

MEMORANDUM CIRCULAR NO. 57

PRESCRIBING THE GUIDELINES FOR THE IMPLEMENTATION
OF MEMORANDUM ORDER NO. 108, DATED 24 MARCH 1993

The following Implementing Guidelines are hereby adopted pursuant to Memorandum Order No. 108, dated 24 March 1993, authorizing the National Unification Commission (NUC) to (a) issue Safe-Conduct Passes in the interim due to the expiration of the period provided in Proclamations 10 and 10-A, and pending the implementation of the amnesty program to be formulated by the NUC, and (b) issue the appropriate guidelines for the issuance of said Safe-Conduct Passes:

A. Persons covered

Rebels who desire to participate in the peace process or who wish to apply for amnesty shall be issued Safe Conduct Passes by the NUC.

B. Process for acquiring Safe Conduct Passes

2. The rebel shall seek an endorsement (the *Endorsement Form* is attached hereto as Annex A) from the local government units, or the AFP or PNP local commands.

This endorsement shall be the basis for the issuance of a Preliminary Safe Conduct Pass (attached hereto as Annex B) to the rebel by the Governor or the AFP Area Commander/Designated Provincial Representative, or Regional/Provincial PNP Director. The Preliminary Safe Conduct Pass shall be effective for a period of fourteen (14) days.

3. The endorsing party shall immediately forward the endorsement and a copy of the Preliminary Safe Conduct Pass to the NUC. Upon validation by the NUC, a Safe Conduct Pass (attached hereto as Annex C) shall immediately be issued to the concerned rebel.

Failure to have the applicant's status validated by the NUC within the prescribed period of fourteen (14) days shall result in the automatic expiration of the Preliminary Safe Conduct Pass.

C. Effectivity of the Passes

4. The NUC shall provide for the effectivity period of the Safe Conduct Passes.

D. Privileges provided by the Safe Conduct Passes

5. The Safe Conduct Passes shall provide rebels with the following specific privileges:
 - a. Protection from arrest and prosecution, during the effectivity of the Safe Conduct Passes for the crime of rebellion and common crimes committed in pursuit and in furtherance of political objectives, and violations of the Articles of War prior to the issuance of the Preliminary Safe Conduct Passes;
 - b. Conformity by the prosecutor to motions for suspension filed by rebels in any and all court proceedings or actions filed against them; and
 - c. Suspension of any reward for capture.

E. Amnesty and the possession of Safe Conduct Passes

6. Possession of these Safe Conduct Passes shall not automatically confer amnesty on the holder upon the implementation of the amnesty program.

F. Listing of Pass holders

7. For reference purposes, the NUC shall furnish the DND-AFP and the DILG-PNP with a list of rebels who have been issued the Preliminary and the (principal) Safe Conduct Passes.

The NUC shall likewise keep a general logbook of persons issued these Preliminary and (principal) Safe Conduct Passes.

All heads of executive departments and line agencies are hereby directed to disseminate these Guidelines to all their national and local offices and to issue the

appropriate department orders in accordance with Memorandum Order No. 108 dated 24 March 1993 and these Guidelines. Respect for the Safe Conduct Passes is strictly ordered and violations shall be acted upon in accordance with existing laws, rules and regulations.

This Memorandum Circular shall take effect immediately.

Done in the City of Manila, this 23rd day of June in the year of Our Lord, Nineteen Hundred and Ninety-Three.



By the President:



ANTONIO T. CARPIO
Chief Presidential Legal Counsel

PMS LIB ARY

JUN 22 1994 *fdm*

Date



PMS LIBRARY BCODE006623

ANNEX A

**ENDORSEMENT
FOR THE ISSUANCE OF SAFE CONDUCT PASS**

This is to endorse _____ (Name),
a member of the _____ (Organization)
operating in the area/s of _____ to
the National Unification Commission for the issuance of a
Safe Conduct Pass as prescribed in Presidential Memorandum
Circular No. _____, dated _____ 1993.

Given this _____ day of _____ 1993, in

Endorsing Party

Organization

14

ANNEX B

PRELIMINARY SAFE CONDUCT PASS

Date _____

PASS CONTROL NO. _____

TO **ALL EXECUTIVE DEPARTMENTS and LINE AGENCIES
ALL AFP, PNP and OTHER LAW ENFORCEMENT AGENCIES**

1. This Preliminary Safe Conduct Pass is hereby issued to _____ (Name) of _____ (Organization) pursuant to Presidential Memorandum Circular No. _____, dated _____ 1993, attendant to Memorandum Order No. 108, dated 24 March 1993.
2. This Preliminary Safe Conduct Pass is effective from _____ (Date) to _____ (Date).
3. The bearer is not allowed to carry firearms or any deadly weapon.
4. Please extend all the necessary assistance to the bearer.
5. For verification, please contact the Issuing Party.

Issuing Party

Organization

Address/Tel. Nos

//



REPUBLIC OF THE PHILIPPINES
OFFICE OF THE PRESIDENT
NATIONAL UNIFICATION COMMISSION

8TH FLOOR MEDICAL ARTS BUILDING, PHILIPPINE HEART CENTER
EAST AVENUE, QUEZON CITY
TEL. NOS. 983013 / 984292 / 984383 / 984148 FAX NO. 985302

PASS CONTROL NO. _____

DATE: _____

SUBJECT: SAFE CONDUCT PASS

TO: ALL AFP, PNP and OTHER LAW ENFORCEMENT AGENCIES

1. This safe conduct pass is granted to _____ of
(NAME)
_____ in accordance with the authority granted to
(ORGANIZATION)
the NUC by the President of the Republic of the Philippines under Memorandum Order No. 108, dated 24 March 1993.

2. Carrying of firearms or any deadly weapon is not authorized.

3. This safe conduct pass is effective from _____ to _____
(DATE) (DATE)

4. Please extend all the necessary assistance to the bearer.

5. For verification, contact NUC Tel. Nos. 983013 / 984292 / 984383 / 984148

HAYDEE B. YORAC
CHAIRPERSON
NATIONAL UNIFICATION COMMISSION

RENATO S. DE VILLA
SECRETARY
DEPARTMENT OF NATIONAL DEFENSE

RAFAEL M. ALUNAN III
SECRETARY
DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT

11