

Republic of the Philippines  
Bangsamoro Autonomous Region in Muslim Mindanao  
**BANGSAMORO TRANSITION AUTHORITY**  
Cotabato City

Bangsamoro Autonomous Region in Muslim Mindanao  
Parliament  
BILLS AND INDEX DIVISION  
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**SECOND PARLIAMENT**  
First Regular Session

Parliament Bill No. 17

Bangsamoro Transition Authority  
**OFFICE OF MP AMIR S. MAWALLIL**  
**RELEASED**

Date: 9/19/22  
Time: 9:45  
Signature: [Signature]

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Introduced by  
**MP ATTY. RASOL Y. MITMUG, JR., AMILBAHAR S. MAWALLIL, ATTY. LAISA MASUHUD ALAMIA, ATTY. SUHARTO M. AMBOLODITO**  
Co-authored by  
**MP ENGR. BAIN TAN A. AMPATUAN, ENGR. DON MUSTAPHA A. LOONG, RASUL E. ISMAEL**

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**AN ACT**  
**CREATING THE MINISTRY OF TECHNICAL EDUCATION AND SKILLS DEVELOPMENT, PROVIDING FOR ITS POWERS, STRUCTURE, AND FOR OTHER PURPOSES**

**EXPLANATORY NOTE**

The enactment and ratification of the Bangsamoro Organic Law brought with it several unique and innovative institutional changes in the Bangsamoro Government, institutional changes which have not even been witnessed by any jurisdiction in any part of the country.

One of these changes was the establishment of the Ministry of Basic, Higher, and Technical Education (MBHTE). As one of the fifteen primary ministries of the interim cabinet during the transition period by express provision of law, the MBHTE was a novel concept that integrated the formulation, planning, implementation, and coordination of all policies, plans, programs, and projects in all levels of education by a single government agency.

With the consequent passage of the Bangsamoro Administrative Code, this concept has been institutionalized in the BARMM. Hence, even after the transition period, the MBHTE will remain and shall be primarily responsible for policy formulation, implementation, and regulation of all programs and activities at all levels of both public and private learning institutions for basic, higher, and technical education.

Although a noble endeavor, this may overburden the Ministry. This proposed measure seeks to amend existing laws and reinforce the powers and organizational function of technical education in the region by turning it into an independent and separate Ministry.

When enacted, the proposed Ministry of Technical Education and Skills Development (MTESD) shall become the primary policy formulation, planning, coordinating, implementing,

regulating, and administrative entity of the Bangsamoro Government for technical education and training and certification policies, plans, and programs.

This will truly encourage the full participation and mobilization of industry, labor, local governments, and technical-vocational institutions in the skills development of the region's human resources.

A major thrust of the MTESD under this Act is the formulation of a comprehensive development plan for middle-level manpower of the region. Hence, the new Ministry is expected to provide policy directions for technical education and skills training that is responsive, effective, and efficient in implementing its programs towards yielding the highest impact on manpower development in various areas, industry sectors, and institutions in the BARMM.

With the proposed measure, technical education and skills development for the inhabitants of the Bangsamoro Autonomous Region will be strengthened as an implementing and regulatory institution of the region's technical and vocational sector.

In view of the foregoing, the passage of this bill is earnestly sought.




**AMILBAHAR S. MAWALLIL**  
Member of the Parliament



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**RECEIVED**

Name: ADELPHI DIMPAN Signature:   
Date: 09/19/22 Time: 4:00 PM

**SECOND PARLIAMENT**  
First Regular Session

Parliament Bill No. 17

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MASUHUD ALAMIA, ATTY. SUHARTO M. AMBOLODITO**  
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**AN ACT**  
**CREATING THE MINISTRY OF TECHNICAL EDUCATION AND  
SKILLS DEVELOPMENT, PROVIDING FOR ITS POWERS,  
STRUCTURE, AND FOR OTHER PURPOSES**

*Be it enacted by the Bangsamoro Parliament in session:*

**Chapter 1**  
**General Provisions**

**Section 1. Declaration of Policy.** – It is the declared policy of the Bangsamoro government to provide relevant, accessible, quality, and efficient vocational, technical, non-formal, and special education which shall be supportive and germane to the human resource requirement, goals, and priorities of the Bangsamoro Autonomous Region, and which shall conform to the minimum standards set by the National Government.

