

NINETEENTH CONGRESS OF THE  
REPUBLIC OF THE PHILIPPINES  
*Third Regular Session*

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24 JUN 13 P 6:57

**SENATE**  
**S. No. 2712**

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Introduced by Senator Loren B. Legarda

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**AN ACT**  
**STRENGTHENING THE NATIONAL BOOK DEVELOPMENT BOARD,**  
**AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8047 OR THE BOOK**  
**PUBLISHING INDUSTRY DEVELOPMENT ACT**

**EXPLANATORY NOTE**

Republic Act No. 8047, known as the "Book Publishing Industry Development Act," was enacted on June 7, 1995, to promote the growth of the Philippine book publishing industry. However, nearly three decades later, the government has yet to achieve a one-to-one textbook-to-student ratio in public schools. With technological advancements and shifts in the publishing landscape, updates to the law are essential to remain relevant and effective.

The amendments to Republic Act No. 8047 update the law's definition of a book to include digital and multimedia formats, ensuring they receive appropriate recognition and benefits. They also aim to strengthen the National Book Development Board (NBDB) by enhancing its structure, ensuring fair remuneration for authors, conducting essential research, and facilitating publisher interactions. Additionally, the amendments propose expanding the law's benefits to include both fiscal and non-fiscal incentives with strict monitoring to prevent violations and address the proper allocation and utilization of funds transferred from the defunct Instructional Material Corporation (IMC) and Instructional Material Development Center (IMDC) to the NBDB.

To address the long-standing issues in book procurement for basic education, Textbook Review Committees within the Department of Education (DepEd) at various levels will be established to evaluate and select textbooks. The amendments also aim to transition publication and distribution responsibilities of the DepEd to private publishers over three years, while, the printing of public school textbooks will be done regionally or provincially, whenever economically feasible, to ensure immediate access by public schools.

Finally, a National Textbook and Learning Resources Plan will be implemented to guide the provision and periodic review of textbooks, ensuring alignment with curriculum needs. This plan includes forecasting, budget preparation, and addressing curriculum gaps through capacity building and acquisition of local experts.

These amendments aim to modernize the Book Publishing Industry Development Act, ensuring timely and efficient production and distribution of high-quality textbooks, and ultimately achieving a one-to-one textbook-to-student ratio in public schools, fostering a more reliable and effective educational system in the Philippines.

In view of the foregoing, the passage of this measure is earnestly sought.



**LOREN LEGARDA**

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**PUBLISHING INDUSTRY DEVELOPMENT ACT**

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

1           Section 1. Section 3 of Republic Act (R.A.) No. 8047, otherwise known as the  
2   "Book Publishing Industry Development Act," is hereby amended, to read as follows:

3           "SECTION 3. DEFINITION OF TERMS - FOR THE PURPOSES OF  
4           THIS ACT, THE TERMS BELOW SHALL BE CONSTRUED TO  
5           MEAN, EXCEPT WHERE EXPLICITLY INDICATED OR WHERE  
6           THE CONTEXT CLEARLY INDICATED OR WHERE THE CONTEXT  
7           CLEARLY INDICATES OTHERWISE, AS FOLLOWS:

8           BOOK - SHALL REFER TO A NON-PERIODICAL PRINTED OR  
9           ELECTRONIC PUBLICATION, OTHER THAN PUBLICATIONS  
10          WHOLLY OR PREDOMINANTLY DEVOTED TO ADVERTISING,  
11          AND OTHER THAN PUBLICATIONS WHOLLY OR  
12          PREDOMINANTLY CONSISTING OF VIDEO CONTENT OR  
13          AUDIBLE MUSIC, PUBLISHED AND MADE AVAILABLE TO THE  
14          PUBLIC. THIS DEFINITION SHALL INCLUDE THE PHYSICAL AND

1 DIGITAL FORMATS OF A BOOK AND SUCH OTHER SIMILAR  
2 FORMATS AS MAY BE FURTHER DETERMINED BY THE  
3 SUBSEQUENT RULES AND REGULATIONS.

4 BOOK DEVELOPMENT - A CONDITION NOT ONLY FOR HAVING  
5 MORE OUTPUT BUT ALSO DIFFERENT KINDS OF OUTPUTS  
6 THAT WERE PREVIOUSLY PRODUCED, AS WELL AS CHANGES  
7 IN THE TECHNICAL AND INSTITUTIONAL ARRANGEMENTS BY  
8 WHICH OUTPUT IS PRODUCED AND DISTRIBUTED.

9 BOOK PUBLISHING - A PROCESS OF CHOOSING AND MAKING  
10 DEALS WITH EVERYTHING KNOWN TO THE HUMAN SPIRIT,  
11 PHILOSOPHY, RELIGIOUS BELIEFS, INTELLECTUAL IDEAS, AND  
12 THE PHYSICAL WORLD, ALL THE ARTS AND THE SCIENCES.

13 BOOK TITLE - AS DEFINED BY THE INTERNATIONAL  
14 FEDERATION OF LIBRARY ASSOCIATIONS AND INSTITUTIONS,  
15 REFERS TO A PARTICULAR INTELLECTUAL OR ARTISTIC  
16 WORK, EXPRESSED IN ONE OR SEVERAL EDITIONS, AND  
17 MANIFESTED IN ONE OR SEVERAL FORMATS.

18 NATIONAL BOOK POLICY - A STATEMENT OF THE INTENTION  
19 AND PHILOSOPHY OF THE STATE AS A BASIS FOR THE  
20 FORMULATION AND IMPLEMENTATION OF MEASURES FOR  
21 THE DEVELOPMENT, PRODUCTION, AND DISTRIBUTION OF  
22 BOOKS.

23 NATIONAL BOOK DEVELOPMENT PLAN - REFERS TO THE  
24 INTEGRATED APPROACH FOR FOSTERING BOOK  
25 DEVELOPMENT, CONSISTING OF THE TOTALITY OF THE  
26 PROCEDURES AND SYSTEMS FOR ATTAINING THE BALANCED  
27 GROWTH OF THE VARIOUS COMPONENTS OF BOOK



1 DEVELOPMENT AND PRODUCTION, INCLUDING PREPARATION  
2 AND DISTRIBUTION OF BOOKS.

3 NATIONAL DEVELOPMENT - USED IN THE MOST GENERAL  
4 SENSE TO REFER TO THE COUNTRY'S PROGRESS AS WELL AS  
5 TO THE PROCESSES OR MEASURES THAT CONTRIBUTE TO  
6 SUCH PROGRESS.

