



Republic of the Philippines
DEPARTMENT OF LABOR AND EMPLOYMENT
EMPLOYEES' COMPENSATION COMMISSION
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**COMMISSION ADVISORY IN THE EVALUATION OF CLAIMS FOR
PERMANENT TOTAL DISABILITY**

CIRCULAR No. 02-709

TO: ALL SSS BRANCH MANAGERS AND GSIS REGIONAL OFFICE AREA
MANAGERS

Pursuant to Board Resolution No. 98-09-0563, dated September 25, 1998 (*copy of which is attached hereto as Annex "A,"*) the following provisions, as contained in the said Resolution, are hereby reiterated for purposes of uniformity on the evaluation of claims for Permanent Total Disability:

1. "If the disability results in the disablement of an employee or worker to earn wages or salary in the same kind of work; or work of similar nature in which he or she has had training;
2. "If the disability results in the disablement of an employee or worker from earning wages or salary in any kind of work that a person of his or her mental capacity or attainment can do;
3. "If the disability results in the inability of a worker or employee to substantially do all material acts necessary to prosecution of an occupation for remuneration or profit in substantially customary and usual manner;
4. "If the disability results in the incapacity of an employee or worker to do continuously some substantial, gainful occupation, without the discharge of duties and responsibilities of such an occupation causing him or her serious discomfort or pain, and without injury or danger to the life of such an employee or worker;
5. "If an employee or worker is compelled to retire from the service or stop working before reaching the age of compulsory retirement by reason of work-related contingency;

6. "If after an employee or worker retires, he or she dies within a reasonable period of time, and the cause of his or her death arises from a disabling injury or ailment, in such a case his or her disability shall be construed permanent and total; and

7. "If an employee or worker's temporary and total disablement from work lasts continuously for more than one hundred twenty (120) days; except as otherwise provided for in Rule X of the existing implementing rules and regulations, as amended, of the ECC charter."

For immediate implementation.

Done in the City of Makati this 22nd day of July, 2009.


EVELYN P. FLORENDO-TABLANG, CESO IV
OIC- Executive Director and Concurrent Commissioner

