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Revision No. 0

Date MAR 13

2023

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UNIFORM PROCEDURES OF THE BUCOR INTERNAL AFFAIRS SERVICE

APPROVAL

U.P. LAW CENTER
OFFICE of the MATIONAL ADMINISTRATIVE REGISTER
Administrative Rules and Regulations

MAR 13 2022 MECELVE

Prepared By:	Recommended By:	Approved By:
Bureau of Corrections Internal Affairs Service (BuCor-IAS)		OFFICE of the MATIGNAL SCHIPSTRATIVE REGISTER Administrative Pulsos and Regulations MAR 13 9899 TECHT VIE
Submitted By:		1041 BV. 114
		at a second
CHIEF, BUCOR-IAS	C/SSUE GERALDO I ARO	GEN. GREGORIO PIOLP LATAPANG JR., AFP (Ret.), CI ACTING DIRECTOR GENERAL, BUCOR



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1. REFERENCES

- Implementing Rules and Regulations of RA 10575 1.1. otherwise known as "The Bureau of Corrections Act of 2013", Rule IX, Section 9 paragraph C (5);
- Title V. Section 39 to 51, RA 8551; 1.2.
- Memorandum Circular No. 31 Series of 2017 1.3. signed by the then BuCor Director General Atty. Benjamin C. Delos Santos; and
- Procedure and Work Instruction Manual (PAWIM) 1.4. Support to Operations, BUC-STO-PR-021, Internal Affairs Service.

RATIONALE 2.

The Internal Affairs Service (IAS) serves as the disciplining arm of the Bureau of Corrections (BuCor). In ensuring public accountability and the utmost discipline in the Corrections Service, the establishment of Prison and Penal Farm-IAS (PPF-IAS) and the adaptation of uniform procedures in the National Headquarters (NHQ) and all PPFs are indispensable for the effective and speedy disposition of all disciplinary and nondisciplinary administrative cases.

OBJECTIVES 3.

- To standardize the procedures in the disposition of 3.1. administrative cases; and
- To serve as a guide in the conduct of an investigation, 3.2. prosecution, and adjudication of administrative cases.

SCOPE

This Memorandum Circular shall apply to BuCor employees in the National Headquarters and all Prisons and Penal Farms.

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5. DEFINITION OF TERMS

- Adjudication a process of determining the liability or culpability in an administrative case.
- 5.2. Answer a sworn written statement or pleading containing the respondent's negative and affirmative defenses.
- 5.3. Appeal a remedy available to a party in an administrative case for the review of the Resolution/Decision rendered by the disciplining authority or his authorized representative.
- 5.4. Complaint a written statement regarding a wrong, grievance, or injury sustained by a person seeking relief or redress of a wrong.
- 5.5. Decision a written disposition of the case by a disciplining authority stating clearly the facts and the law upon which it is based.
- 5.6. Formal Charge a specification of the charge against an employee after finding the existence of a prima facie case.
- Jurisdiction the authority vested by law to hear and decide cases.
- 5.8. **Motion for Reconsideration** a written statement seeking relief from a Resolution/Decision rendered, requesting to alter or amend a judgment or order.
- 5.9. Pending Case a case when the respondent has been formally charged before a disciplining authority, or an appeal is pending with an appellate authority/body.
- 5.10. Prima Facie Case the existence of such facts and circumstances as would excite the belief of a reasonable mind, acting on facts within the knowledge of the investigator, that the respondent is probably guilty of a specific administrative offense/s.
- Respondent any BuCor employees charged with an administrative case and one who is required to answer the complaint.
- 5.12. Show-Cause Order written document requiring to explain or justify before the BuCor IAS or its duly authorized representative, within a given period, on why no disciplinary action should be filed against him/her.

