



Republic of the Philippines
 Department of Education
 Region IX, Zamboanga Peninsula
SCHOOLS DIVISION OF ZAMBOANGA DEL NORTE

RECORDS SECTION
 AUG 12 2022
 Date: _____
 RELEASED

Division Memorandum: No. 321 s. 2022

**TO: ALL OFFICIALS
 ALL EMPLOYEES
 ALL CONCERNED
 THIS DIVISION**

FROM: VIRGILIO P. BATAN, JR., CESO VI
 Schools Division Superintendent

**SUBJECT: STRICT ADHERENCE TO PUBLIC BONDING LAW OF ALL
 GOVERNMENT OFFICIALS OF SDO ZAMBOANGA DEL NORTE**

DATE: AUGUST 18, 2022

WHEREAS, the Public Bonding Law requires every officer, agent, and employee of the Government of the Philippines, to be bonded and his fidelity be insured, whenever the nature of his/her duties include or require possession, custody, and control of public funds and/or public properties for which he is accountable thereof. As such he/she shall be deemed a bondable officer, except as otherwise provided; ¹

WHEREAS, an approved fidelity bond shall be non-transferable and personal to the accountable public officer and shall remain valid and effective for one (1) year from the time of payment and receipt of the bond premium. The fidelity bond shall be subject to renewal yearly before the expiration of the present bond coverage while the accountable public officer is holding such a position for which he was bonded. Failure to renew shall consider such bond as automatically canceled and shall have no legal effect; ²

¹ See Act No. 2711 or THE ADMINISTRATIVE CODE of 1917 SECTION 314. Persons bondable in the fidelity fund. – Every officer, agent, and employee of the Government of the (Philippine Islands) Philippines or of the companies or corporations the majority of the stock of which is held by the (Insular) National Government shall, whenever the nature of the duties performed by such officer, agent, or employee permits or requires the custody of funds or property for which he is accountable, be deemed a bondable officer; and except as otherwise provided, every such person shall be bonded, or bondable, and his fidelity insured, in accordance with the provisions of this chapter.

² See Section 4.10 of BTR Treasury Circular No. 2 – 2009, August 6, 2009





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WHEREAS, unjustified failure of an accountable public officer to comply with the requirements to apply the Fidelity Bond pursuant to the Public Bonding Law shall subject the responsible official/employee to applicable criminal, and/or administrative liability under the Revised Penal Code and PD No. 1445.³

NOW, THEREFORE, any official or employee with EXPIRED or CANCELLED FIDELITY BOND by reason of retirement, separation from the service, promotion, transfer, or suspension from office, shall NOT be allowed to transact, sign, possess, and control of public funds and/or properties, and his/her transaction shall not be recognized. Thus, he/she shall be temporarily replaced with another bonded officer who has a valid and unexpired Fidelity Bond, until his bond is validly approved or renewed;

Also, a bond applicant with a pending administrative and/or criminal case is ineligible to apply for a renewal of fidelity bond unless copies of pertinent pleadings, orders, and resolutions filed or issued by the disputing parties, prosecutory or investigatory offices, and judicial bodies shall be attached to the bond application, and subject for validation and approval.⁴

For strict compliance.

³ See Section 9 of BTR Treasury Circular No. 2 – 2009, August 6, 2009

⁴ See Section 7.2.1 of BTR Treasury Circular No. 2 – 2009, August 6, 2009

