



Eighteenth Congress
First Regular Session

HOUSE BILL NO. **634**

Introduced by
REPRESENTATIVE LOREN B. LEGARDA

**AN ACT
ESTABLISHING THE DEPARTMENT OF CULTURE, APPROPRIATING FUNDS
THEREFOR, AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

Culture, which refers to an array of customs, traditions, knowledge, beliefs, and behaviors, is recognized by the State to have a significant role in our society as it does not only define our identity and unifies all Filipinos but also allows us to co-exist with the other cultures in the world. The Constitution mandates the State to give priority to arts and culture in order to promote nationalism and human development as well as to boost social and economic progress.

However, the positive impact of culture to our country and its people is not commensurate with the importance and prioritization given to it for the past decades. Culture is often ignored as an important factor in economic progress and many members of our society have limited concept of culture.

Since the passage of Republic Act No. 7356 in 1992, the National Commission for Culture and the Arts (NCCA) has served as the overall policy-making and coordinating body of all programs and plans related to the conservation, development,

and promotion of Philippine arts and culture. This significant function performed by the NCCA was affirmed by Executive Order No. 80, series of 1999 and further strengthened by RA 9155.

Recognizing the role played by the NCCA in implementing the cultural programs of the government despite the limited resources and the importance of the culture and the arts in the enrichment of the Filipino identity, this bill seeks to reorganize the existing NCCA into the Department of Culture, thereby ensuring its place in the priorities of the government.

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



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

1 SECTION 1. *Short Title.* This Act shall be known as the "Department of Culture Act of
2 2019."

3 ARTICLE I

4 DECLARATION OF POLICY

5 SEC. 2. *Declaration of Policy.* It is hereby declared the policy of the State:

- 6 a) To recognize that culture is a unifying, humanizing and modernizing
7 agent/instrument of any society, and the patrimony and right of every
8 citizen of the Philippines;
- 9 b) To recognize the vital role of culture in nation-building;
- 10 c) To incorporate considerations of culture in the formulation of appropriate
11 and significant political and economic policy that will better serve Filipinos
12 and ensure that all Filipinos enjoy full cultural rights, take full advantage of

1 a dynamic cultural experience, and be inspired, sustained by, draw from,
2 contribute to and celebrate the country's culture;

3 d) To create a national body which will develop, manage and be responsible
4 for the implementation of policy, legislation and strategic direction for the
5 protection, regulation, preservation, development, management,
6 dissemination and promotion of the country's culture, relative to the
7 immense national resources, patrimony and wealth engendered and
8 amassed through countless generations and centuries of distinctive Filipino
9 ways of life and experiences in specific natural and social environments
10 that this represents, and to facilitate the convergence of various agencies
11 with cultural mandates and rationalize their organizations and functions;

12 e) To foster, strengthen, and accelerate the convergence of various
13 cultural offices agencies, and rationalize their organizations and
14 functions;

15 f) To recognize that cultural education is the right of every citizen and
16 therefore ensure that cultural literacy is inculcated in the development and
17 education of all Filipinos;

18 g) To promote the national language of the country while enhancing the
19 linguistic diversity of the Philippines; and,

20 h) To secure and improve the welfare of Filipino artists and cultural workers.

21 The Department shall continually review the state and needs of culture and arts
22 in the context of the country's developmental goals.

