



WAGE ORDER NO. RBV-DW-03

PROVIDING FOR A MINIMUM WAGE RATE INCREASE FOR THE DOMESTIC WORKERS IN REGION V

WHEREAS, Section 24 of *Republic Act (RA) No. 10361*, otherwise known as the *Domestic Workers Act or Batas Kasambahay*, mandated the Regional Tripartite Wages and Productivity Board to review, and if proper, determine and adjust the minimum wage rates of domestic workers;

WHEREAS, the current Wage Order No. RBV-DW-02 took effect on 18 June 2022;

WHEREAS, pursuant to *Section 3(A), Rule II of the Omnibus Rules on Minimum Wage Determination*, in the absence of any petition for a minimum wage adjustment, the Board may *motu proprio* initiate wage review;

WHEREAS, after due notice to stakeholders, the Board conducted Kasambahay wage consultations on 22, 26 and 27 September 2023 in Masbate City, Masbate, Naga City, Camarines Sur and Daet, Camarines Norte, respectively; and a public hearing on 2 October 2023 in Legazpi City, Albay to assess and determine the propriety of issuing new wage order;

WHEREAS, after a thorough review and evaluation of the results of the consultation and public hearing, existing socio-economic conditions in the region, the needs of the domestic workers and their families, as well as the employer's capacity to pay, the Board deemed it necessary to increase the prevailing minimum wage rates for domestic workers.

NOW THEREFORE, by virtue of the power and authority vested under *R.A. No. 10361*, RTWPBV hereby issues this Wage Order.

Section 1. New Minimum Wage Rates. Upon effectivity of this Wage Order, the new monthly minimum wage of domestic workers in the Region shall be as follows:

Area/Location	Current Minimum Wage Rates	New Wage Increase	New Minimum Wage Rate
Chartered Cities and First Class Municipalities	P4,000.00	P1,000.00	P5,000.00
Other Municipalities	P4,000.00		

Section 2. Coverage. This Wage Order shall apply to all domestic workers, whether on a live-in or live-out arrangement, such as but not limited to:

- (a) General househelp;
- (b) Yaya;
- (c) Cook;
- (d) Gardener;
- (e) Laundry person; and
- (f) Any person who regularly performs domestic work in one household on a occupational basis.

The following are not covered:

- (a) Service providers;
- (b) Family drivers;

- (c) Children under foster family arrangement; and are provided access to education and given an allowance incidental to education; and
- (d) Any other person who performs work occasionally or sporadically and not on occupational basis.

Section 3. Payment of Wages. The wages of the domestic worker shall be paid in cash at least once a month. No deductions shall be made other than those mandated by law.

Section 4. Application to Private Employment Agencies (PEAs). In the case of hiring/contracting of domestic workers services through licensed PEAs, the wage rate prescribed in this Order shall be borne by the principals or clients of the PEAs and the contract shall be deemed amended accordingly. In the event that the principals or clients fail to pay the prescribed wage rate, the PEAs shall be jointly and severally liable with his principal or client.

Section 5. Non-Applicability of Exemption. This Wage Order does not allow any exemption.

Section 6. Competency-Based Pay. Household employers and their domestic workers may voluntary and mutually agree to adopt a competency-based pay scheme in setting and adjusting the pay of domestic workers over and above the applicable minimum wage.

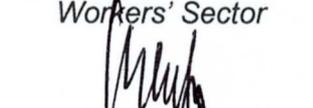
Section 7. Penal Provision. Any person, who withholds the payment of the prescribed minimum wage or otherwise commits any of the unlawful acts enumerated under R.A. No. 10361 and its Implementing Rules and Regulations, shall be dealt with in accordance with the said law, and such other laws as may be deemed applicable.

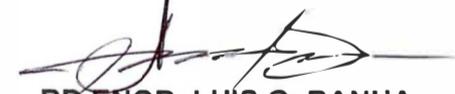
Section 8. Effectivity. This Wage Order shall take effect after fifteen (15) days from its publication in a newspaper of general circulation.

APPROVED. This 23rd day of October, 2023.

Done in Legazpi City, Albay, Philippines.


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Workers' Sector


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(For NWPC Secretariat)

Date of Publication: 15 day of November 2023
Date of Effectivity: 01 day of December 2023