



PAMBANSANG PUNONGHIMPILAN TANODBAYBAYIN NG PILIPINAS
(National Headquarters Philippine Coast Guard)
139 25th Street, Port Area,
1018 Manila

05 January 2021

NHQ-PCG / CGLS

CIRCULAR
NUMBER 01-21

PHILIPPINE COAST GUARD LAWYER'S INCENTIVE PAY

I. AUTHORITY

Rule 14. 3 (g) of the Implementing Rules and Regulations (IRR) of Republic Act No. 9993 (The Philippine Coast Guard Law of 2009).

II. REFERENCES

A. Republic Act No. 9406 (An Act Reorganizing and Strengthening the Public Attorney's Office [PAO], Amending for the Purpose Pertinent Provisions of Executive Order No. 292, otherwise known as the "Administrative Code of 1987," as Amended, Granting Special Allowance to PAO Officials and Lawyers, and Providing Funds Therefor); and

B. Republic Act No. 9279, (An Act Granting Additional Compensation in the form of Special Allowances for the Members of the National Prosecution Services and the State Counsels in the Department of Justice, and for Other Purposes); and

III. PURPOSE

This Circular prescribes the procedures to be followed for the grant of Lawyer's Incentive Pay (LIP) to PCG Lawyers. LIP intends to serve as additional incentive for civilian lawyers to enter the PCG Service. Moreover, it is also aimed to enhance the morale and enthusiasm of PCG Lawyers who are already Commissioned Officers and encourage them to continue their Service in the PCG.

IV. DEFINITION OF TERMS

A. **Lawyers' Incentive Pay** – refers to the Collateral Entitlement in the amount of TEN THOUSAND PESOS (Php 10,000.00) per month granted to PCG Lawyers, apart from the regular pay and other allowances that they are entitled to under pertinent laws and regulations, who render Professional Legal Service and / or appear as counsel before Civilian Courts, Military Courts, or Administrative Boards in the PCG or other Government Agencies.

B. **PCG Lawyers** - refer to PCG Officers who are members of the Philippine Bar;

C. **Professional Legal Service** – refers to, but not limited to the following:

1. Giving legal advice;
2. Rendering legal opinion;
3. Appearance before Courts, Tribunal, Administrative Boards, or Quasi - Judicial Courts;
4. Attendance in meetings or conferences, either local or foreign, as representative of the PCG;
5. Drafting and / or review of policies and legal documents;
6. Preparation of complaints, investigations, and / or filing of cases;
7. Preparation of legal documents such as, but not limited to, contracts, agreements, understandings, undertakings, or affidavits;
8. Providing assistance to the Prosecutors Office, Office of the Solicitor General, or other Government Agencies in relation to PCG duties and functions;
9. Assignment in other Government Departments or Agencies;
10. Giving lectures or trainings on law or law - related subject; or
11. Any other tasks or duties requiring the application of law.

V. **COVERAGE**

This Circular covers PCG Lawyers who possess the following qualifications:

- A. Must be a member of the Philippine Bar;
- B. Technical Officers or assigned under the Coast Guard Legal Service (CGLS); and
- C. Must be performing Professional Legal Service.

VI. **GUIDELINES**

- A. The CGLS shall provide the Deputy Chief of Coast Guard Staff for Human Resource Management, CG - 1 an update of the complete Roster of Troops of PCG Lawyers entitled to the LIP;

B. As enclosure to the above, the Commander, CGLS shall issue a Certification that the concerned PCG Lawyers are rendering Professional Legal Service for the PCG. Likewise, the Commanding Officer of Units or Head of the Office (in the PCG or other Government Agencies) to which a PCG Lawyer is assigned shall also issue a Certification that the aforementioned PCG Lawyer is rendering Professional Legal Service in the said Unit or Office and endorse the same to the CGLS for consideration.

C. The CG - 1 shall issue the corresponding PCG Order for the Grant of LIP to the PCG Lawyers as endorsed by the Commander, CGLS.

D. PCG Lawyers shall, regardless of rank, be granted their LIP in the amount of TEN THOUSAND PESOS (Php 10,000.00). Provided, that they shall receive such other collateral entitlement due to them in place of the LIP if the same is higher;

E. In the granting of the LIP, a Certificate of Court Appearance shall not be required for as long as the PCG Lawyer renders Professional Legal Service as defined herein;

F. PCG Lawyers shall continue to receive their LIP even if they are on schooling or training, whether local or abroad, provided that they continue to render Professional Legal Service for the PCG; and

G. The LIP shall be granted on a monthly basis.

VII. REPEALING CLAUSE

All existing rules, regulations, memoranda, and directives inconsistent with this Circular are deemed repealed.

VIII. EFFECTIVITY

This Circular shall take effect upon approval of the Commandant, PCG.

BY COMMAND OF ADMIRAL URSABIA JR:

OFFICIAL:


LIEZEL B. BAUTISTA
CDR PCG
Coast Guard Adjutant *0054821*

ROLANDO LIZOR N PUNZALAN JR
RADM PCG
Chief of Coast Guard Staff