7 NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN - A  
8 STRATEGIC PLAN THAT INCLUDES SPECIFIC POLICIES,  
9 GUIDELINES, AND MEASURES ON THE PROVISION OF PUBLIC  
10 SCHOOL TEXTBOOKS AND LEARNING RESOURCES.

11 RELATED ACTIVITIES - THE DOMESTIC MANUFACTURING  
12 INDUSTRIES WHICH HAVE DIRECT BEARING ON THE LONG  
13 TERM VIABILITY OF THE BOOK PUBLISHING INDUSTRY.

14 TEXTBOOK — SHALL REFER TO A BOOK WHICH SERVES AS A  
15 PRIMARY RESOURCE OF INFORMATION AND INSTRUCTION,  
16 DESIGNED SPECIFICALLY FOR THE USE OF STUDENTS ON A  
17 PARTICULAR SUBJECT OR FIELD OF STUDY THAT IS USUALLY  
18 DEVELOPED BASED ON A SYLLABUS AND GEARED TOWARDS  
19 MEETING SPECIFIC QUALITY AND LEARNING REQUIREMENTS.  
20 TEXTBOOKS PERTAIN TO AN INSTRUCTIONAL SEQUENCE  
21 BASED ON AN ORGANIZED CURRICULUM.

22 Sec. 2. Section 7 of R.A. 8047 is hereby amended, to read as follows:

23 "SECTION 7. GOVERNING BOARD; COMPOSITION; TERMS,  
24 POWERS, AND FUNCTIONS - THERE, IS HEREBY CREATED A  
25 NATIONAL BOOK DEVELOPMENT BOARD HEREINAFTER  
26 REFERRED TO AS THE BOARD, WHICH SHALL BE ATTACHED  
27 TO THE DEPARTMENT OF EDUCATION. THE GOVERNING

1 BOARD SHALL BE COMPOSED OF ELEVEN (11) MEMBERS, FIVE  
2 (5) OF WHICH SHALL BE REPRESENTATIVES OF CONCERNED  
3 NATIONAL GOVERNMENT AGENCIES (NGAS), AND SIX (6)  
4 SHALL COME FROM REPRESENTATIVES OF ORGANIZATIONS  
5 OF PRIVATE BOOK PUBLISHERS AND PRINTERS.

6 THE REPRESENTATIVES FROM NGAS SHALL BE DULY-  
7 DESIGNATED BY THEIR DEPARTMENT SECRETARIES, WHILE  
8 THE REPRESENTATIVES FROM THE PRIVATE SECTOR SHALL BE  
9 APPOINTED BY THE PRESIDENT OF THE PHILIPPINES.

10 THE ELEVEN (11) MEMBERS SHALL BE COMPOSED OF:

11 1. FIVE (5) REPRESENTATIVES OF THE GOVERNMENT TO  
12 BE CHOSEN FROM THE DEPARTMENT OF EDUCATION (DEPED),  
13 DEPARTMENT OF TRADE AND INDUSTRY (DTI), DEPARTMENT  
14 OF SCIENCE AND TECHNOLOGY (DOST), NATIONAL  
15 COMMISSION FOR CULTURE AND ARTS (NCCA), AND  
16 NOMINEES BY THE COMMISSION ON HIGHER EDUCATION  
17 (CHED) AND TECHNICAL EDUCATION SKILL S DEVELOPMENT  
18 AUTHORITY (TESDA) FROM THE ACADEME AND TRAINING  
19 INSTITUTIONS, RESPECTIVELY; AND

20 2. SIX (6) REPRESENTATIVES FROM THE NOMINEES OF  
21 ORGANIZATIONS OF PRIVATE BOOK PUBLISHERS, PRINTERS,  
22 WRITERS, BOOK INDUSTRY RELATED ACTIVITIES, STUDENTS  
23 AND THE PRIVATE EDUCATION SECTOR, PREFERABLY  
24 REPRESENTATIVES OF THE THREE (3) MAIN ISLANDS OF THE  
25 COUNTRY, IN VIEW OF THE SUBSTANTIAL PROGRESS MADE  
26 BY OTHER REGIONS IN THE BOOK PUBLISHING INDUSTRY.

1 THE APPOINTEES TO THE BOARD SHALL BE ONE OF THE  
2 THREE (3) NOMINEES OF THE CONCERNED NATIONWIDE  
3 ORGANIZATIONS DULY INCORPORATED WITH THE  
4 SECURITIES AND EXCHANGE COMMISSION (SEC) AND WITH  
5 MEMBERSHIP, WHENEVER FEASIBLE, IN ALL THE CITIES AND  
6 PROVINCES THROUGHOUT THE COUNTRY.

7 THE MEMBERS OF THE BOARD SHALL ELECT A CHAIRMAN  
8 FROM AMONG THEMSELVES, WHILE THE DEPED  
9 REPRESENTATIVE IN THE BOARD SHALL BE THE EX OFFICIO  
10 VICE-CHAIRMAN OF THE BOARD.

11 THE MEMBERS OF THE BOARD SHALL SERVE FOR A TERM OF  
12 THREE (3) YEARS: PROVIDED, THAT NO MEMBER SHALL SERVE  
13 FOR MORE THAN TWO (2) CONSECUTIVE TERMS: PROVIDED,  
14 FURTHER, THAT THE TERMS OF THE FIRST APPOINTEES FROM  
15 THE PRIVATE SECTOR SHALL BE STAGGERED THUS; THE FIRST  
16 TWO (2) REPRESENTATIVES OF THE PRIVATE SECTOR SHALL  
17 SERVE FOR THREE (3) YEARS; THE SECOND TWO (2) FOR TWO  
18 (2) YEARS; AND THE THIRD TWO (2) FOR ONE (1) YEAR:  
19 PROVIDED, FURTHERMORE, THAT THE APPOINTEE FROM THE  
20 ACADEME SHALL SERVE FOR A PERIOD OF THREE (3) YEARS  
21 AND THE APPOINTEE FROM 'TRAINING INSTITUTIONS SHALL  
22 SERVE FOR A TERM OF TWO (2) YEARS.