1 SEC. 3. *Definition of Terms.* For purposes of this Act, the following terms shall
2 be defined as follow:

- 3 a) "Art" shall refer to the expression or application of human creative skill and
4 imagination.
- 5 b) "Conservation" shall refer to all process and measures of maintaining the
6 cultural significance of a cultural property, including but not limited to,
7 preservation, restoration, reconstruction, protection, adaptive re-use or any
8 combination thereof.
- 9 c) "Cultural agencies" shall refer to any of the following national government
10 agencies with their specific areas of responsibility: National Museum of the
11 Philippines (cultural property), the National Library of the Philippines (books),
12 National Historical Commission of the Philippines (Philippine history), the
13 National Archives of the Philippines (documents) the Cultural Center of the
14 Philippines (culture and arts) and Komisyon sa Wikang Filipino (language).
- 15 d) "Cultural Education" shall refer to the teaching and learning of cultural
16 concepts and processes.
- 17 e) "Cultural Heritage" shall refer to the totality of cultural property preserved and
18 developed through time and passed on to posterity.
- 19 f) "Cultural Property" shall refer to all products of human creativity by which
20 people and nation reveal their identity, including architecture and sites or
21 human activity [churches, mosques and other places of religious worship,
22 schools] and natural history specimens and sites, whether public or privately
23 owned, movable or immovable, and tangible or intangible.
- 24 g) "Culture" shall refer to the broad spectrum of people's beliefs, practices,
25 customs and traditions, material culture, arts, and other forms of actual and

1 symbolic expressions and representations which are handed down from one
2 generation to the next in the process of interaction.

3 h) "History" shall refer to a written record of past events relating to Philippine
4 history.

5 i) "Indigenous Cultural Communities/ Indigenous Peoples" shall refer to a group
6 of people or homogenous societies identified by self-ascription and ascription
7 by others, who have continuously lived as organized community on
8 communally bounded and defined territory, and who have, under claims of
9 ownership since time immemorial, occupied, possessed and utilized such
10 territories, sharing common bonds of language, customs, traditions and other
11 distinctive cultural traits, or who have, through resistance to political, social
12 and cultural inroads of colonization, non-indigenous religions and cultures,
13 became historically differentiated from the majority of Filipinos. ICCs/IPs shall
14 likewise include peoples who are regarded as indigenous on account of their
15 descent from the populations which inhabited the country, at the time of
16 conquest or colonization, or at the time of inroads of non-indigenous religions
17 and cultures, or the establishment of present state boundaries, who retain
18 some or all of their own social, economic, cultural and political institutions, but
19 who may have been displaced from their traditional domains or who may have
20 resettled outside their ancestral domains;

21 j) "Intangible Cultural Heritage" shall refer to practices, representations,
22 expressions, knowledge, skills, as well as instrument, objects and artifacts
23 associated therewith, that communities, groups and individual recognize as
24 part of their cultural heritage, such as: (1) oral traditions, usages, customs,
25 languages and other expressions; (2) performing arts; (3) social practices,

1 religious rites, rituals, culinary traditions, and festive events; (4) knowledge and
2 practices concerning nature and the universe, worship and (5) traditional
3 craftsmanship.

4 ARTICLE II

5 THE DEPARTMENT OF CULTURE

6 SEC. 4. *Creation of the Department of Culture.* There is hereby created the
7 Department of Culture (*Kagawaran ng Kultura*), hereinafter referred to as the
8 Department, which shall be the primary policy-formulating, planning, coordinating,
9 implementing, and administrative entity of the executive branch of the National
10 Government that will implement the pertinent provisions of the Constitution regarding
11 culture and arts as well as the aforementioned policy of the State.

12 The Department with its attached agencies shall be responsible for the
13 protection, preservation, regulation, development, management, dissemination and
14 promotion of the cultural, historical and artistic heritage and resources, tangible and
15 intangible, of the Philippines and the Filipino people, all of which, with their physical
16 and social contexts and environments, are understood as together constituting and
17 pertaining to Philippine culture for purposes of this Act.

18 The Department shall continually review the state and needs of culture and
19 arts in the context of the country's developmental goals.

