



Republic of the Philippines
DEPARTMENT OF ENERGY
(Kagawaran ng Enerhiya)

DEPARTMENT ORDER NO. D02021- 09-0012 *m*

**CREATION OF THE ENERGY ANTI-CORRUPTION COORDINATING
COMMITTEE AND THE DOE AND DOE-ATTACHED AGENCIES ANTI-
CORRUPTION COMMITTEES**

WHEREAS, Section 1, Article XI of the 1987 Constitution of the Republic of the Philippines provides that public office is a public trust and that public officers and employees must, at all times, be accountable to the people, serve them with utmost responsibility, integrity, loyalty, and efficiency; act with patriotism and justice, and lead modest lives;

WHEREAS, Section 2 of Republic Act (RA) No. 6713, otherwise known as the "*Code of Conduct and Ethical Standards for Public Officials and Employees*", declares that it is the policy of the State to promote a high standard of ethics in public service and that public officials and employees shall at all times be accountable to the people and shall discharge their duties with utmost responsibility, integrity, competence, and loyalty, act with patriotism and justice, lead modest lives, and uphold public interest over personal interest;

WHEREAS, Section 1 of RA No. 3019, otherwise known as the "*Anti-Graft and Corrupt Practices Act*", declares that it is also the policy of the Philippine Government, in line with the principle that a public office is a public trust, to repress certain acts of public officers and private persons alike which constitute graft and corrupt practices, or which may lead thereto;

WHEREAS, Section 4 of RA No. 7638, as amended, otherwise known as the "*Department of Energy Act of 1992*", mandates the DOE to prepare, integrate, coordinate, supervise and control all plans, programs, projects, and activities of the Government relative to energy exploration, development, utilization, distribution, and conservation. For this purpose, the DOE is mandated to exercise such other powers as may be necessary or incidental to attain the objectives of the Act.

WHEREAS, the Philippine National Oil Company (PNOC) and its subsidiaries (PNOC EC, PNOC RC), the National Power Corporation (NPC), National Electrification Administration (NEA), Transmission Corporation (TransCo), and Power Sector Assets and Liabilities Management (PSALM) Corporation are placed under the supervision of the DOE pursuant to Section 13 of RA No. 7638, as amended by RA No 9136 otherwise known as the "*Electric Power Industry Reform Act of 2001*," and Section 1 of Executive Order No. 169, respectively.

WHEREAS, Executive Order No. 43, s. 2017, as amended by Executive Order No. 73, s. 2018, created the Presidential Anti-Corruption Commission (PACC), which is empowered to "hear, investigate, receive, gather, and evaluate evidence, intelligence reports, and information on administrative cases against all presidential appointees in the Executive Branch of the government and any of its agencies or instrumentalities x x x" for acts or omissions constituting violations of covered laws, issuances, rules, and regulations as stated therein, and other violations as may be referred to the PACC by the President;

WHEREAS, "**Project Kasangga: Aksyon Laban sa Korapsyon**" aims to engage strong commitment among various government agencies to address and act on specific corruption

incidences and challenges, as well as cascading of anti-corruption advocacy to the lowest unit, and cooperation to deter, the speedy detection, prosecution, and resolution of graft and corruption cases within their own agency/department, among others;

WHEREAS, the DOE entered into a **Memorandum of Agreement (MOA)** with the PACC and other Agencies, Departments, Bureaus, Offices, and instrumentalities of the Executive Branch relative to the implementation of **Project Kasangga**;

WHEREAS, as part of the Department's commitment in **Project Kasangga**, and compliance to the **MOA**, there is a need to create a "DOE Family-Wide Anti-Corruption Committee", hereinafter referred to as "**ENERGY ANTI-CORRUPTION COORDINATING COMMITTEE**" ("**ENERGY-ACCC**") that shall collaborate and coordinate in the crafting, promulgation, and promotion of anti-corruption policies, measures, and programs for the Department and the DOE-attached agencies;

WHEREAS, in furtherance of **Project Kasangga** and the **MOA**, an "**Anti-Corruption Committee**" (**ACC**) shall be created in the Department, hereinafter referred to as **DOE Anti-Corruption Committee (DOE ACC)**; and in each DOE-attached agency, to be referred to as "**DOE Attached Agency**" **Anti-Corruption Committee ("DOE Attached Agency" – ACC)**, to implement and promote the anti-corruption policies, measures, and programs of the "**ENERGY - ACCC**".

NOW, THEREFORE, in consideration of the aforementioned premises, the following shall govern the creation of the **ENERGY - ACCC**, and the peculiar **DOE-ACC** and the "**DOE Attached Agency**" - **ACC**.

I. ENERGY ANTI-CORRUPTION COORDINATING COMMITTEE ("ENERGY-ACCC")

Section 1. ENERGY Anti-Corruption Coordinating Committee (ENERGY-ACCC). An umbrella anti-corruption coordinating body that shall craft, promulgate, and promote anticorruption policies, measures, and programs for the Department and the DOE-attached agencies, and ensure compliance to the **MOA** and **Project Kasangga**.

Section 2. Constitution of the ENERGY-ACCC and its SECRETARIAT.

The **ENERGY Anti-Corruption Coordinating Committee (ENERGY-ACCC)** is hereby constituted as follows:

Chairperson*:	Undersecretary, DOE
Vice-Chairperson:	(To be determined by the Committee among the Committee Members)
Members:	Senior Vice President, Philippine National Oil Company (PNOC) Vice President, PNOC EC Vice President, PNOC RC Deputy Administrator, National Electrification Administration (NEA) Vice President, National Power Corporation (NPC) Vice President, National Transmission Corporation (TransCo) Vice President and General Counsel, Power Sector Asset and Liabilities Management (PSALM) Corporation

* The Chairperson, who shall have a rank of Undersecretary, shall also be the designated Chairperson of the DOE-ACC. He/she shall likewise be the focal

person of the DOE in Project Kasangga, with the DOE-Director of Administrative Services as the alternate focal person.