23 THE MEMBERS OF THE BOARD SHALL SERVE AND CONTINUE  
24 TO HOLD OFFICE UNTIL THEIR SUCCESSORS HAVE BEEN  
25 APPOINTED AND QUALIFIED. SHOULD A MEMBER OF THE  
26 BOARD FAIL TO COMPLETE HIS TERM, HIS SUCCESSOR SHALL  
27 BE APPOINTED BY THE PRESIDENT OF THE PHILIPPINES BUT  
28 ONLY FOR THE UNEXPIRED PORTION OF THE TERM.

1 NO PERSON SHALL BE APPOINTED TO THE BOARD UNLESS HE  
2 IS A CITIZEN OF THE PHILIPPINES, AT LEAST THIRTY (30)  
3 YEARS OF AGE, AND OF ESTABLISHED COMPETENCE AND  
4 INTEGRITY.

5 THE MEMBERS OF THE GOVERNING BOARD SHALL RECEIVE  
6 PER DIEM AND SUCH ALLOWANCES AS MAY BE AUTHORIZED  
7 FOR EVERY MEETING ACTUALLY ATTENDED AND SUBJECT TO  
8 PERTINENT LAWS, RULES AND REGULATIONS."

9 Sec. 3. Section 8 of Republic Act (R.A.) No. 8047 is hereby amended, to read  
10 as follows:

11 "SECTION 8. POWERS AND FUNCTIONS - THE GOVERNING  
12 BOARD SHALL HAVE THE FOLLOWING POWERS AND  
13 FUNCTIONS:

- 14 a. ASSUME RESPONSIBILITY FOR CARRYING OUT AND  
15 IMPLEMENTING THE POLICIES, PURPOSES, AND  
16 OBJECTIVES PROVIDED FOR IN THIS ACT;
- 17 b. FORMULATE PLANS AND PROGRAMS AS WELL AS  
18 OPERATIONAL POLICIES AND GUIDELINES FOR  
19 UNDERTAKING ACTIVITIES RELATIVE TO PROMOTING  
20 BOOK DEVELOPMENT, PRODUCTION, AND  
21 DISTRIBUTION AS WELL AS AN INCENTIVE SCHEME FOR  
22 INDIVIDUAL AUTHORS AND WRITERS;
- 23 c. FORMULATE POLICIES, GUIDELINES, AND MECHANISMS  
24 TO ENSURE THAT EDITORS, COMPILERS, AND  
25 ESPECIALLY AUTHORS ARE PAID JUSTLY AND  
26 PROMPTLY ROYALTIES DUE THEM FOR REPRODUCTION  
27 OF THEIR WORKS IN ANY FORM AND NUMBER AND FOR  
28 WHATEVER PURPOSE;
- 29 d. CONDUCT OR CONTRACT RESEARCH ON THE BOOK



PUBLISHING INDUSTRY, INCLUDING MONITORING,  
COMPILING AND PROVIDING DATA AND INFORMATION  
ON BOOK PRODUCTION;

e. PROVIDE A FORUM FOR INTERACTION AMONG PRIVATE  
PUBLISHERS, AND, FOR THE PURPOSE, ESTABLISH AND  
MAINTAIN LIAISON WITH ALL THE SEGMENTS OF THE  
BOOK PUBLISHING INDUSTRY;

f. COORDINATE WITH THE NATIONAL ECONOMIC  
DEVELOPMENT AUTHORITY (NEDA), THE NATIONAL  
COMMISSION ON THE CULTURE AND THE ARTS (NCCA),  
THE PHILIPPINE CREATIVE INDUSTRIES DEVELOPMENT  
COUNCIL (PCIDC), AND OTHER RELEVANT  
GOVERNMENT AGENCIES AND INSTRUMENTALITIES TO  
ENSURE THE EFFECTIVE IMPLEMENTATION OF THE  
NATIONAL BOOK DEVELOPMENT PLAN;

g. PROMULGATE RULES AND REGULATIONS FOR THE  
IMPLEMENTATION OF THIS ACT IN CONSULTATION  
WITH OTHER AGENCIES CONCERNED, EXCEPT FOR  
SECTION 9 HEREOF ON INCENTIVES FOR BOOK  
DEVELOPMENT, WHICH SHALL BE THE CONCERN OF  
APPROPRIATE AGENCIES INVOLVED;

h. APPROVE, WITH THE CONCURRENCE OF THE  
DEPARTMENT OF BUDGET AND MANAGEMENT (DBM),  
THE ANNUAL AND SUPPLEMENTAL BUDGETS  
SUBMITTED TO IT BY THE EXECUTIVE DIRECTOR;

i. OWN, LEASE, MORTGAGE, ENCUMBER, OR OTHERWISE  
REAL AND PERSONAL PROPERTY FOR THE ATTAINMENT  
OF ITS PURPOSES AND OBJECTIVES;

j. ENTER INTO ANY OBLIGATION OR CONTRACT  
ESSENTIAL TO THE PROPER ADMINISTRATION OF ITS  
AFFAIRS, THE CONDUCT OF ITS OPERATIONS OR THE  
ACCOMPLISHMENT OF ITS PURPOSES AND OBJECTIVES;

