

November 28, 2016

Mr. Rodrigo R. Duterte, President
Republic of the Philippines
Malacañang Palace
Manila 1005 PHILIPPINES

Subject: **Addressing Republic Act No. 8291 Section 21. Death of a Member Paragraph 3C vs Implementing Rules and Regulations of Republic Act No. 8291 by Aquino Administration**

Dear Mr. President:

I would like to get your attention for this conflict in GSIS Republic Act No. 8291 Section 21. Death of a Member Paragraph 3C vs Implementing Rules and Regulations of Republic Act No. 8291 Section 24.2.1C by the previous Administration (Pnoy).

My mother died Last September 16, 2013 and she was in service for about 32 years in government. We're not qualified for the pension benefits of our mother because all five of us brothers are already of legal age and our father died ahead of her already. So we filed survivorship benefits instead and other benefits such as funeral. We also hate the long filing time for the benefits. We expect that our mother's loyalty and service in your government to be paid accordingly. Until the time we received this so called benefits. We are in shock that this isn't what we are expecting. Then I reviewed the Republic Act's for this Benefits and I found out that there's this Implementing Rules and Regulations of Republic Act No. 8291 Implemented by the Aquino Administration.

In this Implementing Rules and Regulations of Republic Act No. 8291 Section 24.2.1C states that

(C in the absence of secondary beneficiaries, the legal heirs shall receive the cash payment equivalent to 18 x the BMP.

Which is clearly what we received. But as I reviewed the Republic Act 8291 on Section 21 Paragraph C, it states that

(c) In the absence of primary beneficiaries, the secondary beneficiaries shall be entitled to:

(1) the cash payment equivalent to one hundred percent (100%) of his average monthly compensation for each year of service he paid contributions, but not less than Twelve thousand pesos (P12,000): Provided, That the member is in the service at the time of his death and has at least three (3) years of service; or

(2) in the absence of secondary beneficiaries, the benefits under this paragraph shall be paid to his legal heirs.

As I read this conflict I questioned myself which will we follow and where are we going to stand. Due to the Implementing Rules and Regulations of Republic Act No. 8291 Implemented by the Aquino Administration, the directives of GSIS in Lucena keeps reasoning this new implementation of the previous President Aquino. Does this mean you only need to last 15years in the government service then walk away? How about those who are dedicated to their service just like my mother who was a Chief

Assessor of our town and willing to work more years if she's still alive. It feels like my mother was rob 17 years of 32 years of her service.

I'm appealing to you now, Mr. President to reviewed this conflict, this may help also those who have been left behind by their beloved ones who had a pristine heart to serve our fellow countrymen.

Sincerely,

Leo Vargas
Believer of Change