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6. GUIDELINES

6.1. Composition/Employees Designation

6.1.1. BuCor IAS

DESIGNATION	
Chief, BuCor IAS	
Deputy Chief, BuCor IAS	
Chief, Administrative Division	
Asst. Chief, Administrative Division	
Logistics Section	
Records Management Section	
Chief, Operations Division	
Asst. Chief, Operations Division	
Case Evaluation Section	
Prosecution Section	
Hearing Committee	

6.1.2. PPF-IAS

DESIGNATION	
Chief, PPF-IAS	
Deputy Chief, PPF-IAS	
Administrative Officer	
Case Evaluator	
Records and Evidence Custodian	
Hearing Committee	

6.2. Duties and Responsibilities

6.2.1. BuCor IAS

6.2.1.1. Chief, BuCor IAS

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6.2.1.1.1. Overall supervision and administration in the operations

of BuCor IAS;

6.2.1.1.2. Reviews recommended
Decisions by the Hearing
Committee of PPF-IAS/BuCor
IAS for submission to the
Director General, BuCor;

6.2.1.1.3. Approves Resolutions and recommends the filing of Formal Charges against employees; and

6.2.1.1.4. Performs other tasks as may be assigned by the Director General, BuCor.

6.2.1.2. Deputy Chief, BuCor IAS

- 6.2.1.2.1. Assists the Chief, BuCor IAS in the supervision and administration of BuCor IAS;
- 6.2.1.2.2. Reviews pertinent documents submitted for final approval by the Chief, BuCor IAS;
- 6.2.1.2.3. Attends and performs functions in the absence of the Chief, BuCor IAS; and
- 6.2.1.2.4. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.3. Chief, Administrative Division

6.2.1.3.1. Serves as the receiving arm of the BuCor IAS on matters pertaining to official communications. Directs the receipt, routing, and preparation



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of communications; maintains

systematic filing; coordinates administrative and monitors compliance: and

6.2.1.3.2. Performs other tasks as may be assigned by the Chief, BuCor

6.2.1.4. Asst. Chief. Administrative Division

- 6.2.1.4.1. Assists the Chief, Administrative Division on matters pertaining to official communications:
- 6.2.1.4.2. Attends and performs functions in the absence of the Chief, Administrative Division; and
- 6.2.1.4.3. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.5. Logistics Section

- 6.2.1.5.1. Provides general, logistics, and financial management services for the BuCor IAS:
- 6.2.1.5.2. Coordinates programs seminars for the improvement of BuCor IAS employees; and
- 6.2.1.5.3. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.6. Records Management Section

6.2.1.6.1. Maintains files and evidences relative to the operations of BuCor IAS;



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- 6.2.1.6.2. Acts as a central repository of BuCor IAS records;
- 6.2.1.6.3. Conducts periodic inventories and maintains statistical data on submitted files and evidence:
- 6.2.1.6.4. Undertakes liaison services; and
- 6.2.1.6.5. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.7. Chief, Operations Division

- 6.2.1.7.1. Supervises response and initiates appropriate actions to be taken on legal documents relating to administrative cases, complaints, and reports of infractions:
- 6.2.1.7.2. Overseers the preparation and submission of drafts of Resolutions, Formal Charges, and other legal documents/correspondence;
- 6.2.1.7.3. Supervises the issuance of Certificates of Non-Pending Cases and Clearances; and
- 6.2.1.7.4. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.8. Asst. Chief, Operations Division

6.2.1.8.1. Assists the Chief of Operations
Division on matters of legal
documents relating to
administrative cases;



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- 6.2.1.8.2. Attends and performs functions in the absence of the Chief of Operations Division; and
- 6.2.1.8.3. Performs other tasks as may be assigned by the Chief, BuCor IAS.
- 6.2.1.9. Case Evaluation Section (Case Evaluator)
 - 6.2.1.9.1. Conducts pre-charge evaluations on an administrative case filed against BuCor employees;
 - 6.2.1.9.2. Determines the existence or non-existence of a prima facie case that warrants the issuance of Formal Charge, dropping or termination of the case;
 - 6.2.1.9.3. Reviews and assesses the complaint and investigation reports as to jurisdiction, form, and substance;
 - 6.2.1.9.4. Submits Resolutions, prepares Formal Charges, and other legal documents; and
 - 6.2.1.9.5. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.10. Prosecution Section

6.2.1.10.1. Acts as Prosecutor during the Formal Investigation of BuCor employees' administrative cases; and



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6.2.1.10.2. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.1.11. Hearing Committee

