

***TIPC-Monitoring Body
Resolution No. 12, Series of 2012.***

CFA Case No. 2815

**IN RE: COMPLAINT AGAINST THE
GOVERNMENT OF THE
PHILIPPINES FOR VIOLATION OF
ILO CONVENTION NOS. 87 & 98
(ANTI-UNION DISMISSALS AND
ANTI-UNION DISCRIMINATION
AT THE TEMIC AUTOMOTIVE
PHILIPPINES, INC.)**

**RECOMMENDING THE CREATION OF A
TRIPARTITE TEAM COMPOSED OF REGIONAL
TRIPARTITE MONITORING BODY-NATIONAL
CAPITAL REGION MEMBERS TO CONDUCT A
PLANT-LEVEL VERIFICATION OF THE PARTIES'
CLAIMS, AND TO PROVIDE DETAILED REPORT
THEREOF.**

X-----X

RESOLUTION

WHEREAS, a complaint for violation of ILO Convention Nos. 87 and 98 was lodged before the ILO-Committee on Freedom of Association (CFA) by the Trade Federation for Metals, Electronics, Electrical and other Allied Industries against the Government of the Philippines alleging that Temic Automotive Philippines Inc. committed acts of anti-union practices that were legitimized and permitted with impunity by the Supreme Court of the Philippines through its decision dated 23 December 2009, including the National Labor Relations Commission through its decision on the illegal dismissal case filed by Enrico Dumolong;

WHEREAS, the Government supplied information to the International Labor Organization (ILO) concerning the outcome of judicial and arbitration proceedings relating to the complaint and enclosed the relevant decision of the voluntary arbitrator and the decision of the Supreme Court dated 23 December 2009, which the CFA found as devoid of the Government's complete observations, particularly as regards the allegations of freedom of association violations of Temic Automotive Philippines, Inc.;


WHEREAS, one of the recommendations of the CFA in its interim report on ILO Case No. 2815 states that the Committee invites the Government to propose the creation of an impartial Tripartite Team from among the TIPC-Monitoring Body members with the mandate to conduct a plant-level verification of the parties' claims and to provide detailed information with regard to the conduct and outcome of such an inquiry;

WHEREAS, for purposes of expediency and mobility, the TIPC-Monitoring Body deems it appropriate that the tripartite shall come from the concerned Regional Tripartite Monitoring Body (RTMB);


NOW THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, that the TIPC-Monitoring Body recommends to the DOLE Secretary as the TIPC-MB Chairperson, to direct the DOLE-National Capital Region RTMB through an administrative issuance to immediately convene a Tripartite Team to conduct a plant-level verification and make a report thereof to the TIPC-Monitoring Body within thirty (30) days from receipt of issuance.

APPROVED this 15th day of February 2012, The Bayleaf, Intramuros, Manila, Philippines.

