

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



SENATE

19 JUL -2 P2:07

S.B. No. 192

RECEIVED BY JF

INTRODUCED BY: SENATOR EMMANUEL D. PACQUIAO

AN ACT  
CREATING THE DEPARTMENT OF SPORTS, DEFINING ITS POWERS  
AND FUNCTIONS, APPROPRIATING FUNDS THEREFOR, AND FOR OTHER  
PURPOSES

EXPLANATORY NOTE

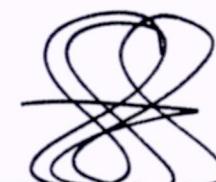
By virtue of the Constitution, the State shall promote physical education and encourage sports programs, league competitions, and amateur sports, including training for international competitions, to foster self-discipline, teamwork, and excellence for the development of a healthy and alert citizenry.

The Philippines is home to budding athletes. Through the years, countless athletes of talent and determination have been produced and have shown world-class talent. However, there is still room for improvement in terms of the country's sports development. Improvement of the government's support is essential to further enhance the capabilities of our athletes.

This measure seeks for the creation of the Department of Sports that shall be the authorizing body in sports and grassroots development. The said department will take hold in developing Filipino athletes to become their best version with adequate support from the government.

Through this, sports development in the country would become a fundamental part of the development of the youth.

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



EMMANUEL D. PACQUIAO

**EIGHTEENTH CONGRESS OF THE  
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**Senate**  
of the Secretary

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**AN ACT  
CREATING THE DEPARTMENT OF SPORTS, DEFINING ITS POWERS AND  
FUNCTIONS, APPROPRIATING FUNDS THEREFOR, AND FOR OTHER  
PURPOSES**

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

## ARTICLE I GENERAL PROVISIONS

**SECTION 1.** *Short Title.* – This Act shall be known as “*Department of Sports Act of 2019*”.

6     **SEC. 2. Declaration of Policy.** – It is the policy of the State to promote and sustain fitness,  
7     physical education and sports development in the country. As such, it shall maintain and  
8     provide equal access to resources, services and facilities related to sports to all Filipinos to  
9     foster and promote health and physical fitness, self-discipline, teamwork, excellence, peace  
10    and camaraderie, youth development, and people empowerment through sports.

12 It shall also encourage wider participation of all sectors, including the government and private  
13 sector, in amateur sports promotion and development and shall be led by a single, unified and  
14 integrated national sports policy-making body.

## ARTICLE II

1   **SEC. 3. Creation of the Department of Sports.** – There is hereby created the Department of  
2   Sports, hereinafter referred to as the “Department.”  
3

4   **SEC. 4. Mandate.** The Department shall be the primary policy-making, planning, coordinating,  
5   implementing, and administrative entity of the Executive Branch of the government that will  
6   conceptualize, develop, and promote the national sports program.  
7

8   **SEC. 5. Powers and Functions.** The Department shall exercise the following powers and  
9   functions:  
10

11      (a) Formulate, recommend and implement policies and programs for integrated national  
12       sports and sports for Athletes with Disabilities in coordination with the Department of  
13       Health (DOH), the Commission on Higher Education (CHED), and the Department of  
14       Education (DepEd), and local government units;  
15

16      (b) Plan and conduct national sports competitions and establish and continually strengthen  
17       a nationwide grassroot-based sports development program;  
18

19      (c) Implement sports for early education based on functionality or practicality, such as, but  
20       not limited to:  
21

- 22       a. Athletics and Track and Field  
23       b. Swimming  
24       c. Martial Arts

25      (d) Determine the sports to be prioritized by the government in regional and international  
26       sports competitions taking into consideration the funds needed, competitive  
27       opportunities for emerging and developing athletes, and chances of winning;  
28

29      (e) Oversee and support the participation of athletes in regional and international sports  
30       competitions;  
31

32      (f) Supervise and improve the standards of sport coaches and coaching staff;  
33

34      (g) Facilitate research and development on sports science and sports medicine and exercise  
35       the outputs therefrom in national sports programs;  
36

