



[Redacted]

**Discussion**

**SALNs may be provided to the OSG**

The Administrative Code of 1987 Book IV states:

§ 35. *Powers and Functions.* . The Office of the Solicitor General...

It shall have the following specific powers and functions:

x x x

(9) Call on any department, bureau, office, agency or instrumentality of the Government for such service, assistance and cooperation as may be necessary in fulfilling its functions and

The OSG has the power to call upon the University which is an instrumentality of the Government for the service to provide copies of [Redacted] SALNs.

SALNs are

(3) Any person requesting a copy of a statement shall be required to pay a reasonable fee to cover the cost of reproduction and mailing of such statement, as well as the cost of certification.+

[Emphases Supplied]

Moreover, the Solicitor General represents the Government in any litigation, proceeding, investigation or matter requiring the services of a lawyer,<sup>2</sup> t presumption of regularity in the performance of its official duties. Such presumption of regularity in the performance of official duties applies favorably to the Republic.<sup>3</sup>

### **Certification of years worked may be provided to the OSG**

The Data Privacy Act of 2012 exempts from its scope the obligation to keep private information about any individual who is or was a government officer or employee; it states:

%d^&ca } 4. Scope. . x x x This Act does not apply to the following:

(a) **Information about any individual who is or was an officer or employee of a government institution that relates to the position** or functions of the individual, including:

- (1) The fact that the individual is or was an officer or employee of the government institution;
- (2) The title, business address and office telephone number of the individual;
- (3) The classification, salary range and responsibilities of the position held by the individual; and
- (4) The name of the individual on a document prepared by the individual in the course of employment with the \* [ ç^! } { ^} d-^4

[Emphasis Supplied]

The list of information on government employees not covered by the Data Privacy Act is not exclusive. Information as to which years [Redacted] taught and worked in the University [Redacted]. Such information is analogous to those enumerated in the Act.

## **Conclusion**

The University, through the [Redacted], may provide the OSG its requested documents.

It is hoped that this Memorandum addresses the concerns of your good office. Feel free to reach to our Team for questions or clarifications.

Yours,

## **Confidentiality**

This memorandum, its contents, and any attachments included are privileged, confidential, and exclusively for the intended recipient. No part of this Manual may be reproduced or exhibited without the written consent of the UP Diliman Daam