

[NYC, September 14, 1998]

IMPLEMENTING RULES AND REGULATIONS OF THE "YOUTH IN NATION-BUILDING ACT", R.A. No. 8044

Pursuant to Section 9, par. (h) of R.A. No. 8044, otherwise known as the "Youth in Nation-Building Act" giving the National Youth Commission the power to issue rules and regulations to implement the provisions of said Act, the National Youth Commission hereby promulgates these Rules and Regulations as follows:

RULE I
The National Policy

Section 1. Declaration of Policy. — It is the policy of the State:

- a) To recognize the vital role of the youth in nation-building and to promote and protect the youth's physical, moral, spiritual and social well-being;
- b) To inculcate in the youth patriotism and nationalism, and to encourage the involvement of the youth in public and civic affairs; and,
- c) To insure that the National Comprehensive and Coordinated Program on Youth Development established by R.A. No. 8044 shall be based on the following principles:
 - 1. Promotion and protection of the physical, moral, spiritual, intellectual and social well-being of the youth to the end that the youth realize their potential for improving the quality of their life;
 - 2. Inculcation in the youth patriotism and nationalism and other basis desirable values to infuse in them faith in the Creator, belief in the sanctity of life and dignity of the human person, conviction for the strength and unity of the family, and adherence to truth and justice;
 - 3. Encouragement of youth involvement in character-building and development activities for civic efficiency; stewardship of natural resources, agricultural and industrial productivity and an understanding of world economic commitments on tariffs and trade as well as other relevant international treaties, agreements, and conventions;
 - 4. Participation in structures for policy-making and program implementation to reduce the incidence of poverty and accelerate socio-economic development; and
 - 5. Mobilization of the youth's abilities, talents and skills and redirecting their creativity, inventive genius, and wellspring of

enthusiasm and hope for the freedom of our people from fear, hunger and injustice.

RULE II

Definition of Terms and Interpretation of Rules

Section 1. Definition of Terms. — As used in these Rules, the following terms are hereby defined:

- (a) *"Youth"* refers to the persons in the age range of 15 to 30 years.
- (b) *"Youth Organization/s"* refers to an organized group whose membership or composition consists of youth as defined herein.
- (c) *"Youth-Serving Organization/s"* refers to organizations or institutions whose principal programs, projects and activities are youth-oriented and/or youth-related.
- (d) *"Commission"* refers to the National Youth Commission.
- (e) *"Commission Proper"* refers to the Chairperson and the Commissioners acting as a body.
- (f) *"Development Program"* refers to the National Comprehensive and Coordinated Program on Youth Development established by R.A. 8044
- (g) *"Council"* refers to the Advisory Council created under Sec. 14 of R.A. NO. 8044.
- (h) *"Medium-Term Youth Development Plan"* refers to the development program the government for the youth.

Section 2. Interpretation. — These Rules shall be interpreted with liberality to better achieve the objectives of R.A. 8044.

RULE III

The National Comprehensive and Coordinated Program on Youth Development

Section 1. Components. — The Development Program shall have the following components which must be observed in the formulation, development and implementation thereof:

- (a) A four-year Medium Term Youth Development Plan (MTYDP) following the approval of R.A. 8044 and every three years thereafter which shall be aligned to and shall complement the Medium Term Philippine Development Plan for the corresponding period, taking into account the existing National Youth Development Plan (NYDP) as provided for in Executive Order No. 176, Series of 1994;
- (b) *"A National Study on the Situation of the Youth in the Philippines"*, for the period up to the approval of R.A. 8044, and every three years thereafter, which identifies priority needs, prevailing attitudes and values of the youth, the existing services, and the gaps in the delivery of services required in meeting the basic

needs of the youth;

(c) A "*National Review, Evaluation and Reform*" of all organizations delivering services to youth for the period up to the approval of R.A. 8044 and every three years thereafter;

(d) Activities to operationalize the implementing structures of the Development Program, preparations and participation in activities of youth with global significance, including World Youth Day, and leadership and support therefore on a continuing and sustained basis;

(e) The comprehensive, coordinated and nationwide service delivery system comprising [i] existing public and civic services for the youth which, after review and reform or realignment, fully support the policy and program framework under R.A. No. 8044, and [ii] innovative services and delivery systems institutionalized in areas without adequate services and which are responsive to needs, following pilot demonstration projects to test the validity and feasibility of the services; and

(f) The participation of the Filipino youth in the Biennial World Youth Day starting 1997 in Paris, France and every two (2) years thereafter.

RULE IV

The National Youth Commission

A. Composition and Qualifications

Section 1. Composition. — The National Youth Commission Proper shall be composed of the Chairperson, two Commissioners chosen at large, the Commissioners representing Luzon, Visayas and Mindanao, and the President of the Pambansang Katipunan ng mga Sangguniang Kabataan who shall serve in an ex-officio capacity.