It shall provide all technical education and skills development programs to the Bangsamoro people, irrespective of delivery systems. This shall include general education, technology-related sciences, and related occupational skills training - in preparation and support of the development of the region's middle-level manpower, especially those designed to benefit the poor, illiterate, out-of-school youth, persons with special needs, disadvantaged, and senior citizens.

Towards this end, the Bangsamoro Government shall encourage the active participation of various concerned sectors, public as well as private technical-vocational institutions, particularly private enterprises, being the direct participants in and immediate beneficiaries of

a technically-educated and trained workforce, in providing technical education services and training opportunities.

**Section 2. Objectives.** – The objectives of this Act are:

- a. Instill technical knowledge, skills, and attitudes to enable the Bangsamoro and other inhabitants of the Bangsamoro Autonomous Region to become active and productive members of society;
- b. Develop the capacities of stakeholders to match industry demand with competent and globally competitive workforce;
- c. Encourage increasing levels of investment in technical and vocational education and training by both public and private sectors, especially in the rural areas;
- d. Enhance the employability and productivity of graduates by equipping them with analytical and problem-solving competencies which meet occupational standards and requirements;
- e. Encourage lifelong learning of individuals, provide them specific training standards and qualifications aligned with industry standards which will allow students and workers to progress for career and educational advancement; and
- f. Help in poverty alleviation efforts by providing the marginalized and vulnerable segments of the region's population access to income-generating technical education and skills development opportunities.

**Section 3. Creation and Mandate of the Ministry of Technical Education and Skills Development.** – There is hereby created a Ministry of Technical Education and Skills Development (MTESD), hereinafter referred to as MTESD.

The MTESD shall be the primary policy formulation, planning, coordinating, implementing, regulating, and administrative entity of the Bangsamoro Autonomous Government for the technical education and skills development agenda in the BARMM.

**Section 4. Powers and Functions.** – The MTESD shall have the following powers and functions:

- a. Formulate and recommend regional policies and guidelines and conduct in-depth studies on all policy areas and options that will promote technical education and skills development, in consultation with the relevant stakeholders;
- b. Assess, review, harmonize and coordinate all regional technical education and skills development policies and programs to ensure overall consistency and implementation;
- c. Manage and regulate the Technical-Vocational Education and Training (TVET) Sector in the BARMM through accreditation and registration of all TVET program offerings, compliance audits, trainers' and accessors' training, among others;
- d. Address gaps in the formal TVET sector through the conduct of skills training in its training centers and the communities;
- e. Ensure TVET quality through the provision of standards and system development services as well as the provision of inclusive services (facilities) to learners with special



- needs, disabilities, and other learning barriers in a way that addresses their individual differences and learning needs;
- f. Conduct National Competency Assessment and Certification of workers and TVET graduates;
  - g. Develop comprehensive training syllabi incorporating desirable work values through the development of moral character, with emphasis on work ethic discipline, self-reliance, and a deep sense of nationalism;
  - h. Formulate the Bangsamoro Manpower and Technical Education and Skills Development Plan (BMTEDSDP) to ensure that the skills development system in the Bangsamoro is responsive and relevant to labor market needs, with good coordination between the demand for and supply of skills;
  - i. Formulate a Comprehensive BARMM Plan for Middle-Level Manpower based on the relevant Bangsamoro Development Plan; and
  - j. Promote and encourage partnerships with various stakeholders, LGUs, and other civic organizations.

**Section 5. *Organizational Structure.*** – The Ministry shall be headed by a Minister, and shall be composed of the ministry proper, ministry services and offices, and such other appropriate divisions or units as may be necessary, and provincial, municipal and city offices.

## **Chapter 2 Ministry Proper**

**Section 6. *The Minister.*** – The Minister shall be appointed by the Chief Minister and shall exercise all powers and authority inherent to his/her office and responsibility.

