

Republic of the Philippines DEPARTMENT OF LABOR AND EMPLOYMENT

NATIONAL CONCILIATION AND MEDIATION BOARD







Alternative Dispute Resolution **Updates**

Preliminary

As of 30 June 2022

This ADR Update records in brief the collective accomplishments of NCMB as of June 2022.

I. PREVENTIVE MEDIATION (PM)

- 27 cases pending at the beginning of the year
- 192 new cases have been filed since the start of the year (27 new cases filed in June)
- 219 total cases handled as of 30 June 2022
- Disposition rate: 83% (181 of the 219 total cases handled)
 - 126 cases disposed within the process cycle time (PCT = 35 days)
 - 55 cases disposed beyond PCT
- Settlement rate: 79% (172 of the 219 total cases handled)
- Average duration to settle: 32 days
- 38 cases pending by the end of June 2022
 - 22 pending cases are 35 days old or younger
 - 16 pending cases are older than the PCT
- Monetary benefits: Php127,916,453 benefitting 1,777 workers

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

- 26 cases pending at the beginning of the year
- 67 new cases have been filed since the start of the year (8 new cases filed in
- 93 total cases handled as of 30 June 2022
- Disposition rate: 71% (66 of the 93 total cases handled)
 - 53 cases disposed within the process cycle time (PCT = 60 days)
 - 13 cases disposed beyond PCT
- Settlement rate: 62% (58 of the 93 total cases handled)
- Average duration to settle: 81 days
- 27 cases pending as of 30 June 2022
 - 13 pending cases are 60 days old or younger
 - 14 pending cases are older than the PCT
- Monetary benefits: Php 582,252,980 benefitting 4,084 workers
- Mandays saved: 3,582,3421

 $^{^{1}}$ computed as average strike duration for the last five years multiplied by the number of workers involved in NS/L handled during the reporting period.

III. ACTUAL STRIKES/LOCKOUTS (AS/L)

- 2 cases pending at the beginning of the year
- 4 work stoppages have been monitored since the start of the year (2 work stoppages have been monitored in June 2022)
- 6 cases handled as of 30 June 2022

REGION	DOCKET NUMBER	DECLARED	STATUS	DATE DISPOSED	ISSUES INVOLVED	SPECIFIC ISSUE
RCMB 12	SOC-AS- 11-0001- 2021	11/18/2021	Settled Amicably	04/11/2022	BD	Allowances, Overtime Pay, Holiday Pay
RCMB NCR	VAL-AS- 12-0001- 2021	12/16/2021	Settled	02/09/2022	ULP	Illegal Dismissal/Suspension of Union Members/Officers, Discrimination against/harassment of union members/union busting
RCMB 10	MOR-AS- 03-0001- 2022	03/16/2022	Certified for Compulsory Arbitration	03/16/2022	ULP	Illegal Dismissal/Suspension of Union Members/Officers
RCMB 4A	QUE-AS- 03-0001- 2022	03/28/2022	Settled Amicably	04/13/2022	ULP	Illegal Dismissal/Suspension of Union Members/Officers, Discrimination against/harassment of union members/union busting
RCMB 4A	LAG-AS- 06-0001- 2022	06/04/2022	Settled Amicably	06/06/2022	ULP	Illegal Dismissal/Suspension of Union Members/Officers, Discrimination against/harassment of union members/union busting, Others
RCMB 6	BAC-AS- 06-0001- 2022	06/22/2022	Others	06/22/2022	ULP	Discrimination against/harassment of union members/union busting

- 6 work stoppages have been disposed of.
 - 4 cases disposed within the process cycle time (PCT = 40 days)
 - o 2 cases disposed beyond PCT
- Total man-days lost: 10,414

GOVERNMENT INTERVENTION IN LABOR DISPUTES (Comparative 2021–2022)