20 SEC. 5. *Powers and Functions.* The Department shall exercise the following
21 powers and functions:

- 22 a) Formulate and implement national policies, plans, programs, and guidelines
23 for the protection, preservation, regulation, development, management,
24 dissemination and promotion of culture, to ensure overall consistency,
25 effectiveness, efficiency, and conformity with the policies of the State

1 articulated in the Constitution as well as in this Act and other pertinent laws
2 and issuances;

3 b) Assume and exercise all existing regulatory and quasi-judicial functions
4 established under Republic Act No. 4846, or "*The Cultural Properties*
5 *Preservation and Protection Act*;" Presidential Decree No. 374, or "*Amending*
6 *the Cultural Properties Preservation and Protection Act*;" Presidential Decree
7 No. 1616, or "*Creation of the Intramuros Administration*;" Presidential Decree
8 No. 1748, or "*An Act Amending the Charter of the Intramuros Administration*;"
9 Republic Act No. 8491, or "*The Flag and Heraldic Code of the Philippines*;"
10 Republic Act No. 9105, or "*Art and Forgery Act of 2001*;" Republic Act No.
11 10066, or "*The National Cultural Heritage Act of 2009*;" and, Republic Act No.
12 10086 or "*Strengthening Peoples' Nationalism Through Philippine History Act*;"
13 as well as such functions promulgated through executive issuances that
14 pertain to the agencies of the National Government covered under this Act,
15 which are all hereby transferred *in toto* to the Department from the said
16 agencies;

17 c) Be responsible for disaster risk reduction and management relative to culture
18 and cultural property, both through its own programs and projects as well as
19 through the National Disaster Risk Reduction and Management Council and
20 Regional Disaster Risk Reduction and Management Councils, on which it shall
21 have full membership, representation and participation;

22 d) Recommend to the President of the Philippines the designation, through
23 Presidential Proclamation, with appropriate published guidelines pertaining
24 thereto, of a cultural property, whether immovable or movable, tangible or
25 intangible, as a National Cultural Monument, a category hereby established

1 which incorporates the previously-established legal definitions of, criteria
2 pertaining to, and all cultural property previously declared by authorized
3 agencies as National Cultural Treasure, National Historical Landmark,
4 National Historical Shrine, National Historical Monument, and National
5 Historical Site;

6 e) Designate, through Department Order, and with appropriate published
7 guidelines pertaining thereto, cultural property, whether immovable or
8 movable, tangible or intangible, as National Cultural Property, a category
9 hereby established which incorporates the previously-established legal
10 definitions of, criteria pertaining to, and all cultural property previously declared
11 by authorized agencies as Important Cultural Property and Heritage House;

12 f) Administer the qualification and selection, with appropriate published
13 guidelines pertaining thereto, of the Award for National Living Treasures
14 (*Gawad ng Manlilikha ng Bayan*), which is hereby renamed as the Order of
15 National Living Treasures (*Orden ng mga Pambansang Manlilikha ng Bayan*),
16 and the Order of National Artists (*Orden ng mga Pambansang Alagad ng*
17 *Sining*), and recommend those nominees to either Order who have been
18 qualified and selected to the President of the Philippines for proclamation as
19 such and conferral of the same;

20 g) Undertake, through a National Institute of Culture and Arts Management and
21 the Institutes of Living Traditions to be established for the purpose, in an
22 appropriate partnership with the academic sector, the education, training and
23 certification of cultural officers and personnel as a necessary qualification for
24 employment and promotion in the National Government and in local
25 governments where such might be required by the Department in coordination

1 with the Civil Service Commission and the Career Executive Service Board, at
2 the career sub-professional, career professional, and career executive levels,
3 to include appropriate courses and programs towards certificates, diplomas,
4 and undergraduate and graduate degrees;

5 h) Administer the qualification, selection and conferral of such other awards as it
6 may establish in support of its mandate;

7 i) Support the development of the cultural, artistic and creative industries of the
8 country, in all particulars and at all levels;

9 j) Administer the endowment funds established separately under Section 20 of
10 Republic Act No. 7356, *The Law Creating the National Commission for culture*
11 *and the Arts;*" and Section 50 of Republic Act No. 10066, which are herein
12 consolidated into a single National Endowment Fund for Culture and Arts
13 (NEFCA) that shall continue to be sourced and augmented as provided by the
14 aforementioned provisions, and provide financial support from this fund for
15 various national programs through a system of grants drawing from the
16 proceeds, including both principal and interest, of the same, subject to the
17 approval of the Department of Budget and Management.