- k. RECEIVE DONATIONS, GRANTS, LEGACIES, DEVICES AND SIMILAR ACQUISITIONS WHICH SHALL FORM A TRUST FUND OF THE BOARD TO ACCOMPLISH ITS DEVELOPMENT PLANS FOR BOOK PUBLISHING;
- l. IMPORT BOOKS OR RAW MATERIALS USED IN BOOK PUBLISHING WHICH ARE EXEMPT FROM ALL TAXES, CUSTOMS DUTIES, AND OTHER CHARGES ON BEHALF OF PERSONS AND ENTERPRISES ENGAGED IN BOOK PUBLISHING AND ITS RELATED ACTIVITIES DULY REGISTERED WITH THE BOARD;
- m. PROMULGATE RULES AND REGULATIONS GOVERNING THE MANNER IN WHICH THE GENERAL AFFAIRS OF THE BOARD ARE TO BE EXERCISED AND AMEND, REPEAL, AND MODIFY SUCH RULES AND REGULATIONS WHENEVER NECESSARY;
- n. RECOMMEND TO THE PRESIDENT OF THE PHILIPPINES NOMINEES FOR THE POSITIONS OF THE EXECUTIVE OFFICER AND DEPUTY EXECUTIVE OFFICER OF THE BOARD;
- o. ADOPT RULES AND PROCEDURES AND FIX THE TIME AND PLACE FOR HOLDING MEETINGS: PROVIDED, THAT AT LEAST ONE (1) REGULAR MEETING SHALL BE HELD MONTHLY;
- p. CONDUCT STUDIES, SEMINARS, WORKSHOPS, LECTURES, CONFERENCES, EXHIBITS, AND OTHER RELATED ACTIVITIES ON BOOK DEVELOPMENT SUCH AS INDIGENOUS AUTHORSHIP, INTELLECTUAL PROPERTY RIGHTS, USE OF ALTERNATIVE MATERIALS FOR PRINTING, DISTRIBUTION AND OTHERS; AND
- q. EXERCISE SUCH OTHER POWERS AND PERFORM SUCH OTHER DUTIES AS MAY BE REQUIRED BY LAW."

Sec. 4. Section 9 of Republic Act (R.A.) No. 8047, otherwise known as the "Book Publishing Industry Development Act," is hereby amended, to read as follows:

1 "SECTION 9. NBDB MANAGEMENT –

- 2 a. THE BOARD SHALL HAVE A PERMANENT MANAGEMENT  
3 UNDER THE LEADERSHIP OF THE EXECUTIVE  
4 DIRECTOR, WHO SHALL HAVE THE DESIGNATION OF  
5 THE EXECUTIVE DIRECTOR V, WITH THE RANK AND  
6 EMOLUMENTS OF A DEPARTMENT UNDERSECRETARY.  
7 THE AUTHORITY AND RESPONSIBILITY FOR THE DAY-  
8 TO-DAY MANAGEMENT AND DIRECTION OF THE,  
9 OPERATIONS OF THE AFFAIRS OF THE BOARD SHALL BE  
10 VESTED IN THE EXECUTIVE DIRECTOR, AND SHALL BE  
11 ASSISTED BY THE DEPUTY EXECUTIVE DIRECTOR. THE  
12 DEPUTY EXECUTIVE DIRECTOR SHALL HAVE THE RANK  
13 AND EMOLUMENTS OF A DEPARTMENT ASSISTANT  
14 SECRETARY,  
15 b. THE EXECUTIVE DIRECTOR AND THE DEPUTY EXECUTIVE  
16 DIRECTOR SHALL BE APPOINTED BY THE PRESIDENT OF THE  
17 PHILIPPINES, FROM THE LIST OF NOMINEES DULY  
18 DELIBERATED AND SUBMITTED BY THE BOARD. THEY SHALL  
19 HOLD OFFICE UNLESS SOONER TERMINATED IN  
20 ACCORDANCE WITH THE APPLICABLE LAWS.  
21 c. NO PERSON SHALL BE APPOINTED EXECUTIVE DIRECTOR  
22 AND DEPUTY EXECUTIVE DIRECTOR OF THE MANAGEMENT  
23 UNLESS THEY ARE A CITIZEN OF THE PHILIPPINES, AT LEAST  
24 THIRTY (30) YEARS OF AGE, AND OF ESTABLISHED  
25 COMPETENCE AND INTEGRITY."

26 Sec. 5. A new Section 9-A is hereby inserted after Section 9 of the Republic Act  
27 (R.A.) No. 8047, to read as follows:

28 "SECTION 9-A. POWERS AND FUNCTIONS OF THE EXECUTIVE  
29 DIRECTOR -THE EXECUTIVE DIRECTOR SHALL HAVE THE  
30 FOLLOWING POWERS AND FUNCTIONS:

- 1           1. EXECUTE, ADMINISTER, AND IMPLEMENT THE POLICIES AND
- 2           MEASURES AS APPROVED BY THE BOARD;
- 3           2. DIRECT AND MANAGE THE AFFAIRS AND OPERATIONS OF THE
- 4           BOARD;
- 5           3. SUBMIT WITHIN THIRTY (30) DAYS AFTER THE CLOSE OF EVERY
- 6           CALENDAR YEAR AN ANNUAL REPORT TO THE BOARD AND SUCH
- 7           OTHER REPORTS IT MAY REQUIRE;
- 8           4. SUBMIT AN ANNUAL BUDGET AND SUCH SUPPLEMENTAL
- 9           BUDGETS AS MAY BE NECESSARY TO THE BOARD FOR ITS
- 10          CONSIDERATION AND APPROVAL;
- 11          5. REPRESENT THE BOARD IN ALL TRANSACTIONS WITH OTHER
- 12          OFFICES, AGENCIES, AND INSTRUMENTALITIES OF
- 13          GOVERNMENT AND WITH ALL PERSONS AND OTHER ENTITIES,
- 14          PUBLIC OR PRIVATE, DOMESTIC OR FOREIGN;
- 15          6. APPOINT, SUBJECT TO THE CONFIRMATION OF THE BOARD,
- 16          AND DISCIPLINE FOR CAUSE IN ACCORDANCE WITH CIVIL
- 17          SERVICE LAWS, RULES, AND REGULATIONS, THE
- 18          MANAGEMENT'S OFFICERS AND PERSONNEL BELOW THE LEVEL
- 19          OF DEPUTY EXECUTIVE OFFICER;
- 20          7. DELEGATE IN WRITING, AUTHORITY, AS MAY BE NECESSARY,
- 21          TO SUBORDINATE OFFICERS AND PERSONNEL OF THE BOARD;
- 22          AND
- 23          8. PERFORM SUCH OTHER DUTIES AS MAY BE ASSIGNED TO
- 24          HIM/HER BY THE BOARD WHICH, ACCORDING TO ITS SOUND
- 25          DISCRETION, ARE NECESSARY FOR THE EFFICIENT AND
- 26          EFFECTIVE IMPLEMENTATION OF THIS ACT."

