



HOUSE OF REPRESENTATIVES

H. No. 10768

BY REPRESENTATIVES MERCADO-REVILLA, REVILLA (B.), REVILLA (R.J.), ROMUALDEZ (F.M.), ROMUALDEZ (Y.M.), ROMUALDEZ (A.J.), ACIDRE, MACEDA, YATCO, SINGSON (R.), ADIONG, RIVERA, PUNO, MERCADO, OLIVAREZ, GARCIA (M.A.), GARCIA (K.H.), AGYAO, ROMULO, CRUZ (A.), SUANSING (B.V.), CO, DIOKNO, DAZA, CO-PILAR, MARQUEZ AND BULUT-BEGTANG

AN ACT
INSTITUTIONALIZING AND ENHANCING THE ROLE OF PARENT-TEACHER
AND COMMUNITY ASSOCIATIONS IN PROMOTING THE WELFARE AND
PROTECTING THE RIGHTS OF CHILDREN IN PUBLIC SCHOOLS, AMENDING
FOR THE PURPOSE PRESIDENTIAL DECREE NO. 603, OTHERWISE KNOWN AS
“THE CHILD AND YOUTH WELFARE CODE”

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1.** Article 77 of Presidential Decree No. 603 is hereby amended to
2 read as follows:

3 *“Art. 77. Parent-Teacher **AND COMMUNITY** Associations. – Every*
4 **[elementary and secondary] PUBLIC CHILD DEVELOPMENT CENTER**
5 **AND BASIC EDUCATION** school shall organize a parent-teacher **AND**
6 **COMMUNITY** association (**PTCA**) [for the purpose of providing a forum for
7 the discussion of problems and their solutions, relating to the total school
8 program, and for insuring the full cooperation of parents in the efficient
9 implementation of such program]. **PRIVATE SCHOOLS ARE**
10 **ENCOURAGED TO ORGANIZE OR MAINTAIN PTCAs CONSISTENT**
11 **WITH THIS ACT. THE DEPARTMENT OF EDUCATION (DEPED) SHALL**
12 **ISSUE VOLUNTARY GUIDELINES FOR PRIVATE SCHOOL PTCAs,**

1 TAKING INTO ACCOUNT THE REGULATORY FRAMEWORK
2 GOVERNING PRIVATE EDUCATIONAL INSTITUTIONS.

3 THE PTCA SHALL BE COMPOSED OF PARENTS, PARENT-
4 SUBSTITUTES, TEACHERS AND/OR CHILD DEVELOPMENT
5 TEACHERS, AND A NON-VOTING COMMUNITY REPRESENTATIVE
6 ELECTED BY THE GENERAL ASSEMBLY: *PROVIDED*, THAT THE
7 GENERAL ASSEMBLY MAY, BY RESOLUTION, DESIGNATE A MEMBER
8 OF A BARANGAY COUNCIL FOR THE PROTECTION OF CHILDREN
9 (BCPC), IF FUNCTIONAL, AS THE COMMUNITY REPRESENTATIVE,
10 SUBJECT TO A CONFIRMATORY RESOLUTION BY THE BCPC. THE
11 PTCA MAY ALSO INVITE CHILD DEVELOPMENT WORKERS AND
12 COMMUNITY WORKERS, SOCIAL WORKERS, GUIDANCE
13 COUNSELORS, MEDICAL OR MENTAL HEALTH PRACTITIONERS,
14 LEGAL PROFESSIONALS, RESEARCHERS, NON-GOVERNMENT
15 ORGANIZATION ADVOCATES, CHILD RIGHTS EXPERTS TO ATTEND
16 MEETINGS AND ACTIVITIES IN A NON-VOTING, ADVISORY CAPACITY,
17 SUBJECT TO THE APPROVAL OF THE SCHOOL HEAD.

