



Republic of the Philippines
OFFICE OF THE OMBUDSMAN
Agham Road, Diliman, Quezon City 1104

OFFICE CIRCULAR NO. 13
Series of 2016

TO: All offices and bureaus of the Office of the Ombudsman

**RE: IMPLEMENTATION OF THE CIVIL SERVICE
COMMISSION-DEPARTMENT OF HEALTH JOINT
MEMORANDUM CIRCULAR NO. 2010-01 ON THE
PROTECTION OF THE BUREAUCRACY AGAINST
TOBACCO INDUSTRY INTERFERENCE**

The Civil Service Commission (CSC), which is the central personnel agency of the government responsible for the promotion of morale, efficiency, integrity, responsiveness, and courtesy in the civil service, and the institutionalization of management climate conducive to public accountability, together with the Department of Health (DOH), which is primarily responsible for the formulation, planning, implementation, and coordination of policies and programs in the field of health and has the power to administer all laws, rules and regulations in the field of health, have issued CSC-DOH Joint Memorandum Circular (JMC) No. 2010-01 on the *Protection of the Bureaucracy against Tobacco Industry Interference* pursuant to Article 5.3 of the World Health Organization Framework Convention on Tobacco Control (WHO FCTC). Article 5.3 of the WHO FCTC provides that government personnel must avoid interaction with the tobacco industry and if any dealing is necessary for the latter's regulation, supervision and control, it must be transparent and accountable.

As the protector of the people, the Office of the Ombudsman has the duty to investigate and prosecute all cases of malfeasance or misfeasance committed by public officials and employees. Such cases may involve tobacco industry interference which may constitute corruption. The CSC-DOH JMC No. 2010-01 shall serve as a guide for Office of the Ombudsman investigators and prosecutors to determine cases relative to tobacco industry interference involving corruption-related incidents. Hence, the necessity of disseminating the CSC-DOH JMC No. 2010-01 to all offices and bureaus of the Office of the Ombudsman.

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Likewise, the Central Records Division and its counterpart offices in the sectoral offices, the Statistics Monitoring Division and the Management Information System Service (MISS) are hereby enjoined to create a database of cases filed with the Office of the Ombudsman involving tobacco industry interference. The MISS is also enjoined to disseminate policies implementing the CSC-DOH JMC No. 2010-01 and the smoking prohibition within office premises through the Office of the Ombudsman intranet or website.

SO ORDERED.

13 April 2016, Quezon City, Philippines.


CONCHITA CARPIO MORALES
Ombudsman 13 April 2016