# Alternative Dispute Resolution Updates

# Preliminary

As of January 31, 2018

This ADR update records in brief the collective accomplishments of NCMB during the month of January 2018.

# I. PREVENTIVE MEDIATION (PM)

- 33 cases pending at the beginning of the year
  42 new cases filed for the month of January
  75 total cases handled as of January 31, 2018
- Disposition rate: 32% (24 of the 75 cases handled)
  - 14 cases disposed within the process cycle time (PCT = 35 days)
  - o 10 cases disposed beyond the PCT by an average of 36 days
- Settlement rate: 32% (24 of the 75 cases handled)
- Average duration to settle: 36 days
- 51 cases pending as of January 31, 2018
  - o 36 pending cases are 35 days old or younger
  - o 15 pending cases are older than the PCT
- Monetary benefits: Php172,039.00 benefitting two workers

#### II. NOTICES OF STRIKE/LOCKOUT (NS/L)

- 31 cases pending at the beginning of the year
  Eight (8) new cases filed during the month of January
  39 total cases handled as of January
  31, 2018
- Disposition rate: 28% (11 of the 39 cases handled)
  - 7 cases disposed within the process cycle time (PCT = 45 days)
  - 4 cases disposed beyond PCT by an average of 45 days
- One (1) case materialized into actual strike
- One (1) case certified for compulsory arbitration
- Settlement rate: 23% (9 of the 39 cases handled)
- Average duration to settle: 50 days
- 28 cases pending as of January 31, 2018
  - o 11 pending cases are 45 days old or younger
  - 17 pending cases are older than the PCT
- Monetary benefits: Php20,692,500.00 benefitting 440 workers
- Mandays saved: 307,440 \*
  - \*computed as average strike duration for last five years multiplied by the number of workers involved in NS/L handled during the reporting period.

#### III. ACTUAL STRIKES/LOCKOUTS (AS/L)

- One (1) work stoppage was declared during the month of January 2018 and remains the subject of ongoing conciliation-mediation
- Total man-days lost: 140

# IV. GOVERNMENT INTERVENTION IN LABOR DISPUTES (Comparative 2016 – 2017)

	2017 (Jan. 1 – Jan. 31)				2018 (Jan. 1 – Jan. 31)			
Particulars	No. Cases Handled	AJ	CCA	Total AJ & CCA	No. Cases Handled	AJ	CCA	Total AJ & CCA
Actual Strikes/Lockouts	6	0	0	0	1	0	0	0
Notices of Strike/Lockout	53	0	0	0	39	0	1	1
Preventive Mediation	100	0	0	0	75	0	0	0
Total	159	0	0	0	115	0	1	1
% of AJ/CCA to Total Cases Handled		0.00%	0.00%	0.00%		0.00%	0.87%	0.87%

# V. ISSUES INVOLVED IN NEWLY FILED LABOR DISPUTES (Jan.1 – Jan. 31, 2018)

	No. of New	ISSUES INVOLVED			
Case Type	Cases Filed	Unfair Labor Practice (ULP)	Bargaining Deadlock (BD)	ULP/BD	
Actual Strike/Lockout	1	1	0	0	
Notices of Strike/Lockout	8	6	2	0	
Preventive Mediation	42	35	5	2	
<b>Total New Cases</b>	51	42	7	2	

#### VI. SINGLE ENTRY APPROACH (SEnA)

- 377 Requests for assistance (RFAs) pending at the beginning of the year
  671 new RFAs filed in January
  - 1,048 total RFAs handled during the period
- Disposition rate: 48% (498 of the 1,048 RFAs handled)
  - 443 RFAs disposed within the process cycle time(PCT = 30+15 days)
  - o 55 RFAs disposed beyond the PCT
- Settlement rate: 29% (305 of the 1,048 RFAs handled)
  - 284 RFAs settled within the process cycle time(PCT = 30 days +15 days)
  - o 21 RFAs settled beyond the process cycle time
- Average duration to settle: 19 days
- 550 pending RFAs as of January 31, 2018
  - o 428 pending RFAs are 30 days old or younger
  - o 122 pending RFAs are older than 30 days
- Monetary benefits: Php22,686,692.51 benefitting 385 workers

No. of RFAs Filed, Settled, Monetary Benefits and Workers Benefitted: Philippines 2014-2018

Year	No. of RFAs Filed	No. of RFAs Settled	Monetary Benefits	Workers Benefitted
2014	5,854	4,801	128,766,931.00	4,650
2015	5,508	4,501	190,390,407	4,579
2016	5,981	4,561	192,548,347	5,157
2017	6,200	3,923	256,314,330	5,575
2018 (Jan)	671	305	22,686,693	385
Total	24,214	18,091	790,706,708	20,346

#### VII. VOLUNTARY ARBITRATION (VA)

- 359 cases pending at the beginning of the year
  40 new VA cases submitted in January 2018
  399 cases handled during the period.
- Eight (8) cases disposed during the month of January 2018
- 2% disposition rate (8 of the 399 cases handled)
  - o Eight (8) cases were disposed beyond the process cycle time (90 days)
- Average duration to decide;
  - o 177 days from the date of acceptance by the arbitrator
  - o 12 days from submission for resolution
- 391 cases pending as of January 31, 2018
  - o 109 pending cases are 90 days old or younger
  - o 282 pending cases are older than 90 days
- Monetary benefits: Php7,946,635.00 benefitting five (5) workers

No. of VA Cases Handled, Monetary Benefits and Workers Benefitted Philippines 2014-2018

Year	No. new of VA Submitted	<b>Monetary Benefits</b>	<b>Workers Benefitted</b>
2014	242	413,567,384.26	1,231
2015	305	472,017,539.46	3,908
2016	406	1,069,775,449.02	364
2017	527	1,196,166,599.53	828
2018 (Jan)	40	7,946,635.00	5
Total	1,520	3,159,473,607	6,336

#### VIII. WORKPLACE RELATIONS ENHANCEMENT

- 22 LMCs facilitated in January 2018 (8 in organized companies and 14 in unorganized companies)
- 53 LMCs enhanced (40 in organized companies and 13 in unorganized companies)
- 202 companies reached through promotional/pre-facilitation activities in January 2018
- 3,244 existing LMCs nationwide as of January 31, 2018 (1,486 in organized companies; 1,758 in unorganized establishments)
- 99.1% or 3,049 out of 3,077 companies with LMCs were not involved in AS/L, NS/L, PM or VA cases during the period

# IX. CONVERGENCE PROGRAM

- LMCs Enhanced through convergence programs since January 2018:
  - Two (2) LMCs enhanced through convergence program with NWPC (productivity), 26 LMCs in OSHC and ECC on occupational safety and three (3) LMCs in health and with BWSC on family welfare program

# X. GRIEVANCE MACHINERY (GM)

- Four (4) GMs were operationalized in organized establishments in January 2018
- 13 GMs institutionalized in unorganized establishments
- 56 GMs enhanced (43 in organized and 13 in unorganized establishments)
- 3,743 existing/active GMs nationwide as of January 31, 2018 (1,881 in organized establishments; 1,862 in unorganized establishments)
- 99.6% or 3,729 out of 3,743 existing/active GMs were not involved in AS/L, NS/L, PM or VA cases during the period

SHIRLEY M. PASCUAL, CESO III

**Executive Director IV** 

08 February 2018