



Republic of the Philippines
Department of Education
REGION X
DIVISION OF CAGAYAN DE ORO CITY



Office of the Schools Division Superintendent

December 14, 2021

DIVISION MEMORANDUM

No. 574S. 2021

IMPLEMENTING RULES ANG REGULATIONS OF REPUBLIC ACT NO. 11237

(An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives To Promote Its Development)

TO: Asst. Schools Division Superintendent
Public Schools District Supervisors
Public Elementary and Secondary School Heads
Public Elementary and Secondary Teachers
All Others Concerned
This Division

1. Relative to DepEd Order No. 057, S. 2021, the field is informed and reminded of the Implementing Rules and Regulations (IPP) of the Republic Act No. 11237 entitled **An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives To Promote Its Development.**
2. Section 16 of the IRR states that it shall take effect 30 days after its complete publication. The IRR was published in the Official Gazette on July 12, 2021.
3. Furthermore, the Implementing Rules and Regulations of the RA No. 11237 is attached.
4. Immediate dissemination of this memo is directed.


CHERRY MAE L. LIMBACO - REYES
Schools Division Superintendent

Encl.: As stated

Reference: DepEd Order 057, S. 2021

To be indicated in the Perpetual Index

under the following subjects:

RULES AND REGULATIONS

SCHOOLS

rrv/DM-Implementing Rules and Regulations...

_____/ December 14, 2021

ecc/rhf/lcc



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Republic of the Philippines
Department of Education

09 DEC 2021

DepEd ORDER
No. **057**, s. 2021

IMPLEMENTING RULES AND REGULATIONS OF REPUBLIC ACT NO. 11237
(An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives to Promote its Development)

To: Undersecretaries
Assistant Secretaries
Minister, Basic, Higher and Technical Education, BARMM
Bureau and Service Directors
Regional Directors
Schools Division Superintendents
Public and Private Elementary and Secondary School Heads
Presidents, State/Local Universities and Colleges Offering Basic Education
All Others Concerned

1. For the information and guidance of all concerned, enclosed is a copy of the Implementing Rules and Regulations of Republic Act No. 11237 titled **An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives to Promote its Development**.
2. Section 16 (Effectivity Clause) of this IRR provides that it shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.
3. This IRR was published in the Official Gazette on **July 12, 2021**.
4. All DepEd Orders and related issuances, rules and regulations which are inconsistent with the IRR are repealed, rescinded, or modified accordingly.
5. Immediate dissemination of and strict compliance with this Order is directed.



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please scan the QR code



DEPED-OSEC-441933


LEONOR MAGTOLIS BRIONES
Secretary

Encl.: As stated

Reference: None

To be indicated in the Perpetual Index under the following subjects:

LEGISLATIONS
POLICY
RULES AND REGULATIONS
SCHOOLS

MCMF/SMMA/APA/MPC, DO Implementing Rules and Regulations of Republic Act No. 11237
0276 - September 21, 2021



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DEPED-OSEC-441933

IMPLEMENTING RULES AND REGULATIONS OF REPUBLIC ACT NO. 11237

Pursuant to Section 5 of Republic Act No. 11237, titled "An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives to Promote Its Development," approved on March 8, 2019, the Department of Education hereby issues the following rules and regulations to implement the provisions of the Act:

RULE I. PRELIMINARY PROVISIONS

Section 1. Title. These rules and regulations shall be referred to as the Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 11237 titled, "An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives to Promote Its Development."

Section 2. Rationale. This IRR enables the Faith Academy to continue carrying out its educational programs, improve its standard of instructions, and meet the special needs of the foreign temporary resident community it serves for quality education. As an educational institution of international character, Faith Academy operates educational programs and services that are comparable, compliant with, and at par with universally accepted international standards and practices.

This IRR shall be consistent with the mandate given to the State under Article XIV of the 1987 Constitution and the purposes and objectives of RA No. 9155, otherwise known as the "Governance of Basic Education Act of 2001," which provides the framework for the governance of basic education, and vests upon DepEd the authority, accountability and responsibility for achieving higher learning outcomes.

To the extent applicable to foreign or international schools, this IRR shall also be compliant with the purposes and objectives of RA 10533, otherwise known as The Enhanced Basic Education Act of 2013 which provides the structure, policies and standards of educational programs being offered at the basic education level by institutions of learning operating in the Philippines.

Section 3. Declaration of Policy. This IRR shall be interpreted in light of RA 11237, consistent with the provisions of RA 9155, RA 10533, and all other basic education-related laws enacted thereafter.

Section 4. Official Recognition. The Faith Academy, operated by the Faith Academy, Inc., herein referred to as the "Academy," is hereby

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Administrative Officer IV
Records Division-DepEd Central Office
MAR 26 2021

declared and officially recognized as a basic educational institution of international character, authorized to operate educational programs that primarily and principally adhere to universally accepted and recognized educational policies.

Section 5. Definition of Terms. For purposes of this IRR, the following terms shall mean or be understood as follows:

5.1. Act refers to RA No. 11237, entitled "An Act Recognizing the Faith Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives to Promote Its Development."

5.2. RA No. 9155 refers to RA No. 9155, entitled "An Act Instituting a Framework of Governance for Basic Education, Establishing Authority and Accountability, Renaming the Department of Education, Culture and Sports as the Department of Education, and for Other Purposes," otherwise known as the Governance of Basic Education Act of 2001." *one*

5.3. RA No. 10533 refers to RA No. 10533, entitled "An Act Enhancing the Philippine Basic Education System by Strengthening Its Curriculum and Increasing the Number of Years for Basic Education, Appropriating Funds Therefor and for Other Purposes," otherwise known as the "Enhanced Basic Education Act of 2013."