Section 2. Qualifications of the Chairperson and the Commissioners. — The Chairperson shall not be more than forty-five years of age and the appointive Commissioners no more than forty years of age, at any time during their incumbency; are natural-born citizens of the Philippines; have occupied positions of responsibility and leadership in duly registered youth and youth-serving organizations or institutions; of good moral character; and have not been convicted of any crime involving moral turpitude.

Section 3. Nominations and Appointments. — The first Chairperson and Commissioners shall be appointed by the President of the Philippines from among the list of nominees submitted by youth organizations or institutions with national constituencies, in the case of the Chairperson and Commissioner-at-Large, and those with regional constituencies in the case of regional Commissioners for Luzon, Visayas and Mindanao respectively.

The ex-officio Commissioner shall be appointed by the President upon his election as the President of the Pambansang Katipunan ng mga Sangguniang Kabataan (PKSK) for a term co-extensive with his term as PKSK President.

The succeeding Chairperson and the two (2) Commissioner-at-Large shall be

appointed by the President of the Philippines from a list of at least three (3) but not more than five (5) nominees for each position submitted by youth and youth-serving organizations or institutions with national constituencies duly registered with the Commission. The succeeding regional commissioners shall be appointed by the President from a list of at least three (3) but not more than five (5) nominees for each position submitted by organizations or institutions in their respective areas, duly registered with the Commission.

Section 4. Terms of Office. — The first Chairperson and Commissioners shall have a term of four (4) years. The succeeding Chairperson and Commissioners shall have a term of three (3) years with reappointment for another term.

Section 5. Rank and Privileges. — The Chairperson shall have the rank and privileges of a Department Undersecretary, and the Commissioners, including the ex-officio Commissioner shall have the rank and privileges of Assistant Secretaries of a Department.

B. Status and Nature

Section 6. Status and Nature. — The Commission shall be independent and autonomous and shall have the same status as that of a national agency attached to the Office of the President. The Commission shall exercise corporate powers and shall be the sole policy-making and coordinating body of all youth-related institutions, programs, projects and activities of the government.

Section 7. Objectives. — The objectives of the Commission are:

- (a) To provide leadership in the formulation of policies and in the setting of priorities and direction of all youth promotion and development programs and activities of the government;
- (b) To encourage wide and active participation of the youth in all government and non-governmental programs, projects and activities affecting them;
- (c) To harness and develop the full potential of the youth as partners in nation-building;
- (d) To supplement government appropriations for youth promotion and development with funds from other sources; and
- (e) To provide leadership in the formulation and implementation of the Development Program.

C. Powers of the Commission Proper

Section 8. Powers of the Commission Proper. — The Commission shall have the following powers:

- (a) To appoint the officers and other personnel of the Commission and fix their compensation, allowances and other emoluments, subject to the civil service and other existing applicable laws, rules and regulations;

- (b) To suspend, dismiss, or otherwise discipline for cause, any employee, and to approve or disapprove the appointment, transfer or detail of employees, subject to the provisions of existing laws and regulations;
- (c) To adopt a seal;
- (d) To enter into contracts;
- (e) To acquire, use and control any land, building, facilities and equipment, instrument, tools and rights acquired or otherwise necessary for the accomplishment of the objectives of the Commission;
- (f) To acquire, own, possess and dispose of any real or personal property;
- (g) To accept donations, gifts, bequests and grants;
- (i) To ensure the implementation by various government departments and agencies of their youth development projects and activities as indicated in their respective annual budgets;
- (j) To sue and be sued; and
- (k) To perform any and all other acts incident to or required by virtue of its creation.

D. Functions of the Commission

Section 9. Functions of the Commission. — The Commission shall have the following functions:

- (a) To formulate and initiate the national policy or policies on youth;
- (b) To plan, implement, and oversee a national integrated youth promotion and development program in accordance with the Development Program;
- (c) To establish a consultative mechanism which shall provide a forum for continuing dialogue between the government and the youth sector on the proper planning and evaluation of policies, programs and projects affecting the youth, and to convene for this purpose, representatives of all youth organizations and institutions, including the Sangguniang Kabataan from barangay, municipal, city, provincial and national levels;
- (d) To assist and coordinate with governmental and non-governmental organizations or institutions in the implementation of all laws, policies, programs and projects relative to youth promotion and development;
- (e) To seek or request the assistance and support of any government agency, office or instrumentality, including government owned or controlled corporations, local government units as well as non-governmental organizations or institution in pursuance of its policies, programs and projects;
- (f) To conduct scientific, interdisciplinary and policy-oriented researches and