

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



Senate  
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13 JUL -4 18:14

SENATE

S. B. No. 438

RECEIVED BY: 

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Introduced by Senator FRANCIS G. ESCUDERO

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### EXPLANATORY NOTE

Our Constitution mandates every citizen's obligation to love the country. Nationhood requires that its citizens agree on forms of expression that symbolize the respect, patriotism and love for this country.

Every nation articulates itself through these symbols, rites or ceremonies. Our national symbols, such as the national flag, the anthem, motto, coat-of-arms, and other heraldic items and devices not only link our collective consciousness to a history, but also as a reminder of how we, as a nation, must continuously strive for justice, equality, and freedom, which these symbols signify. Thus, the respect accorded the use of these symbols form the base of good citizenship and must be reiterated and strengthened.

The amendment of Republic Act No. 8491, or the law that prescribes the Code of the heraldic items and devices in the Philippines, is intended to invigorate love of country and underscore the importance of complying with standard expressions of respect for our national symbols.

The intended amendment is focused on distilling the law by polishing the conceptual outline of the law; amending certain provisions for clarity, and updating the law in the light of contemporary changes in attitudes and idioms.

More importantly, the proposed amendments are necessary and timely in the light of practical issues with respect to the singing of the national anthem and the proper display of the flag that have arisen since its implementation in 1998.


For these reasons, the passage of the bill is earnestly requested.

FRANCIS G. ESCUDERO

13 JUL -4 AB :14

SENATE

S. B. No. 438

BY: 

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Introduced by Senator FRANCIS G. ESCUDERO

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AN ACT  
STRENGTHENING THE RULES ON THE PROPER USE AND DISPLAY OF OUR  
NATIONAL SYMBOLS AND THE RENDITION OF THE NATIONAL ANTHEM,  
AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8491, OTHERWISE KNOWN  
AS THE "FLAG AND HERALDIC CODE OF THE PHILIPPINES", AND FOR OTHER  
PURPOSES

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

1 SECTION 1. Sections 2 to 54 of Republic Act No. 8491 are hereby amended as follows:  
2

3 "SEC. 2. *Declaration of Policy* – **IT IS HEREBY DECLARED THE**  
4 **POLICY OF THE STATE THAT [R]e**verence and respect shall at all times  
5 be accorded the flag, the anthem, and other national symbols which embody the  
6 national ideals and traditions and which express the principles of sovereignty and  
7 national solidarity. The heraldic items and devices shall seek to manifest the  
8 national virtues and to inculcate in the minds and hearts of our people a just pride  
9 in their native land, fitting respect and affection for the national flag and anthem,  
10 and the proper use of the national motto, coat-of-arms and other heraldic items  
11 and devices.

12  
13 "SEC. 3. *Definition of Terms* – Whenever used in this Act, the term:  
14

15 "[a] "Military" shall mean all branches of the Armed Forces of the  
16 Philippines including the Philippine National Police, the Bureau of Jail  
17 Management and Penology, and the Bureau of Fire Protection]

18  
19 "(A) 'ADVERTISEMENT OR INFOMERCIAL' SHALL MEAN  
20 ADVERTISEMENT OR ANY INFORMATION MATERIAL IN PRINT,  
21 RADIO, TELEVISION, CINEMA, VIDEO AND THE LIKE, OUTDOOR  
22 AND ELECTRONIC MEDIA, SEEKING TO PROMOTE INDIVIDUALS,

1 ENTITIES, PRODUCTS OR SERVICES FOR COMMERCIAL,  
2 POLITICAL PURPOSES OR INFORMATION CAMPAIGNS;

3  
4 **“(B) ‘DISPLAY’ SHALL REFER TO THE MANNER IN WHICH**  
5 **THE FLAG IS PUBLICLY PRESENTED AND VENERATED.**

6 **“[(b)](C) ‘Festoon’ shall mean to hang in a curved shape between two**  
7 **points as a decoration, CURTAIN, DRAPE, ETC.;**

8  
9 **“[(c)](D) ‘Flag’ shall mean the Philippine National Flag, unless stated**  
10 **otherwise;**

11  
12 **“[(d)](E) ‘Fly’ shall mean the part of the flag outside the hoist or length;**

13  
14 **“[(e) ‘Symbol’ shall mean any conventional sign which reveals man’s**  
15 **achievement and heroism (for orders and decorations), identification, authority**  
16 **and a sign of dignity (for coat-of-arms, logo and insignias)]**

17  
18 **“(F) ‘GOVERNMENT ENTITIES’ SHALL MEAN ALL**  
19 **BRANCHES OF THE GOVERNMENT, THEIR BUREAUS AND**  
20 **ATTACHED AGENCIES, CONSTITUTIONAL OFFICES, LOCAL**  
21 **GOVERNMENT OFFICES, GOVERNMENT-OWNED AND/OR**  
22 **CONTROLLED CORPORATIONS, GOVERNMENT FINANCIAL**  
23 **INSTITUTIONS, EDUCATIONAL INSTITUTIONS, AND THE ARMED**  
24 **FORCES OF THE PHILIPPINES INCLUDING ITS BASIC COMPONENT**  
25 **UNITS;**

26  
27 **“[(f)](G) ‘Half-Mast’ shall mean lowering the flag to one-half the distance**  
28 **between the top and bottom of the staff. IF THE FLAG IS DISPLAYED IN A**  
29 **HANGING POSITION OR USED IN A PARADE AS A SIGN OF**  
30 **MOURNING, HALF-MAST SHALL MEAN PLACING A BLACK**  
31 **RIBBON ON THE BLUE FIELD HOIST SIDE;**

32  
33 **“(H) ‘HALYARD’ SHALL MEAN THE LONG ROPE WHERE**  
34 **THE FLAG FASTENS AND WHICH RUNS UP THE LENGTH OF THE**  
35 **FLAGPOLE;**

36  
37 **“(I) ‘HANGING POSITION’ SHALL MEAN THE WHITE FIELD**  
38 **SHALL BE ON TOP, THE BLUE FIELD SHALL BE TO THE RIGHT**  
39 **(LEFT OF THE OBSERVER) IN TIME OF PEACE; THE WHITE FIELD**  
40 **SHALL BE ON TOP, AND THE RED FIELD TO THE RIGHT (LEFT OF**  
41 **THE OBSERVER) IN TIME OF WAR;**

1  
2           “(J) ‘HERALDIC ITEMS/HERALDIC ITEMS AND DEVICES’  
3 SHALL MEAN COAT-OF-ARMS, SEALS, LOGOS, INSIGNIAS,  
4 BADGES, FLASHES, PATCHES, ORDERS AND DECORATIONS,  
5 MEDALS, STARS, CITATIONS, LAPEL PINS, TROPHIES, DRY, WAX  
6 OR WET SEALS, AND IMPRINTS ON LETTERHEADS, ENVELOPES  
7 AND CARDS;

8  
9           “[(g)](K) ‘Hoist’ shall mean the part of the flag nearest the staff or the  
10 canvass to which the halyard is attached;

