



Republic of the Philippines  
**Department of Education**  
 NATIONAL CAPITAL REGION

REGIONAL MEMORANDUM  
 ORD-2023-1310

**TO :** SCHOOLS DIVISION SUPERINTENDENTS

**FROM :** *Joy*  
**JOCELYN DR. ANDAYA**  
 Director IV

**SUBJECT :** **Payment of Special Counsel Allowance to DepEd Deputized Lawyers**

**DATE :** December 27, 2023

1. The field is hereby informed of the attached **MEMORANDUM OULLA-2023-405** from the Office of the Undersecretary for Legal and Legislative Affairs (OULLA) dated December 5, 2023 relative to the above-stated subject matter.
2. Strict compliance with the said Memorandum is hereby enjoined.



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Republic of the Philippines  
**Department of Education**

OFFICE OF THE UNDERSECRETARY FOR LEGAL AND LEGISLATIVE AFFAIRS

DEPARTMENT OF EDUCATION LEGAL AND LEGISLATIVE AFFAIRS SITES TITLING OFFICE	
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By: <u>A.S. RAYMUNDO</u>	Time: <u>10:28AM</u>
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From: <u>OJF</u>	

**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

*Mr. Romero*

**ATTY. OMAR V. ROMERO**  
 Undersecretary for Legal and Legislative Affairs

*Revsee A. Escobedo*

**ATTY. REVSEE A. ESCOBEDO**  
 Undersecretary for Operations

*Wilfredo E. Cabral*

**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 2023<sup>1</sup> 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)<sup>2</sup> 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:

<sup>1</sup> p.18, Specific-Purpose Allowances

<sup>2</sup> 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.

*TRK*

For information and guidance.

Doc. No. 95616



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