37      (h) Prescribe criteria and standards for the recognition of all national sports associations  
38       and exercise supervisory and visitorial powers over the same;  
39

40      (i) Supplement government appropriations for sports promotion and development by  
41       encouraging the private sector to contribute in the funding of the various programs of  
42       the Department;  
43

- 1       (j) Provide and supervise the completion of adequate and fully-equipped sports facilities,  
2           centers and complexes in strategic places across the country and regularly revisit,  
3           inspect, and ensure the proper management and maintenance thereof, excluding school  
4           or college-owned sports complexes;
- 5       (k) Enter into contracts pursuant to its functions and powers;
- 6       (l) Acquire, own, possess, regulate and dispose of any real or personal property required  
7           or otherwise necessary for the accomplishment of the purposes of the Department;
- 8       (m) Accept donations, gifts, bequests and grants for the accomplishment of the purposes of  
9           the Department;
- 10      (n) Exercise such other acts as are incident to or are appropriate and necessary in  
11           connection with the creation of the Department.

12

13      **SEC. 6. Composition of the Department.** – The Department of Sports shall be headed by a  
14           Secretary. The Department proper shall be composed of the Office of the Secretary, the offices  
15           of the Undersecretaries and the Assistant Secretaries.

16

17      **SEC. 7. Secretary of Sports.** – The Secretary shall be appointed by the President, subject to  
18           confirmation by the Commission on Appointments. The Secretary shall have the following  
19           functions:

- 20       a) Provide executive direction and supervision over the entire operations of the  
21           Department and its attached agencies;
- 22       b) Establish and implement policies and standards for the efficient and economical  
23           operation of the Department;
- 24       c) Coordinate with other government agencies, local government units, and public and  
25           private interests groups on Department policies and initiatives;
- 26       d) Advice the President on its regulatory and legislative proposals as well as the  
27           promulgation of executive and administrative orders pertaining to sports programs and  
28           development;
- 29       e) Formulate rules and regulations, and exercise such other powers as may be  
30           required to implement the objectives of this Act;
- 31       f) Organize the Department and provide it with such staff as may be necessary to discharge  
32           its functions and responsibilities and those of various offices under it;
- 33       g) Perform such other tasks as may be provided by law or assigned by the  
34           President.

1  
2   **SEC. 8. *Undersecretaries.*** - The Secretary shall be assisted by three (3) Undersecretaries, who  
3   shall be appointed by the President upon the recommendation of the Secretary: *Provided*, That  
4   one (1) of the Undersecretaries shall be a career officer coming from ranks of existing  
5   government institution or office on sports or qualified individuals in the private sector who  
6   actively supports the promotion and development of sports in the country.  
7

8   **SEC. 9. *Assistant Secretaries.*** - The Secretary shall be assisted by three (3) Assistant  
9   Secretaries who shall be career officers appointed by the President upon the recommendation  
10   of the Secretary.  
11

12   **SEC. 10. *Regional Offices.*** – The Department shall be authorized to establish, operate, and  
13   maintain a Regional Office in each of the administrative regions of the country as the need  
14   arises. The regional office shall be headed by a Regional Director, who may be assisted by one  
15   (1) Assistant Regional Director. The Regional Offices shall coordinate with regional offices of  
16   other departments, other agencies, and local government units with respect to their local sports  
17   programs.  
18

19   **SEC. 11. *Structure and Staffing Pattern.*** - The Department shall determine its organizational  
20   structure and create new divisions or units as it may deem necessary, and shall appoint officers  
21   and employees of the Department in accordance with the Civil Service Law, rules, and  
22   regulations.  
23

