



MC No 41, s. 1993

**MEMORANDUM CIRCULAR**

**T O : ALL BOARD CHAIRMEN OF LOCAL WATER DISTRICTS  
AND HEADS OF AGENCIES CONCERNED**

**SUBJECT : Submission of Appointments of Personnel of  
Local Water Districts for Approval of the  
Civil Service Commission**

Pursuant to CSC Resolution No., 93-4360 copy attached, local water districts are hereby directed to submit appointments of their personnel for approval of the Civil Service Commission as the central personnel agency of government.

This directive is in line with the ruling of the Supreme Court on September 13, 1991, in the case of the Davao City Water District et al. vs the Civil Service Commission and the Commission on Audit, G.R. Nos. 95237-38, placing local water districts under the jurisdiction of both constitutional commissions. Thus, this Commission hereby prescribes the following guidelines in the submission of such appointments:

1. Pursuant to the aforementioned Supreme Court ruling all existing employees as had been extended permanent employment status at the time of promulgation (of the ruling) shall retain such status and be issued permanent appointments with the approval of the Commission;
2. All other existing employees shall be issued such appointments as are in accordance with Rule V of the Omnibus Rules Implementing Book V of the Administrative Code of 1987 (Executive Order No. 292) and other pertinent Civil Service rules and regulations;

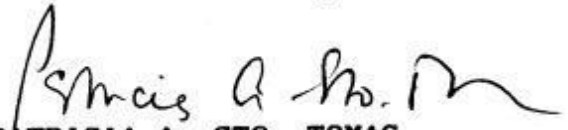
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3. Appointments shall be made in the prescribed form PSS Blg. 33, and submitted for approval to the Commission or its Regional, or Provincial Office concerned.

We wish to emphasize in this connection the provision of Rule XIX (6) of the Omnibus Rules implementing Book V of the Administrative Code of 1987 (Executive Order No. 292):

"No person employed in the Civil Service in violation of the Civil Service Law and Rules shall be entitled to receive pay from the government. The appointing authority responsible for such unlawful employment shall be personally liable for the pay that would have accrued had the employment been lawful, and the disbursing officials shall make payment to the employee of such amount from the salary of the officers so liable."

This Memorandum Circular takes effect immediately.

  
**PATRICIA A. STO. TOMAS**  
Chairman

**October 1, 1993.**  
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