11  
12           “[(h)](L) ‘Inclement Weather’ shall mean [that a typhoon signal is raised  
13 in the locality] **A WEATHER CONDITION SUCH AS RAIN OR STRONG  
14 WIND THAT WILL BE UNFAVORABLE FOR THE RAISING OF THE  
15 FLAG SINCE IT WILL LESSEN THE DIGNITY THAT SHOULD BE  
16 ACCORDED TO THE FLAG;**

17  
18           “[(i)](M) ‘National Anthem’ shall mean the Philippine National Anthem,  
19 ENTITLED “LUPANG HINIRANG”;

20  
21           **(N) ‘NHCP’ SHALL MEAN THE NATIONAL HISTORICAL  
22 COMMISSION OF THE PHILIPPINES;**

23  
24           “[(j)](O) ‘Official Residences’ shall mean Malacañang, and other  
25 government-owned structures where the President resides, [and other structures  
26 occupied by] the Philippine ConsulateS or Embassies abroad, **AND OTHER  
27 STRUCTURES OCCUPIED BY NATIONAL AND LOCAL PUBLIC  
28 OFFICIALS;**

29  
30           “[(k)](P) ‘Places of Frivolity’ shall mean places of hilarity marked by or  
31 providing boisterous merriment or recreation; [and]

32           “[(l) ‘Institute’ shall mean the National Historical Institute.];

33  
34  
35           **“(Q) ‘PHILIPPINE SUN’ SHALL MEAN THE GOLDEN  
36 SUNBURST WITH EIGHT EQUALLY SPACED RAYS DISPLAYED IN  
37 THE FLAG. EACH RAY HAVING ONE MAJOR BEAM, TWICE AS  
38 BROAD AS THE TWO MINOR BEAMS ON EITHER SIDE;**

39  
40           **“(R) ‘SYMBOL’ SHALL MEAN ANY CONVENTIONAL SIGN  
41 WHICH REVEALS MAN’S ACHIEVEMENT AND HEROISM USUALLY**

1           **SHOWN OR DISPLAYED IN MEDALS, CITATIONS, ORDERS,**  
2           **AND DECORATIONS OR IDENTIFICATION OR AUTHORITY SUCH**  
3           **AS COAT- OF-ARMS, LOGOS AND INSIGNIAS;**

4           “(S) ‘UNIFORMED SERVICE’ SHALL MEAN ALL BRANCHES  
5           **OF THE ARMED FORCES OF THE PHILIPPINES, THOSE OF THE**  
6           **PHILIPPINE NATIONAL POLICE, BUREAU OF JAIL MANAGEMENT**  
7           **AND PENOLOGY, BUREAU OF FIRE PROTECTION, BUREAU**  
8           **OF IMMIGRATION, BUREAU OF CUSTOMS,         PHILIPPINE**  
9           **COAST GUARD, AND OF OTHER AGENCIES USING RANK INSIGNIA;**

10           “(T) ‘VEXILLARY ITEMS’ SHALL MEAN NATIONAL, LOCAL,  
11           **HOUSE FLAGS, OR ADMINISTRATIVE, INSTITUTIONAL,**  
12           **CORPORATE, AND OTHER ORGANIZATIONAL BANNERS; AND**

13           “(U) ‘100 TO 120 METRONOME’ SHALL MEAN THE  
14           **REGULATED AURAL, VISUAL OR TACTILE PULSE TO ESTABLISH**  
15           **A STEADY TEMPO IN THE RENDITION OF THE NATIONAL**  
16           **ANTHEM.”**

17  
18  
19  
20  
21                                 CHAPTER I

22                                     THE NATIONAL FLAG

23                                 [A. Design of the National Flag]

24           “**SEC. 4. DESIGN OF THE NATIONAL FLAG** – The flag of the  
25           Philippines shall be blue, white and red with an eight-rayed golden-yellow sun  
26           and three five-pointed stars, as consecrated and honored by the people.”  
27

28                                     [B. Hoisting and Display of the National Flag]

29           “**SEC. 5. HOISTING AND DISPLAY OF THE NATIONAL FLAG.** –  
30           The flag shall be **HOISTED OR** displayed in all public buildings, official  
31           residences, public plazas, and institutions of learning everyday throughout the  
32           year.”  
33

34           “**SEC. 6. WHERE FLAG SHOULD BE PERMANENTLY**  
35           **DISPLAYED** – The flag shall be permanently hoisted, day and night throughout  
36           the year, in front of the following: [at] (A) Malacañang Palace; [the] (B)  
37           **SENATE OF THE PHILIPPINES BUILDING;** [Congress of the Philippines]  
38  
39

1 (C) HOUSE OF REPRESENTATIVES building; (D) Supreme Court building;  
2 [the] (E) Rizal Monument in Luneta, CITY OF Manila; (F) Aguinaldo Shrine in  
3 Kawit, Cavite; (G) Barasoain Shrine in Malolos, Bulacan; [the] (H) Tomb of the  
4 Unknown Soldier, *Libingan ng mga Bayani* IN TAGUIG CITY, METRO  
5 MANILA; (I) ALL MEMORIALS DEDICATED TO THE VETERANS OF  
6 THE MILITARY; (J) *Mausoleo de los Veteranos de la Revolucion* IN THE  
7 NORTH CEMETERY, CITY OF MANILA; (K) MARCELA  
8 AGONCILLO HISTORICAL LANDMARK IN TAAL, BATANGAS; (L)  
9 PINAGLABANAN HISTORICAL LANDMARK IN SAN JUAN CITY,  
10 METRO MANILA; (M) all International Ports of Entry and (N) all other  
11 places as may be SUBSEQUENTLY designated AND MARKED by the  
12 [Institute] NHCP.

13  
14 “The flag, ON THE ABOVE-STATED PLACES, shall be properly  
15 illuminated at night.”

16 “SEC. 7. *DISPLAY OF FLAG IN PRIVATE BUILDINGS AND*  
17 *OFFICES.* – The flag shall also be displayed in private buildings and  
18 residences or raised [in the open on flag-staffs] ON FLAGPOLES in front of  
19 said buildings [every April 9 (*Araw ng Kagitingan*); May 1 (Labor Day); May 28  
20 (National Flag Day) to June 12 (Independence Day); last Sunday of August  
21 (National Heroes Day); November 30 (Bonifacio Day); and December 30 (Rizal  
22 Day); and December 30 (Rizal Day); on such other days as may be declared by  
23 the President and/or the local chief executives] DURING FLAG DAYS, AS  
24 PROVIDED IN SEC. 25 OF THIS ACT.

25  
26 “The flag may also be displayed throughout the year in private buildings  
27 or offices or raised [in the open on flag-staffs] ON FLAGPOLES in front of  
28 private buildings: *Provided, That* [they] THE OCCUPANTS OF THE SAID  
29 BUILDING SHALL observe flag-raising ceremonies in accordance with the  
30 IMPLEMENTING rules and regulations (IRR) to be issued by the [Office of the  
31 President] NHCP.”