**Section 7. *Powers and Functions of the Minister.*** – The Minister shall be vested with the following powers and functions:

- a. Provide executive direction and supervision over the entire operations of the MTESD;
- b. Organize the MTESD for its efficient and effective performance of its functions to achieve the objectives and mandate of this Act;
- c. Represent and effectively advocate technical education and skills development concerns (TESD) in national and international bodies;
- d. Establish TESD policies and standards for the effective, efficient, and economical operation of the MTESD, in accordance with the programs of the Bangsamoro Government;
- e. Mobilize resources and ensure prudent utilization of and access to TESD investments and incentives according to regional development plans and policies;
- f. Designate and appoint officers and employees of the MTESD, excluding the Deputy Minister, in accordance with the Civil Service laws, rules and regulations;
- g. Undertake consultations with other members of the Cabinet and other officers of the regional government relating to TESD concerns;
- h. Advise the Chief Minister on the promulgation of executive and administrative orders and formulation of regulatory and legislative proposals on matters pertaining to TESD;

- i. Promulgate rules, regulations, and other issuances in carrying out the MTESD's mandate, objectives, policies, plans, programs, and projects;
- j. Direct and manage the implementation of MTESD's programs and services; and
- k. Perform such other functions as may be authorized.

**Section 8. *The Deputy Minister.*** – The Minister shall be assisted by a Deputy Minister in implementing the policies and in overseeing the operations and program developments of the Ministry. The Deputy Minister shall be appointed by the Chief Minister upon the recommendation of the Minister.

**Section 9. *Powers and Functions of the Deputy Minister.*** – The Deputy Minister shall perform the following powers and functions:

- a. Assist the Minister in implementing the policies of the Ministry;
- b. Recommend policies for operations and program developments in the Ministry; and
- c. Perform such other functions as may be delegated by the Minister.

**Section 10. *Divisions, Services, and Personnel.*** – The bureaus, services, and offices under the Office of the Minister of MTESD shall be headed by an Executive Director to be appointed by the Chief Minister upon recommendation of the Minister. The Executive Director shall have the rank and emoluments of Director IV.

The MTESD shall have the following divisions:

- a. Policy and Programs Division – The policy and Programs Division ensures the formulation of appropriate policies, programs, and plans;
- b. Regional Operations Division – The Regional Operations Division serves as the secretariat of the Regional Technical Education and Skills Development Committees (RTESDCs), provides effective planning, supervision, and coordination, and ensures monitoring, compliance to standards, rules, and regulations; and
- c. Regional Manpower Development Center – The Regional Manpower Development Center shall serve as the center of excellence in the implementation of Center-based skills training, and undertake research and development in innovations in technical education.

It shall:

- i. Serve as a venue for continuing development of trainers, teachers, and instructors;
- ii. Serve as a venue for skills assessments and certifications of Technical and Vocational Education and Training (TVET) graduates;
- iii. Provide vocational training on specialized programs;
- iv. Undertake research and development to improve service delivery in the center; and
- v. Organize and conduct symposia/seminars and other related activities.



**Section 11. *Provincial Offices.*** – The Provincial Offices shall be headed by a Provincial Director who shall have the rank and emoluments of Director III. The Provincial Office shall have the following functions:

- a. Serve as secretariat to the Provincial Technical Education and Skills Development Committees (PTESDCs);
- b. Provide technical assistance, particularly to LGUs for effective supervision, coordination, integration, and monitoring of TVET programs within their localities;
- c. Review and recommend TESDA programs for implementation within their localities;
- d. Coordinate programs of private schools and assessment centers;
- e. Establish a network of institutions, LGUs, and enterprises implementing TVET programs; and
- f. Perform such other functions as may be authorized by law.

**Section 12. *Structure and Staffing Pattern.*** – Subject to the approval of the MFBM, the MTESD, through the Minister, shall determine its organizational structure, staffing pattern, qualification standards, and placement of personnel in the MTESD shall be appointed in accordance with civil service laws, rules, and regulations.