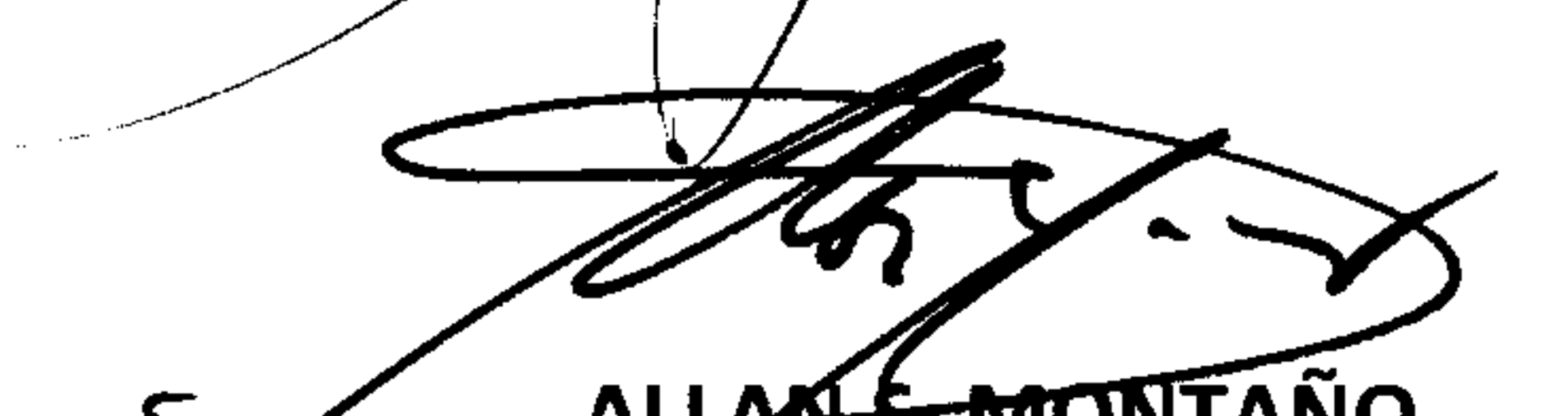
LABOR SECTOR



DANIEL L. EDRALIN
Alliance of Progressive Labor

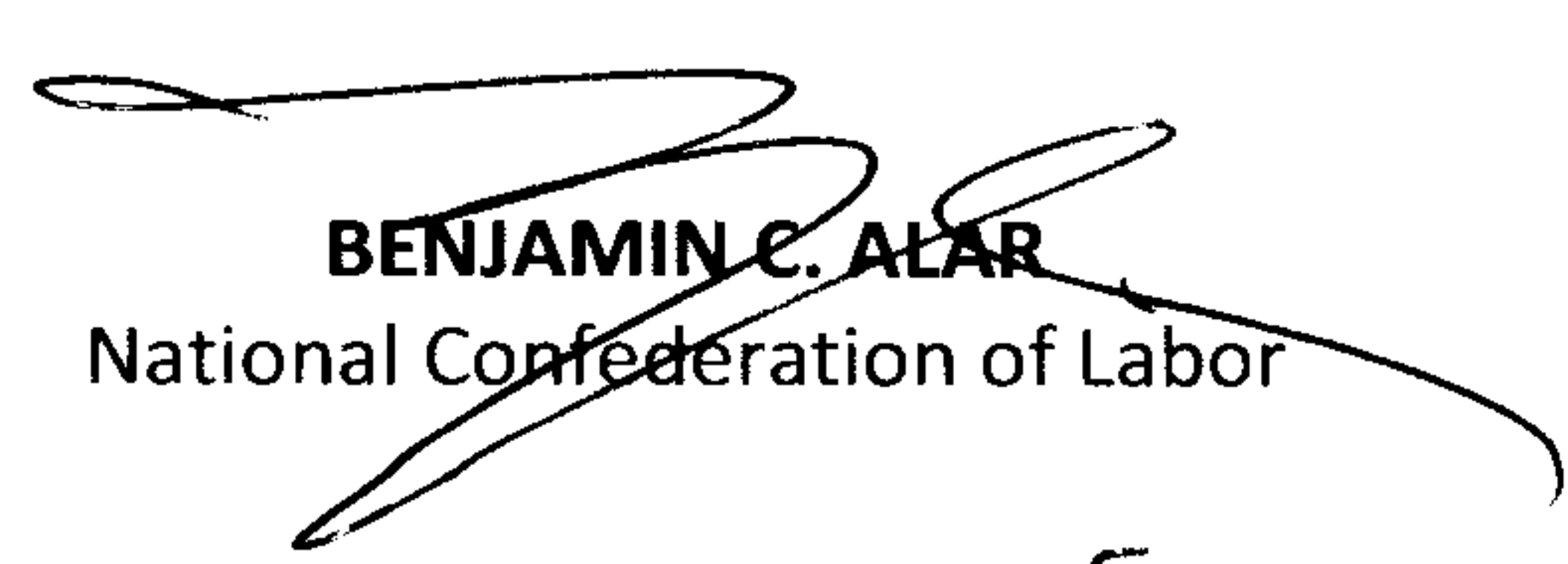

JOSUA T. MATA
Alliance of Progressive Labor



ANGELITO P. CALDERON
Alliance of Filipino Workers



JOSE SONNY G. MATULA
Federation of Free Workers

