



Republic of the Philippines

Department of Agriculture

Fertilizer and Pesticide Authority

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MEMORANDUM CIRCULAR

No. 2

Series of 2023

TO : ALL REGIONAL AND PROVINCIAL OFFICERS
ALL CONCERNED
THIS OFFICE

FROM : 
JULIETA B. LANSANGAN
Officer-In-Charge

SUBJECT : GUIDELINES AND PROCEDURES FOR THE CONDUCT OF
ENTRAPMENT (BUY-BUST) OPERATION

As a technical regulatory agency mandated to assure the public of safe and adequate supply of fertilizer, pesticide and other agricultural chemicals, the Fertilizer and Pesticide Authority (FPA), pursuant to Section 6 (3) of Presidential Decree No. 1144 (PD 1144), is given the power to “[t]o call upon any department, bureau, office, agency or instrumentality of the government, including government-owned or controlled corporations, or any officer or employee thereof and on the private sector, for such information or assistance as it may need in the exercise of its powers and in the performance of its functions and duties x x x”.

Considering the foregoing, entrapment (buy-bust) operation to apprehend law offenders in the act of committing a violation of PD 1144 is considered an exercise of FPA’s enforcement powers. Thus, to facilitate the conduct of the said operation, all regional and provincial officers are hereby directed to adhere to the following guidelines and procedures, to wit:

1. The concerned RFU shall coordinate with the law enforcers consisting of the officers and men of the Philippine National Police (PNP), Criminal Investigation and Detection Group (CIDG), National Bureau of Investigation (NBI), and/or other agencies and instrumentalities of the Republic of the Philippines, as may be necessary, to systematically plan-out the conduct of the intended buy-bust operation.
2. The concerned RFU shall communicate with the Central Office (CO), thru a letter addressed to the Executive Director/Officer-in-Charge, for the intended schedule and assistance needed especially with regard to finances for the conduct of the operation, such as but not limited to the following:
 - a) Buy-bust money;
 - b) Loading vehicle;



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- c) Storage room/ warehouse for the seized items; and
d) Such other necessary and incidental expenses.
3. The Executive Director/Officer-in-Charge shall assess and determine the necessity for the conduct of the intended buy-bust operation. If he/she approves of the same, he/she shall issue an approval to the concerned RFU.
4. Once approved, the concerned RFU must coordinate with the Chief of the Finance and Administrative Division (FAD) for the disbursement of the necessary funds to be needed.
5. The law enforcers with the concerned RFU shall conduct the buy-bust operation and shall ensure that the following are complied with:
- a) That the seized items be inventoried and photographed immediately after seizure or confiscation;
 - b) That the physical inventory and photographing be done in the presence of the following:
 - The accused or his/her representative or counsel;
 - Any elective official (barangay official); and
 - a representative from FPA;
 - c) That the accused or his/her representative or counsel, elective official (barangay official), and the FPA representative be required to sign the copies of the inventory and be given a copy thereof.
6. The law enforcer, the complainant or the concerned RFU shall file a case against the accused.

This Circular shall take effect immediately.

Done in Quezon City, this 16th day of Feb. 2023

For your guidance and strict compliance.



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