

ITUC - Asia Pacific Executive Bureau Statement on the TUCP Leadership Positions

The ITUC-AP is in receipt of conflicting letters from Brother Ernesto Herrera and Brother Democrito Mendoza concerning the succession of the presidency of the TUCP.

On 19 October 2011, a letter of resignation from Brother Mendoza, effective from 1 November 2011, was submitted to the TUCP Executive Board. Brother Mendoza's resignation was accepted and confirmed by the TUCP Executive Board Meeting held on 9 November 2011. In accordance with the Constitution of the TUCP, the General Secretary, Brother Herrera, filled the vacancy.

However, a group of the TUCP General Council Members asked Brother Mendoza to remain as the TUCP President. The dispute on the TUCP presidency arose here.

In January 2012, two groups of General Council Members held their meetings separately; General Council – Mendoza Group requesting to rescind Brother Mendoza's resignation and the expulsion Brother Herrera; and General Council – Herrera Group to confirm the succession of the TUCP presidency by Brother Herrera.

The issue was whether or not the whole process was conducted in accordance with the TUCP Constitution and the rule of majority.

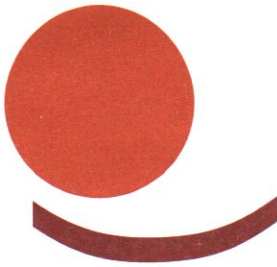
On the basis of analysis of all available documents, statements and explanations in the light of the TUCP Constitution, it is concluded that:

- 1) The resignation of Brother Mendoza was confirmed by the TUCP Executive Board Meeting duly held on 9 November 2011;
- 2) The General Council – Mendoza Group meeting held on 24 January 2012 did not form a quorum and therefore could not override the above confirmation;
- 3) The same meeting also could not expel Brother Herrera because the meeting did not meet the constitutionally required number of votes by TUCP General Council Members, i.e. 24; and
- 4) Quorum was met at the General Council – Herrera Group meeting held on 27 January 2012 and the meeting duly confirmed the succession of the TUCP presidency by Brother Herrera.

Accordingly, it is now clear that the succession of the TUCP presidency from Brother Democrito Mendoza to Brother Ernest Herrera was constitutional. Under the leadership of President Herrera, it is strongly hoped that the TUCP General Council will continue to guide the united TUCP movement in the Philippines.

Many great contributions made by Brother Mendoza to the growth of the free, independent and democratic trade unionism in the Philippines is gratefully acknowledged and deeply appreciated. It is also strongly hoped that he will continue to guide the TUCP and the ITUC-AP as a distinguished veteran trade unionist in the Philippines and in the region.

16 March 2012
The ITUC - Asia Pacific Executive Bureau



ITUC – Asia Pacific

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ITUC – Asia Pacific

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16 March 2012

Mr. Ernesto F. Herrera

President

Trade Union Congress of the Philippines

Unit 601, Marbella II Bldg.

Roxas Boulevard Malate, Manila 1004

PHILIPPINES

Dear Brother Herrera:

TUCP Presidency

We are in receipt of your formal notification dated 10 January 2012 that you have succeeded the presidency of the TUCP from Brother Mendoza, and further information that the succession was confirmed by the TUCP General Council Meeting held on 27 January 2012.

On the basis of our analysis of the situation and in consultation with ITUC General Secretary Sharan Burrow, the ITUC and the ITUC-AP are pleased to endorse your constitutional succession of the TUCP Presidency, along with the support of the ITUC-AP Regional Executive Bureau. Enclosed please find the ITUC-AP Regional Executive Bureau Statement on the TUCP Leadership Positions.

We have also noted the updated contact details of the TUCP as follows:

Trade Union Congress of the Philippines

Unit 601, Marbella II Bldg.,

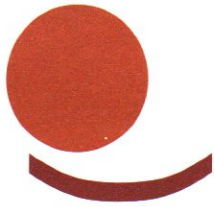
Roxas Boulevard Malate, Manila 1004

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Tel/Fax: (632) 525 3522

Email: sectucp@gmail.com


On behalf of the ITUC and the ITUC-AP, I would like to take this opportunity to place on record to commend the great contributions made by Brother Democrito Mendoza, former President of the TUCP, especially on the establishment, promotion and growth of the trade union movement in the Philippines. We also appreciate his full and firm support to the ITUC-AP regional trade union movement, and his warm friendship and kind guidance always extended to us.



Mr. Ernesto F. Herrera
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We believe that under your leadership and the guidance of the united TUCP General Council, the TUCP will continue to play a leading role to advance the free, independent and democratic trade unionism of the ITUC in the Philippines and in the region.

In solidarity,


Noriyuki Suzuki
General Secretary

Enclosure: ITUC-AP Regional Executive Bureau Statement

C.c. Ms. Sharan Burrow, General Secretary, ITUC
ITUC-AP Regional General Council Members