•		2021 (June)		2022 (YTD)						
Particulars	No. Cases Handled	AJ CCA		Total AJ & CCA	No. Cases Handled	AJ	CCA	Total AJ & CCA			
Actual Strikes/ Lockouts	1	0	0	0	6	0	1	1			
Notices of Strike/ Lockout	92	0	0	0	93	3	0	3			
Preventive Mediation	269	0	0	0	219	0	0	0			
Total	362	0	0	0	318	3	1	4			
% of AJ/CCA to TCH		0.00%	0.00%	0.00%		0.94%	0.31%	1.26%			

ISSUES INVOLVED IN NEWLY DECLARED/FILED LABOR DISPUTES (January 1 – June 30, 2022)

Cases Type	Total Cases	Unfair Labor Practice (ULP)	Bargaining Deadlock (BD)	Raised Both Issues ULP/BD
Actual Strike/Lockout	4	4	0	0
Notices of Strike/Lockout	67	46	16	5

Preventive Mediation	192	156	25	11
Total Cases	263	206	41	16

IV. SINGLE ENTRY APPROACH (SEnA)

- 130 Requests for Assistance (RFAs) pending at the beginning of the year
- 1,757 new RFAs have been filed since the start of the year (206 new RFAs filed in June)
- 1,887 total RFAs handled as of 30 June 2022
- Disposition rate: 89% (1,688 of the 1,887 total RFAs handled)
 - 1,648 RFAs disposed within the process cycle time (PCT = 30+15 days)
 - 40 RFAs disposed beyond the PCT
- Settlement rate: 58% (1,101 of the 1,887 total RFAs handled)
 - 1,078 RFAs settled within the process cycle time (PCT = 30 days +15 days)
 - o 23 RFA settled beyond the process cycle time
- Average duration to settle: 10 days
- 199 pending RFAs as of 30 June 2022
 - 154 RFAs pending within the process cycle time (PCT = 30 days)
 - 45 RFAs pending beyond the process cycle time
- Monetary benefits: Php175,767,009 benefitting 1,707 workers

No. of RFAs Filed, Settled, Monetary Benefits and Workers Benefitted: Philippines 2016-2022(YTD)

RFA	No. of RFAs	No. of RFAs	Monetary Benefits	Workers
	Received	Settled	(in thousands)	Benefitted
2016	6,005	4,638	196,287,232	5,256
2017	6,214	3,925	263,985,481	5,565
2018	5,666	3,689	193,325,369	5,352
2019	5,742	3,838	214,517,261	5,276
2020	3,155	2,095	140,726,523	3,010
2021	3,436	2,214	215,369,283	3,300
2022 (YTD)	1,757	1,101	175,767,009	1,707
Total	31,975	21,500	1,399,978,158	29,466

V. VOLUNTARY ARBITRATION (VA)

- 434 cases pending at the beginning of the year
- 748 new VA cases have been submitted since the start of the year (112 new VA cases filed in June)
- 1,182 cases handled as of 30 June 2022
- 54% disposition rate (642 of the 1,182 total cases handled)
 - 489 cases disposed within the process cycle time (PCT = 90 days)
 - 153 cases disposed beyond PCT
- Average duration to decide:
 - 200 days from the date of acceptance by the arbitrator
 - 128 days from submission for resolution
- 540 cases pending as of 30 June 2022
- Monetary benefits: Php 1,678,905,913 benefitting 800 workers

No. of VA Cases Handled, Monetary Benefits and Workers Benefitted: Philippines 2017-2022(YTD)

Year	No. new of VA Submitted	Monetary Benefits	Workers Benefitted
2017	527	1,367,789,756	865
2018	545	1,431,597,325	831
2019	609	1,447,543,071	473
2020	859	2,337,822,029	859
2021	1,301	3,256,125,810	1,593
2022(YTD)	748	1,678,905,913	800
Total	4,589	11,519,783,903	5,421

VI. WORKPLACE RELATIONS ENHANCEMENT

- 209 LMCs have been facilitated since January 2022 (19 in organized company and 190 in unorganized companies)
- 1,272 LMCs enhanced (421 in organized companies and 851 in unorganized companies)
- 3,216 companies reached through promotional/pre-facilitation activities as of June 2022
- 4,807 existing LMCs nationwide as of 30 June 2022 (1,614 in organized companies; 3,193 in unorganized establishments)
- 98.42% or 4,533 out of 4,606 companies with LMCs were not involved in AS/L, NS/L, PM cases during the period.

