

Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
CENTRAL OFFICE
Manila

097.7 DPWH
03-06-2019

March 5, 2019

DEPARTMENT MEMORANDUM)


CIRCULAR NO. 18)
Series of 2019)
A 03.06.19

FOR / TO : Undersecretaries
Assistant Secretaries
Service Directors
Bureau Directors
Regional Directors
Heads of UPMOs
District Engineers
This Department

For information and guidance, attached is a certified copy of Memorandum Circular No. 57 dated February 7, 2019 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."**

A copy of said Memorandum Circular may also be downloaded from the **DPWH website: <http://dpwhweb>**. If an office cannot access the DPWH website, a hard copy may be obtained from the Records Management Division, HRAS, upon request.

For dissemination to all concerned.


B. ELIZABETH E. YAP, Ph.D., CESO II
Assistant Secretary for Support Services

Encl: Memorandum Circular No. 57 dated February 7, 2019

cc: Office of the Secretary

10.1.4 KJBF/RPE/RMB

**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 7th day of **February**, in the year of Our Lord, Two Thousand and Nineteen.

By authority of the President:


SALVADOR C. MEDIALDEA
Executive Secretary