27

28           Sec. 6. A new Section 9-B is hereby inserted after Section 9-A of the Republic

29   Act (R.A.) No. 8047, to read as follows:

30           "SECTION 9-B. POWERS AND FUNCTIONS OF THE DEPUTY

31   EXECUTIVE DIRECTOR - THE DEPUTY EXECUTIVE DIRECTOR

32   SHALL HAVE THE FOLLOWING POWERS AND FUNCTIONS:



- 1 1. ASSIST THE EXECUTIVE DIRECTOR IN THE DISCHARGE OF
- 2 HIS/HER POWERS AND FUNCTIONS;
- 3 2. ACT AS EXECUTIVE DIRECTOR DURING THEIR ABSENCE,
- 4 SICKNESS OR OTHER TEMPORARY DISABILITY; AND
- 5 3. DISCHARGE SUCH OTHER POWERS AND PERFORM SUCH OTHER
- 6 FUNCTIONS AS MAY BE REQUIRED BY THE EXECUTIVE
- 7 DIRECTOR OR THE BOARD."

8 Sec. 7. A new Section 9-C is hereby inserted after Section 9-B of Republic Act  
9 (R.A.) No. 8047, to read as follows:

10 "SECTION 9-C. ORGANIZATIONAL STRUCTURE OF THE  
11 MANAGEMENT - THE MANAGEMENT SHALL HAVE THE  
12 FOLLOWING OFFICES, WITH THEIR CORRESPONDING  
13 FUNCTIONS:

- 14 1. *OFFICE OF THE GOVERNING BOARD (OOGB)*. THE OFFICE OF
- 15 THE GOVERNING BOARD SHALL BE COMPOSED OF EMPLOYEES
- 16 WHO SHALL ASSIST THE BOARD IN CARRYING OUT ITS POWERS
- 17 AND FUNCTIONS, AND PERFORM THE FOLLOWING DUTIES,
- 18 SUCH AS BUT NOT LIMITED TO: CONDUCTING THE REGULAR
- 19 AND SPECIAL BOARD MEETINGS, SENDING NOTICES OF
- 20 MEETINGS TO THE MEMBERS OF THE GOVERNING BOARD,
- 21 RECORDING, AND DRAFTING THE MINUTES OF THE MEETINGS,
- 22 AND COORDINATION OF THE RESOLUTIONS OF THE BOARD TO
- 23 THE MANAGEMENT FOR IMPLEMENTATION.
- 24 2. *OFFICE OF THE EXECUTIVE DIRECTOR (OOED)*. THE OFFICE OF
- 25 THE EXECUTIVE DIRECTOR SHALL HAVE THE AUTHORITY AND
- 26 RESPONSIBILITY FOR THE DAY-TO-DAY MANAGEMENT AND
- 27 DIRECTION OF THE OPERATIONS OF THE AGENCY, AS
- 28 PROVIDED UNDER SECTION 9-A OF THIS ACT.
- 29 3. *ADMINISTRATIVE AND FINANCIAL MANAGEMENT SERVICE*
- 30 *(AFMS)*. THE ADMINISTRATIVE AND FINANCIAL MANAGEMENT

SERVICE SHALL PROVIDE THE AGENCY WITH ECONOMICAL, EFFICIENT, AND EFFECTIVE SERVICES RELATING TO, INFORMATION, RECORDS, DELIVERY AND RECEIPT OF CORRESPONDENCE, SUPPLIES, EQUIPMENT, COLLECTIONS, DISBURSEMENT, SECURITY, AND CUSTODIAL WORK.

4. *POLICY AND INDUSTRY RESEARCH SERVICE (PIRS)*. THE POLICY AND INDUSTRY RESEARCH SERVICE SHALL CONDUCT RESEARCH ON THE PHILIPPINE BOOK INDUSTRY RESULTING IN THE IDENTIFICATION, FORMULATION, AND PROMULGATION OF POLICIES, RULES, AND REGULATIONS AFFECTING THE BOOK PUBLISHING INDUSTRY.

5. *INDUSTRY DEVELOPMENT SERVICE (IDS)*. THE INDUSTRY DEVELOPMENT SERVICE SHALL COLLABORATE WITH OTHER GOVERNMENT AGENCIES AND THE PRIVATE SECTOR IN BUILDING AND GROWING AREAS WITHIN THE PUBLISHING INDUSTRY VALUE CHAIN BY PROVIDING PROGRAMS AND INITIATIVES THAT WILL LEAD TO AN INCREASE IN INDUSTRY BUSINESS OUTPUT.

6. *CREATIVE AND PROFESSIONAL DEVELOPMENT SERVICE (CPDS)*. THE CREATIVE AND PROFESSIONAL DEVELOPMENT SERVICE SHALL CREATE AND MANAGE PROGRAMMATIC INTERVENTIONS TAILORED FOR THE GROWTH OF THE INDUSTRY STAKEHOLDERS AND SHALL ENSURE THAT PUBLISHERS ARE INTEGRATED INTO THE INDUSTRY'S LARGER VALUE CHAIN, RESULTING IN HIGH-QUALITY OUTPUT. IT SHALL MANAGE THE AWARDS AND RECOGNITION GIVEN TO THE MOST OUTSTANDING BOOKS WRITTEN, PUBLISHED, AND DESIGNED IN THE PHILIPPINES, WITH THE GOAL OF BROADENING THEIR AUDIENCE AND ENSURING THAT THESE BOOKS HAVE A PROMINENT PLACE IN PHILIPPINE CULTURE.

7. *READERSHIP DEVELOPMENT SERVICE (RDS)*. THE READERSHIP DEVELOPMENT SERVICE SHALL IMPLEMENT AND ADMINISTER NATIONAL PROGRAMS WITH A PRIMARY FOCUS ON GROWING READERS AND DEVELOPING THE CULTURE OF READING THROUGH PARTNERSHIPS WITH INSTITUTIONS, AGENCIES,

1 AND OFFICES IN CREATING READING SPACES ENSURING  
2 COMMUNITY ENGAGEMENT IN THE PROCESS.

3 THE STRUCTURE AND STAFFING PATTERN OF THE  
4 MANAGEMENT SHALL BE APPROVED BY THE BOARD UPON  
5 RECOMMENDATION OF THE EXECUTIVE DIRECTOR. THE  
6 BOARD SHALL SUBMIT THE APPROVED STRUCTURE AND  
7 STAFFING PATTERN TO THE DEPARTMENT OF BUDGET AND  
8 MANAGEMENT (DBM) FOR REVIEW AND APPROVAL.