18 FOR PURPOSES OF THIS ACT, A PARENT-SUBSTITUTE REFERS
19 TO A PERSON OTHER THAN THE BIOLOGICAL PARENT WHO HAS
20 CUSTODY OVER A CHILD AND IS PRIMARILY RESPONSIBLE FOR THE
21 CHILD'S CARE AND PHYSICAL, MORAL AND INTELLECTUAL
22 DEVELOPMENT SUCH AS FOSTER CARE PARENTS, LEGAL
23 GUARDIANS AND CARE PROVIDERS: *PROVIDED*, THAT SURROGATE
24 PARENTS AND CARE PROVIDERS SHALL SECURE A CERTIFICATION
25 FROM THE PROPER OFFICE OF THE DEPARTMENT OF SOCIAL

1 **WELFARE AND DEVELOPMENT CONFIRMING THEM AS PARENT-**
2 **SUBSTITUTES.**

3 All parents **AND PARENT-SUBSTITUTES** [who have] **OF** children
4 enrolled in **PUBLIC CHILD DEVELOPMENT CENTERS AND BASIC**
5 **EDUCATION** [a] school**S** are [encouraged to be active] **DEEMED PTCA**
6 members [of its PTA,] **FOR PURPOSES OF REPRESENTATION AND**
7 **PARTICIPATION, BUT THEY MAY DECLINE MEMBERSHIP BY**
8 **SUBMITTING A WRITTEN DECLINATION TO THE SCHOOL HEAD**
9 **WITHOUT ADVERSE CONSEQUENCES TO A PARENT OR STUDENT**
10 [and to comply with whatever obligations and responsibilities such
11 membership entails]. **NO MANDATORY FEE SHALL BE REQUIRED AS A**
12 **CONDITION FOR ENROLLMENT, PARTICIPATION, OR ACCESS TO**
13 **SCHOOL SERVICES. THE PTCA MAY ACCEPT VOLUNTARY**
14 **CONTRIBUTIONS, PROVIDED THAT SUCH CONTRIBUTIONS SHALL**
15 **NOT BE REQUIRED AS A CONDITION FOR MEMBERSHIP OR**
16 **PARTICIPATION AND NO STUDENT SHALL BE DENIED ANY RIGHT**
17 **DUE TO A PARENT'S NON-MEMBERSHIP OR NON-PAYMENT. PTCA**
18 **REGULATIONS SHALL ONLY BIND THOSE WHO AFFIRMATIVELY**
19 **ACCEPT MEMBERSHIP UNDER ITS BYLAWS. FATHERS AND MALE**
20 **CAREGIVERS ARE ENCOURAGED TO ACTIVELY PARTICIPATE IN**
21 **PTCA PROGRAMS AND ACTIVITIES.**

22 [Parent-Teacher Association all over the country shall aid the municipal
23 and other local authorities and school officials in the enforcement of juvenile
24 delinquency control measures, and in the implementation of programs and
25 activities to promote child welfare.]”

1 **SEC. 2.** A new Article 77 - A is hereby inserted in Presidential Decree No. 603,
2 to read as follows:

3 **“ART. 77 – A. NATURE, SCOPE, AND PRINCIPAL FUNCTIONS OF**
4 **THE PTCAs. – THE PTCAs SHALL SERVE IN A CONSULTATIVE,**
5 **SUPPORTIVE, AND PARTICIPATORY CAPACITY ONLY. THE**
6 **ORGANIZATION, FUNCTIONS, AND OPERATIONS OF THE PTCA**
7 **SHALL CONFORM WITH EXISTING LAWS, POLICIES, AND DEPED**
8 **RULES AND REGULATIONS, INCLUDING THOSE GOVERNING**
9 **PARENT-TEACHER ASSOCIATIONS. IT SHALL NOT ASSUME NOR**
10 **INTERFERE WITH POWERS VESTED IN THE DEPED, SCHOOL**
11 **HEADS, OR OTHER LAWFUL AUTHORITIES. NOTHING IN THIS ACT**
12 **SHALL BE CONSTRUED TO DIMINISH OR MODIFY THE AUTHORITY**
13 **OF DEPED AND SCHOOL HEADS UNDER REPUBLIC ACT (R.A.) NO.**
14 **9155, OTHERWISE KNOWN AS THE “GOVERNANCE OF BASIC**
15 **EDUCATION ACT OF 2001.”**