### **Chapter 3 Miscellaneous Provisions**

**Section 13. *Formulation of a Comprehensive Development Plan for Regional Middle-Level Manpower.*** – The MTESD shall formulate a comprehensive development plan for middle manpower in BARMM based on relevant data for the optimum allocation, development, and utilization of skilled workers for employment towards economic and social growth. This plan shall be updated periodically and submitted to the Chief Minister for approval.

The MTESD shall call on public agencies, the private sector, and academe to assist in this effort. The comprehensive plan shall promote measures in consideration of the following:

- a. Promotion of the maximum protection and welfare of the worker-trainee;
- b. Improvement in the quality and relevance of technical education and training; and
- c. Acceleration of employment generation.

**Section 14. *Coordination of All Technical Education and Skills Development Schemes.*** – In order to integrate all regional technical education and skills development efforts, all programs, activities, plans, and projects made pursuant to this Act shall comply with national standards. For this purpose, existing technical education and skills development programs in the government and the private sector shall be reported to the MTESD which shall assess and evaluate such programs to ensure their efficiency and effectiveness.

Non-compliance with the standards mentioned, as well as reportorial requirements, shall disqualify institutions and enterprises from any form of government assistance in the field of technical education and skills development.

**Section 15. *Inclusive Training Opportunities.*** – The MTESD shall design and implement community-based technical education and skills development opportunities for the marginalized and the disadvantaged sectors of the population, providing them with new tools of wealth creation and with the capability to take on higher value-added gainful activities; and to share equitably in productivity gains eventually leading to poverty alleviation and reduction.

**Section 16. *Technical Assistance, Incentives, and Scholarship Grants.*** – The MTESD shall adopt a system of providing technical assistance, incentives, and scholarship grants which shall be designed to encourage public and private sector and clientele participation in technical education and training activities.

**Section 17. *Placement Centers.*** – There shall be established a network of placement centers in all Provincial Offices to cater specifically to the job placement of graduates of TESD institutions. These Centers shall be financed and administered by the MTESD. In coordination with the Ministry of Labor and Employment, these centers shall be part of the Regional Employment Service Network of the MOLE and shall be prioritized in the hiring of middle-level manpower in the BARMM.

**Section 18. *Transitory Provision.*** – The Office of the Bangsamoro Director-General for Technical Education created under Bangsamoro Autonomy Act No. 13 is hereby abolished; and all personnel and resources therein shall be transferred to the MTESD.

The personnel of the MBHTE for technical education shall, in a holdover capacity, continue to perform their respective duties and responsibilities, and receive their corresponding salaries and benefits until such time when the organizational structure pattern of the MTESD shall have been approved. Provided, That the preparation and approval of the said new organizational structure and staffing pattern shall as far as practicable, respect and ensure the security of tenure and seniority rights of affected government employees. Personnel whose positions are not included in the new staffing pattern or who are not reappointed or who choose to be separated as a result of the reorganization shall be paid their separation or retirement benefits under existing laws.

**Section 19. *Appropriations.*** – The amount needed for the initial implementation of this Act shall be taken from the current fiscal year's appropriation for technical education under the MBHTE. Thereafter, the amount needed for the operation and maintenance of the MTESD shall be included in the General Appropriations Act.

**Section 20. *Implementing Rules and Regulations.*** – The MTESD shall issue, within a period of ninety (90) days after the effectivity of this Act, the rules and regulations for the effective implementation of this Act.

**Section 21. *Separability Clause.*** – If any provision of this Act shall be held unconstitutional or invalid, the other provisions not otherwise affected shall remain in full force and effect.



**Section 22. Repealing Clause.** – All laws, executive orders or issuances, or any parts thereof which are inconsistent herewith, are hereby repealed or amended accordingly.

**Section 23. Effectivity Clause.** – This Act shall take effect fifteen (15) days after its publication in a newspaper of general circulation in the region.

Approved,

AUTHOR:



**AMILBAHAR S. MAWALLIL**  
*Member of the Parliament*

Certified correct:

**PROF. RABY B. ANGKAL**  
*Secretary-General*

Attested by:

**HON. PANGALIAN M. BALINDONG**  
*Speaker*