- 6.2.1.11.1. Conducts and hears cases of BuCor employees elected for Formal Investigation;
- 6.2.1.11.2. Decides on the case based relevant evidence from presented by both parties;
- 6.2.1.11.3. Recommends and submits Decision for review by the Chief, BuCor IAS;
- 6.2.1.11.4. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.2. PPF-IAS

6.2.2.1. Chief, PPF-IAS

- and 6.2.2.1.1. Overall supervision administration in the operations of PPF-IAS;
- 6.2.2.1.2. Approves Resolutions and recommends filing of Formal Charges against employees; and
- 6.2.2.1.3. Performs other tasks as may be assigned by the Chief, BuCor IAS.

6.2.2.2. Deputy Chief, PPF-IAS



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- 6.2.2.2.1. Assists the Chief, PPF-IAS in the supervision and administration of PPF-IAS;
- 6.2.2.2.2. Reviews pertinent documents submitted for final approval by the Chief PPF-IAS;
- 6.2.2.2.3. Attends and performs functions in the absence of the Chief, PPF-IAS; and
- 6.2.2.2.4. Performs other tasks as may be assigned by the Chief PPF-IAS.

6.2.2.3. Administrative Officer

- 6.2.2.3.1. Attends to Administrative functions for routine and as needed on documents and correspondence related to the operations of PPF-IAS;
- 6.2.2.3.2. Monitors communications, documentations, and compliances;
- 6.2.2.3.3. Issues notices, receives and dispatches legal documents; and
- 6.2.2.3.4. Performs other tasks as may be assigned by the Chief PPF-IAS.

6.2.2.4. Case Evaluators

- 6.2.2.4.1. Conducts pre-charge evaluations on administrative case filed against PPF employees;
- 6.2.2.4.2. Determines the existence or non-existence of a prima facie case that warrants the issuance of a Formal Charge, dropping or termination of the case; and



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6.2.2.4.3. Performs other tasks as may be assigned by the Chief PPF-IAS.

6.2.2.5. Hearing Committee

- 6.2.2.5.1. Conducts and hears cases of PPF employees elected for Formal Investigation;
- 6.2.2.5.2. Decides on the case basing on relevant evidence presented by both parties;
- 6.2.2.5.3. Prepares and submits draft Decisions for review by the Chief, PPF-IAS;
- 6.2.2.5.4. Performs other tasks as may be assigned by the Chief, PPF-IAS.

6.2.2.6. Records and Evidence Custodians

- 6.2.2.6.1. Safekeeps, records, and files administrative case folders;
- 6.2.2.6.2. Maintains and submits inventory and statistical reports of documentary and other forms of evidence on administrative cases to PPF IAS; and
- 6.2.2.6.3. Performs other tasks as may be assigned by the Chief PPF-IAS.

6.3. Procedural Guidelines

- 6.3.1. Case evaluation of complaints or investigation reports, or *motu proprio* evaluation of cases for further investigation, dropping, or termination of the case:
- 6.3.2. Issues Notice or Show Cause Order, for the respondent's formal response, whereby copies of



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> the complaint and investigation reports are attached for reference;

- 6.3.3. The Case Evaluator shall submit a Resolution with a recommendation, either for the dismissal of the case or for the issuance of a Formal Charge, upon establishment of a prima facie case:
- 6.3.4. The Resolution with recommendation for dismissal of the case shall be forwarded with the complete case folder to the Chief, BuCor IAS for proper disposition and shall be returned to the respective PPF-IAS for appropriate action; and
- 6.3.5. The Resolution with recommendation for issuance of Formal Charge shall be submitted for signature and approval by the Director General through the Chief, BuCor IAS, and the same shall be returned to the respective PPF-IAS for appropriate action.

6.4. **Election of Formal Investigation**

- 6.4.1. A Hearing Committee (HC) shall be created in each PPF by their respective Superintendent, in reference to Memorandum Circular No, 31 series of 2017, or the Creation of IAS.
- 6.4.2. The HC shall be assisted by personnel from BuCor/PPF-IAS as Committee Secretariat and Stenographer.
- 6.4.3. If the respondent so elects, the HC shall review the subject's case folder and conduct the required Formal Investigation; the mere submission of a Position Paper by both parties is sufficient to decide a case.