Section 6. Governing Body. The Academy, established by religious groups and mission boards, shall be governed by a Board of Trustees, herein referred to as the "Board," and elected in accordance with its corporate charter.

The Academy, having been established primarily for foreign missionary personnel and their dependents and for other temporary residents, shall be covered by the exemptions provided in Section 4(2), Article XIV of the Philippine Constitution.

Section 7. Grant of Prerogatives. To enable the Academy to continue carrying out its educational programs, improve its standard of instruction, and meet the special needs of the foreign temporary resident community for quality education, it shall:

7.1. Accept applicants for admission, regardless of nationality, in accordance with its own eligibility standards, and rules for admission and grade placement.

7.2. Be managed and administered by a head of school, who shall possess the qualifications prescribed by the Board.

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7.3. Be able to accept provisions and donations of any kind to carry out the purposes of the Academy and be entitled to use properties, real or personal, so donated, and construct and own buildings thereon exclusively for educational purposes: *Provided*, That whenever necessary to carry out its objectives, it shall allow the Christian Education Assistance Foundation (CEAF), the owner of the Academy's properties, to obtain leases on real properties, acquire personal properties, tangible or intangible, or any interest in such properties other than real, by purchase, lease, barter, donation, gift or otherwise, and dispose of, mortgage or encumber them for the benefit of the Academy.

7.4. Upon consultation with the Secretary of Education, determine its own basic education curriculum, calendar of studies, and work schedule, and teach whatever language it may deem appropriate, and determine the reasonable amount of fees which shall be imposed upon its students to maintain and conform with the Academy's standard of education.

7.5. Maintain standards of education compatible with those obtaining in similar schools of generally recognized international standing.

7.6. Contract its own teaching and management personnel selected by the Academy's administration either locally or abroad, whether Filipino or of another nationality, such foreign personnel being exempt from laws that impose nationality restrictions on employment or those that impose restrictions on the administration of educational institutions, except laws that have been or will be enacted for the protection of employees: *Provided*, That such exemption shall not extend to their liability for income taxes.

7.7. Be granted benefits and privileges under the law as a nonstock, nonprofit educational institution.

Section 8. Exemption from Taxes and Duties for all Revenues and Assets Used Actually, Directly, and Exclusively for Educational Purposes. Consistent with Section 4(3) and Section 4(4) of Article XIV of the 1987 Constitution and Section 4, item 11 of DepEd Order No. 88, s. 2010, all revenues and assets of the Academy used actually, directly, and exclusively for educational purposes shall be exempt from taxes and duties. Likewise, subject to the conditions prescribed by law, all grants, endorsements, donations, or contributions used actually, directly, and exclusively for educational purposes shall be exempt from tax.

The grant of exemption from taxes and duties under this Section shall be given only after a determination by the proper government agency,

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including but not limited to, the Bureau of Internal Revenue (BIR) and the Bureau of Customs (BOC), that the requirements of existing relevant tax laws, rules, and regulations are complied with by the Academy.

RULE II. CURRICULUM AND INSTRUCTION

Section 9. Curriculum and Instruction. The Academy shall adopt and deliver internationally recognized academic and curriculum programs which uphold and advance the Academy's core vision and tenets, and which lead to academic transitions to schools and tertiary institutions worldwide.

Section 10. The K to 12 Program of the Academy. The educational program of the Academy includes Kinder to Grade 12. The Secondary portion of the program, which is from Grade 7 to Grade 12, is the equivalent of the four (4) years of junior high school level studies and two (2) years of senior high school level studies.

RULE III. GOVERNANCE

Section 11. Foreign scholars, trainees, participants, students, volunteers, fellows or professors appointed, selected, hired, employed, or contracted by the Academy shall be allowed entry as special non-immigrants under Section 47 (a) (2) of Commonwealth Act No. 613, otherwise known as "The Philippine Immigration Act of 1940," as amended, and as such shall be exempt from the payment of visa and immigration fees: *Provided*, That such persons are holder of valid passports and are not otherwise disqualified.

Section 12. Notwithstanding the prerogatives granted under the Act and this IRR, DepEd shall exercise reasonable supervision and regulation over the Academy. The Academy shall adhere to basic laws, and rules and regulations of DepEd governing private schools applicable to foreign or international schools.

RULE IV. FINAL PROVISIONS

Section 13. Separability Clause. If any clause, sentence, paragraph or part of these Rules is subsequently declared unconstitutional, the validity of the remaining provisions hereof shall remain in full force and effect.

Section 14. Amendments. Amendments to this IRR shall be promulgated by the Secretary of Education, after consultation with the Faith Academy.

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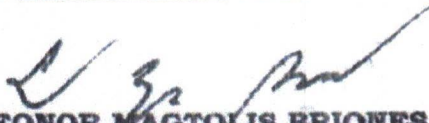
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Records Division-DepEd Central Office

Section 15. Repealing Clause. All DepEd Orders and other related issuances, rules and regulations which are contrary to or inconsistent with the provisions of this IRR are deemed repealed or modified accordingly.


Section 16. Effectivity. This IRR shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

This IRR shall be registered with the Office of the National Administrative Register (ONAR) at the University of the Philippines Law Center, UP Diliman, Quezon City.

Done this ____ day of _____, 2021.


LEONOR MAGTOLIS BRIONES
Secretary

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Administrative Officer IV
Records Division-DepEd Central Office