9 THE BOARD MAY CREATE, ABOLISH, MERGE, OR OTHERWISE  
10 REORGANIZE POSITIONS THEREIN AS MAY BE NECESSARY  
11 FOR THE ECONOMICAL, EFFECTIVE, AND EFFICIENT  
12 DISCHARGE OF ITS FUNCTIONS AND RESPONSIBILITIES  
13 SUBJECT TO EXISTING LAWS."

14 Sec. 8. Section 10 of Republic Act (R.A.) No. 8047 is hereby amended to read  
15 as follows:

16 "SECTION 10. PUBLIC SCHOOL AND TEXTBOOK PUBLISHING -  
17 THE DEPARTMENT OF EDUCATION (DEPED) SHALL CONSULT  
18 WITH THE BOARD IN PRESCRIBING THE GUIDELINES, RULES  
19 AND REGULATIONS IN PREPARING THE MINIMUM LEARNING  
20 COMPETENCIES AND/OR PROTOTYPES AND OTHER  
21 SPECIFICATIONS FOR BOOKS REQUIRED BY PUBLIC  
22 ELEMENTARY AND SECONDARY SCHOOLS.

23 THE DEPED SHALL CONFINE ITSELF TO:

- 24 1. PREPARATION OF THE MINIMUM LEARNING COMPETENCIES,  
25 AND/OR PROTOTYPES, AND OTHER SPECIFICATIONS FOR  
26 BOOKS AND/OR MANUSCRIPTS CALLED FOR;  
27 2. TESTING, EVALUATION, AND SELECTION AND APPROVING THE  
28 MANUSCRIPTS OR BOOKS TO BE SUBMITTED BY THE

- 1 PUBLISHERS FOR MULTIPLE ADOPTION;  
2 3. PROVISION OF ASSISTANCE IN THE DISTRIBUTION OF  
3 TEXTBOOKS TO THE PUBLIC SCHOOL SYSTEMS; AND  
4 4. JOINT FORMULATION OF THE NATIONAL TEXTBOOK AND  
5 LEARNING RESOURCE PLAN WITH THE BOARD.

6 THE PRINTING OF PUBLIC ELEMENTARY AND SECONDARY  
7 SCHOOL TEXTBOOKS SHALL BE DONE ON A REGIONAL OR  
8 PROVINCIAL LEVEL, WHENEVER ECONOMICALLY FEASIBLE.

9 THE DEPED SHALL WITHIN A PERIOD OF NOT MORE THAN  
10 THREE (3) YEARS FROM THE EFFECTIVITY OF THIS ACT PHASE  
11 OUT ITS ELEMENTARY AND SECONDARY TEXTBOOK  
12 PUBLICATION AND DISTRIBUTION FUNCTIONS AND SHALL  
13 SUPPORT THE PHASING IN OF PRIVATE SECTOR PUBLISHERS  
14 TO ASSUME THESE FUNCTIONS HERE. FOR ITS PART, THE  
15 BOARD SHALL MONITOR AND CONDUCT AN ANNUAL  
16 EVALUATION OF THE PROGRESS OF THE SHIFT OF FUNCTIONS  
17 FROM THE DEPED TO THE PRIVATE SECTOR."

18 Sec. 9. A new Section 10-A is hereby inserted to read as follows:

19 SECTION 10-A. THE NATIONAL TEXTBOOK AND LEARNING  
20 RESOURCES PLAN - THE BOARD AND THE DEPED SHALL  
21 JOINTLY FORMULATE AND IMPLEMENT THE NATIONAL  
22 TEXTBOOK AND LEARNING RESOURCES PLAN (TEXTBOOK  
23 PLAN), WHICH SHALL INCLUDE SPECIFIC POLICIES,  
24 GUIDELINES, AND MEASURES ON THE PROVISION OF PUBLIC  
25 SCHOOL TEXTBOOKS AND LEARNING RESOURCES.

26 THE FORMULATION OF THE PLAN SHALL INCLUDE:



1. FORECASTING, PLANNING, AND PREPARATION OF BUDGET FOR THE PROCUREMENT OF PUBLIC TEXTBOOKS;
2. IDENTIFICATION OF AREAS WHERE THERE ARE GAPS AS TO THE NEEDS OF THE CURRICULUM AND AVAILABLE TEXTBOOKS, AND ADDRESSING THOSE GAPS BY BUILDING EXPERTISE THROUGH CAPACITY BUILDING AND IDENTIFICATION OF LOCAL EXPERTS, AND PLANNING FOR THEIR ACQUISITION;
3. ESTABLISHING INSTITUTIONAL MECHANISMS FOR THE REGULAR REVIEW OF THE TEXTBOOKS, AND FOR MONITORING AND EVALUATION OF THE IMPLEMENTATION OF THE TEXTBOOK PLAN;
4. INSTITUTIONALIZATION OF CONSULTATIVE MECHANISMS AMONG THE BOOK PUBLISHING INDUSTRY, NBDB, AND THE DEPED ON THE DEVELOPMENT OF PUBLIC TEXTBOOKS, WHICH SHALL INCLUDE, AMONG OTHERS, THE FORMULATION AND PROMULGATION OF POLICIES, STANDARDS, AND GUIDELINES FOR BOOK LEARNING RESOURCES, AND THE POLICIES AND GUIDELINES FOR THE PROVISION OF LEARNING MATERIALS FOR THE LEARNERS WITH DISABILITIES IN ACCORDANCE WITH THE INTERNATIONAL TREATIES OF WHICH THE REPUBLIC OF THE PHILIPPINES IS A PARTY TO, AND THE GENERAL PRINCIPLES OF INTERNATIONAL LAW;
5. DETERMINATION OF THE ORGANIZATIONAL LEVEL, STRUCTURE, AND DUTIES AND RESPONSIBILITIES OF THE TEXTBOOK REVIEW COMMITTEE, RESPONSIVE TO THE NEEDS OF THE IMPLEMENTATION OF THE TEXTBOOK PLAN.

