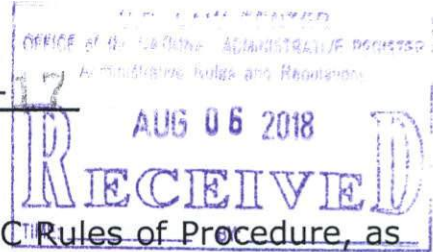




Republic of the Philippines
 Department of Labor and Employment
NATIONAL LABOR RELATIONS COMMISSION
 Quezon City

En Banc Resolution No. 22-17
 (Series of 2017)



WHEREAS, Section 2, Rule I of the 2011 NLRC Rules of Procedure, as amended, states that the Rules shall be liberally construed to carry out the objectives of the Constitution, the Labor Code and other relevant legislations, and to assist the parties in obtaining, just, expeditious and inexpensive resolution and settlement of labor disputes;

WHEREAS, the 2011 NLRC Rules of Procedure, as amended, provides for mechanisms by which parties may settle their differences amicably with the approval of the Labor Arbiter or the Commission;

WHEREAS, certain Labor Arbiters refuse to attest to settlement between the parties if either of their respective counsels are absent or the settlement is being opposed by the counsel for complainant;

WHEREAS, jurisprudence avows that a client has an undoubted right to settle his/her litigation without the intervention of the attorney, for the former is generally conceded to have exclusive control over the subject matter of the litigation and may at anytime, if acting in good faith, settle and adjust the cause of action out of court before judgment, even without the attorney's intervention¹;


WHEREFORE, RESOLVED AS IT IS HEREBY RESOLVED that the Labor Arbiter may approve settlements even over the objection of counsel.

Signed this 22nd day of September 2017 at Quezon City, Philippines.

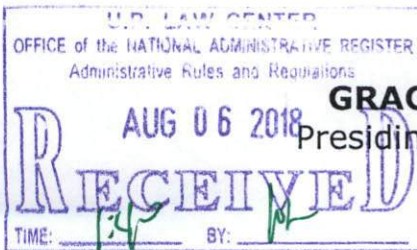

GERARDO C. NOGRALES
 Chairman


GREGORIO O. BILOG III
 Presiding Commissioner


ALEX A. LOPEZ
 Presiding Commissioner


GRACE M. VENUS
 Presiding Commissioner


GRACE E. MANIQUIZ-TAN
 Presiding Commissioner



¹ CZARINA T. MALVAR v. KRAFT FOOD PHILS., INC. and/or BIENVENIDO BAUTISTA, KRAFT FOODS INTERNATIONAL [G.R. No. 183952, 9 September 2013] citing Gubat v. National Power Corporation [G.R. No. 167415, February 26, 2010]


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Commissioner


JULIE C. RENDOQUE
Commissioner


NENDELL HANZ L. ABELLA
Commissioner


ELBERT C. RESTAUERO
Commissioner

Attested by:


ELENITA F. CRUZ
Labor Arbiter
Acting Executive Clerk of Court IV

Certified Xerox Copy
PURDEY R. PEREZ
LAA / OIC for each Information and
Fundraising Division

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