

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




Senate
Office of the Secretary

'14 JUL 10 P2:14

SENATE

Senate Bill No. 2306

RECEIVED BY: 

INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

AN ACT
TO PROMOTE THE PRESERVATION AND PROMOTION OF THE
COUNTRY'S RICH ARTISTIC, CULTURAL, AND HISTORICAL HERITAGE,
CREATING FOR THE PURPOSE A NATIONAL FILM ARCHIVE, AMENDING
FOR THE PURPOSE REPUBLIC ACT 9167

EXPLANATORY NOTE

The promotion and preservation of the Philippine arts and culture is embodied in the 1987 Constitution, particularly Sections 14 to 16, Article XIV. It provides that the State "shall foster the preservation, enrichment and dynamic evolution of a Filipino national culture based on the principle of unity in diversity in a climate of free artistic and intellectual expression."

This bill seeks to amend R.A. No. 9167, or "An Act Creating the Film Development Council of the Philippines, Defining its Powers and Functions, Appropriating Funds Therefor and For Other Purposes" by introducing new provisions: as follows:

- 1) Establishment of a National Film Archive which shall be the main repository and custodian of film negatives and prints of the nation's historical, cultural and artistic heritage. It shall likewise be responsible for the film preservation and restoration of decaying film stocks, among others;
- 2) Appropriation of Fifty Million Pesos (P50,000,000.00) from the General Appropriations Act for the operational requirements of the National Film Archive.

This measure was previously filed by Sen. Manny Villar in the 15th Congress. The immediate passage of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator



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

1 **SECTION 1.** A new section to be known as Section 14 is hereby added in
2 Republic Act 9167, as follows:

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4 "SECTION 14. ESTABLISHMENT OF A NATIONAL FILM
5 ARCHIVE. A.) A NATIONAL FILM ARCHIVE IS HEREBY
6 ESTABLISHED AS A SPECIALIZED OFFICE IN THE FILM
7 DEVELOPMENT COUNCIL. IT SHALL BE THE MAIN
8 REPOSITORY AND CUSTODIAN TO CONSERVE AND
9 PROTECT FILM NEGATIVES AND/OR PRINTS OF THE
10 NATION'S HISTORICAL, CULTURAL AND ARTISTIC HERITAGE.
11 THE NATIONAL FILM ARCHIVE SHALL ALSO BE RESPONSIBLE
12 FOR FILM PRESERVATION, RESTORATION, RESCUING OF
13 DECAYING FILM STOCKS AND PRESERVING THE IMAGES
14 THEY CONTAIN, HANDLING, DUPLICATION, STORAGE AND
15 ACCESS OR SHARING THE CONTENT OF THE SAME WITH
16 THE PUBLIC.

17
18 "B.) WITHIN SIX (6) MONTHS AFTER THE EFFECTIVITY OF
19 THIS ACT, THE ARCHIVE IN COORDINATION AND
20 CONSULTATION WITH THE FILM ACADEMY OF THE
21 PHILIPPINES, FILM DEVELOPMENT COUNCIL OF THE
22 PHILIPPINES, NATIONAL COMMISSION ON CULTURE AND
23 THE ARTS, THE CULTURAL CENTER OF THE
24 PHILIPPINES, RESPECTED ACADEMIC COMMUNITIES,
25 HISTORIANS AND FILM CRITICS AND STUDENTS, SHALL
26 PREPARE A COMPREHENSIVE LIST OF FILMS THAT MAY
27 BE PRESERVED AND PROTECTED IN THE ARCHIVE;
28 *PROVIDED*, THAT ANY INTERESTED PERSON MAY
29 SUBMIT OR NOMINATE A FILM FOR INCLUSION;
30 *PROVIDED FURTHER*, THAT, FILMS ACCORDED GRADE

1 "A" OR "B" AND THOSE FILMS ACCLAIMED, RECOGNIZED
2 AND AWARDED BEST FILM PRIZE IN INTERNATIONAL
3 FILM FESTIVALS MUST BE AUTOMATICALLY INCLUDED
4 IN THE LIST OF THE ARCHIVE.
5

6 "C.) THE ARCHIVE SHALL DEVELOP PROGRAMS AND
7 APPROACHES THAT PROMOTE AND ENCOURAGE THE
8 AVAILABILITY OF FEATURE FILMS FOR EDUCATION
9 PURPOSES AND EXHIBITION IN ACADEMIC
10 INSTITUTIONS AND OTHER ENTITIES TO DEVELOP THE
11 FILIPINO'S CULTURAL AND SOCIAL VALUE AND TO
12 BETTER UNDERSTAND AND APPRECIATE THE FILIPINO
13 IDENTITY AND NATIONHOOD. IT SHALL INCLUDE AN
14 OUTREACH PROGRAM THAT WILL MAKE RESOURCES
15 AVAILABLE TO DISADVANTAGED COMMUNITIES."
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17

18 **SEC. 2.** Section 16 of Republic Act 9167 is hereby amended to read as follows:
19

20 "Section 16. Funding.

21 "X x x
22

23
24 "C. FOR THE ESTABLISHMENT OF A NATIONAL FILM
25 ARCHIVE, THE INITIAL AMOUNT OF FIFTY MILLION PESOS
26 (PHP 50,000,000.00) IS HEREBY APPROPRIATED FROM THE
27 GENERAL APPROPRIATIONS ACT.
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29 IN ADDITION TO THE SAME, THE AMOUNT OF FIFTY
30 CENTAVOS (PHP 0.50) IS HEREBY ADDED TO CINEMA RATES
31 OF FOREIGN MOVIES BEING EXHIBITED AND SHOWN IN
32 LOCAL CINEMAS. IT MAY ALSO BE IMPOSED TO
33 PERFORMANCES OF FOREIGN ARTISTS STAGED IN THE
34 PHILIPPINES, INCLUDING BUT NOT LIMITED TO CONCERTS,
35 MUSICALS, STAGE PLAYS AND OTHERS. TO THIS END, A
36 SYSTEM OF TRANSPARENT ACCOUNTING ON THE
37 COLLECTION AND UTILIZATION OF FUND CREATED IN THE
38 LAST TWO PRECEDING PARAGRAPHS SHALL ALSO BE
39 ESTABLISHED."
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42 **SEC. 3. *Implementing Rules and Regulations.*** – The Film Development Council
43 shall, within six (6) months from the effectivity of this Act, promulgate the
44 necessary rules and regulations to effectively implement the same.
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47 **SEC. 4. *Separability Clause.*** – If any provision of this Act shall at any time be
48 found to be unconstitutional or invalid, the remainder thereof not affected by such
49 declaration shall remain in full force and effect.
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52 **SEC. 5. *Repealing Clause.*** – All laws, decrees, rules or regulations inconsistent
53 with the provisions of this Act are hereby repealed or modified accordingly.
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56 **SEC. 6. *Effectivity Clause.*** – This Act shall take effect after fifteen (15) days
57 following its complete publication in two (2) newspapers of general circulation.

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Approved,