18 k) Represent the Philippines in matters pertaining to culture in overseas regional
19 and international organizations and events.

20 l) Other powers and functions as may be created, assigned or transferred by the
21 President of the Philippines in accordance with law.

22 SEC. 6. *Composition.* The Department proper shall include the Office of the
23 Secretary and the staff units directly under it, including the Services established
24 herein. The Office of the Secretary shall consist of the Secretary, at least three (3)

1 Undersecretaries, and at least five (5) Assistant Secretaries, together with the
2 personnel in their immediate offices.

3 SEC. 7. *Secretary of Culture.* The authority and responsibility for the exercise
4 of the mandate of the Department and for the discharge of its powers and functions
5 shall be vested in the Secretary, who shall have supervision and control of the
6 Department and shall be appointed by the President of the Philippines, subject to
7 the confirmation by the Commission on Appointments.

8 SEC. 8. *Powers and Functions of the Secretary.* —The Secretary shall have
9 the following powers and functions:

- 10 a) Provide executive direction and supervision over the entire operations of
11 the Department and exercise administrative supervision over its attached
12 agencies;
- 13 b) Establish policies and standards for the effective, efficient and economical
14 operation of the Department, in accordance with the programs of
15 government;
- 16 c) Promulgate rules and regulations necessary to carry out department
17 mandates, objectives, policies, functions, plans, programs and projects;
- 18 d) Promulgate administrative issuances necessary for the efficient
19 administration of the offices under the Secretary and for proper execution
20 of the laws relative thereto. These issuances shall not prescribe penalties
21 for their violation, except when expressly authorized by law;
- 22 e) Rationalize delivery systems necessary for the effective attainment of the
23 objectives of the Department, in accordance with the programs of
24 Government;

- 1 f) Appoint all officers and employees of the Department except those whose
2 appointments are vested in the President or in some other appointing
3 authority and shall appoint employees to positions in the second level in
4 the regional offices as defined in this Act and in accordance with the Civil
5 Service laws, rules and regulations;
- 6 g) Exercise disciplinary powers over officers and employees under the
7 Secretary in accordance with law, including their investigation and the
8 designation of a committee or officer to conduct such investigation;
- 9 h) Sit on the governing boards of attached agencies as provided in this Act,
10 as well as any other agencies or organizations as may be appropriate or
11 designated;
- 12 i) Coordinate with local governments, other agencies and public and private
13 interests' groups, including non-government organizations (NGOs) and
14 people's organizations (POs) on Department policies and initiatives;
- 15 j) Advise the President of the Philippines and make recommendations on the
16 promulgation of executive and administrative orders and regulatory and
17 legislative proposals on matters pertaining to culture;
- 18 k) Formulate and enforce a system of measuring and evaluating periodically
19 and objectively the performance of the Department and submit the same
20 annually to the President;
- 21 l) Prepare and submit to the President through the Department of Budget and
22 Management an estimate of the necessary expenditures of the department
23 during the next fiscal year, on the basis of the reports and estimates
24 submitted by bureaus and officers under the Department;

- 1 m) Exercise jurisdiction over all bureaus, offices, agencies and corporations
2 under the Department as are provided by law; and,
3 n) Performs such other functions as may be provided by law or assigned by
4 the President of the Republic of the Philippines.

