

January 29, 2008

MR. KENNETH S. KILAT  
M L G O O  
DILG Siquijor Provincial Office  
Siquijor, Siquijor

Dear Mr. Kilat:

This has reference to your letter dated January 23, 2008, raising the concern shared among the newly elected barangay officials of Siquijor on whether or not the authority of the Punong Barangay to appoint barangay officials and personnel will prevail over other conditions set by other agencies or units. As reported, a number of government agencies will not honor the appointments issued by the Punong Barangay replacing those that they have trained.

In reply thereto, let it be emphasized that appointive barangay officials and personnel do not enjoy security of tenure. As provided in the Local Government Code of 1991 and reiterated in DILG MC 2002-150 (dated September 18, 2002), they can be removed anytime even without cause subject, however, to the concurrence or approval of the majority of all the members of the sangguniang barangay (*Alquizola vs Ocol*, G.R. No. 132413, August 27, 1999). The fact that they have been trained or have been provided sufficient training by other government agencies will not secure them in their positions, although this is something that the Punong Barangay should consider in the efficient delivery of basic services.

Truly yours,

PEDRO A. NOVAL, JR.  
Regional Director

.ord/legal