

BASIC : LETTER DATED MARCH 19, 2007, FROM LGOO III MARIA LOURDES D. BOONE OF DILG SIBONGA OFFICE.

2nd Indorsement

March 26, 2007

Respectfully returned to Mr. Edmundo J. Jamisola, Provincial Director, DILG Cebu Provincial Office the herein basic communication from LGOO III Maria Lourdes D. Boone of DILG Sibonga Office. Ms. Boone is inquiring whether the Liga ng mga Barangay local chapter can appoint or hire someone who is not a member of the liga, and can these appointed or hired personnel of the liga be considered to be in government service.

In reply to the aforementioned queries, Section 493 of the Local Government Code of 1991 provides that the board of the liga at the municipal, city, provincial and national levels shall appoint its secretary and treasurer, and create such other positions as it may deem necessary for the management of the chapter. The law does provide for a condition that the person hired to fill the position created necessary for the management of the chapter must be a member of the liga. But for elected positions such as the president, vice president, members of the board and secretary general, the nominees must be members of the liga.

As regards the nature of the employment of appointed personnel of the liga ng mga barangay, it has been held that the liga ng mga barangay, as well as all other leagues created under the Local Government Code of 1991, is a public organization for all intents and purposes. Its funds are public funds. Hence, the services of the employees of the liga are considered government service.

RENE K. BURDEOS
Regional Director

.cc: Atty. G. J. Emeterio S. Moreno, Jr.
Director, Legal Service
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