32  
33 [SEC. 8. All government agencies and instrumentalities, and local  
34 government offices, government-owned corporations and local  
35 government units are enjoined to observe flag day with appropriate ceremonies.  
36 Socio-civic groups, non-government organizations and the private sector are  
37 exhorted to cooperate in making the celebrations a success.]  
38

1           “SEC. [9] **8. DISPLAY OF FLAG ON SEAFARINGVESSELS.** – The  
2 flag shall be flown on [merchant ships] **ALL SEAFARING VESSELS** of  
3 Philippine registry [of more than one thousand (1000) gross tons and on all naval  
4 vessels].

5  
6           “On board [naval] **SEAFARING** vessels, the flag shall be displayed on  
7 the flagstaff at the stern when the ship is at anchor. The flag shall be hoisted  
8 to the gaff at the aftermast when the ship is at sea.

9  
10           “SEC. [10] **9. THE BLUE, RED AND WHITE FIELDS OF THE**  
11 **FLAG** – The flag, if [flown from a flagpole] **HOISTED** shall have its blue field  
12 on top in time of peace and the red field on top in time of war; if in a hanging  
13 position, **THE WHITE FIELD SHALL BE ON TOP**, the blue field shall be to  
14 the right (left of the observer) in time of peace, and the **WHITE FIELD SHALL**  
15 **BE ON TOP**, and the red field to the right (left of the observer) in time of war.”

16  
17           [The flagpole staff must be straight and slightly tapering at the top.]

18  
19           “SEC. [11]**10. FLAGPOLE IN THE OPEN FIELD.** – If planted on the  
20 ground, the flagpole shall be at a prominent place and shall be of such  
21 height as would give the flag the commanding position in relation to the buildings  
22 in the vicinity. **THE FLAGPOLE STAFF MUST BE STRAIGHT AND**  
23 **SLIGHTLY TAPERING AT THE TOP.**

24  
25           “If attached to a building, the flagpole shall be on top of its roof or  
26 anchored on a sill projecting at an angle upward.

27  
28           “If on stage or platform or government office, the flag shall be at the left  
29 **OF THE OBSERVER** (facing the stage) or left of the office upon entering.

30  
31           “SEC. [12]**11. THE PHILIPPINE FLAG WHEN FLOWN WITH**  
32 **ANOTHER FLAG.** – When the Philippine flag is flown with another flag, the  
33 flags, if both are national flags, must be flown on separate staffs of the same  
34 height and shall be of equal size. The Philippine flag shall be **TO THE LEFT**  
35 **OF THE OBSERVER AND** hoisted first and lowered last.

36  
37           “If the other flag is not a national flag, it may be flown **DURING**  
38 **SPECIAL OCCASIONS** in the same [lineyard] **HALYARD** as the Philippine  
39 flag but below the latter and it cannot be of greater size than the Philippine flag.  
40

1           “SEC. [13] 12. *THE PHILIPPINE FLAG WHEN DISPLAYED WITH*  
2           *ANOTHER FLAG.* – When displayed with another flag, the Philippine  
3 flag shall be on the right of the other flag (**LEFT OF THE OBSERVER**). If  
4 there is a line of other flags, the Philippine flag shall be [in the middle of the line]  
5 **AT THE LEFTMOST OF THE OBSERVER.**

6  
7           “When carried in a parade with flags which are not national flags, the  
8 Philippine flag shall be in front of the center of the line.

9  
10           “**ADDITIONAL PROTOCOL FOR THE DISPLAY OF THE**  
11 **PHILIPPINE FLAG SHALL BE CONTAINED IN THE IRR TO BE**  
12 **ISSUED BY THE NHCP PURSUANT TO THE COMMON**  
13 **PROVISIONS STATED IN THIS ACT.”**

14  
15           “SEC. [14] 13. *PROPER USE, DISPOSAL AND REPLACEMENT OF*  
16 *WORN OUT FLAG.* – **THE FLAG SHALL BE REPLACED**  
17 **IMMEDIATELY BY THE CONCERNED AGENCY/**  
18 **INSTITUTION/OFFICE WHEN IT BEGINS TO SHOW SIGNS OF WEAR**  
19 **AND TEAR.**

20  
21           [A] **THE** flag worn out through wear and tear shall not be thrown away. It  
22 shall be **TURNED OVER TO THE APPROPRIATE BOY SCOUTS OR**  
23 **GIRL SCOUTS LOCAL COUNCIL COMMITTEE FOUND IN THE**  
24 **NEAREST SCHOOL WHO SHALL CONDUCT PROPER DISPOSAL**  
25 **rites ON THE WORN OUT FLAG/S** [solemnly burned] to avoid misuse or  
26 desecration. [The flag shall be replaced immediately when it begins to show signs  
27 of wear and tear.]

28  
29           “**THE MANNER OF DISPOSAL OF THE WORN OUT FLAG**  
30 **SHALL BE IN ACCORDANCE WITH THE RULES TO BE ISSUED BY**  
31 **THE NHCP.”**

32  
33           “**FLAGS WHICH ARE OF HISTORICAL SIGNIFICANCE,**  
34 **WHETHER LOCAL OR NATIONAL, SHALL BE PRESERVED OR**  
35 **KEPT IN ACCORDANCE WITH THE RULES ON CONSERVATION**  
36 **AND PRESERVATION OF THE NHCP.”**

37  
38           “SEC. [15] 14. *APPROPRIATE TIME FOR FLAG RAISING AND*  
39 *LOWERING.* – The flag shall be raised at sunrise and lowered at sunset. It shall



1 be on the mast at the start of official office hours, **AND** shall remain flying  
2 throughout the day.

3  
4 “SEC. [16] **15. MANNER OF DISPLAYING THE FLAG.** – The flag  
5 may be displayed:

6 “(a) Inside or outside a building or on stationary **OR MOVABLE**  
7 flagpoles. If the flag is displayed indoors on a flagpole, it shall be placed at the  
8 left of the observer as one enters the room;

9  
10 “(b) From the top of the flagpole, which shall be at a prominent place or a  
11 commanding position in relation to the surrounding buildings;

12  
13 “(c ) From a staff projecting upward from the window sill, canopy,  
14 balcony or façade of a building;

15  
16 “(d) In a suspended position from a rope extending from a building **OR**  
17 **LAMPOST** to **A** pole erected away from the building;

18  
19 “(e) Flat against the wall vertically with the sun and stars on top; and  
20

21 “(f) Hanging in a vertical position across a street, with the blue field  
22 pointing east, if the road is heading south or north, or pointing north if the road is  
23 heading east or west.

24  
25 “The flag shall not be raised [when the weather is inclement] **DURING**  
26 **INCLEMENT WEATHER.** If already raised **PRIOR TO INCLEMENT**  
27 **WEATHER,** the flag shall not be lowered.”