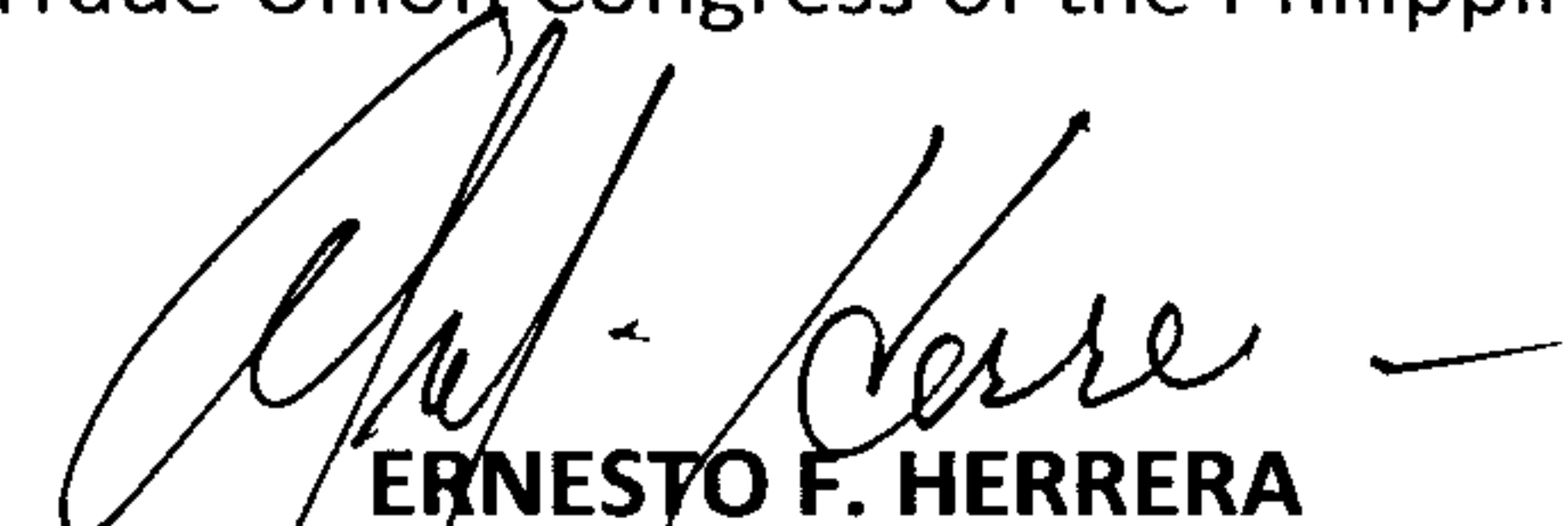

ALLAN S. MONTAÑO
Federation of Free Workers


DAVID L. DIWA
Lakas Manggagawa Labor Center

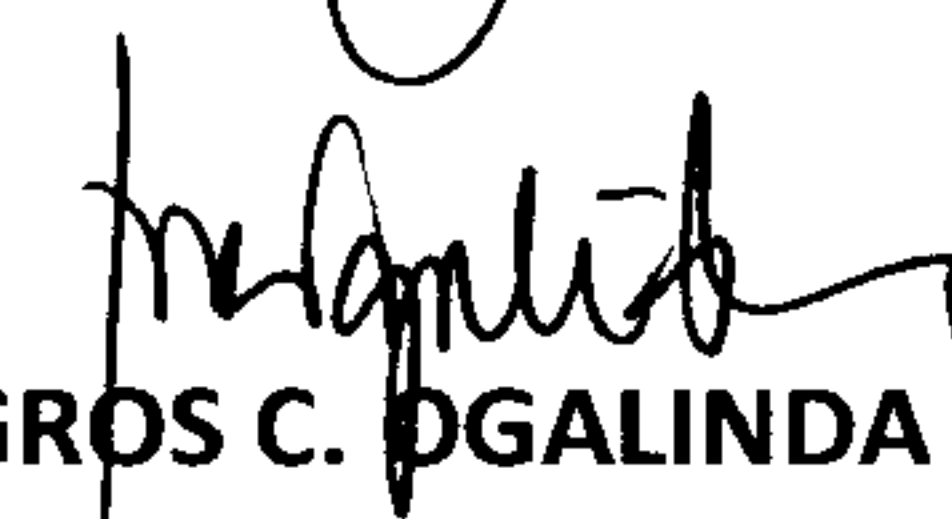

BENJAMIN C. ALAR
National Confederation of Labor



VICTORINO F. BALAIS
Trade Union Congress of the Philippines