6.5. Decision

6.5.1. After submission of the respondent's last pleading to the Formal Charge, a Decision/Resolution shall be drafted by the HC and submitted to the Chief, PPF-IAS for initial review;



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- 6.5.2. Reviewed draft Decision/Resolution of the HC shall be then transmitted to Chief BuCor IAS for final review prior to Director General approval/disapproval;
- 6.5.3. Within fifteen (15) days upon receipt of the Decision by the respondent, a Motion for Reconsideration (MR) may be filed to the Director General through the Chief, BuCor IAS; and
- 6.5.4. Within fifteen (15) days upon receipt of the denial of the MR, the respondent may file an appeal before the Secretary of the Department of Justice, copy furnished BuCor IAS.

7. MONITORING PROCEDURES/TOOLS

7.1. Issuance of Certificate of No Pending Case

- 7.1.1. Certificate of No Pending Case shall be issued by the BuCor IAS upon request of the employee through PPF-IAS using the prescribed form.
- 7.1.2. All PPF-IAS shall maintain a copy of all administrative case folders. Original copy of files shall be submitted to the BuCor IAS.
- 7.1.3. All related documents of administrative cases shall be transmitted through registered mail or any private courier to ensure integrity, prompt delivery, and submission to the BuCor IAS.
- 7.1.4. PPF-IAS shall submit to the BuCor IAS the updated status and inventory of all administrative cases and issued certificates of No Pending Case every 20th of the month.

8. FINANCIAL CLAUSE

All incidental expenses thereto shall be charged from the funds of this Bureau subject to the usual accounting and auditing procedures.

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9. SEPARABILITY CLAUSE

In the event that any provision of this Memorandum Circular is declared illegal or rendered invalid by any competent authority, the provisions not affected thereby shall remain valid and effective.

10. REPEALING CLAUSE

All Bureau of Corrections issuances/directives or parts thereof that are inconsistent with the provisions of this Memorandum Circular are hereby deemed repealed and modified accordingly.

EFFECTIVITY 11.

This Memorandum Circular shall become effective fifteen (15) days from the date of filing at the University of the Philippines Law Center in consonance with Sections 3 and 4, Chapter 2, Book VII of Executive Order No. 292, otherwise known as "The Revised Administrative Code of 1987".

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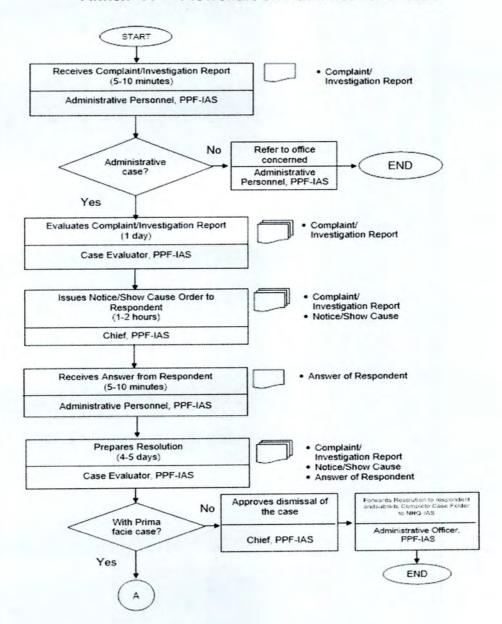
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12. ANNEXES