VII. CONVERGENCE PROGRAM WITH DOLE

- LMCs Enhanced through convergence programs as of June 2022:
 - 426 LMCs enhanced through convergence program with NWPC (productivity):
 - 410 LMC in OSHC and ECC on occupational safety and health;
 - o 449 LMCs with BWSC on family welfare program

VIII. GRIEVANCE MACHINERY (GM)

- 202 GMs operationalized / institutionalized as of June 2022 (18 in organized and 184 in unorganized)
- 1,286 GMs enhanced (437 in organized and 849 in unorganized establishments)
- 4,973 existing/active GMs nationwide as of 30 June 2022 (1,912 in organized establishments; 3,061 in unorganized establishments)
- 98.13% or 4,567 out of 4,654 companies with GMs were not involved in AS/L, NS/L, PM cases during the period.

MARIA TERESITA D. LACSAMANA-CANCIO

Executive Director IV

11 July 2022

Table 1. Comparative Summary of Conciliation-Mediation Cases, Philippines

Indicators	A. Actual	Strikes/Lockouts (AS	SL)	B. Notices o	f Strikes/Lockouts	(NSL)	C. Preventive Mediation Cases (PM)				
mulators	2021	2022	% change	2021	2022	% change	2021	2022	% change		
Pending, beginning of period	1	2		25	26		35	27			
New cases filed/declared	0	4	#DIV/0!	67	67	0%	234	190			
Cases treated as PM							0	2			
Total PM Cases Filed							234	192	-18%		
Total Cases Handled	1	6		92	93		269	219			
Workers involved in new cases	0	99	#DIV/0!	18,524	16,526	-11%	51,374	43,162	-16%		
Mandays Lost	4,956	10,414	110%								
Cases Disposed	0	6		49	66		213	181			
Settled	0	4		49	58		209	172			
Assumed Jurisdiction (AJ)	0	0		0	3		0	0			
Certified for Compulsory Arbitration (0	1		0	0		0	0			
Materialized into Actual S/L (MAS)	0	0		0	3		0	0			
Materialized into Notice of S/L (MSN	0	0		0	0		4	8			
Subsumed/Consolidated to AJ/CCA/N	0	0		0	0		0	0			
Dropped	0	0		0	0		0	0			
Others	0	1		0	2		0	1			
Disposition Rate (Work Normalization on AS/L)	0.0%	100.0%	100%	53.3%	71.0%	18%	79.2%	82.6%	3%		
Settlement Rate	0.0%	66.7%	67%	53.3%	62.4%	9%	77.7%	78.5%	1%		
Success Rate **	-	-		100.0%	96.8%	-3%	100.0%	100.0%	0%		
Dispute Management Rate ***	100.0%	99.0%	1.0%	-			-				
Pending, end of period	1	0		43	27		56	38			

^{**}Conciliation Success Rate (or success rate in short) - reflects the result of the Board's conciliation-mediation efforts to prevent potential labor disputes from maturing into full-blown labor disputes. It is computed as N-MAS/N where N is the total number of cases handled and MAS the cases that materialized into Actual Strike/s. Success rate is computed separately for NSL and PM cases.

^{***} Dispute Management Rate reflects the result of the Board's overall efforts in minimizing the occurence of Actual Strikes thru efficient and effective handling of labor disputes. Formula: TNSC-MAS/TNSC, where TNSC (Total Non-Strike Cases) is the combined NSL and PM cases handled.