28  
29 “SEC. [17] **16. MANNER OF HOISTING THE FLAG.** – The flag shall  
30 be hoisted to the top briskly and lowered ceremoniously.

31  
32 “The flag shall never touch anything beneath it, such as the ground, flood,  
33 water or other objects.

34  
35 “After being lowered, the flag shall be handled and folded solemnly as  
36 part of the ceremony.”

37  
38 [C. Conduct of Flag Raising Ceremony]  
39

1           “SEC. [18] 17. **FLAG CEREMONY IN PUBLIC OFFICES AND**  
2 **EDUCATIONAL INSTITUTIONS.** – All government offices and educational  
3 institutions shall henceforth observe the flag-raising ceremony every Monday  
4 morning and the flag lowering ceremony every Friday afternoon. The ceremony  
5 shall be simple and dignified and shall include the playing [or] **AND**  
6 **MANDATORY** singing of the Philippine National Anthem.”

7  
8           [SEC. 19. The Office of the President upon the recommendation of the  
9 Institute shall issue rules and regulations for the proper conduct of flag  
10 ceremony.]

11  
12           “SEC. [20] 18. **DIGNITY IN THE OBSERVANCE OF FLAG**  
13 **CEREMONY.** – The observance of the flag ceremony in official or civic  
14 gatherings shall be simple and dignified and shall include the playing [or] **AND**  
15 **MANDATORY** singing of the **NATIONAL** anthem in its original Filipino lyrics  
16 and march tempo.”

17  
18           “SEC. [21] 19. **FLAG-RAISING CEREMONY.** – During the flag-raising  
19 ceremony, the assembly shall stand in formation facing the flag. **PROPER**  
20 **ANNOUNCEMENT SHALL BE MADE PRIOR TO THE SINGING OF**  
21 **THE NATIONAL ANTHEM.** At the moment the first note of the anthem is  
22 heard, everyone in the premises shall come to attention; moving vehicles shall  
23 stop. All persons present shall place their right palms over their chests, those with  
24 hats shall uncover, while those in military, scouting, security guard, and citizens  
25 in military training uniforms shall give the salute prescribed by their regulations,  
26 which salute shall be completed upon the last note of the anthem.

27  
28           “The assembly shall sing the Philippine [n]National [a]Anthem,  
29 accompanied by a band, if available, and at the first note, the flag shall be raised  
30 briskly.

31  
32           “The same procedure shall be observed when the flag is passing in review  
33 or in parade.”

34  
35           “SEC. [22] 20. **FLAG-LOWERING CEREMONY.** – During the flag  
36 lowering, the flag shall be lowered solemnly and slowly so that the flag shall be  
37 down the mast at the sound of the last note of the **NATIONAL** anthem. Those in

1 the assembly shall observe the same deportment or shall observe the same  
2 behavior as for the flag-raising ceremony.”

3  
4 [D. Half Mast]

5  
6 “SEC. [23] **21. FLAG IN HALF-MAST.** – The flag shall be flown at half-  
7 mast as a sign of mourning on all the buildings and places [where it is displayed,  
8 as provided for in this Act] **WHERE THE DECEASED WAS HOLDING**  
9 **OFFICE**, on the day of official announcement of the death of any of the  
10 following officials:

11  
12 “(a) The President or a former President, **THE FLAG SHALL BE**  
13 **FLOWN AT HALF-MAST** for ten (10) days;

14  
15 “(b) The Vice-President, the Chief Justice, the President of the Senate, and  
16 the Speaker of the House of Representatives, **THE FLAG SHALL BE FLOWN**  
17 **AT HALF-MAST** for seven (7) days; and

18  
19 “(c ) [Other persons to be determined by the Institute,] **THE**  
20 **INCUMBENT MEMBERS OF THE SUPREME COURT, THE CABINET,**  
21 **THE SENATE OR THE HOUSE OF REPRESENTATIVES, AND SUCH**  
22 **OTHER PERSONS AS MAY BE DETERMINED BY THE NHCP, THE**  
23 **FLAG SHALL BE FLOWN AT HALF-MAST** for any period less than seven  
24 (7) days;

25  
26 [“The flag shall be flown at half-mast on all the buildings and places  
27 where the decedent was holding office, on the day of death until the day of  
28 interment of an incumbent member of the Supreme Court, the Cabinet, the Senate  
29 or the House of Representatives, and such other persons as may be determined by  
30 the Institute.]

31  
32 “The flag when flown at half-mast shall be first hoisted to the peak for a  
33 moment then lowered to the half-mast position. The flag shall again be raised  
34 briskly to the peak before it is lowered for the day.”

35  
36  
37 [E. Casket]

38  
39 “SEC. [24]**22. FLAG OVER THE CASKET.** – The flag may be used to  
40 cover the caskets of the honored dead of the military, veterans of previous wars,

1 national artists, and of civilians who have rendered distinguished service to the  
2 nation, as maybe determined by the local government unit concerned. In such  
3 cases, the flag shall be placed such that the white triangle shall be at the head and  
4 the blue portion shall cover the right side of the caskets [.] **PROVIDED,**  
5 **THAT IN AN OPEN CASKET, TO VIEW THE CORPSE, THE**  
6 **NATIONAL FLAG SHALL BE FOLDED AND PLACED OVER IT.** The  
7 flag shall not be lowered to the grave or allowed to touch the ground, but shall be  
8 folded solemnly and handed over to the heirs of the deceased.”

9  
10 [F. Pledge to the Flag]

11  
12 “SEC. [25]23. **PLEDGE OF ALLEGIANCE.** – The following shall be  
13 the Pledge of Allegiance to the Philippine Flag:

14  
15 *“Ako ay Pilipino*  
16 *Buong katapatang nanunumpa*  
17 *Sa watawat ng Pilipinas*  
18 *At sa bansang kanyang sinasagisag*  
19 *Na may dangal, katarungan at kalayaan*  
20 *Na pinakikilos ng sambayanang*  
21 *Maka-Diyos*  
22 *Maka-tao*  
23 *Makakalikasan at*  
24 *Makabansa*

25  
26 “[Such pledge] **THE PLEDGE OF ALLEGIANCE TO THE**  
27 **PHILIPPINE FLAG** shall be recited while standing with the right hand with  
28 palm open raised shoulder high. Individuals whose faith or religious beliefs  
29 prohibit them from making such pledge must, nonetheless, show full respect  
30 when the pledge is being rendered by standing at attention.”

