

ALINIO, Buenafe

Re: RATA; Motion for Reconsideration
(CSC Resolution No. 00-1117)

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RESOLUTION No. 001743

Director IV Lorenzo S. Danipog, Civil Service Commission Regional Office No. I, San Fernando, La Union, moves for reconsideration of CSC Resolution No. 00-1117 dated May 3, 2000, which granted Director Buenafe Alinio's claim to Representation and Transportation Allowance (RATA).

Portions of CSC Resolution No. 00-1117 are, as follows:

"WHEREFORE, the request of Director III Buenafe Alinio for the payment of her Representation and Transportation Allowance (RATA) for the months of September 1993 to July 1994 during her scholarship at the University of Manchester is hereby GRANTED."

Director Danipog, in his letter avers, as follows:

"For emphasis, during the scholarship grant of Director Alinio, an Officer-In-Charge (ROSEMARIE B. LLANES) was designated and authorized to receive RATA under Office Order No. 45 dated September 7, 1993, copy of which is hereto attached.

"NCC No. 67 provides further entitlement to the said RATA on reimbursable basis subject to the availability of funds. Mrs Llanes who actually performed her duties and responsibilities claimed for reimbursement of expenses incurred. Is it possible to disburse RATA for a single position to two persons (ALINIO and LLANES) for the same period?"

The sole issue to be resolved is whether or not Director Alinio's claim to Representation and Transportation Allowance (RATA) is prejudiced by the appointment of an Officer-In-Charge to her position.

The Commission after careful deliberation finds the instant motion bereft of merit.

Director Alinio is entitled to RATA notwithstanding the fact that an Officer-In-Charge was designated and authorized to receive RATA, while she was on a ten-month (September 1993 to July 1994) scholarship at the University of Manchester,

United Kingdom. It is to be emphasized that RATA is attached to Alinio's position as Division Chief of the Recruitment, Examination and Placement Division of Civil Service Commission Regional Office No. I. Thus, the designation of an Officer-In-Charge will not operate to withhold the RATA previously enjoyed by Alinio by virtue of her appointment as Division Chief.

It must be stressed that RATA is part and parcel of Alinio's salary, a contrary ruling will result in an unfair diminution of her salary, the fact being that RATA is part of her compensation. *"It should be noted that the term salary covers all compensation for services including RATA. This means that withdrawal or non-payment of RATA results in reduction of salary which cannot be allowed under Civil Service Law and Rules unless the employee agrees thereto"* (**CSC Resolution No. 96-4211 Re: Mascoso, Cesar**)

Analogous to the instant case is **CSC Resolution No. 99-0648 dated March 17, 1999** where the Commission ruled:

"Reyes said that they cannot grant the RATA to Lagtapon because RATA attached to the position of Manager I, SRED is being claimed by Jimenez who is performing the duties of said position. According to her, to grant Lagtapon the RATA would be paying RATA attached to only one position to two persons, which is not authorized under law or regulations. xxx The Commission finds no cogent reason to set aside CSC Resolution No. 99-0024. It is noted that the issues raised have long been settled and put to rest by this Commission in its previous decisions/rulings on the matter. In the CSC Resolution No. 93-5587 (Rivera, Ma. Lourdes V.), the Commission ruled that 'RATA is attached to the position and not to the person. It is a right arising out of the employee's appointment to a position which entitles him to receive RATA'."

Lastly, the Commission finds no prohibition in so far as the grant of RATA to two (2) persons for a single position, as in this case, where Alinio was on scholarship and Llanes was designated as Officer-In-Charge. The fact that RATA allocations for 1993 and 1994 have already been disbursed is not a justification for the non-payment of Alinio's RATA, since the same maybe sourced from the Regional Office's savings.

WHEREFORE, the Commission hereby DENIES the motion for reconsideration of Director Danipog. CSC Resolution No. 00-1117 dated May 3, 2000 stands.

Quezon City, JUL 31 2000

O.B.
CORAZON ALMA G. DE LEON
Chairman

(SGD.)
JOSE F. ERESTAIN, JR.
Commissioner

(SGD.)
ELMOR D. JURIDICO
Commissioner

Attested by:

(SGD.)
ARIEL G. RONQUILLO
Director III

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