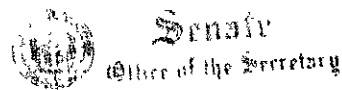


SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Second Regular Session)



14 NOV -4 P2 :04

SENATE
S. No. **2444**

RECEIVED BY: *[Signature]*

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

AN ACT
DESIGNATING THE NATIONAL MUSIC COMPETITIONS FOR YOUNG ARTISTS
(NAMCYA) AS THE NATIONAL YOUTH DEVELOPMENT PROGRAM FOR
MUSIC, DEFINING ITS ROLE AND FUNCTIONS AS SUCH, AND
APPROPRIATING FUNDS THEREFOR

The Constitution, Article 2, provides:

Sec. 13. The State shall give priority to education, science and technology, arts, culture and sports to foster patriotism and nationalism, accelerate social progress, and promote total human liberation and development.

Article 14, provides:

Sec. 15. Arts and letters shall enjoy the patronage of the State. The State shall conserve, promote, and popularize the nation's historical and cultural heritage and resources, as well as artistic creations.

Sec. 18. (1) The State shall ensure equal access to cultural opportunities through the educational system, public or private cultural entities, scholarships, grants and other incentives, and community cultural centers, and other public venues.

This bill seeks to designate the National Music Competitions for Young Artists (NAMCYA) as the National Youth Development Program for Music, define its role and functions, and appropriate funds for its continued sustainability and growth.

Now on its 41st year, NAMCYA was established through Presidential Proclamation No. 1173 dated August 7, 1973. In 1989, the NAMCYA Foundation, a non-stock, non-profit, non-government foundation was born to continue organizing and presenting national competitions and festivals in music during the last week of November of each year, designated as the National Music Week.

Over the last 40 years, the NAMCYA has been primarily instrumental in discovering major music talents all over the country. It is a concrete example of a non-governmental organization that has proven to be effective in carrying out multi-sectoral collaborative activities, thereby assisting government in carrying out state policies in culture and the arts,

The NAMCYA competitions and festivals involve some one (1) million young musicians and their trainers and administrators in a long and tedious process that selects the best from all sixteen regions of the country. Among the hundreds of winners in the national level throughout the years, many have brought international prestige to the country by winning in foreign competitions, participating in international events, pursuing advanced training, and doing concerts abroad.

NAMCYA has also rigorously pursued the promotion and dissemination of Philippine music, including Philippine traditional/folk music, through the commissioning of works, contest and music festivals as well as the documentation, publication, and production of Philippine musical works.

Unfortunately, NAMCYA has had to survive on its own and through the support of its partners throughout its existence, subject to the vagaries of the times and the vicissitudes of the country's socio-political as well as economic conditions. This has threatened NAMCYA's continued viability and prevented it from fully realizing its potential and achieving its avowed goals and objectives.

The proposed legislation seeks to address concerns by strengthening the NAMCYA and its sustainability for the next forty years and beyond. For this and for other purposes, the immediate approval of this measure is earnestly sought.

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO
MS

SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Second Regular Session)



74 NOV -4 P2:04

SENATE
S. No. 2444

RECEIVED BY: JSW

Introduced by Senator Miriam Defensor Santiago

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

1 AN ACT
2 DESIGNATING THE NATIONAL MUSIC COMPETITIONS FOR YOUNG ARTISTS
3 (NAMCYA) AS THE NATIONAL YOUTH DEVELOPMENT PROGRAM FOR
4 MUSIC, DEFINING ITS ROLE AND FUNCTIONS AS SUCH, AND
5 APPROPRIATING FUNDS THEREFOR
6

7 SECTION 1. *Short Title.* – This Act shall be known as the “NAMCYA Act.”

8 SECTION 2. *Declaration of Policy.* – It is hereby declared the policy of the State
9 to appropriately recognize, designate and support nongovernment organizations that have
10 demonstrated pioneering, consistent and unassailable competence, effectiveness and
11 success in discovering and developing young musical artists and talents, and the
12 preservation, development, and promotion of Philippine music and culture.

13 SECTION. 3. *Designation as the Philippine National Youth Development*
14 *Program in Music.* – The National Music Competitions for Young Artists (NAMCYA) is
15 hereby designated as the Philippine National Youth Development Program for Music, in
16 recognition of its having fulfilled the above-cited national policy; and for having
17 accomplished the following:

1 a) NAMCYA is national in scope, drawing the best talents from all over the
2 country;

3 b) NAMCYA has maintained the highest standards of excellence, manifested in its
4 competitions and festivals and the artists it has produced, many of whom have
5 represented the country in various international competitions and events, reaping
6 acclaim from both domestic and foreign audiences alike;

7 c) NAMCYA has an outstanding track record, having continuously presented and
8 organized the National Music Competition for Young Artists for over forty years
9 as well as having undertaken other activities such as scholarships, training, and
10 productions in pursuit of its mission.