31  
32 “SEC. 24. **OATH OF PATRIOTISM.** – **THE FOLLOWING SHALL**  
33 **BE THE OATH OF PATRIOTISM TO THE PHILIPPINES WHICH**  
34 **SHALL BE RECITED BY STUDENTS IN ALL LEVELS IN ADDITION**  
35 **TO THE PLEDGE OF ALLEGIANCE TO THE PHILIPPINE FLAG:**

36  
37 **INIIBIG KO ANG PILIPINAS.**  
38  
39 **ITO ANG AKING LUPANG SINILANGAN.**  
40 **ITO ANG TAHANAN NG AKING LAHI.**

1                   AKO'Y KANYANG KINUKUPKOP AT TINUTULUNGAN  
2                   UPANG MAGING MALAKAS, MALIGAYA, AT  
3                   KAPAKIPAKINABANG.  
4           BILANG GANTI, DIRINGGIN KO ANG PAYO NG AKING MGA  
5                   MAGULANG.  
6           SUSUNDIN KO ANG MGA TUNTUNIN NG AKING PAARALAN.  
7                   TUTUPARIN KO ANG MGA TUNGKULIN NG ISANG  
8                   MAMAMAYANG MAKABAYAN AT MASUNURIN SA BATAS.  
9                   PAGLILINGKURAN KO ANG AKING BAYAN  
10                   NANG WALANG PAG-IIMBOT  
11                   AT NANG BUONG KATAPATAN.  
12           SISIKAPIN KONG MAGING ISANG TUNAY NA PILIPINO,  
13                   SA ISIP, SA SALITA, AT SA GAWA.

14  
15                   THE OATH OF PATRIOTISM SHALL BE RECITED WHILE  
16           STANDING WITH THE RIGHT HAND WITH THE PALM OPEN  
17           RAISED SHOULDER HIGH. IT SHALL BE RECITED IN ALL BASIC  
18           EDUCATION INSTITUTIONS AFTER THE SINGING OF THE  
19           NATIONAL ANTHEM. INDIVIDUALS WHOSE FAITH OR RELIGIOUS  
20           BELIEFS PROHIBIT THEM FROM MAKING SUCH OATH MUST,  
21           NONETHELESS, SHOW FULL RESPECT WHEN THE OATH IS BEING  
22           RENDERED BY STANDING AT ATTENTION.”

23  
24                   [G. Flag Days]

25  
26                   “SEC. [26] 25. *FLAG DAYS*. – The period from May 28 (**NATIONAL**  
27           **FLAG DAY**) to June 12 (**INDEPENDENCE DAY**) of each year is declared as  
28           Flag Days, during which period all offices, agencies and instrumentalities of  
29           government, business establishments, institutions of learning and private homes  
30           are [enjoined] **OBLIGATED** to display the flag: *PROVIDED, HOWEVER,*  
31           **THAT THE FLAG SHALL BE DISPLAYED IN PRIVATE BUILDINGS**  
32           **AND RESIDENCES OR RAISED ON FLAGPOLES IN FRONT OF SAID**  
33           **BUILDINGS EVERY APRIL 9 (*ARAW NG KAGITINGAN*); MAY 1**  
34           **(*LABOR DAY*); MAY 28 (*NATIONAL FLAG DAY*) TO JUNE 12**  
35           **(*INDEPENDENCE DAY*); LAST SUNDAY OF AUGUST (*NATIONAL***  
36           ***HEROES DAY*); NOVEMBER 30 (*BONIFACIO DAY*); AND DECEMBER**  
37           **30 (*RIZAL DAY*); AND ON SUCH OTHER DAYS AS MAY BE**

1       **DECLARED BY THE PRESIDENT AND/OR LOCAL CHIEF**  
2       **EXECUTIVES.”**

3  
4       **“SEC. 26. *OBSERVANCE OF FLAG DAYS.* – ALL GOVERNMENT**  
5       **AGENCIES AND INSTRUMENTALITIES, AND LOCAL GOVERNMENT**  
6       **OFFICES, GOVERNMENT-OWNED AND/OR CONTROLLED**  
7       **CORPORATIONS AND LOCAL GOVERNMENT UNITS ARE**  
8       **ENJOINED TO OBSERVE FLAG DAY WITH APPROPRIATE**  
9       **CEREMONIES. SOCIO-CIVIC GROUPS, NON-GOVERNMENT**  
10       **ORGANIZATIONS AND THE PRIVATE SECTOR ARE EXHORTED TO**  
11       **COOPERATE IN MAKING THE CELEBRATION A SUCCESS.”**

12  
13                               [H Specifications of the National Flag]

14  
15       **“SEC. 27. *FLAG PROPORTIONS.* – The flag shall have the following**  
16       **proportions. The width of the flag, **ONE** (1); the length of the flag, **TWO** (2); and**  
17       **the sides of the white triangle, **ONE** (1).”**

18  
19       **“SEC. 28. *FLAG TECHNICAL SPECIFICATIONS.* – The technical**  
20       **specifications **OF THE FLAG** shall be as follows:**

21  
22               **“The blue color shall bear Cable No. 80173; the white color, Cable No.**  
23       **80001; the red color, Cable No. 80108; and the golden yellow, Cable No. 80068.”**

24  
25       **“SEC. 29. *STANDARDS FOR FLAG REQUISITION.* – In order to**  
26       **establish uniform criteria in the making of our national flag and to guarantee its**  
27       **durability by the use of quality materials, the following standards and procedures**  
28       **shall be observed:**

29  
30               **“(a) All requisitions for the purchase of the Philippine National Flag must**  
31       **be based on strict compliance with the design, color, craftsmanship and material**  
32       **requirements of the [G] Government;**

33  
34               **“(b) All submitted samples of flags by accredited suppliers offered for**  
35       **purchase for government use shall be evaluated as to design, color and**  
36       **craftsmanship specifications by the [Institute] **NHCP**, through its Heraldry and**  
37       **Display Section, which shall stamp its approval or disapproval on the canvass**  
38       **reinforcement of the flag sample submitted. The samples shall be sent to the**  
39       **[Institute] **NHCP** by the requisitioning office, not by the flag supplier; and**  
40

1           “(c) The Industrial Technology Development Institute (ITDI) or the  
2 Philippine Textile Research Institute (PTRI) of the Department of Science and  
3 Technology (DOST) shall evaluate the quality of material of all flag samples and  
4 certify whether the fabric for the blue, white, red and golden-yellow colors,  
5 including the canvass submitted, conform to government requirements as to  
6 quality of the material. The samples shall be sent annually to the ITDI/PTRI by  
7 the manufacturer. The laboratory test results shall be submitted by the said office  
8 to the [Institute] NHCP.”

9  
10           “SEC. 30. **FLAG PURCHASE INSPECTION.** – All deliveries of the  
11 flags requisitioned by the government shall be inspected by the requisitioning  
12 agency’s internal inspector and by the Commission on Audit (COA) using the  
13 flag stamped approved by the [Institute] NHCP as reference.”

14  
15           “[SEC. 31.] In carrying out [its] **THE ABOVE** responsibilities [under  
16 Section 4 hereof,] the [Institute] NHCP, COA, **AND** the ITDI/PTRI shall prepare  
17 guidelines to be approved by [the Office of the President] **ALL THE PARTIES**  
18 **CONCERNED.**”

19  
20           “SEC. [32]31. **STRICT COMPLIANCE WITH REQUIREMENTS.** –  
21 All government agencies and instrumentalities shall ensure that the  
22 requirements under this Act with respect to the standards, requisitions and  
23 delivery of the national flag are strictly complied with.”