PUBLIC TEXTBOOKS SHALL BE REVIEWED, EVALUATED, AND IF THE NEED ARISES, REVISED TO BE RESPONSIVE TO THE NEEDS OF THE LEARNERS, REGULARLY EVERY FIVE YEARS.

1           WITHIN THIRTY (30) DAYS UPON THE EFFECTIVITY OF THIS  
2           ACT, THE BOARD AND THE DEPED SHALL PROMULGATE A  
3           JOINT ADMINISTRATIVE CIRCULAR WHICH SHALL PROVIDE  
4           THE GUIDELINES FOR THE IMPLEMENTATION OF THE  
5           NATIONAL TEXTBOOK AND LEARNING RESOURCE PLAN."

6           Sec. 10. A new Section 10-B is hereby inserted to read as follows:

7           SECTION 10-B. TEXTBOOK REVIEW COMMITTEES - THE DEPED  
8           SHALL ESTABLISH TEXTBOOK REVIEW COMMITTEES, WHICH  
9           SHALL BE CHARGED WITH THE EVALUATION AND SELECTION  
10          OF TEXTBOOKS AND TEACHERS' MANUALS FOR  
11          PROCUREMENT AND USE IN THE PUBLIC SCHOOLS UNDER THE  
12          RESPECTIVE TEXTBOOK REVIEW COMMITTEE'S SUPERVISION  
13          THE TEXTBOOK REVIEW COMITTEES SHALL BE ESTABLISHED  
14          AT THE REGIONAL, DIVISION OR SCHOOL LEVEL, AS  
15          DETERMINED BY THE NATIONAL TEXTBOOK AND LEARNING  
16          RESOURCES PLAN.

17          WITHIN THIRTY (30) DAYS UPON THE ISSUANCE OF THE  
18          JOINT ADMINISTRATIVE CIRCULAR ON THE NATIONAL  
19          TEXTBOOK AND LEARNING RESOURCES PLAN, THE BOARD  
20          AND THE DEPED SHALL ISSUE A JOINT ADMINISTRATIVE  
21          ORDER ON THE GENERAL GUIDELINES OF THE POWERS,  
22          FUNCTIONS, AND DUTIES OF THE TEXTBOOK REVIEW  
23          COMMITTEES, INCLUDING THE CRITERIA FOR SELECTIONS OF  
24          ITS MEMBERS, AND THEIR HONORARIA, SUBJECT TO THE  
25          GOVERNMENT ACCOUNTING AND AUDITING RULES AND  
26          REGULATIONS.

1           Sec. 11. Section 11 of Republic Act (R.A.) No. 8047 is hereby amended to read  
2 as follows:

3           "SECTION 11. PARTICIPATION OF PRIVATE PUBLISHERS IN  
4 THE PUBLIC SCHOOL TEXTBOOK PROGRAM - GUIDED BY THE  
5 MINIMUM LEARNING COMPETENCIES FOR THE ELEMENTARY  
6 LEVEL, THE DESIRED LEARNING COMPETENCIES FOR THE  
7 SECONDARY LEVEL, AND OTHER SPECIFICATIONS AS AGREED  
8 UPON IN THE NATIONAL TEXTBOOK AND LEARNING  
9 RESOURCES PLAN, PUBLISHERS SHALL DEVELOP AND SUBMIT  
10 TO THE DEPED THOSE SYLLABI AND/OR PROTOTYPES AND  
11 MANUSCRIPTS OR BOOKS INTENDED FOR USE IN THE PUBLIC  
12 SCHOOLS FOR TESTING, EVALUATION, SELECTION AND  
13 APPROVAL. UPON APPROVAL OF THE MANUSCRIPTS OR  
14 BOOKS, PUBLISHERS SHALL PRODUCE AND SUPPLY THE  
15 TEXTBOOKS AS ORDERED BY THE DEPED."

16          Sec. 12. Section 12 of Republic Act (R.A.) No. 8047 is hereby amended to read  
17 as follows:

18          "SECTION 12. INCENTIVES FOR BOOK DEVELOPMENT -  
19 PERSONS AND ENTERPRISES ENGAGED IN BOOK PUBLISHING  
20 AND ITS RELATED ACTIVITIES DULY REGISTERED WITH THE  
21 NBDB SHALL BE ENTITLED TO THE APPLICABLE FISCAL AND  
22 NON-FISCAL INCENTIVES AS PROVIDED FOR UNDER  
23 EXECUTIVE ORDER NO. 226, OTHERWISE KNOWN AS THE  
24 OMNIBUS INVESTMENT CODE, AS AMENDED, SUBJECT TO THE  
25 QUALIFICATIONS AND REQUIREMENTS SET BY THE BOARD OF  
26 INVESTMENTS (BOI); PROVIDED, THAT BOOK DEVELOPMENT  
27 ACTIVITIES SHALL ALWAYS BE INCLUDED IN THE  
28 INVESTMENT PRIORITY PLAN (IPP). IN THE CASE OF TAX AND  
29 DUTY-FREE IMPORTATION OF BOOKS OR RAW MATERIALS TO

1 BE USED IN BOOK PUBLISHING, THE BOARD AND ITS DULY  
2 AUTHORIZED REPRESENTATIVES SHALL STRICTLY MONITOR  
3 THE QUALITY AND VOLUME OF IMPORTED BOOKS AND  
4 MATERIALS AS WELL AS THEIR DISTRIBUTION AND THE  
5 UTILIZATION OF THE SAID IMPORTED MATERIALS. THE  
6 BOARD SHALL ALSO RECOMMEND TO THE PROPER  
7 PROSECUTING AGENCIES ANY VIOLATIONS OF THE  
8 CONDITIONS OF DUTY-FREE IMPORTATION. BOOKS,  
9 MAGAZINES, PERIODICALS, NEWSPAPERS, INCLUDING BOOK  
10 PUBLISHING AND PRINTING, AS WELL AS ITS DISTRIBUTION  
11 AND CIRCULATION, SHALL BE EXEMPT FROM THE COVERAGE  
12 OF THE EXPANDED VALUE ADDED TAX LAW."

