



Republic of the Philippines
DEPARTMENT OF LABOR AND EMPLOYMENT

Regional Office No. X
Monte Carlo Bldg., RER Subdivision, Phase 1,
National Highway, Kauswagan, Cagayan de Oro City

September 10, 2018

MR. JAN RODERICK DE MARCAIDA
President/General Manager
ARCHIPELAGO INDUSTRIAL MANAGEMENT CORPORATION
2F Executive Centrum Bldg., J.R. Borja St., Cagayan de Oro City

Dear Mr. Marcaida:

This refers to your letter request dated September 10, 2018, seeking exemption from registration requirements under D.O.174-17 of your Contract of Management (technical services relating to industrial plant operations) and Trucking Services with Pilipinas Shell Petroleum Corporation.

We are pleased to inform you of the issuance of Department Circular No. 01, series of 2017, Clarifying the Applicability of Department Order No. 174-17.

Item V of the D.C. 01-17 on Non-Applicability of D.O. 174-17, to other Contractual Relationships states that:

D.O. No. 174, Series of 2017, applies only to trilateral relationship which characterizes contracting or subcontracting arrangement. It does not contemplate to cover contractual relationships such as in contract of sale or purchase, contract of lease, contract of carriage, contract of growing growership agreement, tool manufacturing, contract of management, operation and maintenance and such other contracts governed by the Civil Code of the Philippines and other special laws.

D.O. No. 174, series of 2017 does not also cover the contracting out of Job or work to a professional, or individual with unique skills and talents who himself or herself performs the job or work for the principal.

A copy of D.C. 01-17 is herein attached for information and reference. Hoping that everything is now clarified with the issuance of the circular.

Thank you and best regards.

Very truly yours,


for ATTY. JOFFREY M. SUYAO
Regional Director