16 **PTCAs SHALL ASSIST THE PROVINCIAL, CITY, MUNICIPAL, AND**
17 **OTHER LOCAL AUTHORITIES AND SCHOOL OFFICIALS IN THE**
18 **ADVOCACY, PLANNING, AND IMPLEMENTATION OF PROGRAMS**
19 **AND ACTIVITIES THAT PROTECT THE RIGHTS AND WELFARE OF**
20 **CHILDREN, CONSISTENT WITH NATIONAL POLICIES AND LOCAL**
21 **DEVELOPMENT PLANS.**

22 **THE PTCAs SHALL COLLABORATE WITH SCHOOL OFFICIALS,**
23 **STUDENT COUNCILS, RELEVANT PRIVATE ORGANIZATIONS,**
24 **LOCAL COUNCILS FOR THE PROTECTION OF CHILDREN, AND**
25 **OTHER CONCERNED GOVERNMENT AGENCIES, IN SUPPORT OF A**

1 **HOLISTIC, RIGHTS-BASED, AND CHILD-SENSITIVE DEVELOPMENT**
2 **FRAMEWORK FOR CHILDREN. FOR THESE PURPOSES, THE PTCAs**
3 **SHALL:**

4 **(1) ASSIST IN THE DEVELOPMENT AND FACILITATION OF CHILD-**
5 **FOCUSED DEVELOPMENT PROGRAMS THAT AIM TO**
6 **PROMOTE THE HOLISTIC GROWTH OF CHILDREN, INCLUDING**
7 **THEIR PHYSICAL, INTELLECTUAL, MORAL, EMOTIONAL,**
8 **SOCIAL, AND CIVIC DEVELOPMENT, IN ACCORDANCE WITH**
9 **NATIONAL EDUCATION AND CHILD WELFARE POLICIES;**

10 **(2) PROMOTE COOPERATION AND SHARED RESPONSIBILITY**
11 **AMONG PARENTS, PARENT-SUBSTITUTES, TEACHERS, AND**
12 **COMMUNITY STAKEHOLDERS IN THE EFFECTIVE**
13 **IMPLEMENTATION OF SUCH DEVELOPMENT PROGRAMS,**
14 **INCLUDING THROUGH CAPACITY-BUILDING, ORIENTATION,**
15 **AND RELATED ACTIVITIES THAT CLARIFY THEIR RESPECTIVE**
16 **ROLES AND RESPONSIBILITIES;**

17 **(3) PROMOTE AND FACILITATE MEANINGFUL, SAFE, INCLUSIVE,**
18 **AND AGE-APPROPRIATE CHILD PARTICIPATION, BY**
19 **CONSULTING CHILDREN THROUGH STUDENT COUNCILS,**
20 **RECOGNIZED CHILD OR YOUTH ORGANIZATIONS, OR OTHER**
21 **CHILD-SENSITIVE AND DEVELOPMENTALLY APPROPRIATE**
22 **MECHANISMS. IN THE CASE OF YOUNGER CHILDREN,**
23 **PARTICIPATION MAY BE FACILITATED THROUGH AGE-**
24 **APPROPRIATE, CHILD-FRIENDLY, AND CAREGIVER-**
25 **ASSISTED APPROACHES, INCLUDING CONSULTATION**

1 THROUGH THEIR PARENTS, PARENT-SUBSTITUTES, OR
2 CAREGIVERS.

3 CHILD PARTICIPATION MECHANISMS SHALL BE
4 VOLUNTARY, SAFE, INCLUSIVE, DISABILITY-INCLUSIVE,
5 GENDER-RESPONSIVE, AND SHALL ENSURE THAT CHILDREN
6 ARE FREE FROM COERCION, DISCRIMINATION, RETALIATION
7 OR CONSULTATION THAT FAILS TO GIVE DUE
8 CONSIDERATION TO CHILDREN'S VIEWS. CHILDREN SHALL,
9 TO THE EXTENT PRACTICABLE, BE INFORMED OF HOW THEIR
10 VIEWS WERE CONSIDERED IN DECISION-MAKING
11 PROCESSES.

