

**BASIC : LETTER DATED AUGUST 18, 2008 FROM PUNONG BARANGAY
INOCENTES L. SECUYA OF TULAY, MINGLANILLA, CEBU**

3rd Indorsement

August 27, 2008

Respectfully returned to Mr. Edmundo J. Jamisola, Provincial Director, DILG Cebu Provincial Office, the herein basic communication from Punong Barangay Inocentes L. Secuya of Tulay, Minglanilla, Cebu inquiring whether a person who has been convicted of a crime can still be appointed as a barangay tanod.

Conviction of a criminal offense will not automatically result in disqualification to be appointed in government or public service, unless it is so declared in the decision as an accessory penalty. Moreover, a person who has been convicted but qualified to be placed under probation, the imposition of the penalty (principal and accessory, if ever there is) is suspended. Hence, such convicted person may be appointed to a government position. It is a judgment call on the appointing authority.

PEDRO A. NOVAL, JR.

Regional Director

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