5 SEC. 9. *Undersecretaries.* The Secretary shall be assisted by three (3)
6 Undersecretaries, who shall be appointed by the President of the Philippines upon
7 the recommendation of the Secretary, at least two (2) of whom shall be career
8 officers. In general, the undersecretaries shall:

- 9 a) Advise and assist the Secretary in the formulation and implementation of
10 department objectives and policies;
11 b) Oversee all the operational activities of the bureau or units for which he
12 shall be responsible as assigned by the Secretary;
13 c) Coordinate the programs and projects of the same and be responsible for
14 its economical, efficient and effective administration;
15 d) Whenever necessary be designated to serve as deputy to the Secretary in
16 all matters relating to the operations of the department; the designated
17 Undersecretary will temporarily discharge the duties of the Secretary in the
18 latter's absence or inability to discharge his or her duties for any cause or
19 in case of vacancy of the said office, unless otherwise provided by law; the
20 President of the Philippines shall likewise make the temporary designation
21 of Acting Secretary to the same; and
22 e) Perform such other functions and duties as may be provided by law.

23 SEC. 10. *Assistant Secretaries.* Each Undersecretary shall be assisted by an
24 Assistant Secretary shall be career officers and shall perform duties assigned by the
25 Undersecretaries, who shall be appointed by the President of the Philippines upon

1 the recommendation of the Secretary.

2 SEC. 11. *Qualifications.* No person shall be appointed Secretary,
3 Undersecretary, or Assistant Secretary of the Department unless he or she is a
4 citizen and resident of the Philippines, of good moral character, and of proven
5 integrity, and with at least seven (7) years of competence/ expertise/ experience as
6 manager, advocate, scholar or practitioner in fields of endeavor related to Philippine
7 culture and the mandate and functions of the Department.

8 ARTICLE III

9 THE DEPARTMENT SERVICES

10 SEC. 12. *Department Services.* —The Department of Culture shall have
11 services which shall include the General Administrative Service, Financial
12 Management Service, Policy and Planning Service, Legal Affairs Service, Physical
13 Facilities Management Service, Human Resources Development Service, Strategic
14 Communications and Initiatives Service, Knowledge and Information Systems,
15 Project Evaluation and Monitoring Service, Foreign-Assisted and Special Projects
16 Service, Internal Audit Service, Endowment Management Service, Grants
17 Management Service.

18 ARTICLE IV

19 THE BUREAUS

20 SEC. 13. *The Bureaus of the Department*—The Department shall exercise
21 supervision and control over the following four (6) Bureaus which are created under
22 it:

- 23 a) Bureau of Cultural Communities and Traditional Arts Development – shall
24 formulate and implement plans, programs and activities for the
25 development of the different cultural communities all over the country,

1 ensure the preservation and dissemination of the country's diverse
2 cultures, establish schools' institutes for living traditions, encourage the
3 continued practice and development of traditional arts and crafts,
4 document the Indigenous Knowledge Systems and Practices (IKSP), and
5 cause the recognition of outstanding traditional artists.

6 b) Bureau of Cultural Properties Protection and Regulation – shall be in
7 charge of the registration and documentation of the nation's historical and
8 cultural properties, issue permits and licenses, conduct inspection and
9 assessment on cultural properties, implement Disaster Risk Reduction
10 program for the cultural assets, enforce laws on cultural heritage
11 conservation and intellectual property protection for artists and cultural
12 experts.

13 c) Bureau of Cultural Properties Preservation – shall formulate and implement
14 plans, programs, and activities for the preservation of tangible and
15 intangible cultural heritage, provide architectural, engineering, scientific
16 and conservation laboratory services, provide support to monuments and
17 sites, museums and galleries and libraries and archives all over the country
18 and establish a National Institute of Heritage Conservation.

19 d) Bureau of Artistic Resources – shall ensure the continuing and balance
20 development of the nation's artistic heritage in its various forms; performing
21 arts, film and media arts, visual arts, architecture and allied arts and
22 literature, provide support to regional and local culture and arts centers,
23 performing arts and exhibition venues, ensure the welfare of artists and
24 cultural workers, undertake human resource development programs for
25 artists, and establish the National Academy for Culture and Arts and

1 National Institute for Culture and Arts Management.

2 e) Bureau of Cultural Research, Education and Dissemination – shall
3 undertake cultural research for policy and program development, publish
4 cultural materials, especially on positive Filipino values for dissemination,
5 manage the cultural education program for country, ensure the
6 development and promotion of Philippine languages, implement national
7 translation program, and implement national promotion program in various
8 forms of media.