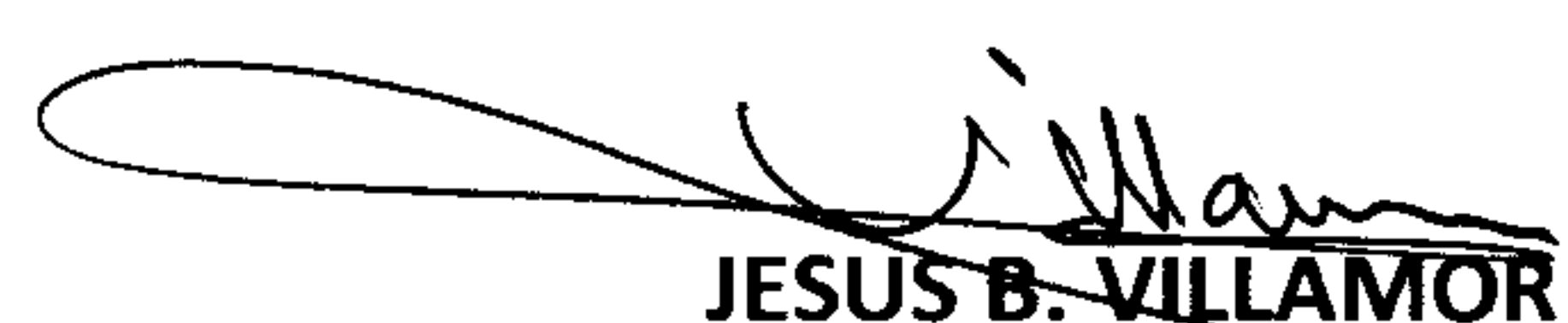

ZOILO V. DELA CRUZ, JR.
Trade Union Congress of the Philippines

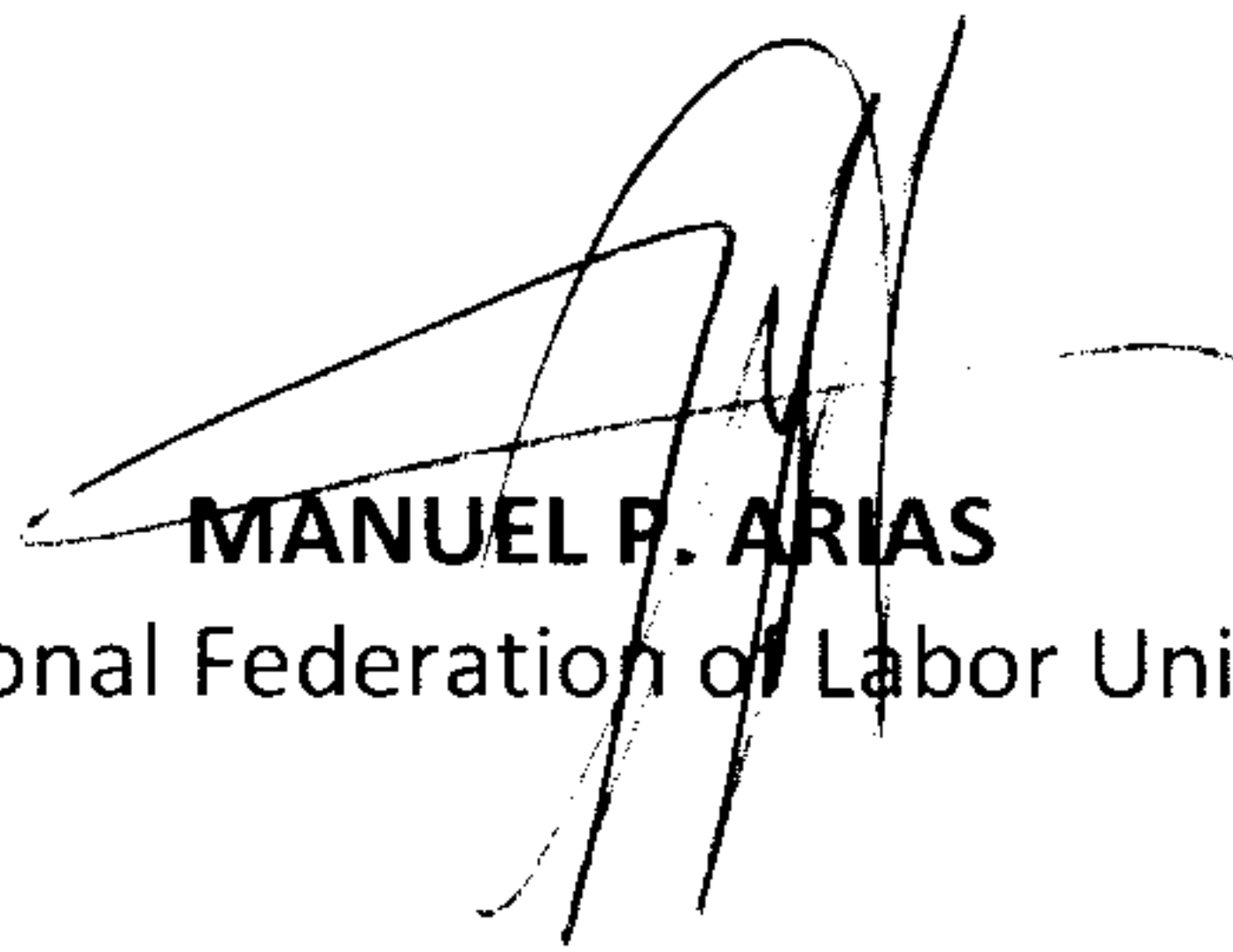

ERNESTO F. HERRERA
Trade Union Congress of the Philippines


ESPERANZA S. OCAMPO
Trade Union Congress of the Philippines