Annex "A" - Flowchart on Administrative Case



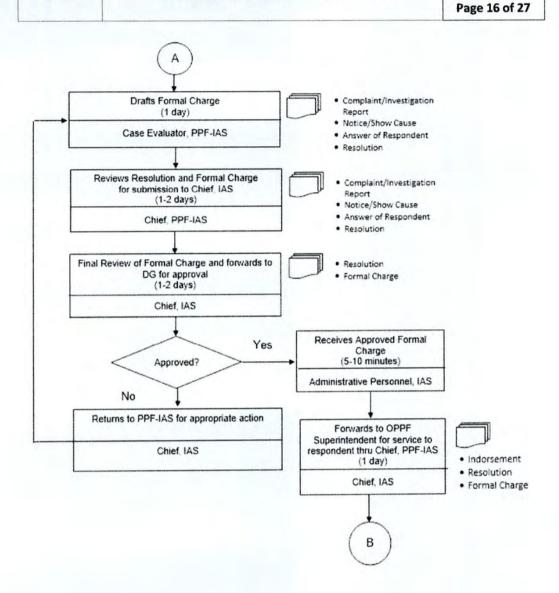
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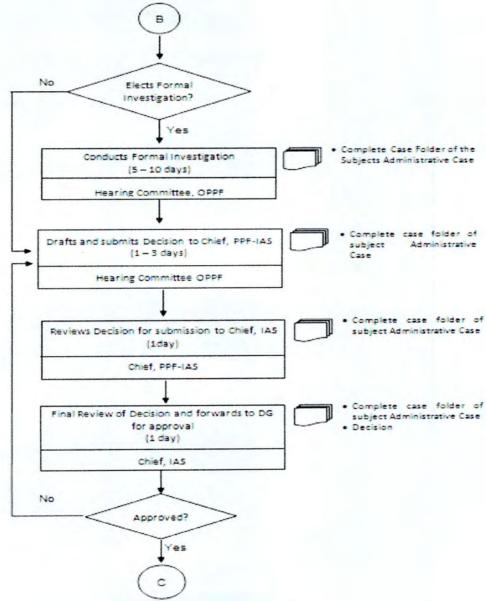
Bureau of Corrections Reference Code

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"REFORM BUCOR"

1905

Bureau of Corrections

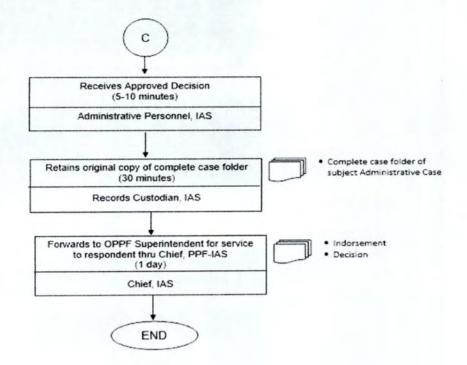
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Annex "B" - PPF-IAS Certificate of No Pending Case **Request Form**

BuCorInternal Affairs Service

Case F	older Checklist	
Rank and Name	1.	
	2.	W-10-10-10-10-10-10-10-10-10-10-10-10-10-
	3.	
	4.	
	5.	
	Use another sheet for invo	additional personnel
Station/Assignment		
Case Docket Number		
Nature of Case		
With Previous/Pending Case/s? If YES, Indicate brief description	YES	NO
of the case.		
Documents Checklist	YES	NO
Investigation Report (I.I.D. or	T	
1.1.5.)		1
Annexes		
Explanation/Reply on I.R.		
Show Cause Order		
Explanation/Reply on Show		
Cause Order		
Resolution		
Formal Charge		
Answer/Affidavit of Reply on Formal Charge		
Decision		
Motion for Reconsideration		
Resolution on MR		
Remarks/others:		
Previous/Pending Case verified by:	(as ver Printed Rank and Name)	of
Case Evaluator:		



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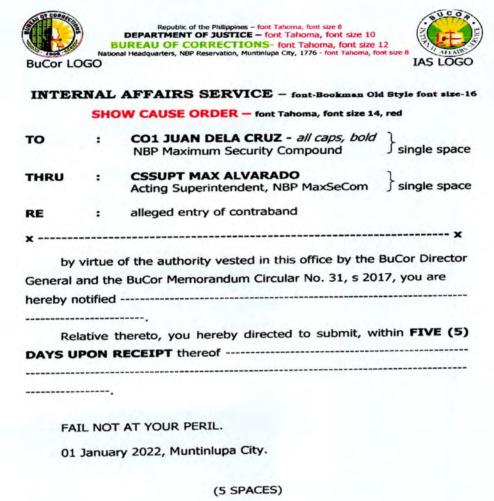
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Annex "C" - PPF-IAS Show Cause Order



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"REFORM BUCOR"

TOM HANKS

Chief, PPFIAS

single space



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Annex "D" - PPF-IAS Resolution



Mejia.

