



Republic of the Philippines
Department of Education
REGION IV-A CALABARZON



Admin-RM-2024-177

7 March 2024

Regional Memorandum
No.177 s.2024


**PAYMENT OF SPECIAL COUNSEL ALLOWANCE TO DEPED
DEPUTIZED LAWYERS**

To **Assistant Regional Director**
Schools Division Superintendents
All Others Concerned

1. Enclosed herewith is the Memorandum No. OULLA-2023-405 dated December 5, 2023, reiterating the relevant provisions of National Budget Circular No. 590 dated 03 January 2023 on the use of personnel services which includes the **Special Counsel Allowance for Government Lawyers** which is further discussed in Sec. 60 of the 2023 General Appropriations Act (GAA);

*"Sec. 60. Special Counsel Allowance. **Government lawyers assigned in the legal staff of the agencies are hereby authorized an allowance for Five Thousand Pesos (P5,000) for each appearance or attendance to court hearings, subject to the following:***

- (a) *The government lawyer has been deputized by the Office of the Solicitor General (OSG) or authorized by the head of agency to assist the OSG, prosecutors, or provide legal representation to the agency or its personnel as its counsel, as the case may be;*
 - (b) *The court appearance is not pursuant to motions for extension or postponement of hearing; and*
 - (c) *The aggregate allowance per month shall not exceed fifty percent (50%) of the government lawyer's monthly basic salary."*
2. Therefore, to support the lawyers of the Department of Education (DepEd) who duly represent the Department in various cases, they **shall be paid accordingly upon submission of the copy of the notice of deputation** from the Office of the Solicitor General and the **corresponding certification of court appearance**, provided that **such appearance is not for motion for extension of postponement of hearing.**
 3. For information and guidance of all concerned.


ATTY. ALBERTO T. ESCOBARTE, CESO II
Regional Director

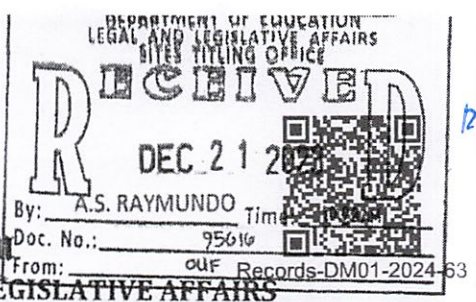
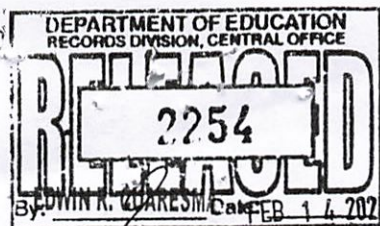
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Republic of the Philippines
Department of Education

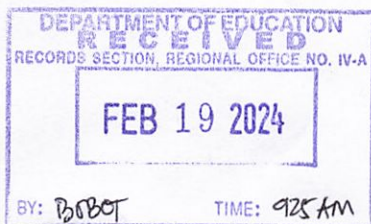
OFFICE OF THE UNDERSECRETARY FOR LEGAL AND LEGISLATIVE AFFAIRS

MEMORANDUM

OULLA-2023- 405

TO : ALL REGIONAL DIRECTORS
ATTENTION : SCHOOLS DIVISION SUPERINTENDENTS

FROM : **ATTY. MICHAEL WESLEY T. POA**
Undersecretary and Chief of Staff
Officer-in-Charge
Office of the Undersecretary for Finance
ATTY. OMAR V. ROMERO
Undersecretary for Legal and Legislative Affairs



ATTY. REVSEE A. ESCOBEDO
Undersecretary for Operations

WILFREDO E. CABRAL
Regional Director, DepEd NCR
Officer-in-Charge, Office of the Undersecretary
Human Resource and Organizational Development

SUBJECT : Payment of Special Counsel Allowance to DepEd Deputized Lawyers
DATE : 05 DEC 2023

This is to reiterate the relevant provisions of National Budget Circular No. 590 dated 03 January 2023¹ on the use of personnel services which includes the special counsel allowance, which entitlement is further discussed in Sec. 60 of the 2023 General Appropriations Act (GAA)² regarding the payment of Special Counsel Allowance to government lawyers:

Sec. 60. Special Counsel Allowance. Government lawyers assigned in the legal staff of the agencies are hereby authorized an allowance of Five Thousand Pesos (P5,000) for each appearance or attendance to court hearings, subject to the following:

¹ p.18, Specific-Purpose Allowances

² General Appropriations Act, FY 2023 Vol.118, No.52



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- (a) The government lawyer has been deputized by the Office of the Solicitor General (OSG) or authorized by the head of agency to assist the OSG, prosecutors, or provide legal representation to the agency or its personnel as its counsel, as the case may be;
- (b) The court appearance is not pursuant to motions for extension or postponement of hearing; and
- (c) The aggregate allowance per month shall not exceed fifty percent (50%) of the government lawyer's monthly basic salary.

Pursuant to aforementioned provision, government lawyers are authorized an allowance in the amount of **Five Thousand Pesos (Php5,000.00)** for each appearance or attendance to court hearings subject to abovementioned conditions.

Thus, to support the lawyers of the Department of Education (DepEd) who duly represent the Department in various cases, they shall be paid accordingly upon submission of the copy of the notice of deputation from the Office of the Solicitor General and the corresponding certification of court appearance, provided that such appearance is not for motion for extension or postponement of hearing.

This Memorandum shall apply retroactively to all claims for court appearances beginning FY2023.

MR

For information and guidance.

Doc. No. 95616



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