The DOE AS-HRMD shall provide Secretariat support to the ENERGY-ACCC.

Section 3. Roles and Functions of the ENERGY ANTI-CORRUPTION COORDINATING COMMITTEE (ENERGY-ACCC).

The **ENERGY - ACCC** shall have the following functions:

- a. Formulate strategies, plans, and/or policies that seek to lessen, if not eradicate, corruption in the Department of Energy and its attached agencies, and to the energy sector, as a whole.
- b. Conduct periodic assessments on the nature, extent, and specific corruption challenges in the energy sector, and validate the effectiveness of the action plans, as well as recommend necessary revisions or amendments to suit the needs of the anti-corruption policies and programs for the energy sector.
- c. Develop and establish coordination between and among the agencies and entities in the energy sector, in general, for the pursuit and promotion of anti-graft and anticorruption measures; as well as provide technical assistance and experiences haring, and improving the quantitative evidence base for anti-corruption policy.
- d. Promote training, education, and advocacy campaigns against graft and corruption within the energy sector.

II. DOE ANTI-CORRUPTION COMMITTEE (DOE-ACC) and “DOE-ATTACHED AGENCY” ANTI-CORRUPTION COMMITTEE (“DOE Attached Agency” - ACC)

Section 4. DOE-ACC and “DOE-Attached Agency”-ACC

- a. The **DOE - ACC** and the “**DOE Attached Agency**” - **ACC** are the anti-corruption bodies that implement and promote anti-corruption policies, measures, and programs for the Department of Energy (DOE) and each of the DOE-attached agency, respectively, and ensure compliance to the **MOA** and **Project Kasangga**.

Section 5. Constitution of the DOE - ACC and the “DOE Attached Agency” – ACC

- b. The **DOE-ACC** and the “**DOE Attached Agency**”-**ACC** shall be composed of the following officers responsible for the implementation of the ENERGY ACCC “Action Plan”, among others:

I. For DOE-ACC:

Chairperson:	Undersecretary (<i>Chairperson of the DOE Ease of Doing Business Committee [DOE-EODBC]</i>)
Vice Chairperson	Assistant Secretary (<i>Supervising the Legal Services</i>)
Members:	PACC Resident Evaluator (<i>If applicable</i>)
	Director, Administrative Services
	Director, Legal Service
	Director, ITMS
	Director, Field Offices
	Chief, Consumer Welfare Protection Office
	DOE Security Officer

The Secretariat for the **DOE-ACC** shall be provided and supported by the Secretariat of the **DOE-EODBC**.

The DOE-ACC may call on other bureaus and offices of the DOE to serve as resource persons, as may be necessary

II. For “DOE Attached Agency” - ACC:

Chairperson:	SVP or VP (<i>Second Most-Senior Agency Official</i>)
Vice Chairperson:	(<i>As designated by the Head of Agency</i>)
Members:	PACC Resident Evaluator (<i>If applicable</i>)
	Administrative Officer / Human Resource Officer
	Legal Service Officer
	Information Technology Officer
	Consumer Welfare Protection Officer (<i>If applicable</i>)
	Stakeholders Representative (<i>if not prohibited by law or agency charter</i>)
	Others (<i>As maybe deemed by the Head of Agency</i>)

The Secretariat that shall render support to the “DOE Attached Agency – ACC” shall be established by the DOE-Attached Agency concerned.

Section 6. Roles and Functions of the DOE-ACC and “DOE Attached Agency”- ACC.

The DOE-ACC and “DOE Attached Agency”-ACC shall carry out the following responsibilities:

- a. Prepare the yearly Department and Agency-specific anti-corruption plans, respectively, which shall determine the objectives, courses of action, and specific targets for the year.
- b. Create a streamlined Complaint Action Center, which the public may communicate or have access through a hotline, help desk, and/or e-mail.
- c. Review and consider concerns and reports on graft, corruption, and other acts or omissions of public officers and employees subject to administrative or even criminal liability.
- d. Conduct investigations and submit “Investigation Reports” in cases handled; and recommend appropriate legal and administrative action/s thereon, as necessary.
- e. Such other related functions and responsibilities that may be assigned by the **ENERGY ACCC**; and which are consistent with the **MOA** for **Project Kasangga**; and
- f. The respective Chairpersons of the **DOE-ACC** and “**DOE Attached Agency**” **ACC** shall submit periodic reports, to be determined by the **ENERGY ACCC**, or whenever directed to do so, in cases which involve matters of extreme urgency.

III. GENERAL PROVISIONS

Section 7. Funding. The DOE, as well as DOE-attached agencies shall bear its own costs and expenses incurred in carrying out its undertakings and obligations under the **ENERGY ACCC** and "**DOE Attached Agency**"-ACC.

Section 8. Separability Clause. If for any reason, any section or provision of this Department Order is declared unconstitutional or invalid, such parts not affected shall remain in full force and effect.

Section 9. Repealing Clause. All DOE issuances that are inconsistent with the provisions of this Department Order are hereby repealed.

Section 10. Effectivity. This Department Order shall take effect immediately and shall remain in effect until otherwise revoked.

Issued this _____ 2021 in Bonifacio Global City, Taguig City, Metro Manila.


ALFONSO G. CUSI
Secretary



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