Table 2. Statistics on Actual Strikes/Lockouts by Month, Philippines: 2021 and 2022

Month	1	Actual Strikes/Lockouts Declared		Cases Disposed		the End of eriod	Workers Involved		Mandays Lost	
	2021	2022	2021	2022	2021	2022	2021	2022	2021	2022
TOTAL (YTD)	o	4	o	6	1	o	o	99	4,956	10,414
January	0	0	0	o	1	2	0	О	600	3,500
February	0	0	0	1	1	1 1	0	0	792	2,380
March	0	2	0	1	1	2	0	38	864	2,602
April	0	0	0	2	1	0	0	0	900	1,652
May	0	0	0	0	1	0	0	0	900	0
June	0	2	0	2	1	0	0	61	900	280
July	0		0		1		0		936	
August	0		0		1		0		900	
September	0		0		1		0		936	
October	0		0		1		0		936	
November	2		1		2		110		1,672	
December	1		1		2		56		2,824	
TOTAL	3		2				166		13,160	
Pending Beginning (2021)		1								
Pending Beginning (2022)		2								

Table 3. Actual Strikes/Lockouts Handled, By Manner of Disposition and Month: Philippines

Indicator	Total	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	ОСТ	NOV	DEC
		27.114							7.00	<u> </u>			
Pending, beginning of period	2	2	2	1	2	0	0						
New Actual Strikes/Lockouts declared	4	0	0	2	0	0	2						
Total Cases Handled	6	2	2	3	2	0	2						
Workers involved in strikes/lockouts declared during the period	99	0	0	38	0	0	61						
Mandays Lost, to date	10,414	3,500	2,380	2,602	1,652	0	280						
Work Normalized	6	0	1	1	2	0	2						
Settled	4	0	1	0	2	0	1						
Assumed Jurisdiction	0	0	0	0	0	0	0						
Certified for Compulsory Arbitration	1	0	0	1	0	0	0						1
Subsumed/Consolidated to AJ/CCA	0	0	0	0	0	0	0						
Others	1	0	0	0	0	0	1						1
Dropped	0	0	0	0	0	0	0						
Pending, end of period	0	2	1	2	0	0	0						
Work Normalization Rate	100%	0%	50%	33%	100%		100%						
Settlement Rate	67%	0%	50%	0%	100%		50%						
Duration to Dispose	31	0	44	1	66	0	4						

Table 4. Actual Strikes/Lockouts Handled, By Manner and Region: Philippines

Indicator								REGIO	N /p								
indicator	Total	NCR	CAR	R01	R02	R03	R04-A	R04-B	R05	R06	R07	R08	R09	R10	R11	R12	R13
Pending, beginning of period	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0
New Actual Strikes/Lockouts declared	4	0	0	0	0	0	2	0	0	1	0	0	0	1	0	0	0
Total Cases Handled	6	1	0	0	0	0	2	0	0	1	0	0	0	1	0	1	0
Workers involved in strikes/lockouts declared during the period	99	0	0	0	0	0	51	0	0	46	0	0	0	2	0	0	0
Mandays Lost, to date	10,414	1,848	0	0	0	0	1,284	0	0	270	0	0	0	40	0	6,972	0
Work Normalized	6	1	0	0	0	0	2	0	0	1	0	0	0	1	0	1	0
Settled	4	1	0	0	0	0	2	0	0	0	0	0	0	0	0	1	0
Assumed Jurisdiction	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Certified for Compulsory Arbitration	1	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0
Subsumed/Consolidated to AJ/CCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Others	1	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0
Dropped	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Pending, end of period	0	0	0	0	0	0	o	0	0	0	0	0	0	0	0	0	0
Work Normalization Rate	100%	100%	0%	0%	0%	0%	100%	0%	0%	100%	0%	0%	0%	100%	0%	100%	0%
Settlement Rate	67%	100%	0%	0%	0%	0%	100%	0%	0%	0%	0%	0%	0%	0%	0%	100%	0%
Duration to Dispose	31	44	0	0	0	0	8	0	0	6	0	0	0	1	0	117	0

Table 5. Statistics on Notices of Strikes/Lockouts by Month, Philippines: 2021 and 2022

