by the Career Executive Service Board. They are classified as third level positions.

This bill aims to implement the aforementioned Constitutional provision towards fully professionalizing the bureaucracy.

Approval of this bill is earnestly urged.

ANTONIO F. TRILLANES IV
Senator

SENATE

S. NO. 259

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Introduced by Senator Antonio "Sonny" F. Trillanes IV

AN ACT
REDEFINING THE THIRD LEVEL POSITIONS IN THE CAREER CIVIL SERVICE

Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1.** All third level positions in the career civil service as defined under
2 Presidential Decree No.807 shall be appointed by the President: *Provided*, That no person shall
3 be appointed to such positions unless he possesses the following qualifications:

- 4 a) Appointed academic and professional background;
- 5 b) Career Executive Service Eligibility;
- 6 c) Has been occupying another comparable or next in the rank career position in the
7 government;
- 8 d) Has reached the required age for the position;
- 9 e) Not disqualified under any existing law.

10

11 *Provided further*, That this section shall not apply to those presently occupying the position.

12

13 **SEC. 2.** Any person appointed to any third level position shall hold office during good
14 behavior until he reaches the age of sixty-five (65) years, unless sooner removed for cause as
15 provided by existing law or become incapacitated to discharge the duties of his office.

16

17 **SEC. 3.** All laws, decrees, orders, rules and regulations or parts thereof inconsistent with
18 this Act are hereby repealed or amended accordingly.

1 **SEC. 4.** This Act shall take effect fifteen (15) days upon its publication in at least two
2 (2) general newspapers of national circulation.

Approved,