



Republic of the Philippines
Department of Labor and Employment
NATIONAL WAGES AND PRODUCTIVITY COMMISSION



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NWPC Resolution No. o
Series of 2017

WHEREAS, the Commission is vested under Republic Act No. 6727 the power to formulate policies and guidelines on wages, incomes and productivity improvement at the enterprise, industry and national levels; and to prescribe rules and guidelines for the determination of appropriate minimum wage and productivity measures at the regional, provincial or industry levels;

WHEREAS, under Article 141, Chapter III (Employment of Househelpers) of the Labor Code, family drivers are recognized as domestic workers and covered by compensation of said workers;

WHEREAS, Republic Act No. 10361 (Batas Kasambahay), which was signed into law on 18 January 2013, repealed Chapter III (Employment of Househelpers), Articles 139-150 of the Labor Code to exclude family drivers in its definition of domestic worker;


WHEREAS, during the deliberation of the Bicameral Conference Committee on Batas Kasambahay, it appears that the intention to declassify or exclude family drivers from the Kasambahay Law was to cover them under the minimum wage prescribed for private establishments;

WHEREAS, in the April 24, 2013 Minutes of Meeting of the Tripartite Industrial Peace Council, the Department of Labor and Employment clarified that family drivers are excluded from the Kasambahay Law based on the intention of the framers of the law;

WHEREAS, the Implementing Rules of RA 10361 or Batas Kasambahay expressly excludes family drivers from the coverage of said law;

RESOLVED THEREFORE, as it is hereby resolved, that as a result of such express repeal by the Batas Kasambahay to the Chapter of Employment of Househelpers of the Labor Code, the minimum wage of family drivers shall now be the minimum wage prescribed for private establishments.


Manila, Philippines. 19 December 2017.


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