12 THE PTCA SHALL ENSURE THAT CHILDREN'S VIEWS ARE
13 CONSIDERED AND INTEGRATED IN THE PLANNING,
14 IMPLEMENTATION, MONITORING, AND EVALUATION OF
15 PROGRAMS, PROJECTS, AND ACTIVITIES THAT AFFECT
16 THEM;

17 (4) SERVE AS PARTICIPATORY FORUM FOR SCHOOL AND
18 COMMUNITY STAKEHOLDERS TO DISCUSS CHILD-RELATED
19 CONCERNS, IDENTIFY ISSUES AND GOOD PRACTICES,
20 PROPOSE APPROPRIATE INTERVENTIONS, AND
21 RECOMMEND ACTIONS TO SCHOOL AUTHORITIES AND
22 CONCERNED AGENCIES;

23 (5) SUPPORT THE PROMOTION, AWARENESS, AND
24 IMPLEMENTATION OF CHILD PROTECTION POLICIES AND
25 MECHANISMS IN SCHOOLS AND COMMUNITIES. THUS, THE

1 PTCA SHALL DESIGNATE FROM AMONG ITS MEMBERS A
2 PARENT REPRESENTATIVE TO SERVE ON THE SCHOOL
3 CHILD PROTECTION COMMITTEE (CPC). CHILD PROTECTION
4 CONCERNS OR COMPLAINTS BROUGHT TO THE ATTENTION
5 OF PTCA OFFICERS SHALL BE REFERRED, AS APPROPRIATE,
6 THROUGH EXISTING SCHOOL, COMMUNITY, OR
7 GOVERNMENT CHILD PROTECTION AND REFERRAL
8 MECHANISMS, INCLUDING THE SCHOOL CPC, THE BCPC,
9 LOCAL SOCIAL WELFARE AND DEVELOPMENT OFFICES, OR
10 OTHER COMPETENT AUTHORITIES;

11 (6) ASSIST IN THE ASSESSMENT AND CONTINUOUS
12 IMPROVEMENT OF BASIC EDUCATION AND EARLY
13 CHILDHOOD PROGRAMS THROUGH INCREASED
14 COLLABORATION AND FEEDBACK AMONG PARENTS,
15 PARENT-SUBSTITUTES, TEACHERS, SCHOOL OFFICIALS, THE
16 COMMUNITY REPRESENTATIVE, THE CHILDREN THROUGH
17 AGE-APPROPRIATE AND CHILD-SENSITIVE MECHANISMS,
18 AND GOVERNMENT PARTNERS, CONSISTENT WITH SCHOOL-
19 BASED MANAGEMENT PRINCIPLES, AND IN A MANNER THAT
20 PROMOTES THE RIGHTS, WELFARE, PROTECTION, AND
21 HOLISTIC DEVELOPMENT OF CHILDREN;

22 (7) ASSIST THE APPROPRIATE SCHOOL OFFICIALS, UPON THEIR
23 REQUEST, IN THE IMPLEMENTATION AND MONITORING OF
24 SCHOOL-BASED PROGRAMS, SUCH AS THOSE ON CHILD
25 PROTECTION, LITERACY, HEALTH AND NUTRITION, HYGIENE,

1 MENTAL HEALTH AND PSYCHOSOCIAL PROMOTION WITH
2 REFERRAL SUPPORT, ENVIRONMENTAL PROTECTION, AND
3 DISASTER RISK REDUCTION AND MANAGEMENT, ONLINE
4 SAFETY AND DIGITAL LITERACY, AND PREVENTION OF
5 VIOLENCE AND EXPLOITATION AGAINST CHILDREN.

