



HOUSE OF REPRESENTATIVES

H. No. 5229

BY REPRESENTATIVES SARMIENTO (C.), ESCUDERO AND SARMIENTO (M.),
PER COMMITTEE REPORT NO. 1364

AN ACT RECOGNIZING THE GERMAN EUROPEAN SCHOOL
MANILA, INCORPORATED AS AN EDUCATIONAL
INSTITUTION OF INTERNATIONAL CHARACTER,
GRANTING CERTAIN PREROGATIVES CONDUCTIVE TO
ITS GROWTH AS SUCH, AND FOR OTHER PURPOSES

*Be it enacted by the Senate and House of Representatives of the Philippines in
Congress assembled:*

1 SECTION 1. The German European School Manila, Incorporated, herein
2 referred to as the German School, is hereby declared a basic education
3 institution of international character authorized to operate recognized German
4 educational programs that primarily and principally adhere to universally
5 accepted and recognized educational policies.

6 SEC. 2. The members of the German School shall be comprised of the
7 parents or guardians, whether of Philippine or foreign nationality, of the
8 children who have enrolled and attended the German School for at least one
9 (1) school year: *Provided*, That no group of foreign nationality shall comprise
10 more than one-third (1/3) of the school's enrollment: *Provided, further*, That
11 the school year shall be determined in accordance with the German School's

1 own calendar of studies and work schedule: *Provided, finally,* That the
2 German School shall be governed by a Board of Trustees, herein referred to as
3 the Board, elected at large from among the corporation's members of good
4 standing.

5 SEC. 3. To enable the German School to continue carrying out its
6 educational program, improve its standard of instruction and meet the special
7 needs of the foreign temporary resident community for quality education, it
8 shall:

9 (a) Be authorized to accept provisions and donations of every kind to
10 carry out the purposes of the German School and be entitled to use properties,
11 real or personal, so donated and to construct and own buildings thereon
12 exclusively for educational purposes: *Provided,* That for any reason, the
13 German School ceases to occupy and/or use real properties it may acquire by
14 virtue of this Act, the properties and all improvements thereon of permanent
15 nature shall accrue to the government of the Republic of the Philippines;

16 (b) Have the right to obtain leases on real properties, acquire personal
17 properties, tangible or intangible, or any interests in such properties other than
18 real, either by purchase, lease, barter, donation, gift or otherwise, and dispose
19 of, mortgage or encumber them for the benefit of the school concerned;

20 (c) Accept applicants for admission, regardless of nationality, in
21 accordance with its own eligibility standards, and rules for admission and
22 grade placement;

23 (d) Be managed and administered by a superintendent, who shall
24 possess the qualifications prescribed by the Board;

25 (e) Upon consultation with the Secretary of Education, determine its
26 own basic education curriculum and teach German language and/or any other
27 foreign languages it may deem appropriate and determine the reasonable
28 amount of fees which shall be imposed upon its students to maintain and
29 conform to the German School's standard of education;

1 (f) Maintain standards of education compatible with those obtaining in
2 similar schools in Germany, the Philippines and other international educational
3 institutions of generally recognized standing;

4 (g) Employ its own teaching and management personnel selected by the
5 Board, either locally or abroad, from the Philippines or other nationalities,
6 such foreign personnel being exempt from laws that impose nationality
7 restrictions on control and administration of educational institutions, except
8 laws that have been or will be enacted for the protection of employees:
9 *Provided*, That such exemption shall not extend to their liability for income
10 taxes;

11 (h) Promote international friendship, goodwill and understanding
12 among the members of the foreign community and the citizens of the
13 Philippines; and

14 (i) Not teach anything derogatory to the prestige and well-being of the
15 Philippines and its people, nor those which will subvert its institutions and
16 government.

17 SEC. 4. The Secretary of Education, in consultation with the German
18 Embassy and the members of the Board of the German School, shall issue such
19 rules as may be necessary to carry out the provisions of this Act.

20 SEC. 5. If any clause, sentence, paragraph or part of this Act is
21 subsequently declared unconstitutional, the validity of the remaining provisions
22 hereof shall not be affected by such declaration.

23 SEC. 6. This Act shall take effect fifteen (15) days after its publication
24 in the *Official Gazette* or in at least two (2) newspapers of general circulation.

Approved,

1 SEC. 3. Other concerned government agencies, private institutions and
2 the academe may likewise be tasked to implement this Act as may be
3 necessary.

4 SEC. 4. The Secretary of Agriculture shall include in the Department's
5 programs the establishment of said mariculture development parks, the funding
6 of which shall be included in the annual General Appropriations Act.
7 The LGUs concerned shall set aside funds from any available local revenues in
8 an amount deemed appropriate for its operationalization.

9 SEC. 5. This Act shall take effect fifteen (15) days after its publication
10 in two (2) newspapers of general circulation.

Approved,

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