

MEMORANDUM

FOR : **DIRECTOR GEMMA B. GABUYA**
National Program Manager, Pantawid Pamilyang Pilipino
Program (4Ps)

FROM : **THE ASSISTANT SECRETARY FOR GASSG AND**
CONCURRENT OFFICER-IN-CHARGE, LEGAL SERVICE

SUBJECT : **REQUEST FOR CLARIFICATION TO THE RECOMMENDATION**
ON 4Ps INDEPENDENT MONITORING COMMITTEE (IMC)

DATE : **03 JANUARY 2024**

This refers to your MEMORANDUM dated 10 November 2023, received by the Legal Service (LS) on 16 November 2023, requesting for further clarification on the LS advice regarding the authorization and issuance of the Identification Cards (IDs) for the members of the Independent Monitoring Committee (IMC) created pursuant to Republic Act (R.A.) No. 11310 entitled "An Act Institutionalizing the Pantawid Pamilyang Pilipino Program (4Ps).

In your Memorandum, you raised the following concerns:

- a) *Can DSWD issue the said identification cards to IMC Members?*
- b) *Can DSWD forgo the issuance of a National Advisory Council (NAC) resolution for the ID issuance in view of its role as the central planning, coordinating, implementing and monitoring body of the Program?*

Kindly see this Level's answers below:

1. DSWD has authority to issue identification cards to IMC Members

Pursuant to the Rule XIX on Independent Monitoring Committee, Section 52 of the Implementing Rules and Regulation (IRR) of the 4Ps Act:

*Section 52. An Independent Monitoring Committee (IMC) shall be created at the National and Regional levels composed of representatives from the private sectors and Civil Society Organizations (CSOs) **subject to the criteria to be developed by the DSWD, to complement the monitoring activities of the DSWD and provide feedback for appropriate action. Its establishment is aligned with the Department's policies on transparency, accountability, participation, equity, and quality assurance.***

IMC, while being an independent body, is established to complement the monitoring activities of DSWD. IMC's vast reach extends to both the national and regional levels comprised of representatives selected based on the criteria set by DSWD. IMC's

monitoring activities are expected to be sanctioned by DSWD, thus it is only reasonable that the IMC officials or members may be issued proper identification cards by DSWD.

Attached is a sample ID for further consideration by 4P's NPMO.

As a recommendation, the IDs to be issued to the IMC members at the national level, may reflect the name of Rex Gatchalian as the IMC Chairperson, while the IDs to be subsequently issued at the regional level, may indicate the name of the Chairperson of the Regional Advisory Committee.

2. On the propriety of foregoing the issuance of a NAC Resolution on the NIMC ID

In the Implementing Rules and Regulations (IRR) of the 4Ps Act, particularly Rule XVI, on Lead Agency, it states the role and functions of DSWD as the Lead Agency, to wit:

Section 35. The DSWD shall serve as the central planning, coordinating, implementing and monitoring body of the Program.

xxx

Section 36. In the implementation of the Act and this IRR, the DSWD shall perform the following functions:

xxx

k. Perform such other functions as may be necessary or incidental to the proper implementation of the provisions of the Act.

Thus, the issuance of identification cards to IMC members forms part of the incidental functions of DSWD as the lead agency. Thus, the issuance of a NAC Resolution for the issuance of such IDs is no longer necessary.

Lastly, please fill out the attached Customer Feedback Form and return the same to the Legal Service.

For your consideration.

Thank you.


ATTY. GINA V. WENCESLAO

CMUG/FBT/SIFR/10065

Approved by:


ATTY. EDWARD JUSTINE R. ORDEN
Undersecretary for GASSG