MILAGROS C. D GALINDA
Trade Union Congress of the Philippines


GERARD R. SENO
Trade Union Congress of the Philippines


JESUS B. VILLAMOR
Trade Union Congress of the Philippines



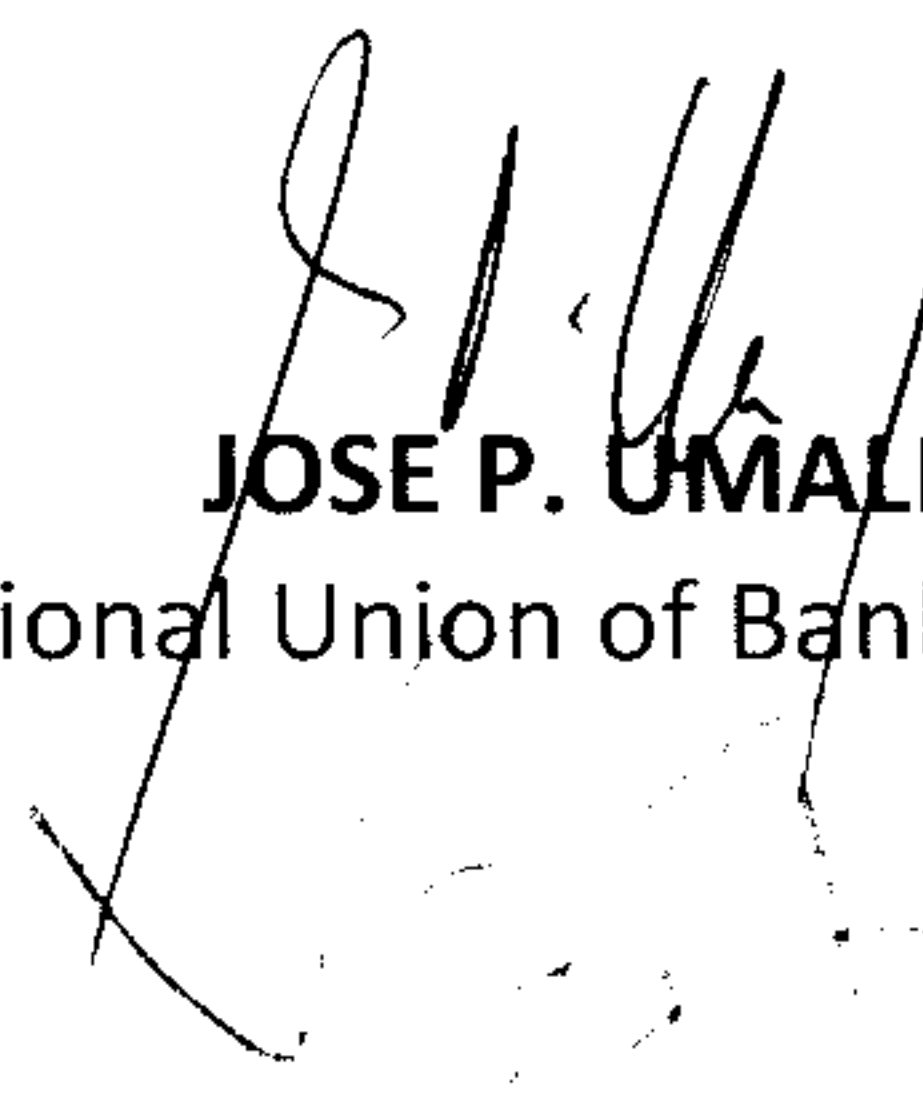
MANUEL P. ARIAS
National Federation of Labor Unions



