

THIRTEENTH CONGRESS OF THE REPUBLIC )  
OF THE PHILIPPINES )  
FIRST REGULAR SESSION )

'04 JUN 30 12:40

RECEIVED BY: 

SENATE

S.B. NO. 79

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Introduced by Senator LUISA "LOI" P. EJERCITO ESTRADA

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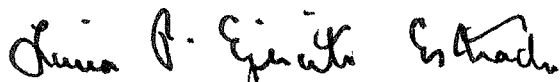
EXPLANATORY NOTE

The 1987 Constitution has very wisely given the highest priority to the protection and promotion of the rights of indigenous cultural communities to ensure their economic, social and cultural well-being.

Thus, in its declaration of principle and state policies, the Constitution in Article 2, Section 22, provides that "the State recognizes and promotes the rights of indigenous cultural communities within the framework of national unity and development." In its article on the national economy and patrimony, the Constitution in Article 12, Section 5 provides that "the State x x x shall protect the rights of indigenous cultural communities to their ancestral lands" and expressly authorizes Congress to provide "for the applicability of the customary laws governing property rights or relations in determining the ownership and extent of ancestral domain." In its provisions on education, science and technology, arts, culture, and sports, the Article 14, Section 17 of the Constitution provides that "the State shall recognize, respect and protect the rights of indigenous cultural communities to preserve and develop their cultures, traditions and institutions" and "shall consider their rights in the formulation of national plans and policies."

In light of the above provisions, it is imperative that the government should adopt policies and programs for indigenous cultural communities. But to ensure that these policies and programs are based on facts and an enlightened judgement, it is necessary to have a continuing in-depth study of the indigenous cultural communities, who should also participate in such study. This is the reason for the proposed creation of a center for studies on indigenous cultural communities.

In view of the foregoing considerations, the approval of this bill is earnestly requested.



**LUISA "LOI" P. EJERCITO ESTRADA**  
Senator

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**AN ACT**  
**CREATING AND ESTABLISHING THE CENTER FOR STUDIES ON**  
**INDIGENOUS CULTURAL COMMUNITIES, APPROPRIATING FUNDS**  
**THEREFOR AND FOR OTHER PURPOSES**

*Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:*

Section 1. There is hereby established a Philippine Center for Studies on Indigenous Cultural Communities in the University of the Philippines.

Section 2. The center shall conduct research and policy studies for the protection and promotion of the rights of indigenous cultural communities to ensure their economic, social and cultural well-being and provide an opportunity to both Muslims and non-Muslims to participate in national life and development.

Section 3. The center shall be composed of the existing Institute of Islamic Studies in the University of the Philippines and an Institute of Studies on Non-Islamic Cultural Communities in the Cordilleras and other regions.

Section 4. The center shall be headed by an executive director who shall be appointed for a term of five (5) years by the President, with the consent of the Commission on Appointments, from among the members of the faculty of the University of the Philippines and other state colleges and universities. The faculty member appointed as executive director shall, during his service as such, be deemed as on leave from his position as faculty member.

Section 5. The center shall organize annually a national conference on indigenous cultural communities and of officers, organizations and academic institutions with functions, activities and/or programs related to these communities.

The agenda of the conference shall be the studies of these communities. In addition to recommendations on further studies, the conference shall also make recommendations for policies and programs for indigenous cultural communities.

Section 6. To carry out the purpose of this Act, the sum of Ten Million Pesos (P10,000,000.00) is hereby authorized to be appropriated out of the funds of the National Treasury not otherwise appropriated for the fiscal year two thousand four (2004).

Thereafter, such sums as may be necessary shall be included in the Annual General Appropriations Act as approved by Congress.

Section 7. Should any part, section or provision of this Act be held invalid or unconstitutional, the remainder of the law or the provision not otherwise affected shall remain valid and subsisting.

Section 8. All laws, presidential decrees or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to or inconsistent with, the provisions of this Act is hereby repealed, modified or amended accordingly.

Section 9. This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

*Approved,*

*GVL/tmd/SB 971FEB1bills/*