



Republic of the Philippines  
DEPARTMENT OF LABOR AND EMPLOYMENT  
Intramuros, Manila



DEPARTMENT ORDER NO. 199  
Series of 2019

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Amending DOLE Department Order No. 100-10 or Implementing Rules and Regulations of the Social Amelioration and Welfare Program for Workers in the Biofuels Industry, utilizing Sugarcane as Feedstock

**Section 1. Legal Basis.** This Guidelines is being issued pursuant to Section 11 (e) and 17 of Republic Act No. 9367, otherwise known as 'The Biofuels Act of 2006; Joint Administrative Order No.2008-1 Series of 2008<sup>1</sup> granting authority to the Department of Labor and Employment (DOLE) to develop and manage the implementation of the Social Amelioration and Welfare Program (SAWP) for Workers in the Biofuels Industry; Section 7 of DOLE Department Order No. 100-10<sup>2</sup> vesting authority to the DOLE to act as trustor to the SAWP Fund; and upon the recommendation of the Tripartite Consultative Council (TCC) in the Bioethanol Sector of the Biofuels Industry.

**Section 2. Purpose.** This Guidelines is being issued to grant relief to bioethanol producers, utilizing molasses as feedstock, who face difficulties in selling their excess bioethanol products due to the steep competition in the local market, which have caused delays in the timely and regular remittance of their monthly SAWP lien dues; and in support to the steady growth of the local bioethanol industry.

**Section 3. Penalty Rate imposed to Producers for the Non-Remittance of SAWP Lien Dues.<sup>3</sup>** There shall now be a penalty rate of three percent (3%) per month on any unpaid amount of SAWP lien, which shall be imposed sixty (60) days after the end of each reference month when said SAWP lien is due. Any deficiency in the payment of SAWP lien dues shall also be subject to the monthly penalty rate prescribed in this section, until the full payment is made thereof.

Such penalties for non-remittance of lien collected shall accrue to the Socio-Economic Project Fund Funds for the bioethanol workers and their qualified dependents.

**Section 4. Resolution of Issues.** Issues arising from the implementation or interpretation of this Guidelines and related matters not covered by the provisions herein shall be submitted in writing to the DOLE Secretary, as endorsed by the TCC, for resolution and appropriate action.

**Section 5. Effectivity.** This partially amends DOLE D.O. No. 100-10. All other related issuances which are inconsistent herewith are considered repealed and modified accordingly. Further, any provisions of this Guidelines found inconsistent with prevailing laws and existing accounting and auditing rules and regulations shall be considered repealed, superseded or amended, accordingly. However, the remaining provisions in this Guidelines shall remain in full effect.

This Guidelines shall take effect fifteen (15) days upon publication in any newspaper of general circulation.

  
SILVESTRE H. BELLO III  
Secretary

Date: 21 MAR 2019

<sup>1</sup> Chapter VI, Sections 1 and 2 of Joint Administrative Order No. 2008-1 Series of 2008

<sup>2</sup> Rule V, Section 7 of DOLE Department Order No. 100-10

<sup>3</sup> Per Rule V, Section 6 of DOLE D.O. 100-10, "A penalty of ten percent (10%) per month on the unremitted SAP lien collection shall be imposed upon the violator. Such penalties for non-remittance of lien collected shall accrue to the social and economic programs for the bioethanol workers."