

**[NPC MEMORANDUM CIRCULAR NO. 2002-003,
APRIL 12, 2002, April 12, 2002]**

**DEFINING THE FUNCTIONS OF PROVINCIAL GOVERNORS AS
DEPUTIES OF THE NATIONAL POLICE COMMISSION AS WELL AS
THEIR RELATIONSHIPS WITH THE PNP PROVINCIAL
DIRECTORS, CHIEFS OF POLICE AND MAYORS**

WHEREAS, Section 51 of Republic Act No. 6975, as amended by Section 64 of Republic Act No. 8551 provides that Governors, upon having been elected and having qualified as such, are automatically deputized as representatives of the National Police Commission;

WHEREAS, Provincial Governors as deputies of the Commission are mandated to discharge the following functions:

1. Choose the PNP provincial director from a list of three (3) eligibles, recommended by the PNP Regional Director, upon prior consultation with the Napolcom Regional Director/concerned, regarding the educational and training credentials of the candidates in line with the standards prescribed by Section 20 of R.A. No. 8551 as well as their service reputation and suitability for the position.
2. As Chairperson of the Provincial Peace and Order Council, shall oversee the implementation of the Provincial Public Safety Plan taking into consideration the community public safety plans of the different towns and cities; and coordinate, supervise and monitor the campaign against illegal drugs and illegal gambling within the province.
3. Conduct inspection and audit of performance and facilities of police stations under their jurisdictions for the purpose of assessing their operational preparedness and effectiveness, and perform such other functions as may be duly authorized by the Commission.

WHEREAS, as deputized Commission representatives, the Provincial Governors exercise general supervision which is operationally defined as the power to see to it that the police units and/or elements assigned within the territorial boundaries of the province perform their duties properly according to existing laws as well as rules and regulations promulgated by the National Police Commission in order that the overall mission of the PNP in maintaining law and order and ensuing public safety in the province, city or municipality thereof shall be effectively attained;

WHEREAS, as deputized Commission representatives for the province, the Provincial Governors exercise general supervision over the Mayors who are likewise the deputized Commission representatives for the component cities and municipalities to ensure that they perform within the scope of their prescribed powers and functions as specified in Memorandum Circular 2002-002. Highly independent urbanized cities and independent component cities shall be independent of the province;

NOW, THEREFORE, THE COMMISSION HAS RESOLVED TO PRESCRIBE, AS IT HEREBY PRESCRIBES, the following:

1. Provincial Governors exercise general supervision over PNP Provincial Directors. As such, the Governors must ensure that the PNP units or elements assigned to the PNP provincial office and all city/municipal police offices within the province are performing their duties properly according to existing laws as well as rules and regulations and policies promulgated by the National Police Commission and other competent authority in order to ensure effective maintenance of law and order. As such, Provincial Governor shall:

a. Conduct inspection and audit of the personnel, performance and facilities of PNP provincial office and police offices/units of cities/municipalities within the province (External Audit);

b. Monitor and assess police performance in relation to prevailing peace and order situation within the province;

c. Issue directives for the conduct of police operations in the province to stop illegal activities and neutralize criminal syndicates particularly on illegal gambling and drugs;

d. Call the Police Provincial Director to direct the concerned Chief of Police to suppress any violence or disorder, enforce law and order and ensure public safety in a city/municipality within the province;

e. Call the Police Provincial Director to meetings and conferences on matters of peace and order and public safety;

f. Require assistance from the Police Provincial Director in the interest of general public service, provided the primary mission of the PNP Provincial Office is not prejudiced;

g. Issue appropriate guidance to the Police Provincial Director on the prescribed standards and deficiencies noted during the inspection;

h. Furnish appropriate reports and recommendations to the PNP Regional Director, if after giving such guidance/advice, the police provincial office fails to improve its performance and/or follow laws, rules or regulations; and

i. Take appropriate administrative or criminal action against an erring provincial police member.

2. With the Provincial Governor exercising general supervision over the provincial PNP, the Provincial Police Director shall:

a. Formulate implementing plans to operationalize directives of the Provincial Governor to suppress violence, disorder or criminality in an area, in coordination with the Chief of Police of the concerned city/municipality;

b. Direct appropriate and/or subordinate police units/elements to undertake public service activities called for by the Provincial Governor, provided the primary mission of the police unit is not prejudiced;