13 Sec. 13. Section 15 of Republic Act (R.A.) No. 8047 is hereby amended to read  
14 as follows:

15 "SECTION 15. TRANSFER OF ASSETS, PROPERTIES, FUNDS,  
16 AND LIABILITIES -ASSETS, PROPERTIES, AND LIABILITIES OF  
17 THE INSTRUCTIONAL MATERIAL, CORPORATION (IMC), AND  
18 THE INSTRUCTIONAL MATERIAL DEVELOPMENT CENTER  
19 (IMDC) THAT WERE TRANSFERRED TO THE NBDB SHALL BE  
20 ALLOCATED, UTILIZED, AND DISBURSED BY THE BOARD TO  
21 IMPLEMENT PROGRAMS AND PROJECTS PURSUANT TO THE  
22 IMPLEMENTATION OF THE NATIONAL BOOK DEVELOPMENT  
23 PLAN."

24 Sec. 14. A new Section 15-A is hereby inserted to read as follows:

25 "SECTION 15-A. THE BOARD AND THE DEPARTMENT OF  
26 BUDGET AND MANAGEMENT (DBM) SHALL JOINTLY DRAFT  
27 IMPLEMENTING RULES AND REGULATIONS FOR THE PROCESS  
28 OF UTILIZING THE ASSETS AND PROPERTIES FROM THE  
29 DEFUNCT INSTRUCTIONAL MATERIALS CORPORATION (IMC)



1 AND THE INSTRUCTIONAL MATERIALS DEVELOPMENT CENTER  
2 (IMDC)."

3 Sec. 15. Section 18 of Republic Act (R.A.) No. 8047 is hereby amended to read  
4 as follows:

5 "SECTION 18. THE BOOK ACADEMY - AN INSTITUTE CALLED  
6 "THE BOOK ACADEMY" (HEREINAFTER CALLED THE ACADEMY)  
7 IS HEREBY ESTABLISHED, WHICH SHALL SERVE AS A  
8 TRAINING INSTITUTION FOR PUBLISHING PROFESSIONALS  
9 AND PEOPLE ASPIRING TO WORK IN THE BOOK PUBLISHING  
10 INDUSTRY AND RELATED ACTIVITIES. THE NBDB SHALL BE ITS  
11 PRINCIPAL IMPLEMENTOR, IN CONSULTATION AND  
12 COLLABORATION WITH THE COMMISSION ON HIGHER  
13 EDUCATION (CHED), AND THE TECHNICAL EDUCATION AND  
14 SKILLS DEVELOPMENT AUTHORITY (TESDA).

15 AFTER THE ENACTMENT OF THIS LAW, NBDB, CHED, AND  
16 TESDA SHALL JOINTLY ISSUE IMPLEMENTING RULES AND  
17 REGULATIONS WHICH SHALL INCLUDE GUIDELINES ON THE  
18 SELECTION OF TRAINEES OF THE INSTITUTE, THE TRAINERS  
19 AND FACULTY, ITS CURRICULUM, AND THE SOURCE OF ITS  
20 FUNDING, AMONG OTHERS."

21 Sec. 16. Section 19 of Republic Act (R.A.) No. 8047 is hereby amended to read  
22 as follows:

23 "SECTION 19. READING CENTERS - NBDB SHALL UNDERTAKE  
24 THE ESTABLISHMENT AND MANAGEMENT OF READING  
25 CENTERS IN INACCESSIBLE COMMUNITIES IN THE COUNTRY,  
26 WHICH SHALL SERVE AS READING HUBS FOR CHILDREN,  
27 PARENTS, AND COMMUNITIES, AND SHALL PROVIDE ACCESS

1 POINTS TO PHILIPPINE-PUBLISHED BOOKS PRIMARILY  
2 WRITTEN IN THE MOTHER TONGUE ACROSS THE COUNTRY.  
3 AN ANNUAL BUDGETARY ALLOCATION SHALL BE EARMARKED  
4 FOR THIS PURPOSE.

5 UPON THE ENACTMENT OF THIS LAW, NBDB SHALL ISSUE ITS  
6 IMPLEMENTING RULES AND REGULATIONS WHICH SHALL  
7 PROVIDE FOR THE CREATION, ESTABLISHMENT, AND  
8 IMPLEMENTATION OF THE READING CENTERS, INCLUDING ITS  
9 SOURCE OF FUNDING."

10 Sec. 17. Section 20 of Republic Act (R.A.) No. 8047 is hereby amended to read  
11 as follows:

12 "SECTION 20. REGIONAL BOOK FAIRS - NBDB SHALL  
13 ORGANIZE AND MAINTAIN ANNUAL REGIONAL BOOK FAIRS  
14 WHICH SHALL SHOWCASE PHILIPPINE-PUBLISHED BOOKS  
15 AND ENJOIN THE PARTICIPATION OF PUBLIC AND PRIVATE  
16 BOOK PUBLISHERS. AN ANNUAL BUDGETARY ALLOCATION  
17 SHALL BE EARMARKED FOR THIS PURPOSE.

18 UPON THE ENACTMENT OF THIS LAW, NBDB SHALL ISSUE ITS  
19 IMPLEMENTING RULES AND REGULATIONS WHICH SHALL  
20 PROVIDE FOR THE CONDUCT AND IMPLEMENTATION OF THE  
21 REGIONAL BOOK FAIRS."

22 Sec. 18. Transitory Provision - Within the year of the enactment of this law, the  
23 amount needed for the creation and initial operation of the Academy shall be charged  
24 against the current appropriations of the NBDB. Thereafter, such amount necessary  
25 for the continued and effective operation of the Academy shall be included in the  
26 General Appropriations Act of the year following the enactment of this law.

27 Sec. 19. Separability Clause - If any part or section of this Act is declared  
28 unconstitutional for any reason whatsoever such declaration shall not in any way affect  
29 other parts or sections of this Act.

1           Sec. 20. Repealing Clause - Section 3, 7, 8, 9, 10, 11, 12, 15, 18, 19 and 20 of  
2 R.A 8047 are hereby amended. Section 17 of R.A 8047 is hereby repealed. All other  
3 laws, decrees, rules, regulations, and other administrative issuances or provisions  
4 thereof which are contrary to or inconsistent herewith are hereby repealed or modified  
5 accordingly.

6           Sec. 21. Effectivity. This Act shall take effect fifteen (15) days after its  
7 publication in the Official Gazette or in any newspaper of general circulation.

Approved,