

SC CIRCULAR NO. 3-91, May 20, 1991

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OFFICE OF THE COURT ADMINISTRATOR

TO:

ALL JUDGES OF THE COURT OF TAX APPEALS, REGIONAL TRIAL COURTS, METROPOLITAN TRIAL COURTS, MUNICIPAL TRIAL COURTS IN CITIES, MUNICIPAL TRIAL COURTS, MUNICIPAL CIRCUIT TRIAL COURTS, SHARI'A DISTRICT COURTS AND SHARI'A CIRCUIT COURTS

SUBJECT:

Service of Writs and Court Processes in :connection with Cases involving Foreign Governments or Instrumentalities thereof

The attention of this Court has been called by the Department of Foreign Affairs, Manila, to persistent complaints from its foreign posts and the foreign embassies in Manila that court processes have been mailed or otherwise delivered to them without coursing the same through the Department.

As the practice complained of is not in consonance with diplomatic practice, this Court had previously issued Memorandum Circular No. 3 dated March 14, 1978, copy of which is herewith attached as Annex "A", and Circular No. 22 dated September 2, 1987, copy of which is likewise herewith attached as Annex "B", advising all judges that court processes and writs issued in connection with cases involving foreign governments or agencies should be forwarded to the Department of Foreign Affairs for proper transmission to the foreign embassies concerned by-diplomatic note.

This Court hereby reiterates the herein mentioned Memorandum Circular No. 3 and Circular No. 22, and enjoins strict compliance therewith.

May 20, 1991.

(SGD.) JOSUE N. BELLOSILLO

Court Administrator

ANNEX "A"**ADMINISTRATIVE CIRCULAR OF COURTS****ADMINISTRATIVE CIRCULAR NO. 3****TO:**

ALL JUDGES OF THE COURT OF TAX APPEALS, COURTS OF FIRST INSTANCE, CIRCUIT CRIMINAL COURTS, JUVENILE AND DOMESTIC RELATIONS COURTS, COURTS OF AGRARIAN RELATIONS AND CITY AND MUNICIPAL COURTS

SUBJECT:

SERVICE OF WRITS AND COURT PROCESSES IN CONNECTION WITH CASES INVOLVING FOREIGN GOVERNMENTS OR INSTRUMENTALITIES THEREOF

The attention of this Court has been called to diplomatic notes received by the Department of Foreign Affairs complaining that court processes or writs have been mailed or otherwise delivered directly to embassies of foreign governments or agencies thereof without coursing the same through the Department of Foreign Affairs. The practice complained of is not in consonance with diplomatic practice.

Accordingly, you are hereby advised that henceforth court processes and writs issued in connection with cases involving foreign governments or agencies should be forwarded to the Department of Foreign Affairs for transmission to the foreign embassy concerned by diplomatic note.

Strict compliance herewith is enjoined.

March 14, 1978.

(SGD.) FRED RUIZ CASTRO

Chief Justice

ANNEX "B"**CIRCULAR NO. 22****TO:**

ALL JUDGES OF THE COURT OF TAX APPEALS, REGIONAL TRIAL COURTS, METROPOLITAN TRIAL COURTS, MUNICIPAL TRIAL COURTS IN CITIES, MUNICIPAL TRIAL COURTS, MUNICIPAL CIRCUIT TRIAL COURTS, SHARI'A DISTRICT COURTS AND SHARI'A CIRCUIT COURTS

SUBJECT:

Service of Writs and Court Processes in connection with Cases involving Foreign Governments or Instrumentalities thereof

The attention of this Court has been called by the Department of Foreign Affairs, Manila, to persistent complaints from its foreign posts and the foreign embassies in Manila that court processes have been mailed or otherwise delivered to them without coursing the same through the Department.

As the practice complained of is not in consonance with diplomatic practice, this Court had previously issued Memorandum Circular No. 3, dated March 14, 1978 advising all judges that court processes and writs issued in connection with cases involving foreign governments or agencies should be forwarded to the Department of Foreign Affairs for transmission to the foreign embassy concerned by diplomatic note.

This Court hereby reiterates this Circular and enjoins strict compliance therewith.

September 2, 1987

(SGD.) CLAUD10 TEEHANKEE

Court Administrator

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