11 SECTION 4. *Role and Functions.* – Being the Philippine National Youth
12 Development Program in Music, the NAMCYA shall discharge the following roles and
13 functions:

14 a) discover outstanding musical talents through nationwide competitions and
15 festivals designed for young Filipino musicians in all forms, styles and musical
16 traditions in the country;

17 b) assist in the cultivation, development and advancement of outstanding young
18 Filipino musicians through scholarships, trainings, performances, and other forms
19 of incentives;

20 c) preserve, develop and promote Philippine music as an art and as an important
21 component of cultural and social development;

22 d) establish a training program for music leaders, experts and teachers in order to
23 maintain and cultivate the highest standard of musical training for the youth;

24 e) strengthen the multi-cultural fiber of the country by nurturing and developing
25 gifted young musicians and musical ensembles from Philippine cultural

1 communities, and preserve and disseminate their musical expressions and
2 traditions;

3 f) encourage and support the creation and performance of works by Filipino
4 composers and making possible their publication and dissemination;

5 g) recognize artistic achievement through awards, grants and services;

6 h) undertake a continuing program of research, documentation, and publication of
7 Philippine music for dissemination to schools and the general public; and

8 i) receive and accept donations and other conveyances from government agencies,
9 private entities, and other sources, including funds, materials, and services, by
10 gratuitous title;

11 SECTION 5. *Entitlement.* – The NAMCYA shall be entitled to the following:

12 a) The Cultural Center of the Philippines shall provide financial support, free use
13 of venue and facilities for NAMCYA competitions, festivals, productions,
14 performances, and office space; *Provided*, that a reasonable amount for utilities
15 and direct costs may be charged;

16 b) The Department of Education and the Commission on Higher Education shall
17 assist in the identification, selection, and training of participants from the different
18 regions of the country. The DepEd and CHED shall allocate the funds necessary
19 for this purpose from national and local sources;

20 The DepEd, CHED, and state universities and colleges shall also provide free use
21 of venues and facilities in the conduct of local competitions and festivals.

22 c) The Department of Interior and Local Government and local government units
23 (LGU) are hereby authorized to utilize their respective funds, including Local
24 School Board funds (LSB), in the selection and training of participants and in the
25 conduct of local competitions and festivals. LGUs shall also provide free use of

1 venues and facilities for NAMCYA activities and assistance in the conduct of
2 research projects;

3 d) The National Commission for Culture and the Arts and other government
4 agencies shall give preference to project proposals from the NAMCYA and shall
5 provide continuous financial and technical support for its competitions, festivals,
6 scholarship assistance, and research activities;

7 e) Government owned and controlled corporations (GOCCs) are hereby authorized
8 to give donations and grants to the NAMCYA subject to their rules and
9 regulations.

10 SECTION 6. *Exemptions from Tax.* -- The NAMCYA shall not be taxed on all its
11 income derived from all sources within and without the Philippines.

12 SECTION 7. *Donations* -- The provisions of existing laws notwithstanding, all
13 donations, endowments, grants and contributions to the NAMCYA shall be exempt from
14 the donor's tax, estate tax, and inheritance taxes and be considered as allowable
15 deductions, in accordance with the provisions of the National Internal Revenue Code, as
16 amended.

17 SECTION 8. *Memorandum of Agreement.* -- Within thirty (30) days upon
18 effectivity of this Act, the Cultural Center of the Philippines, shall execute the necessary
19 arrangements with NAMCYA in accordance with existing laws, rules and regulations.

20 SECTION 9. *Appropriations.* -- The amount of Twenty million pesos
21 (P20,000,000.00) is hereby appropriated for purposes of this Act. Thereafter, such
22 amounts as is necessary to carry out the provisions of this Act, shall be included in the
23 annual budget of the NAMCYA in the General Appropriations Act.

24 SECTION 10. *Separability Clause.* - If any provision or part hereof, is held invalid
25 or unconstitutional, the reminder of the law of the provision not otherwise affected shall
26 remain valid and subsisting.

1 SECTION 11. *Repealing Clause.* - Any law, presidential decree or issuance,
2 executive order, letter of instruction, administrative order, rule or regulation contrary to,
3 or inconsistent with, the provisions of this Act is hereby repealed, modified or amended
4 accordingly.

5 SECTION 12. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after
6 its publication in at least two (2) newspapers of general circulation.

Approved.

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