ALEJANDRO C. VILLAVIZA
Trade Union Congress of the Philippines



NORBERTO M. ALENSUELA Sr.
Pambansang Diwa ng Manggagawang Pilipino



JOSE P. UMALI, JR.
National Union of Bank Employees

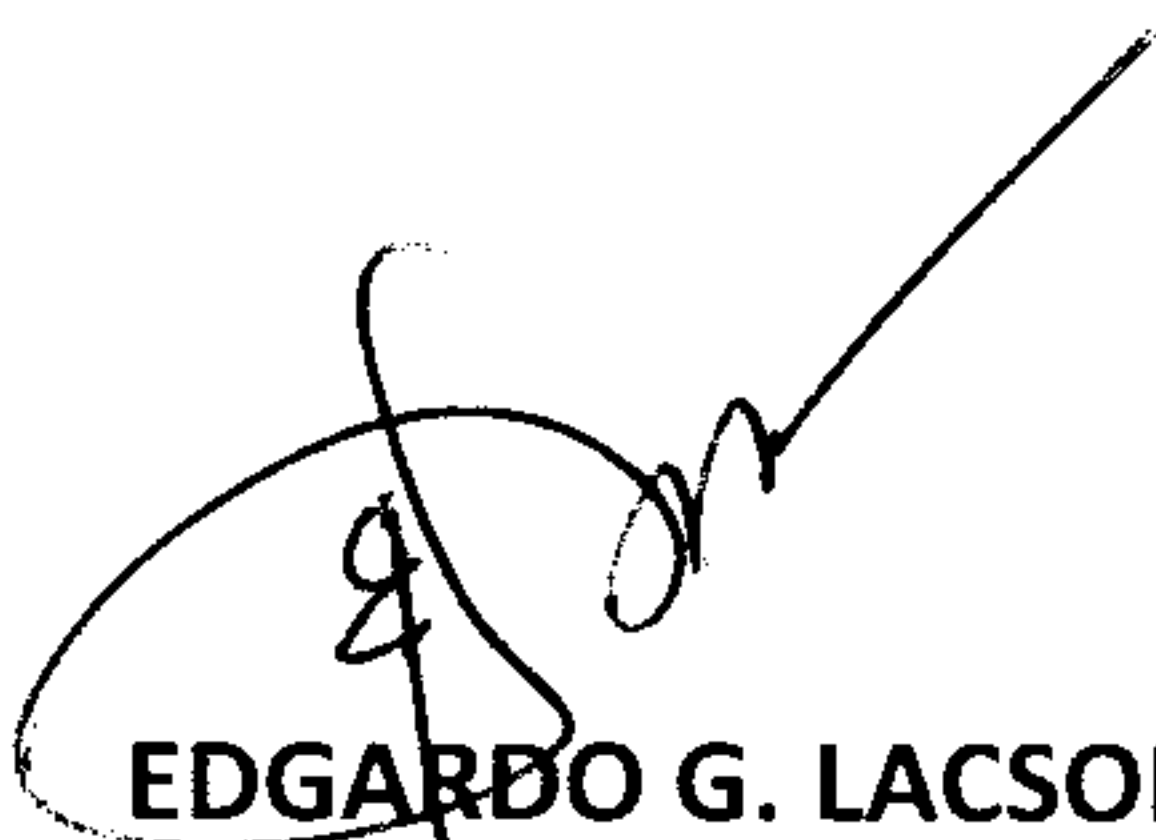


GREGORIO C. DEL PRADO
Alliance of Independent Hotels and Restaurant
Workers Union