Republic of the Philippines – font Tahoma, font size 8

DEPARTMENT OF JUSTICE – font Tahoma, font size 10

BUREAU OF CORRECTIONS- font Tahoma, font size 12

National Headquarters, NBP Reservation, Muntinlupa City, 1776 - font Tahoma, font size



CO1 JUAN DELA CRUZ - all caps, bold

Subject: Alleged escape of PDL Long

Docket No. BC-IAS-2022-0001 for NHQ & NBP
CIW-IAS-2022-0001 for CIW
SPPF-IAS-2022-0001 for SPPF
IPPF-IAS-2022-0001 for IPPF
DPPF-IAS-2022-0001 for DPPF
SRPPF-IAS-2022-0001 for SRPPF
LRP-IAS-2022-0001 for LRP

Promulgated: 01 January 2022

×	x
	RESOLUTION
This re	solves the <i>Investigation Report</i> dated 01 December 2021
	The Facts
	<u>Issue/s</u>
	IAS' Findings
After ca	areful
¹ IR dated 01 December	er 2021 signed by



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Recommendation WHEREFORE-----

SO RECOMMENDED.

(3 SPACES)

CO3 MICHAEL JACKSON

Case Evaluator

single space

(3 SPACES)

CI TOM HANKS

Chief, PPFIAS

(3 SPACES)

APPROVED:

(3 SPACES)

ATTY. INTERNAL A SERVICE

Chief, IAS

single space

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Line Spacing – 1.5 lines
Citations – bold and italic
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Annex "E" - PPF-IAS Formal Charge



Republic of the Philippines – font Tahoma, font size 8

DEPARTMENT OF JUSTICE – font Tahoma, font size 10

BUREAU OF CORRECTIONS– font Tahoma, font size 12

National Headquarters, NBP Reservation, Muntiniupa City, 1776 - font Tahoma, font size 8



CO1 JUAN DELA CRUZ - all caps, bold

TO

NBP Maximum Security Compound

single space

THRU

CSSUPT MAX ALVARADO

Acting Superintendent, NBP MaxSeCom

single space

FORMAL CHARGE

	This	office	has	found	а	prima	facie	case	against	you	TOF
Misc	onduct	, comm	nitted	as follo	ws:						

"That on or about	
WHEREFORE, answer in writin	ng and under oath the above-cited
,	
Failure to submit your answer	
Muntinlupa City	2022.

(5 SPACES)

USEC KEVIN COSTNER

Director General Bureau of Corrections single space

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Line Spacing – 1.5 lines
Citations – bold and italic
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Page number – placed at the bottom right side of the page.
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Annex "F" - PPF-IAS Decision



Republic of the Philippines – font Tahoma, font size 8

DEPARTMENT OF JUSTICE – font Tahoma, font size 10

BUREAU OF CORRECTIONS– font Tahoma, font size 12

National Headquarters, NBP Reservation, Muntinlupa City, 1776 - font Tahoma, font size 8



DOJ LOGO

BUREAU OF CORRECTIONS - all caps, bold

Complainant, - italic

Docket No. BC-IAS-2022-0001 for NHQ & NBP CIW-IAS-2022-0001 for CIW SPPF-IAS-2022-0001 for SPPF IPPF-IAS-2022-0001 for IPPF DPPF-IAS-2022-0001 for DPPF SRPPF-IAS-2022-0001 for SRPPF LRP-IAS-2022-0001 for LRP

For: CASE/OFFENSE - all caps

- versus-

CO1 JUAN DELA CRUZ — (all caps, bold)

Respondent, - italic

x ======== x

DECISION

	Formal Charge ¹ for CO1 Juan Dela Cruz	
	The Antecedant Facts	
1 Formal Charge signed by		



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Statement of the Issue

WHETHER OR NOT THERE IS SUBSTANTIAL EVIDENCE TO
?
Arguments and Discussions
WHEREFORE, premises considered, it is hereby resolved, that respondent CO1 JUAN DELA CRUZ is found GUILTY of SIMPLE NEGLECT OF DUTY meted the penalty of six (6) months suspension from prison service without pay.
SO ORDERED.
Muntinlupa City
(5 blank spaces)
USEC KEVIN COSTNER Director General Bureau of Corrections single space