6 THE PTCA SHALL NOT DESIGN SUCH PROGRAMS, BUT
7 MAY PROVIDE FEEDBACK, RECOMMENDATIONS, OR
8 SUGGESTIONS IN SUPPORT OF THEIR IMPLEMENTATION AND
9 CONTINUOUS IMPROVEMENT;

10 (8) FACILITATE INFORMATION-SHARING AND STAKEHOLDER
11 ENGAGEMENT BY SUPPORTING THE DISSEMINATION OF
12 INFORMATION ON DEPED AND LOCAL SCHOOL PROGRAMS
13 AND SERVICES, INCLUDING ALTERNATIVE DELIVERY MODES,
14 AND BY ENCOURAGING PARTICIPATION IN MONITORING,
15 ASSESSING, AND EVALUATING THESE PROGRAMS AND
16 SERVICES, IN ACCORDANCE WITH APPLICABLE POLICIES:
17 *PROVIDED*, THAT THE PTCA, ITS OFFICERS, MEMBERS, AND
18 PARTICIPATING STAKEHOLDERS SHALL STRICTLY OBSERVE
19 THE CONFIDENTIALITY AND PRIVACY RIGHTS OF CHILDREN,
20 INCLUDING THE PROTECTION OF DISCLOSURES OF ANY
21 CHILD ABUSE, MENTAL HEALTH INFORMATION, ACADEMIC
22 RECORDS, AND OTHER SENSITIVE PERSONAL OR FAMILY-
23 RELATED INFORMATION; AND

24 (9) COORDINATE WITH AND SEEK TECHNICAL OR
25 PROGRAMMATIC ASSISTANCE FROM CONCERNED

1 **NATIONAL GOVERNMENT AGENCIES, LOCAL GOVERNMENT**
2 **UNITS, AND CIVIL SOCIETY ORGANIZATIONS.**

3 **ANY PTCA ACTIVITY, ENGAGEMENT, OR COORDINATION**
4 **INVOLVING SCHOOL OPERATIONS, PREMISES, PERSONNEL, OR**
5 **ENROLLED CHILDREN SHALL REQUIRE THE PRIOR APPROVAL OF**
6 **THE SCHOOL HEAD, EXCEPT FOR INTERNAL ORGANIZATIONAL**
7 **ACTIVITIES: *PROVIDED*, THAT THE SCHOOL HEAD MAY ISSUE A**
8 **STANDING ANNUAL AUTHORIZATION FOR ROUTINE RECURRING**
9 **ACTIVITIES.**

10 **ANY ACADEMIC, HEALTH, AND OTHER SENSITIVE**
11 **INFORMATION ABOUT THE CHILDREN AND THEIR FAMILIES**
12 **OBTAINED THROUGH PTCA ACTIVITIES SHALL BE KEPT STRICTLY**
13 **CONFIDENTIAL OBSERVING THE PRIVACY RIGHTS OF CHILDREN,**
14 **CONSISTENT WITH R.A. NO. 10173, OTHERWISE KNOWN AS THE**
15 **“DATA PRIVACY ACT OF 2012”, R.A. NO. 7610, OTHERWISE KNOWN**
16 **AS THE “SPECIAL PROTECTION OF CHILDREN AGAINST ABUSE,**
17 **EXPLOITATION AND DISCRIMINATION ACT”, AND OTHER EXISTING**
18 **CHILD PROTECTION LAWS.”**

19 **SEC. 3.** The DepEd, as the lead implementing agency, in coordination with the
20 Early Childhood Care and Development Council, the Department of the Interior and
21 Local Government, the Department of Social Welfare and Development, and Council
22 for the Welfare of Children shall, in consultation with concerned government agencies
23 and private organizations, issue the necessary implementing rules and regulations
24 within six (6) months from the approval of this Act.

1 **SEC. 4.** If any provision or part of this Act is declared invalid or unconstitutional,
2 the remaining parts or provisions not affected shall remain in force and effect.

3 **SEC. 5.** All laws, decrees, orders, and rules and regulations contrary to or
4 inconsistent with the provisions of this Act are repealed or amended accordingly.

5 **SEC. 6.** This Act shall take effect fifteen (15) days after its publication in the
6 *Official Gazette* or in a newspaper of general circulation.

Approved,