24  
25           “SEC. [33]32. **FLAG REQUISITION BUDGET.** – All departments,  
26 agencies, offices, and instrumentalities of the government, government-owned or  
27 controlled corporations, local government units, including barangays, shall  
28 include in their annual budgets the necessary outlay for the purchase of the  
29 national flag.

30  
31           **FURTHERMORE, ALL LOCAL GOVERNMENT UNITS ARE**  
32 **DIRECTED TO ALLOCATE APPROPRIATE SUMS FOR A FLAG CODE**  
33 **PUBLIC AWARENESS PROGRAM AS WELL AS THE PROPER**  
34 **IMPLEMENTATION OF THE PROVISIONS OF THE FLAG CODE.”**

35  
36                                   [I. Prohibited Acts]

37  
38           “SEC. [34]33. **PROHIBITED ACTS.** – It shall be prohibited:  
39

1           “(a) To mutilate, deface, defile, trample on or cast contempt or commit  
2 any act or omission casting dishonor or ridicule upon the flag [or over its  
3 surface], **ANTHEM, SEAL, MOTTO, COAT-OF-ARMS, AND OTHER**  
4 **HERALDIC ITEMS AND DEVICES;**

5  
6           “(b) To dip the flag to any person or object by way of compliment or  
7 salute;

8  
9           “(c) To use the flag:

10           “(1). As [a] drapery, festoon, tablecloth;

11           “(2) As covering for ceilings, walls, statues or other objects;

12           “(3) As [a pennant] **DRAPERY** in the hood, side, back and top of  
13 motor vehicles; **ALL CLOTH FLAGS SHOULD BE DISPLAYED**  
14 **FREELY WAVING IN THE AIR;**

15           “(4) As a staff or whip;

16           “(5) **AS COVERING (F)** For unveiling **OF** monuments or statues;

17 and

18           “(6) As trademarks or for industrial, commercial or agricultural labels  
19 or designs.

20           “(d) To display the flag:

21           “(1) Under any painting or picture;

22           “(2) Horizontally face-up. It shall always be hoisted aloft and be  
23 allowed to fall freely;

24           “(3) Below any platform; or

25           “(4) In discotheques, cockpits, night and day clubs, casinos, gambling  
26 joints an places of vice or where frivolity prevails.

27           “(e) To wear the Flag, **SEAL, COAT-OF-ARMS** [in whole or in part] as  
28 **PART OF** a costume or [uniform] **AS A FASHION ACCESSORY OR**  
29 **MERELY AS A DESIGN ELEMENT: PROVIDED, THAT THE FLAG,**  
30 **SEAL, COAT-OF-ARMS, MAY BE INCORPORATED AS PART OF THE**  
31 **UNIFORM OF FILIPINOS REPRESENTING THE PHILIPPINES IN**  
32 **INTERNATIONAL SPORTS, CULTURAL OR SCIENTIFIC**  
33 **COMPETITIONS OR OFFICIAL FUNCTIONS WITH THE APPROVAL**  
34 **OF THE NHCP;**

35           “(f) To add any word, figure, mark, picture, design, drawings,  
36 advertisements, or imprint [of any nature] on the flag[;], **SEAL, COAT-OF-**  
37 **ARMS OR ANY REPRESENTATION THEREFORE;**



1           “(g) To print, paint or attach a representation of the flag, **SEAL, COAT-**  
2 **OF-ARMS** on handkerchiefs, napkins, cushions, and other articles of  
3 merchandise; **AND**

4           [h. To display in public any foreign flag, except in embassies and other  
5 diplomatic establishments, and non offices of international organizations,]

6           “[i] (**H**). To use [,] **OR** display **THE FLAG, SEAL, COAT OF ARMS,**  
7 or be part of any advertisement or infomercial [;] **WITHOUT THE**  
8 **APPROVAL OF THE NHCP** [and].”

9           [j. To display the flag in front of buildings or offices occupied by aliens.]

## 11                               CHAPTER II

### 12                               THE NATIONAL ANTHEM

13           “SEC. [35]34. **TITLE OF THE NATIONAL ANTHEM.** – The National  
14 Anthem is entitled *Lupang Hinirang.*”

15           “SEC. [36]35. **LANGUAGE AND LYRICS OF THE NATIONAL**  
16 **ANTHEM.** – The National Anthem shall always be sung in the national language  
17 within or [without] **OUTSIDE** the country. The following shall be the lyrics of  
18 the National Anthem:  
19  
20

21                               “*Bayang magiliw,*  
22                               *Perlas ng Silanganan,*  
23                               *Alab ng puso,*  
24                               *Sa dibdib mo 'y buhay.*  
25                               *Lupang hinirang,*  
26                               *Duyan ka ng magiting,*  
27                               *Sa manlulupig,*  
28                               *Di ka pasisiil.*  
29                               *Sa dagat at bundok,*  
30                               *Sa simoy at sa langit mong bughaw,*  
31                               *May dilag ang tula,*  
32                               *At awit sa paglayang minamahal.*  
33                               *Ang kislap ng watawat mo 'y*  
34                               *Tagumpay na nagniningning,*  
35                               *Ang bituin at araw niya.*  
36                               *Kailan pa ma'y di magdidilim[,].*  
37                               *Lupa ng araw, ng luwalhati't pagsinta,*  
38                               *Buhay ay langit sa piling mo,*  
39                               *Aming ligaya na pag may mang-aapi ,*

1  
2  
3           “SEC. [37]36. **RENDITION OF THE NATIONAL ANTHEM.** – The  
4 rendition of the National Anthem [whether played or sung shall be in accordance  
5 with the musical arrangement and composition of Julian Felipe,] **SHALL BE IN**  
6 **ACCORDANCE WITH THE MUSICAL ARRANGEMENT AND**  
7 **COMPOSITION OF JULIAN FELIPE, IN 2/4 BEAT WHEN PLAYED;**  
8 **AND WITHIN THE RANGE OF 100 TO 120 METRONOME, IN 4/4 BEAT**  
9 **WHEN SUNG. THE NHCP IN COORDINATION WITH THE PROPER**  
10 **GOVERNMENT AGENCY, SHALL DISSEMINATE AN OFFICIAL**  
11 **MUSIC SCORE SHEET THAT REFLECTS THE MANNER IN WHICH**  
12 **THE NATIONAL ANTHEM SHOULD BE PLAYED OR SUNG.”**

13  
14           “SEC. [38]37. **MANNER OF SINGING THE NATIONAL ANTHEM.** –  
15 When the National Anthem is played at a public gathering, whether by a band [or  
16 by singing or both,] or [reproduced by any means,] **THROUGH THE**  
17 **PLAYING OF A RECORDING IN ANY FORMAT,** the attending public shall  
18 sing the **NATIONAL** anthem. The singing **SHALL BE MANDATORY AND**  
19 must be done with fervor.