Month	Notice Strikes/Le		Cases D	isposed	Pending at the Pe		Workers Involved		
	2021	2022	2021	2022	2021	2022	2021	2022	
TOTAL (YTD)	67	67	49	66	43	27	18,524	16,526	
January	14	6	4	6	35	26	6,053	1,226	
February	7	15	7	11	35	30	1,029	4,914	
March	8	12	10	15	33	27	1,044	1,965	
April	9	11	12	9	30	29	1,999	3,602	
May	15	15	5	13	40	31	2,043	3,021	
June	14	8	11	12	43	27	6,356	1,798	
July	13		20		36		2,841		
August	9		8		37		1,918		
September	8		14		31		5,709		
October	12		8		35		4,018		
November	18		15		38		9,853		
December	6		18		27		669		
TOTAL	133		132				43,532		
Pending Beginning (2021)		25							
Pending Beginning (2022)		26							

Table 6. Notices of Strikes/Lockouts Handled, By Manner of Disposition and Month: Philippines

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Indicator	Total	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	ОСТ	NOV	DEC
Pending, beginning of period	26	26	26	30	27	29	31						
New Notices of Strike/Lockout filed	67	6	15	12	11	15	8						
Total Cases Handled	93	32	41	42	38	44	39						
Workers involved in notices of strikes/ lockouts filed during the period	16,526	1,226	4,914	1,965	3,602	3,021	1,798						
Cases Disposed	66	6	11	15	9	13	12						
Settled	58	6	10	13	7	13	9						
Assumed Jurisdiction	3	0	1	0	1	0	1						
Certified for Compulsory Arbitration	0	0	0	0	0	0	0						
Materialized into Actual Strike/Lockout	3	0	0	2	0	0	1						
Subsumed/Consolidated to AJ/CCA	0	0	0	0	0	0	0						
Others	2	0	0	0	1	0	1						
Pending, end of period	27	26	30	27	29	31	27						
Disposition Rate	71%	19%	27%	36%	24%	30%	31%						
Settlement Rate	62%	19%	24%	31%	18%	30%	23%						
Duration to Settle	81	92	207	55	38	27	107						

Table 7. Notices of Strikes/Lockouts Handled, By Manner and Region: Philippines

Indicator								REGION	l /p								
marcator	Total	NCR	CAR	R01	R02	R03	R04-A	R04-B	R05	R06	R07	R08	R09	R10	R11	R12	R13
Pending, beginning of period	26	7	1	2	0	4	5	0	0	1	0	0	0	0	3	1	2
New Notices of Strike/Lockout filed	67	33	0	0	0	12	9	0	0	3	7	0	0	2	1	0	0
Total Cases Handled	93	40	1	2	0	16	14	0	0	4	7	0	0	2	4	1	2
Workers involved in notices of strikes/ lockouts filed during the period	16,526	7,524	0	0	0	4,263	1,624	0	0	112	1,644	0	0	1,123	236	0	0
Cases Disposed	66	31	1	0	0	7	12	0	0	4	4	0	0	2	4	1	0
Settled	58	30	1	0	0	7	9	0	0	2	3	0	0	1	4	1	0
Assumed Jurisdiction	3	0	0	0	0	0	1	0	0	1	1	0	0	0	0	0	0
Certified for Compulsory Arbitration	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Materialized into Actual Strike/Lockout	3	0	0	0	0	0	2	0	0	0	0	0	0	1	0	0	0
Subsume/Consolidated to AJ/CCA/MAS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Others	2	1	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0
Pending, end of period	27	9	0	2	0	9	2	0	0	0	3	0	0	0	0	0	2
Disposition Rate	71%	78%	100%	0%	0%	44%	86%	0%	0%	100%	57%	0%	0%	100%	100%	100%	0%
Settlement Rate	62%	75%	100%	0%	0%	44%	64%	0%	0%	50%	43%	0%	0%	50%	100%	100%	0%
Duration to Settle	88	84	31	0	0	47	181	0	0	49	39	0	0	35	38	182	0

Table 8. Statistics on Preventive Mediation by Month, Philippines: 2021 and 2022
As of June 30 2022

