

# [ PRESIDENTIAL DECREE NO. 176, April 16, 1973 ]

## IMPLEMENTING SECTION 8(7), ARTICLE XV, OF THE NEW CONSTITUTION

**WHEREAS**, Section 8(7) of Article XV of the New Constitution has indubitably spelled out and defined a redirection of the national policy relative to the ownership, with certain specific exceptions, as well as on the control and administration, of all educational institutions that should be allowed to operate in the Philippines;

**WHEREAS**, the same constitutional provision has likewise delimited the percentage of alien students that may be allowed to enroll in each educational institution, and specifically regulated the type of alien schools which may be sanctioned to operate in the country;

**WHEREAS**, there are at present more or less 154 alien schools in operation throughout the country, with a combined total enrolment of 68,505 students as of the Second Semester, 1972-1973, whose continued existence has become untenable in the light of the clear mandate enunciated in said Section 8(7) of Article XV of the New Constitution, which perforce demands the immediate integration of the said schools into the Philippine Educational System; and

**WHEREAS**, it is deemed imperative that said constitutional provision be implemented immediately in order to effect the desired changes and reforms in the educational system of the country;

**NOW, THEREFORE, I, FERDINAND E. MARCOS**, President of the Philippines, by virtue of the powers in me vested by the Constitution as Commander-in-Chief of all the Armed Forces of the Philippines, and pursuant to Proclamation No. 1081, dated September 21, 1972, and General Order No. 1, dated September 22, 1972, as amended, do hereby order and decree that:

1. *Ownership*. — All educational institutions, other than those which are already established or which may hereafter be established by religious orders, mission-boards and charitable organizations, shall be owned solely by citizens of the Philippines, or corporations or associations at least sixty *per centum* (60%) of the capital of which is owned by such citizens. Educational institutions already in operation which are not so owned shall conform with the said citizenship requirement on ownership not later than the beginning of the school year 1976-1977.
2. *Control and Administration*. — The control and administration of all educational institutions already established or hereafter to be established in the Philippines shall be vested in citizens of the Philippines. Membership in the governing bodies or boards of such educational institutions shall be limited to citizens of the Philippines. Appointments and designations to, and employment in, positions involving the exercise of administrative discretion in the management of such educational institutions shall likewise be limited to citizens of the Philippines. The Secretary of Education is hereby authorized to fix the reasonable period within which any educational institution may comply with the requirements embodied in this section: *Provided, however*, That full compliance therewith shall be effected not later than the beginning of the school year 1976-1977.