

**BASIC : LETTER DATED APRIL 02, 2007, FROM MLGOO JESUS ROBEL T. SASTRILLO, JR. OF DILG JIMALALUD FIELD OFFICE**

**2<sup>nd</sup> Indorsement**

April 10, 2007

Respectfully returned to Mr. Jofralito L. Lorico, Provincial Director, DILG Oriental Negros Provincial Office, the herein basic communication from MLGOO Jesus Robel T. Sastrillo, Jr. of DILG Jimalalud Field Office, inquiring whether or not the Punong Barangay can appoint a barangay secretary even during prohibition period provided in the Omnibus Election Code.

As reported, the barangay secretary of Polopantao, Jimalalud filed his certificate of candidacy for the May 14 election. As a consequence thereof, he is resigned from office. There is an urgent need to fill the vacancy with the myriad tasks to be performed.

Although Section 261(g) of the Omnibus Election Code prohibits the appointment or hiring of new employees during the period of forty-five (45) days before a regular election, it nevertheless provides for an exception. A new employee may be appointed in case of urgent need; provided, however, that notice of the appointment shall be given to the Commission on Elections within three (3) days from the date of the appointment. Any appointment or hiring in violation of this provision is null and void.

**RENE K. BURDEOS**  
Regional Director