VLADIMIR R. TUPAZ
Trade Unions of the Philippines and Allied
Services

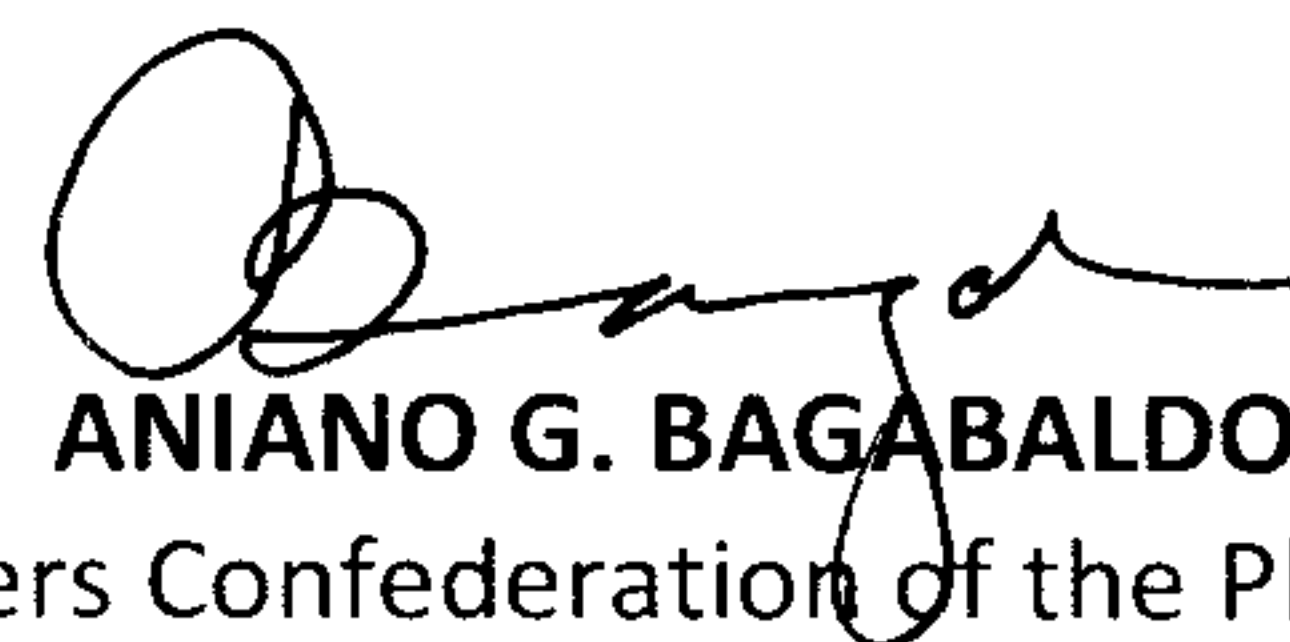
EMPLOYERS' SECTOR



EDGARDO G. LACSON
Employers Confederation of the Philippines



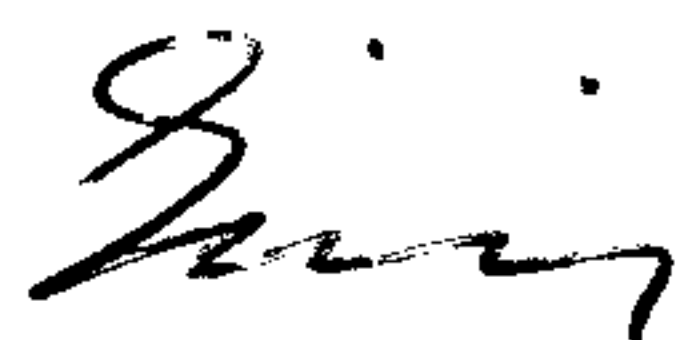
SERGIO R. ORTIZ-LUIS, JR.
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ANIANO G. BAGABALDO
Employers Confederation of the Philippines



RANULFO P. PAYOS
Employers Confederation of the Philippines



ERNESTO O. CECILIA
Employers Confederation of the Philippines



EDUARDO T. RONDAIN
Employers Confederation of the Philippines



RENE E. CRISTOBAL
Employers Confederation of the Philippines



ANTON L. SAYO
Employers Confederation of the Philippines



FRANCISCO R. FLORO
Employers Confederation of the Philippines



RENE Y. SORIANO
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People Management Association of the
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Employers Confederation of the Philippines



EMERICO O. DE GUZMAN

People Management Association of the
Philippines

GOVERNMENT SECTOR



ROSALINDA DIMAPILIS-BALDOZ

Secretary

Department of Labor and Employment

Dept. of Labor & Employment
Office of the Secretary



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