

[NLRC RESOLUTION NO. 11-01-93, November 05, 1993]

NEW RULES OF PROCEDURE

The Commission, sitting *en banc* on 5 November 1993, acting pursuant to the provisions of Article 218(a) of the Labor Code as amended, resolved to amend certain provisions of the 1990 New Rules of Procedure, as follows:

1. Rule VI, Section 6 is hereby amended to read as follows:

"SECTION 6. Bond — In case the decision of a Labor Arbiter, POEA Administrator, and Regional Director or his duly authorized hearing officer involves a monetary award, an appeal by the employer shall be perfected only upon the posting of a cash or surety bond issued by a reputable bonding company duly accredited by the Commission or the Supreme Court in an amount equivalent to the monetary award, **EXCLUSIVE OF MORAL AND EXEMPLARY DAMAGES AND ATTORNEY'S FEES .**

THE EMPLOYER AS WELL AS COUNSEL SHALL SUBMIT A JOINT DECLARATION UNDER OATH ATTESTING THAT THE SURETY BOND POSTED IS GENUINE AND THAT IT SHALL BE IN EFFECT UNTIL FINAL DISPOSITION OF THE CASE.

The Commission may, in meritorious cases and upon Motion of the Appellant, reduce the amount of the bond."

These amendments shall take effect ten (10) days after publication in at least two newspapers of general circulation.

Adopted: 5 Nov. 1993

(Sgd.) BARTOLOME S. CARALE
Chairman

(Sgd.) VICENTE S.E. VELOSO
Commissioner

(Sgd.) ROGELIO I. RAYALA
Commissioner

(Sgd.) LOURDES C. JAVIER
Commissioner

(Sgd.) IRENEO B. BERNARDO
Commissioner

(Sgd.) IRENEA E. CENIZA
Commissioner

(Sgd.) ALBERTO R. QUIMPO
Commissioner

(Sgd.) EDNA BONTO-PEREZ
Commissioner

(Sgd.) DOMINGO H. ZAPANTA
Commissioner

(Sgd.) JOAQUIN A. TANODRA
Commissioner

(Sgd.) BERNABE S. BATUHAN
Commissioner

(Sgd.) MUSIB M. BUAT
Commissioner