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Line Spacing = 1.5 lines
Citations = bold and italic
Footnote = placed at the bottom of the page where the footnote was indicated; font size = 8
Page number = placed at the bottom right side of the page.
Mantra



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ACKNOWLEDGEMENT

The Memorandum Circular on Uniform Procedures of the BuCor Internal Affairs Service would not have been realized without the enthusiasm, patience, and expertise of the highly appreciated members of the **Doctrine and Policy Making Board (DPMB):**

GENERAL GREGORIO PIO P CATAPANG JR., AFP (Ret.), CESE

Acting Director General, BuCor

C/SSUPT GERALDO I ARO

OIC-DDGA/Chairperson, DPMB

Members

C/SSUPT GERALDO I ARO

Director, Directorate for Administration

C/SUPT ROBERT A VENERACION

Acting Director, Directorate for Security and Operations

C/SUPT MARITES D LUCEÑO

Acting Director, Directorate for Reformation

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UNIFORM PROCEDURES OF THE BUCOR INTERNAL AFFAIRS SERVICE

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DOCTRINE AND POLICY MAKING BOARD (DPMB)

DPMB RESOLUTION No. 2022-13

A Resolution Recommending the Approval of Memorandum Circular on **Uniform Procedures of the BuCor Internal Affairs Service**

WHEREAS, in accordance with the current leadership's commitment to standardize and professionalize the key areas of BuCor's operations pursuant to RA 10575, "An Act Strengthening the Bureau of Corrections (BuCor) and Providing Funds Therefor, otherwise known as the BuCor Act of 2013," all offices are encouraged to propose Memorandum Circular (MC) in their respective AORs;

WHEREAS, a Doctrine and Policy Making Board (Board) was established to ensure and guarantee that all proposed MC are in harmony with existing laws, rules and regulations and with current best practices in the field of Corrections services;

WHEREAS, the Office of the BuCor Internal Affairs Service, headed by C/SINSP FREDERICK CHARLES Y LIM and assisted by CO3 Gem Theresa A Buenaventura, prepared and proposed MC on "Uniform Procedures of the BuCor Internal Affairs Service";

WHEREAS, the proposed MC aims to establish uniform procedures in the investigation and disposition of all disciplinary/non-disciplinary administrative cases of BuCor's erring employees;

WHEREAS, during its 12th Meeting on March 23, 2022, the Board, as part of its functions, convened and deliberated on the proposed MC;

WHEREAS, on the same date, after a thorough review and deliberation, the Board ADDPTED and recommended for the APPROVAL of the aforementioned MC:

NOW WHEREFORE, the DPMB hereby resolves as it is hereby being RESOLVED, to RECOMMEND the approval of the Memorandum Circular on "Uniform Procedures of the BuCor Internal Affairs Service".

ADOPTED this 23rd day of March 2022 at the Bureau of Corrections, Muntiplupa City.

DOCTRINE AND POLICY MAKING BOARD

gowania ASEC BABRIEL P CHACLAG

Deputy Director General for Administration Chairperson

CT/CSUPT JOHN PAUL O SANTOS, Pho.,LLB.,CSP Director, Directorate for Administration

Membec

C/CSUPT VICTOR ERICK PASCUA

Director, Directorate for Security and Operations

Member

CT/CSUPT MARIA FE R MARQUEZ, MNSA

Director, Directorate for Reformation

Member

Director, Directorate for External

Relations Member

CT/SUPT EBBAR F ANGELES

Director, Directorate for Reception and Diagnostic

Member

C/CSUPT HENRY N FABRO

Director, Directorate for Health and

Welfare Services

Member

Director, Directorate for Planning and Management

Member

ATTY. ROY P. LAWAGAN

Chief, Legal Service

Member

CERTIFIED PHOTOCOPY FROM THE ORIGINAL

C/SUPT ROY O VILLASI, LLB

Head Secretariat/Chief, PMDDD

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