20  
21           “As a sign of respect, all persons shall stand at attention and face the  
22 Philippine flag, if there is one displayed, and if there is none, they shall face the  
23 band or the conductor. At the first note, all persons shall execute a salute by  
24 placing the right palms over their left chests. [Those in military, scouting,  
25 citizen’s] **THE MILITARY AND THOSE** in military training and security  
26 guard uniform shall give the salute prescribed by their regulations. The salute  
27 shall be completed upon the last note of the anthem.

28  
29           “**INDIVIDUALS WHOSE FAITH OR RELIGIOUS BELIEFS**  
30 **PROHIBIT THEM FROM SINGING THE NATIONAL ANTHEM MUST,**  
31 **NONETHELESS, SHOW FULL RESPECT WHEN THE NATIONAL**  
32 **ANTHEM IS BEING SUNG OR PLAYED ON RECORD BY STANDING**  
33 **AT ATTENTION.**

34  
35           “The **NATIONAL** anthem shall not be played and sung [for]  
36 **PRECEDING EVENTS OF** mere recreation, amusement or entertainment  
37 purposes except on the following occasions:  
38

1           “(a) International competitions where the Philippines is the host or has a  
2 representative;

3           “(b) **NATIONAL OR [L] Local SPORTS** competitions;

4           “(c ) During the “signing off” and “signing on” of radio broadcasting and  
5 television stations;  
6

7           “(d) Before the initial and last screening of films or before the opening of  
8 theater performances; **PROVIDED, THAT THE OWNERS AND**  
9 **MANAGEMENT OF THE ESTABLISHMENTS SHALL BE MANDATED**  
10 **TO ENFORCE PROPER DECORUM AND IMPLEMENT THE**  
11 **PERTINENT PROVISIONS OF THIS ACT;** and  
12

13           “(e) Other occasions as may be allowed by the [Institute] NHCP.”  
14

15           “SEC. [39]38. **STRICT COMPLIANCE WITH RULES FOR THE**  
16 **RENDITION OF THE NATIONAL ANTHEM.** – All officials and employees of  
17 the national and local governments, and any agency or instrumentality thereof,  
18 including government-owned or controlled corporations, privately-owned entities  
19 or offices displaying the national flag and government institutions of learning are  
20 hereby directed to comply strictly with the rules prescribed for the rendition of  
21 the anthem. Failure to observe the rules shall be a ground for administrative  
22 discipline.”  
23

24           “SEC. 39. **OBLIGATIONS OF EDUCATION REGULATION**  
25 **AGENCIES.** – **THE DEPED, CHED AND TESDA SHALL ENSURE THAT**  
26 **THE NATIONAL ANTHEM, AS ADOPTED BY LAW, SHALL BE**  
27 **COMMITTED TO MEMORY BY ALL STUDENTS OF BOTH PUBLIC**  
28 **AND PRIVATE EDUCATIONAL INSTITUTIONS, AND PERFORMED**  
29 **DURING THE FLAG CEREMONY CONDUCTED IN ACCORDANCE**  
30 **WITH THE RULES AND REGULATIONS ISSUED BY THE NHCP. IN**  
31 **ADDITION, THEY SHALL MAKE AVAILABLE THE VOCAL, PIANO**  
32 **OR BAND SCORES OF THE NATIONAL ANTHEM, AS ADOPTED BY**  
33 **LAW, TO ALL PRIVATE AND PUBLIC SCHOOLS, AS WELL AS THE**  
34 **GENERAL PUBLIC.**  
35

36  
37  
38           CHAPTER III

39           THE NATIONAL MOTTO, THE NATIONAL COAT-OF-ARMS

1 **AND THE GREAT SEAL**

2  
3 “SEC. 40. *THE NATIONAL MOTTO.* – The National Motto shall be  
4 “**MAKA-DIYOS, MAKA-TAO, MAKAKALIKASAN AT MAKABANSA**”

5  
6 “SEC. 41. *THE NATIONAL COAT-OF-ARMS.* – The National Coat-of-  
7 Arms shall have:

8  
9 “[Paleways] **FIELD** of two (2) pieces, [azure and gules; a chief argent]  
10 **BLUE WITH AN EAGLE AND RED WITH A LION RAMPART, A**  
11 **WHITE FIELD** studded with three (3) [mullets] **STARS** equidistant from each  
12 other; and, in point of honor, [ovoid argent overall the sun rayonnant with eight  
13 minor and lesser rays] **WHITE OVAL WITH THE PHILIPPINE SUN AT**  
14 **THE CENTER.** Beneath shall be the scroll with the words ‘**REPUBLIKA NG**  
15 **PILIPINAS,**’ inscribed thereon.”

16  
17 **[CHAPTER VI]**

18 **[THE GREAT SEAL]**

19  
20 “SEC. 42. *THE GREAT SEAL.* – The Great Seal shall be circular in  
21 form, with the arms as described in the preceding section, but without the scroll  
22 and the inscription thereon.

23  
24 “Surrounding the whole shall be a double marginal circle within which  
25 shall appear the words ‘Republika ng Pilipinas.’ For the purpose of placing The  
26 Great Seal, the color of the arms shall not be deemed essential but tincture  
27 representation must be used.”

28  
29 **[The Great Seal shall bear the National Motto.]**

30  
31 “SEC. 43. *WHERE TO AFFIX THE GREAT SEAL.* – The Great Seal  
32 shall be affixed to or placed upon all commission signed by the President and  
33 upon such other official documents and papers of the Republic of the Philippines  
34 as may be provided by law, or as may be required by custom and usage. The  
35 President shall have custody of the Great Seal.”

36  
37 **CHAPTER [VI] IV**

38 **[OFFICIAL SEAL AND OTHER ]**

39 **HERALDIC ITEMS AND DEVICES**

40

1           “SEC. 44. *ADOPTION OF HERALDIC AND SIMILAR DEVICES.* –  
2 Any government entity, including the military, may adopt appropriate  
3 **HERALDIC ITEMS AND DEVICES SUCH AS MEDALS**, coat-of-arms,  
4 administrative seals, logo, insignia, badges, patches, and banners; and initiate  
5 awards, citations, orders or decorations; as may be authorized by Congress or the  
6 Office of the President.”

7  
8           “SEC. 45. *REPORTORIAL REQUIREMENTS.* – Such heraldic devices  
9 and items shall be filed with the [Institute] NHCP for recording and evaluation as  
10 to precedence, design, customs and traditions. The [Institute] NHCP shall  
11 promulgate the corresponding rules and regulations which shall be submitted for  
12 approval to the Office of the President or to Congress.”

13  
14           “SEC. 46. *PURCHASE OF HERALDIC ITEMS AND DEVICES*  
15 *FROM ACCREDITED SOURCES.* – All government offices including the  
16 military are hereby ordered to purchase all heraldic items and devices from  
17 manufacturers accredited and authorized by the [Institute] NHCP. Such items and  
18 devices shall be subject to inspection by the purchasing agency’s internal  
19 inspector and the COA representative using the design and specifications  
20 approved by the Office of the President or by the Congress, through the [Institute]  
21 **NHCP.**

22  
23           [SEC. 47. No government official or employee shall accept any orders or  
24 decorations from any foreign government without the consent of Congress, and  
25 without prior evaluation and documentation of such order or decoration by the  
26 Institute.]