Month	Preventive Cases		Cases D	isposed	Pending at the Pe		Workers Involved		
	2021	2022	2021	2022	2021	2022	2021	2022	
TOTAL (YTD)	234	192	213	181	54	38	51,374	43,162	
January	40	32	18	23	57	36	7,679	3,502	
February	43	40	38	28	62	48	9,411	10,371	
March	39	33	47	39	54	42	6,053	7,110	
April	34	26	34	31	54	37	9,831	7,157	
May	31	34	37	34	46	37	6,758	10,982	
June	47	27	39	26	54	38	11,642	4,040	
July	40		38		56		9,778		
August	15		31		40		3,083		
September	32		29		44		11,776		
October	43		37		50		5,089		
November	33		42		41		8,392		
December	19		34		26		7,531		
TOTAL	416		424				97,023		
Pending Beginning (2021)		35							
Pending Beginning (2022)		27							

Table 9. Preventive Mediation Cases Handled, By Manner of Disposition and Month: Philippines

AS 01 June 50 2022													
Indicator	Total	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC
Pending, beginning of period	27	27	36	48	42	37	37						
Original Preventive Mediation Cases Filed Cases Treated as PM	190 2	32 0	40 0	33 0	26 0	33 1	26 1						
Total Cases Handled	219	59	76	81	68	71	64						
Workers involved in PM cases filed during the period	43,162	3,502	10,371	7,110	7,157	10,982	4,040						
Cases Disposed	181	23	28	39	31	34	26						
Settled	172	22	27	37	29	31	26						
Assumed Jurisdiction	0	0	0	0	0	0	0						
Certified for Compulsory Arbitration	0	0	0	0	0	0	0						
Materialized into Actual Strike/Lockout	0	0	0	0	0	0	0						
Materialized into Notice of Strike/Lockout	8	0	1	2	2	3	0						
Subsumed/Consolidated to AJ/CCA	0	0	0	0	0	0	0						
Others	1	1	0	0	0	0	0						
Pending, end of period	38	36	48	42	37	37	38						
Disposition Rate	83%	39%	37%	48%	46%	48%	41%						
Settlement Rate	79%	37%	36%	46%	43%	44%	41%						
Duration to Settle	32	31	29	43	34	26	34						

Table 10. Preventive Mediation Cases Handled, By Manner and Region: Philippines

Indicator								REGIO	N /p								
indicator	Total	NCR	CAR	R01	R02	R03	R04-A	R04-B	R05	R06	R07	R08	R09	R10	R11	R12	R13
Pending, beginning of period	27	10	0	0	0	7	7	0	0	0	0	0	0	3	0	0	0
Original Preventive Mediation Cases Filed	190	78	0	4	0	35	40	1	0	4	4	1	0	6	12	4	1
Cases Treated as PM	2	0	0	0	0	1	0	0	0	1	0	0	0	0	0	0	0
Total Cases Handled	219	88	0	4	0	43	47	1	0	5	4	1	0	9	12	4	1
Workers involved in PM cases filed during the period	43,162	9,542	0	159	0	22,452	7,624	3	0	829	116	106	0	340	1,735	218	38
Cases Disposed	181	65	0	4	0	42	37	0	0	4	3	1	0	8	12	4	1
Settled	172	61	0	4	0	40	34	0	0	4	3	1	0	8	12	4	1
Assumed Jurisdiction	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Certified for Compulsory Arbitration	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Materialized into Actual Strike/Lockout	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Materialized into Notice of Strike/Lockout	8	4	0	0	0	2	2	0	0	0	0	0	0	0	0	0	0
Subsume/Consolidated to AJ/CCA/MAS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Others	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0
Pending, end of period	38	23	0	0	0	1	10	1	0	1	1	0	0	1	0	0	0
Disposition Rate	83%	74%	0%	100%	0%	98%	79%	0%	0%	80%	75%	100%	0%	89%	100%	100%	100%
Settlement Rate	79%	69%	0%	100%	0%	93%	72%	0%	0%	80%	75%	100%	0%	89%	100%	100%	100%
Duration to Settle	34	35	0	5	0	34	47	0	0	15	15	97	0	31	11	14	4