9 f) Bureau of Cultural and Creative Industries – shall formulate plans and
10 programs to ignite the innovative and entrepreneurial mindset of Filipino
11 artists and establish industries in the various genre of arts, performing arts,
12 cinema, books and publications, creative designs, culinary and lifestyle and
13 architecture and allied arts, and others.

14 Each Bureau shall be headed by a Bureau Director, who shall be assisted by
15 one (1) Assistant Bureau Director. The Bureau Director and Assistant Bureau Director
16 shall be appointed by the President upon the recommendation of the Secretary.

17 SEC. 14. *Powers and Duties of Bureau Director.* —The Bureau Director shall
18 be its chief executive officer. He shall exercise overall authority in matters within the
19 jurisdiction of the bureau, including those relating to its operations, and enforce all
20 laws and regulations pertaining to it. Shall appoint personnel to all positions in his
21 bureau or office, in accordance with law. In the case of the line bureau or office, the
22 head shall also appoint the second level personnel of the regional offices, unless such
23 power has been delegated. He shall have the authority to discipline employees in
24 accordance with the Civil Service Law.

25 ARTICLE V

THE REGIONAL AND FIELD OFFICES

SEC. 15. *Regional Offices of the Department.* The Department is hereby authorized to establish, operate and maintain a Regional Office, whenever appropriate, in each of the administrative regions of the country. Each regional office shall be headed by a Regional Director, who may be assisted by one (1) Assistant Regional Director. The Regional Director and Assistant Regional Director shall be appointed by the President upon the recommendation of the Secretary: Provided, that they shall be persons recognized as an accomplished manager, advocate, scholar or practitioner in fields of endeavor related to Philippine culture in the region, or any suitably qualified person in accordance with Civil Service Commission (CSC) rules and regulations.

It may also establish satellite, extension or field offices when and wherever necessary, particularly in locations where significant cultural and heritage properties and concerns are identified to exist, and to support the operations, programs and projects of its attached and other concerned agencies and institutions. A regional office shall have, within its administrative region, the following functions:

- a) Implement laws, policies, plans, programs, rules and regulations of the department or agency in the regional area;
- b) Provide economical, efficient and effective service to the people in the area;
- c) Undertake research and gather data on local culture and arts trends and other relevant cultural and artistic information;
- d) Cause to establish and oversee the regional and local culture and arts councils (as far as the city and municipal level) to engage participation of local artists and cultural workers;

- e) Coordinate with regional offices of other departments, bureaus and agencies in the area;
- f) Coordinate with local government units in the area;
- g) Make recommendations to the Secretary on all matters relating to culture and arts in the region; and,
- h) Perform such other functions as may be provided by law.

SEC. 16. *Duties of a Regional Director.* —The Regional Director shall perform duties and functions as may be provided by law or further delegated by the head of agency or other proper authorities concerned..

ARTICLE VI

THE ATTACHED AGENCIES, INSTITUTES, ADVISORY COUNCIL, OVERSEAS OFFICES

SEC. 17. *The Attached Agencies.*

- a) The National Commission for Culture and the Arts (NCCA) is hereby abolished, and their powers and functions, applicable funds and appropriations, records, equipment, property, and personnel transferred to the Department.
- b) The following agencies are hereby attached to the Department for policy and program coordination, and shall continue to operate and function in accordance with the charters, laws or orders creating them, insofar as they are not inconsistent with this act.
 - 1. Cultural Center of the Philippines (CCP)
 - 2. National Museum of the Philippines (NMP)
 - 3. National Historical Commission of the Philippines (NHCP)
 - 4. National Library of the Philippines (NLP)