27  
28   CHAPTER [VII] V  
29   PENALTIES

30  
31           “SEC. [48] 47. *PUBLIC CENSURE/CANCELLATION OF PERMIT.* –  
32 Failure or refusal to observe the provisions of this Act; and any violation of the  
33 corresponding rules and regulations issued by the [Office of the President,]  
34 **NHCP** shall after proper notice and hearing, be penalized by public censure  
35 which shall be published at least once in a newspaper of general circulation.”

36  
37           “The Department of Education [Culture and Sports] (DepEd) and the  
38 Commission on Higher Education (CHED), upon the recommendation of the

1 [Institute] NHI and after the proper notice and hearing, shall cause the  
2 cancellation of the recognition or permit of any private educational institution  
3 which fails or refuses to observe the provisions of this Act for the second time.”

4  
5 [“SEC. 49 – The Department of Education, Culture and Sports (DECS)  
6 and the Commission on Higher Education (CHED) shall ensure that the National  
7 Anthem, as adopted by law, shall be committed to memory by all students of both  
8 public and private educational institutions, and performed during the flag  
9 ceremony conducted in accordance with the rules and regulations issued by the  
10 Officer of the President. In addition, they shall make available the vocal, piano or  
11 band scores of the National Anthem, as adopted by law, to all private and public  
12 schools, as well as the general public.]

13  
14 “SEC. [50] 48. **PUNISHMENT FOR VIOLATIONS.** – Any person  
15 **WHO** or **ANY** juridical entity which violates any of the provisions of this Act  
16 shall, upon conviction, be punished by a fine of not less than [Five] **FIFTY**  
17 thousand pesos [(P5,000)] (**PHP 50,000.00**) nor more than [Twenty] **ONE**  
18 **HUNDRED** thousand pesos [(P20,000)] (**PHP 100,000.00**) [,] [or] **AND** by  
19 imprisonment for not more than [one (1) year] **TWO (2) YEARS**: [or both such  
20 fine and imprisonment, at the discretion of the court: *Provided*, That for any  
21 second and additional offenses, both fine and imprisonment shall always be  
22 imposed:] *Provided*, [further] That in case the violation is committed by a  
23 juridical person, its President or Chief Executive Officer thereof shall be liable.

24  
25 **“THE NHCP MAY PRESCRIBE IN THE IMPLEMENTING**  
26 **RULES AND REGULATIONS OF THIS ACT OTHER ACTS OR**  
27 **OMISSIONS WHICH SHALL BE DEEMED DISRESPECTFUL, AND**  
28 **THUS PROHIBITED, RELATIVE TO THE FLAG, NATIONAL**  
29 **ANTHEM, GREAT SEAL, COAT-OF-ARMS, NATIONAL MOTTO, AND**  
30 **OTHER HERALDIC ITEMS AND DEVICES.”**

31  
32 **“SEC. 49. CITIZEN’S ARREST.** – **ANY CITIZEN SHALL HAVE**  
33 **THE POWER TO CONDUCT A CITIZEN’S ARREST IF A PERSON IS**  
34 **ACTUALLY VIOLATING ANY OF THE PROVISIONS OF THIS ACT IN**  
35 **HIS/HER PRESENCE AND CAN SUMMON ALL LAW ENFORCEMENT**  
36 **OFFICERS TO ASSIST HIM IN CONDUCTING CITIZEN’S ARREST.**  
37 **ALL SECURITY PERSONNEL AND USHERS IN MOVIEHOUSES ARE**  
38 **LIKELIKE AUTHORIZED TO ARREST THE VIOLATORS.”**

1  
2 CHAPTER [VIII] VI  
3 COMMON PROVISIONS  
4

5 “SEC. [51] 50. *APPROPRIATIONS.* — TO CARRY OUT THE  
6 PROVISIONS OF THIS ACT, THE AMOUNT OF FIFTEEN MILLION  
7 PESOS (Php 15,000,000.00) SHALL BE INITIALLY APPROPRIATED  
8 OUT OF THE FUNDS OF THE NATIONAL TREASURY. SUBSEQUENT  
9 APPROPRIATIONS SHALL BE PROVIDED BY CONGRESS IN THE  
10 ANNUAL BUDGET OF THE NHCP UNDER THE GENERAL  
11 APPROPRIATIONS ACT.”

12 “SEC. 51. *ISSUANCE OF RULES AND REGULATIONS AND*  
13 *THEIR ENFORCEMENT.* – The [Institute] NHCP shall issue the necessary  
14 rules and regulations [to implement the provisions of Act] within ninety (90)  
15 days after [effectivity] **THE APPROVAL OF THIS ACT.** The [Institute]  
16 NHCP shall submit its rules and regulations to the Office of the President and the  
17 Congress of the Philippines.”

18  
19 “[SEC. 52 -] The [Institute] NHCP shall [also] be responsible for the  
20 strict enforcement of the provisions of this Act. It may call upon any government  
21 department, agency, office, or government instrumentality, including government  
22 corporations and local government units, for such assistance as it may deem  
23 necessary for the effective discharge of its functions under this Act.”

24  
25 “[Sec. 53. *Separability Clause* – If any provision, or part hereof, is held  
26 invalid or unconstitutional, the remainder of this Act not otherwise affected  
27 shall be valid and subsisting.]

28  
29 “SEC 52. *SEPARABILITY CLAUSE.* – IF FOR ANY REASON, ANY  
30 PORTION OR PROVISION OF THIS ACT SHALL BE DECLARED  
31 UNCONSTITUTIONAL, OTHER PARTS OR PROVISIONS HEREOF  
32 WHICH ARE NOT AFFECTED THEREBY SHALL CONTINUE TO BE  
33 IN FULL FORCE AND EFFECT.”

34  
35 “[SEC. 54. *Repealing Clause.* – Any law, presidential decree or issuance,  
36 executive order, letter of instruction, administrative order, rule or regulation

1 contrary to part or parts thereof, inconsistent with the provisions of this Act, are  
2 hereby repealed or modified accordingly.]

3  
4 **“SEC. 53. REPEALING CLAUSE. – ALL LAWS, DECREES,**  
5 **EXECUTIVE ORDERS, RULES AND REGULATIONS, PART OR PARTS**  
6 **THEREOF, INCONSISTENT WITH THE PROVISIONS OF THIS ACT,**  
7 **ARE HEREBY REPEALED OR MODIFIED ACCORDINGLY.”**

8  
9 SEC. 2. *Effectivity* – This Act shall take effect fifteen (15) days from the date of its  
10 publication in the Official Gazette or in at least two (2) newspapers of general circulation,  
11 whichever comes earlier.

12 *Approved,*