



**CLASSIFYING THE POSITIONS OF ONE
(1) EXECUTIVE DIRECTOR IV; ONE (1)
DEPUTY EXECUTIVE DIRECTOR IV;
EIGHTEEN (18) DIRECTOR IV; AND
THREE (3) DIRECTOR III AT THE
NATIONAL COMMISSION ON MUSLIM
FILIPINOS (NCMF) AS CES POSITIONS**

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Resolution No. 1347

WHEREAS, Article IV, Part II of the Integrated Reorganization Plan provides that the Board shall promulgate rules, standards and procedures on the selection, classification, compensation and career development of members of the Career Executive Service (CES);

WHEREAS, under Career Executive Service Board (CESB) Resolution Number 799, Series of 2009, circularized in CESB Memorandum Circular Number 9, Series of 2009, the following positions were considered as part of the CES:

- a. The positions of Undersecretary, Assistant Secretary, Bureau Director, Assistant Bureau Director, Regional Director (department-wide and bureau-wide), and Chief of Department Service; and
- b. Unless provided otherwise, all other managerial or executive positions in the government, including government-owned or controlled corporations with original charters, provided they meet the following criteria:
 - i. The position is a career position;
 - ii. The position is above division chief level; and
 - iii. The duties and responsibilities of the position require the performance of executive and managerial functions.

WHEREAS, on 23 November 2010, the Supreme Court, in the case of Civil Service Commission vs. Court of Appeals and Philippine Charity Sweepstakes Office¹ limited the coverage of the CES to positions requiring Presidential appointments;

WHEREAS, CESB Resolution No. 945, Series of 2011 requires that a third-level position be subject to the appointing authority of the President for it to be classified as part of the CES;

¹ G.R. Number 185766 and 185767, 23 November 2010.

WHEREAS, CESB Resolution No. 945, Series of 2011 requires that a third-level position be subject to the appointing authority of the President for it to be classified as part of the CES;

WHEREAS, Republic Act No. 9997, also known as the "National Commission on Muslim Filipinos Act of 2009", created the National Commission on Muslim Filipinos as an attached agency of the Office of the President and take over the functions of the defunct Office on Muslim Affairs;

WHEREAS, the positions of one (1) Executive Director IV, and seven (7) Bureau Directors with the rank of Director IV, namely, Bureau of Legal Affairs; Bureau of Pilgrimage and Endowment; Bureau of Muslim Economic Affairs; Bureau of Muslim Cultural Affairs; Bureau of Muslim Settlement; Bureau of External Relations; and Bureau of Peace and Conflict Resolution; with Salary Grade 29 and 28, respectively, are Presidential appointees;

WHEREAS, a study on the functions of the aforementioned positions reveals that these positions perform executive and/or managerial functions, are above Division Chief level, and are not for a specified term or coterminous; hence, are CES positions;

WHEREAS, the NCMF's charter is silent as to the appointing authority of the positions of one (1) Deputy Executive Director IV; and eleven (11) Regional Directors with the rank of Director IV;

WHEREAS, Section 16, Article VII of the 1987 Constitution provides that the President shall appoint officers of the Government whose appointments are not provided for by law;

WHEREAS, the appointing authority of the President over these positions in the NCMF finds basis in the afore-cited Constitutional provision;

WHEREAS, these positions are career positions, not with a term or co-terminus, and require the performance of executive and/or managerial functions;

WHEREAS, thus, the positions of Deputy Director IV and Regional Directors are CES positions;

WHEREAS, the Services of the NCMF is consist of the Administrative Service, Finance and Management Service, and the Planning Service; each of which shall be headed by a Staff Director with the same rank, salary, and privileges of an Assistant Staff Bureau Director;

WHEREAS, R.A. No. 9997 is silent as to the appointing authority of these positions;

WHEREAS, however, Section 16 of the Implementing Rules and Regulations (IRR) of R.A. No. 9997 states that they may be appointed by the Secretary;

WHEREAS, these positions perform executive and/or managerial functions, are above Division Chief level, and are not for a specified term or coterminous;

WHEREAS, the IRR of R.A. No. 9997 providing for the authority of the NCMF Secretary to appoint the three (3) Service Directors is merely permissive and does not vest upon her the exclusive appointing power to these positions;

WHEREAS, thus, these positions are CES positions; and

NOW, THEREFORE, the Board hereby **RESOLVES**, as it hereby **RESOLVED**, to declare the following positions in the National Commission on Muslim Filipinos (NCMF) as CES positions:

1. Executive Director IV;
2. Deputy Executive Director IV;
3. Director IV for the Bureau of Legal Affairs;
4. Director IV for the Bureau of Pilgrimage and Endowment;
5. Director IV for the Bureau of Muslim Economic Affairs;
6. Director IV for the Bureau of Muslim Cultural Affairs;
7. Director IV for the Bureau of Muslim Settlement;
8. Director IV for the Bureau of External Relations;
9. Director IV for the Bureau of Peace and Conflict Resolution;
10. Director IV for the National Capital Region;
11. Director IV for Regions I, II, and III;
12. Director IV for Regions IV-A, IV-B, and V;
13. Director IV for Regions VI, VII, and VIII;
14. Director IV for Region IX;
15. Director IV for Sulu and Tawi-tawi;
16. Director IV for Region X;
17. Director IV for Region XI;
18. Director IV for Region XII;
19. Director IV for Lanao;
20. Director IV for Region XIII;
21. Director III for Administrative Service;
22. Director III for Finance and Management Service; and
23. Director III for Planning Service.

APPROVED this 1st day of June 2017 in Quezon City, Philippines.


ALICIA dela ROSA-BALA
Chairperson


EVANGELINE C. CRUZADO
Member


CHARITO R. ELEGIR
Member

ELBA S. CRUZ
Member

ROLANDO L. METIN
Member

ALBERTO A. BERNARDO
Member

Attested by:


CARMELA M. CONTI
Board Secretary III