

**IMPLEMENTING RULES AND REGULATIONS
OF REPUBLIC ACT NO. 11255**

Pursuant to Section 5 of Republic Act No. 11255, titled "An Act Recognizing the Everest Academy as an Educational Institution of International Character and Granting the Academy Certain Prerogatives to Promote Its Development," approved on March 29, 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. 11255 titled, "An Act Recognizing the Everest 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 Everest 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, Everest 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 No. 11255, consistent with the provisions of RA No. 9155, RA No. 10533, and all other basic education-related laws enacted thereafter.

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Section 4. Official Recognition. The Everest Academy, herein referred to as the "Academy," registered as Everest International Academy, is hereby 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 Republic Act No. 11255, titled "An Act Recognizing the Everest 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 Republic Act No. 9155, titled "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."
- 5.3. RA No. 10533** refers to Republic Act No. 10533, titled "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 and Grant of Prerogatives

- 6.1.** The Academy shall be governed by a board of trustees, herein referred to as the "Board," elected in accordance with its corporate character. *slh*
- 6.2.** To enable the Academy to continue carrying out its educational program, improve its standard of instruction, and meet the special needs of the foreign diplomatic and temporary resident community for quality education, it shall:
 - 6.2.1.** Accept applicants for admission, regardless of nationality, in accordance with its own eligibility standards, and rules for admission and grade placement, the Academy having been established primarily for foreign diplomatic personnel and their dependents and for other temporary residents and, as such, the Academy shall be covered by the exemptions provided in Section 4(2), Article XIV of the Philippine Constitution.

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- 6.2.2. Be managed and administered by a Head of the Academy, who shall possess the qualifications prescribed by the Board.
- 6.2.3. Upon consultation with the Secretary of Education, determine its own curriculum, calendar of studies and work schedule, 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 to the Academy's standard of education.
- 6.2.4. Maintain standards of education compatible with those obtaining in similar schools of generally recognized international standing.
- 6.2.5. Employ its own teaching and management personnel selected by the Board either locally or abroad, from the Philippines or other nationalities; such foreign personnel being exempt from laws that impose nationality restrictions on employment, and control of 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.
- 6.2.6. Enjoy the privileges provided by law to non-stock, non-profit educational institutions.

RULE II. CURRICULUM AND INSTRUCTION

Section 7. Curriculum and Instruction.


7.1. The Academy shall adopt and deliver internationally recognized academic and curricular programs which uphold and advance the Academy's core vision and tenets, and which lead to academic transitions to school and tertiary institutions worldwide. These will include programs designed by the Academy's:

7.1.1 Regnum Christi (RC) Education; and

7.1.2 College Board.

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RULE III. SUPERVISION AND REGULATION

Section 8. 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 9. Separability Clause. If any clause, sentence, paragraph or part of this Act is subsequently declared unconstitutional, the validity of the remaining provisions hereof shall remain in full force and effect.


Section 10. Amendments. Amendments to this IRR shall be promulgated by the Secretary of Education, after consultation with the Everest Academy.

Section 11. Repealing Clause. All DepEd Orders and other related issuances, rules and regulations, and provisions which are inconsistent with these guidelines are hereby repealed, rescinded, or modified accordingly.

Section 12. 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

IRR RA NO. 11255 EVEREST ACADEMY_OFFICIAL GAZETTE

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