5. National Archives of the Philippines (NAP)
6. Komisyon sa Wikang Filipino (KWF)
7. Intramuros Administration (IA)
8. National Parks Development Committee (NPDC)
9. Nayong Pilipino Foundation (NPF)
10. Film Development Council of the Philippines (FDCP)
11. National Book Development Board (NBDB)
12. Design Center of the Philippines

c) The laws and rules on government reorganization as provided for in Republic Act No. 6566, otherwise known as the Reorganization Law, shall govern the organization process of the Department.

SEC. 18. *National Institutes*. The following National Institutes, with their respective networks throughout the country, shall be established under the Department:

- a) The National Institute of Living Traditions, and through it, a network of individual Schools of Living Traditions to be established, which, with the support of appropriate partnerships, shall be responsible for programs and projects related to the safeguarding, sustainability, propagation and intergenerational transmission of intangible cultural heritage, particularly that which pertains to indigenous cultural communities;
- b) The National Institute of Cultural Heritage Preservation, and through it, a network of individual *Escuela Talyer* (Workshop Schools) to be established, which, with the support of appropriate partnerships, shall be responsible for programs and projects related to national capacity building in the area of conservation arts, sciences and trades with respect to the preservation of

1 immovable and movable cultural property and with a particular focus on
2 vocational training for youth; and

- 3 c) The National Institute of Culture and Arts Management, and through it, a
4 network of individual Culture and Arts Management Training Centers to be
5 established, which, with the support of appropriate partnerships, shall be
6 responsible for programs and projects related to the education, training and
7 certification of cultural officers and personnel as a necessary qualification
8 for employment and promotion in the National Government and in local
9 governments where such might be required by the Department in
10 coordination with the Civil Service Commission and the Career Executive
11 Service Board, at the career sub-professional, career professional, and
12 career executive levels, to include appropriate courses and programs
13 towards certificates, diplomas, and undergraduate and graduate degrees;

14 SEC. 19. *National Academy of Culture and Arts.* There is hereby established
15 under the Department a National Academy of Culture and Arts, which shall be an
16 institutionalized association of the nation's foremost leaders and exponents of culture
17 and arts, the primary purpose of which is to support the mandate of the Department
18 as an independent body of eminent persons. The President of the Philippines shall
19 be the Honorary Patron of the National Academy of Culture and Arts.

20 The structure and organization of the Academy, including the specification of
21 its functions, procedures as to its governance and the selection of its members, and
22 the composition of its secretariat, shall be contained in a charter to be formulated by
23 the Department and promulgated by the President of the Philippines through an
24 Executive Order within one (1) year of the effectivity of this Act.

1 , SEC. 20. *Culture and Arts Advisory Councils*. The Department shall facilitate
2 the creation of a National Culture and Arts Advisory Council, a Regional Culture and
3 Arts Advisory Council, and, a Local Culture and Arts Advisory Council, to assist the
4 Department in the implementation of culture and arts initiatives.

5 SEC. 21. *Sectoral and Industry Task Forces*. The Department may create a
6 sectoral and industry task forces, technical working groups, advisory bodies or
7 committees for the furtherance of its objectives. Additional private sector
8 representatives, such as from the academe, CSOs, and federation of private
9 industries directly involved in culture and the arts as well as representatives of other
10 LGUs, and GOCCs may be appointed to these working groups.

11 SEC. 22. *Rizal Centers*. — The Department shall, through a dedicated
12 organizational unit to be established for the purpose, establish and manage centers,
13 to be known as Rizal Centers or *Sentro Rizal*, overseas, the primary purpose of which
14 shall be the promotion of, and the facilitation of access by the constituency of each
15 center to, Philippine culture generally as well as the cultural resources managed by
16 the Department and its attached agencies in particular.

