

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



Senate
Office of the Secretary

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SENATE

P. S. RES. NO. 96

REC'D

BY: 

Introduced by Senator JOEL VILLANUEVA

RESOLUTION
DIRECTING THE APPROPRIATE COMMITTEE TO INQUIRE
AND REVIEW, IN AID OF LEGISLATION, THE EXTENT OF
CONTRACTUALIZATION IN THE DIFFERENT INDUSTRIES IN
THE PHILIPPINES

WHEREAS, the Philippine Constitution provides that the State shall afford full protection to labor and promote full employment and equality of employment opportunities for all;

WHEREAS, the Constitution also provides that the State shall regulate the relations between workers and employers, recognizing the right of labor to its just share in the fruits of production and the right of enterprises to reasonable returns on investments, and to expansion and growth;

WHEREAS, based on the Labor Force Survey of the Philippine Statistics Office, as of April 2016, there are 65,498,000 people who are 15 years old and over;

WHEREAS, of those employed, 25% are in the agricultural sector, 18.3% are in the industrial sectors, and the remaining 56.7% are in the service industry;

WHEREAS, in order to ensure that the rights of the workers are amply protected, the Department of Labor and Employment has issued Department Order No. 18-A, series of 2011 and Labor Advisory No. 10, series of 2016 to emphasize the policy of the State to prohibit labor-only contracting and ensure that the rights of the workers to just and humane conditions of work and security of tenure, among others, are protected;

WHEREAS, despite these issuances, labor groups have decried the continuous abuses on the system of contractualization in the Philippines;

WHEREAS, President Duterte vows to end the practice of contractualization and threatens to close businesses that have been found violating the law;

WHEREAS, certain business groups believe that the complete phasing out of contractualization would result in the loss of jobs to an estimated 850,000 contractual workers;

WHEREAS, to ensure that the interests of all stakeholders are adequately addressed, the extent of contractualization in various industries in the Philippines should be examined;

WHEREAS, the result of this inquiry will aid in crafting the proposed amendments to the Labor Code and addressing the loopholes in the law that paves the way for unscrupulous practices such as the "5-5-5" or "Endo" scheme;

RESOLVE BY THE SENATE, to direct the appropriate committee to inquire and review, in aid of legislation, the extent of contractualization in various industries in the Philippines with a view to coming up with a proposal to address the issue on contractualization.

Adopted,


SENATOR JOEL VILLANUEVA