



Republic of the Philippines
COMMISSION ON ELECTIONS
Intramuros, Manila

**SUPPLEMENTAL RESOLUTION
TO COMELEC RESOLUTION NO.
9936 PROMULGATED MARCH 25,
2015 ENTITLED, "RULE ON THE
ENACTMENT AND
PROMULGATION OF EXECUTIVE
OR ADMINISTRATIVE
RESOLUTIONS" PROVIDING FOR
OTHER FORMAT OF MEETINGS
TO INCLUDE ON LINE
MEETINGS APPLICABLE IN
TIMES OF THE COVID-19
PANDEMIC AND THE
IMPOSITION OF COMMUNITY
QUARANTINES AND SIMILAR
EMERGENCY SITUATIONS.**

Abas, S.M
Guanzon, M.R.A.V.
Inting, S.B.
Casquejo, M.S.
Kho, A.T. Jr.

Chairman
Commissioner
Commissioner
Commissioner

Promulgated: June 9, 2020

x -----x

RESOLUTION NO. 10671

WHEREAS, Section 7, Article IX-A of the Constitution requires the Commission to decide by a majority vote of all its members any case or matter brought before it;

WHEREAS, on March 25, 2015, the Commission, pursuant to the powers vested in it by the Constitution, the Omnibus Election Code and other election laws, promulgated Comelec Resolution No. 9936 entitled, "RULE ON THE ENACTMENT AND PROMULGATION OF EXECUTIVE OR ADMINISTRATIVE RESOLUTIONS";

WHEREAS, to cope with the effects of the COVID-19 pandemic government and non-government offices and agencies have adopted to hold online meetings during the imposition (and eventual extension) of the Enhanced Community Quarantine in the country in order to prevent the spread of the Coronavirus Disease (Covid-19);

WHEREAS, a General Community Quarantine is now prevailing with the COVID-19 pandemic still a threat, the COMISSION EN BANC deems it necessary to supplement Comelec Resolution No. 9936 entitled, "RULE ON THE ENACTMENT AND PROMULGATION OF EXECUTIVE OR ADMINISTRATIVE RESOLUTIONS" to promote simplicity, economy, and efficiency to perform its constitutionally mandated executive and administrative functions in times of the COVID-19 PANDEMIC and similar emergency situations.

NOW THEREFORE, after due deliberation, the Commission *En Banc*, by virtue of the powers vested in it by the Constitution, the Omnibus Election Code, the Administrative Code of 1987 and other relevant statutes, hereby **RESOLVED**, to **supplement** Comelec Resolution No. 9936 and hereby **RESOLVES TO ADOPT**, these rules entitled: **SUPPLEMENTAL RESOLUTION TO COMELEC RESOLUTION NO. 9936 PROMULGATED MARCH 25, 2015 ENTITLED, "RULE ON THE ENACTMENT AND PROMULGATION OF EXECUTIVE OR ADMINISTRATIVE RESOLUTIONS" PROVIDING FOR OTHER FORMAT OF MEETINGS TO INCLUDE ON LINE MEETINGS APPLICABLE IN TIMES OF THE COVID-19 PANDEMIC AND THE IMPOSITION OF GENERAL COMMUNITY QUARANTINE AND SIMILAR EMERGENCY SITUATIONS.**

Section 1. Validity; Quorum. - (1) A decision or resolution on an executive or administrative matter, issue, or concern shall be valid when the action taken is approved, ratified, confirmed, or concurred in by a majority of all members of the Commission present at a meeting at which there is a quorum.

(2) A quorum is determined by the presence of the majority of the members of the Commission with existing and valid appointments. Presence shall not be limited to physical presence but shall also include the presence through the use of technologies such as, but not limited, to web-conferencing systems, video conferencing, video telephony, and other similar technologies.

(3) Any member of the Commission not physically present may participate in the deliberation of the Commission *En Banc* through the use of web-conferencing systems, video conferencing, video telephony, and other similar technologies and shall be considered present under this Rule.

(4) Formal promulgation requiring the signature of all the members of the Commission *En Banc* shall not be required for the validity of the action taken or to proceed with the implementation or execution of the same, provided the requisite number of votes pursuant to the preceding paragraph are met and the same is duly recorded in the minutes of meeting of the Commission *En Banc*.

(5) The Commission Secretary is authorized to issue memorandum to the department or office concerned on the actions or resolution of the Commission when there is already a majority vote respecting any matter brought before it by the department/office concerned. And issue certifications of the action or resolution of the Commission once a majority vote is obtained on any matter requiring publication in newspapers of general circulation.

Section 2. Casting of votes.- (A) A member of the Commission not on leave may cast a vote on any administrative matter, issue, or concern on the agenda when there is a quorum.

(B) A member may cast his or her vote: (1) orally or in writing during the meeting or session; or (2) writing a memorandum or note indicating the same prior to or immediately after the meeting or session either by submitting a hard copy or sending them by electronic means such as email, Viber and text messaging.

(C) The evidence of the votes sent through electronic means shall be that which appears on the screen grab of Viber or text message or printout of email as relayed to the Comelec Secretary.

Section 3. Application of these Rules. These rules shall apply only during the COVID-19 pandemic or similar emergency situation and shall be automatically lifted once community quarantine or emergency situation cease to be imposed/exist by declaration of the competent authority.

This resolution shall take effect immediately upon publication. For this purpose, the Education and Information Department of the Commission shall cause the publication of this Resolution in two (2) daily newspapers of general circulation in the Philippines. The Information and Technology Department is directed to post this Resolution in the Comelec website.

SO ORDERED.

SHERIFF M. ABAS
Chairman

MARIA ROWENA AMELIA V. GUANZON
Commissioner

SOCORRO B. INTING
Commissioner

MARLON S. CASQUEJO
Commissioner

ANTONIO T. KHO, JR.
Commissioner

CERTIFICATION

APPROVED by the Commission En Banc on June 8, 2020 under its continuing quorum pursuant to COMELEC RESOLUTION No. 10670, "In the Matter of Adopting Protocols while the Commission En Banc Acting on Administrative and Quasi-Judicial Matters from March 16, 2020 or Until Sooner Revoked or Extended Due to COVID-19 Outbreak.



CONSUELO B. DIOLA
ACTING COMELEC SECRETARY