

[EXECUTIVE ORDER NO. 98, November 29, 2019]

PROVIDING GUIDELINES ON THE DETAIL OF PERSONNEL OF THE ARMED FORCES OF THE PHILIPPINES AND THE PHILIPPINE NATIONAL POLICE TO CIVILIAN OFFICES AND OFFICIALS, AND REPEALING EXECUTIVE ORDER NOS. 41 (S. 1966) AND 207 (S. 2016) FOR THE PURPOSE

WHEREAS, Executive Order (EO) No. 41 (s. 1966) provides rules and regulations governing the detail of military personnel to civilian offices and/or officials as *aides-de-camp* and military assistants;

WHEREAS, EO No. 207 (s. 2016) amended EO No. 41 by increasing the number of military and Philippine National Police (PNP) personnel to be detailed to each former President of the Philippines and their spouse or widow;

WHEREAS, EO Nos. 41 and 207 allow the detail of military personnel to civilian offices and/or officials to serve as security detail;

WHEREAS, under Article II, Section 3 of the 1987 Constitution, the Armed Forces of the Philippines is mandated to protect the people and the State, and secure the country's sovereignty and the integrity of its national territory;

WHEREAS, under Section 35(b)(3) of Republic Act (RA) No. 6975 or the "Department of the Interior and Local Government Act (DILG) of 1990," the Police Security Unit, later renamed as the Police Security and Protection Group (PSPG), being one of the operational units under the PNP, is mandated to provide security for government officials, foreign dignitaries and private individuals authorized to be given protection;

WHEREAS, there is a need to rationalize and update the rules governing the detail of personnel of both the Armed Forces of the Philippines (AFP) and the PNP to persons authorized to be given assistance and/or protection, to maximize the utilization of the military and PNP, and enable them to better perform their respective mandates;

WHEREAS, Article VII, Section 18 of the Constitution provides that the President, as Commander-in-Chief of the AFP, is empowered to issue orders, policies, rules and regulations governing the utilization and deployment of AFP personnel; and

WHEREAS, Article VII, Section 17 of the Constitution provides that the President shall have control of all the executive departments, bureaus and offices;

NOW, THEREFORE, I, RODRIGO ROA DUTERTE, President of the Philippines, by virtue of the powers vested in me by the Constitution and existing laws, do hereby

promulgate the following rules and regulations governing the detail of military and police personnel to civilian offices and/or officials:

SECTION 1. Definition. As used in this Order, the following terms shall mean:

- a. *Aide-de-Camp* - A commissioned officer of the AFP, in the active service, selected for the purpose of providing general assistance to entitled government officials and foreign military or civilian dignitaries;
- b. *Military Assistant* - A commissioned officer of the AFP with a field grade rank in the active service, or in the appropriate rank of Technical Service of the AFP, detailed to a civilian office and/or official for the purpose of rendering professional/technical advice and assistance on military matters;
- c. *Military Administrative Assistant* - A non-commissioned officer of the AFP with the rank of Staff Sergeant, Technical Sergeant and Master Sergeant, or its equivalent in the Philippine Navy, in the active service of the AFP, detailed to a civilian office and/or official for the purpose of rendering administrative assistance on military matters; and
- d. *Protective Security* - A personnel of the PNP, primarily from the PSPG, detailed to civilian government offices, officials or individuals for the purpose of providing security and ensuring their safety.

SECTION 2. Military Detail. The following are entitled to the detail of military personnel:

a. *Aide-de-Camp*

- i. The President, in such number and of such grades as he may determine;
- ii. The Vice President, visiting foreign military or civilian dignitaries, in such number and of such grades as the Secretary of the Department of National Defense (DND) may determine;
- iii. The DND Secretary, in such number and of such grades as he may determine; and
- iv. Other government officials as may be determined and approved by the DND Secretary.

b. *Military Assistant*

- i. The President, in such number and of such grades as he may determine;
- ii. The Vice President, the Senate President, the Speaker of the House of Representatives, the Executive Secretary, the Chairperson of the Senate Committee on National Defense and Security, the Chairperson of the House Committee on National Defense and Security, the National