17 Domestically, the Department shall establish *Sentro Rizal* as regional cultural
18 centers and hubs, to be supervised and operated appropriately through its regional
19 offices. Such regional centers shall include exhibition and performance venues, and
20 facilities enabling access to knowledge resources, particularly those pertaining to
21 vernacular language resources.

22 Overseas, the Department shall establish *Sentro Rizal* as Philippine cultural
23 centers in key places for the benefit of the global diaspora of Philippine citizens, the
24 global community of Filipino migrants or descendants thereof, and all who are
25 interested in Philippine culture. The Department for this purpose shall coordinate with

1 the Department of Foreign Affairs, the Commission on Filipinos Overseas, and other
2 concerned agencies.

3 Such *Sentro Rizal* as may be established overseas shall have a dedicated
4 budget and staff under the Department and be considered as overseas offices
5 thereof, shall function as repositories of Philippine cultural resources, shall carry out
6 active programs and projects to engage their respective constituencies, and shall
7 offer courses in the national language and any other Filipino languages as may
8 appropriate.

9 The operations of the *Sentro Rizal* network of the Department, overseas, shall
10 be considered as one its permanent flagship programs, and shall therefore be
11 specifically provided for in the General Appropriations Act for every fiscal year.

12 Article XII, including Sections 42 to 47, of Republic Act No. 10066 is hereby
13 repealed.

14 SEC. 23. *Overseas Offices.* The Department shall establish overseas offices
15 whenever necessary to:

- 16 a) Implement plans, programs and projects of the Department relative to
17 communities of Philippine citizens abroad;
18 b) Promote Filipino culture to the international community;
19 c) Coordinate with international organizations as well as with the overseas offices
20 of other departments, offices and agencies of the Philippine government; and
21 d) Perform such other functions as may be provided by law.

22 ARTICLE VII

23 REORGANIZATION

24 SEC. 24. *Reorganization.* The laws and rules on government reorganization
25 as provided for in Republic Act No. 6656, otherwise known as the Reorganization

1 Law, shall govern the reorganization process of the Department and, where
2 appropriate, its attached agencies.

3 SEC. 25. *Structure and Staffing Pattern.* Subject to the approval of the
4 Department of Budget and Management (DBM), the Department and, where
5 appropriate, its attached agencies, shall determine its organizational structure and
6 create new divisions or units as it may deem necessary, and shall appoint officers
7 and employees of the Department and its attached agencies in accordance with the
8 Civil Service Law, rules, and regulations.

9 SEC. 26. *Transition Period.* The transfer of functions, assets, funds,
10 equipment, properties, transactions, and personnel of affected agencies, and the
11 formulation of the internal organic structure, staffing pattern, operating system, and
12 revised budget of the Department, shall be completed within six (6) months from the
13 effectivity of this Act, during which time, the existing personnel shall continue to
14 assume their posts in holdover capacities until new appointments are issued;
15 *Provided,* that after the abolition of the agency, as specified in Section 17(a) of this
16 Act, the Department, in coordination with the DBM, shall determine and create new
17 positions, the funding requirement of which shall not exceed the equivalent cost of
18 positions abolished.

19 SEC. 27. *Separation from Service.* Employees separated from the service as
20 a result of this reorganization shall, within ninety (90) days therefrom, receive the
21 separation and retirement benefits to which they may be entitled under Executive
22 Order No. 366. *Provided* that such separation pay and retirement benefits shall have
23 priority of payment out of the savings of the department or agency.

1 regulations and other issuances or parts thereof that are inconsistent with this Act
2 are hereby repealed, amended or modified accordingly.

3 SEC. 33. *Separability Clause.* If any provision of this Act shall be declared
4 unconstitutional or invalid, the other provisions not otherwise affected shall remain
5 in full force and effect.

6 SEC. 34. *Effectivity Clause.* This Act shall take effect fifteen (15) days from its
7 publication in at least two (2) papers of general circulation.

8 *Approved*