

Republic of the Philippines  
**TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY**  
East Service Road, South Superhighway, Taguig City

**122<sup>nd</sup> TESDA BOARD MEETING**  
11 August 2020, Tuesday, 9:00 AM  
Teleconference via Zoom Platform

**Resolution No. 2020- 38**  
(Page 1 of 4 pages)

**APPROVAL OF THE AMENDMENT TO THE REVISED GUIDELINES IN THE  
IMPLEMENTATION OF DUAL TRAINING SYSTEM UNDER THE AMENDED  
IMPLEMENTING RULES AND REGULATIONS ON THE CONDUCT OF NIGHT  
TRAINING**

**WHEREAS**, Republic Act No. 7686 otherwise known as the "Dual Training System Act of 1994" was signed into law on February 25, 1994;

**WHEREAS**, Section 2 of Republic Act No. 7686 provides that it is the policy of the State to strengthen manpower education and training in the country so that the latter may be assured of an ever-growing supply of an educated and skilled manpower equipped with appropriate skills and desirable work habits and attitudes;

**WHEREAS**, Section 7 of the same law mandates the appropriate Authority to plan, set standards, coordinate, monitor and allocate resources in support of the implementation of the system;

**WHEREAS**, Section 8 of Republic Act No. 7796 otherwise known as "TESDA Act of 1994" mandates the Authority to be primarily be responsible for formulating, continuing, coordinated and fully integrated technical education and skills development policies, plans and programs;

**WHEREAS**, during the 107<sup>th</sup> TESDA Board Meeting held last January 11, 2019, the TESDA Board issued TESDA Board Resolution No. 2019-01 which adopted the Revised Implementing Rules and Regulations (IRR) of the Dual Training System;

**WHEREAS**, Rule III, Section 1, paragraph p of the said revised IRR provides that the Normal Training Hours of DTS trainees shall be for eight (8) hours, and may be rendered from 6 o'clock in the morning up to 10 o'clock in the evening;

**WHEREAS**, Rule VI, Section 2, paragraph h of the revised IRR also provides that TESDA may review, revise and amend the promulgated IRR as it may deem necessary in order to meet and cope with the demands of time;

**WHEREAS**, Rule XIX, Section 1 of the revised IRR mandated TESDA to issue the necessary Operational Guidelines for the effective implementation of the DTS Act and its IRR;

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**WHEREAS**, on June 6, 2019, TESDA Circular 54, series of 2019 was issued by the TESDA Director General containing the Revised Operational Guidelines (OG) in the Implementation of Dual Training System (DTS) under the Amended DTS-IRR;

**WHEREAS**, Item VII No. 6 of the Revised OG in the Implementation of Dual Training System Act under the amended Implementing Rules and Regulations allows night training only until 10 o'clock in the evening;

**WHEREAS**, pursuant to the policy of the state to equip educated and skilled manpower with appropriate skills and desirable work habits and attitudes, night training is specifically sought on appeal by DTS implementers particularly the industry to allow the engagement of DTS trainees in the evening operations of a company and expose them to the actual world of work;

**WHEREAS**, the proposed amendment to Item VII No. 6 of TESDA Circular No. 54, s. 2019 on night training was presented to and deliberated upon during the 1<sup>st</sup> Joint Ad-Hoc Committee on Legal Matters and Support to TVET Provision Committee (Joint Committee) held on 21 July 2020;

**WHEREAS**, the Joint Committee deliberated and agreed to favorably recommend to the TESDA Board the following amendment to Item VII No. 6 of the Revised Operating Guidelines as follows:

*Safety issues and hazardous to which the trainee may be exposed during the in-plant training should be given utmost consideration. Generally, in-plant training (night time) is allowed only up to 10 o'clock in the evening. However, the trainee may render training beyond the normal daily training hours provided the following minimum requirements are present:*

- a) *The training is rendered within the required period consistent with the rules, regulations and law and shall not constitute the whole in-plant training.*