24   **SEC. 12. *Regular Bureaus, Divisions and Offices.*** - The Department shall organize bureaus,  
25   divisions, and offices in such manner as would best carry out the declared policies and  
26   objectives enunciated herein and consistent with the provisions of civil service laws, rules, and  
27   regulations. There shall be an administrative services bureau, which shall be primarily  
28   responsible for providing services related to financial management, personnel, records,  
29   supplies and equipment, and a support services bureau, which shall be primarily responsible  
30   for plans and programs formulation, research, electronic data processing (EDP) and system  
31   management, public information and production, transportation, communications and such  
32   other functions and responsibilities as may be necessary and required by the Department.  
33

1      **SEC. 13. Specialized Bureaus.** — There are hereby created two (2) specialized bureaus under  
2      the Department: (a) the Amateur Sports Development Bureau, and (b) the International Sports  
3      Development Bureau, both of which shall be headed by Deputy Executive Directors.

4

5      **SEC. 14. Tax Exemption of Earnings from the Use of Sports Facilities.** — To encourage  
6      popular participation in amateur sports, no tax, charge or fee of whatever nature or of any kind  
7      shall be levied on the use of sports facilities by the general public, individuals, or public  
8      agencies or offices, or on the earnings from the use thereof whether by public or private entities,  
9      whether the tax or fee be on the user, owner or operator of the sports facility.

10

11     **SEC. 15. Tax Deduction or Exemption of Donations and Contributions.** — All donations  
12    and contributions to the Department in connection with its fund-raising projects and its  
13    continuing sports development programs shall be exempt from donor's taxes, and shall be  
14    deductible in full in the computation of the taxable net income of the donor. Donations and  
15    contributions to the various national sports certified by the Department to be pursuant to the  
16    development of sports in the country shall likewise be exempt from the payment of the donor's  
17    and estate taxes and shall be deductible in full in computing the taxable net income of the  
18    donor.

19

20     **SEC. 16. Sports Delegations.** — The Department and its delegation or representatives to any  
21    international sports competitions, convention, conference, meeting and events, and athletes,  
22    coaches and other officials to any international competition shall be exempt from the payment  
23    of travel tax, airport tax and any other travel related taxes or fees now or hereafter imposed by  
24    law or regulation.

25

26     **SEC. 17. Presidential Land Grant.** — The provisions of any existing law to the contrary  
27    notwithstanding the President may, upon the recommendation of the Secretary of the  
28    Department of Environment and Natural Resources (DENR), grant by donation, sale, lease,  
29    usufruct, or otherwise to the Department portions of the land of public domain as may be  
30    necessary for the establishment of regional training centers in all the regions of the country and  
31    for the accomplishment of any of its purposes.

32

33     **SEC. 18. Sports Facilities.** — The ownership, administration and full control of all existing  
34    sports facilities, including land, buildings and equipment, owned by the national government

1 as well as those owned by government-funded foundations, associations and entities except  
2 liabilities, shall be transferred to the Department: *Provided*, That the sports facilities owned by  
3 the local government units, state colleges and universities, or public schools shall remain with  
4 the said institutions or entities. The Department shall establish, organize, manage, and maintain  
5 the National Sports Training Center as may be authorized by law.

6

7 Notwithstanding the provisions of Section 14 of this Act, in the event that sports  
8 equipment and facilities of the Department are contracted out for use by private entities, all  
9 rental income from the sports equipment and facilities owned and operated by the Department  
10 shall be remitted directly to the Department to be used exclusively for the operation and  
11 maintenance of said equipment and facilities.

12

13 **SEC. 19. Assistance by the Government Entities.** — The Department may call upon any  
14 government entity for assistance in the performance of its functions and duties. All heads of  
15 departments, agencies, corporations and offices of the government are hereby enjoined to  
16 render full assistance and cooperation to the Department to ensure the attainment of its  
17 objectives and the success of the national sports development program.

18

19 **SEC. 20. Integration of the Philippine Sports Commission.** - The Philippine Sports  
20 Commission created and established under Republic Act 6847, together with its adjunct offices  
21 and entities, shall be integrated with the Department of Sports within six (6) months from the  
22 enactment of this law. All power, functions, duties and responsibilities of the Philippine Sports  
23 Commission not inconsistent with the provisions of this Act shall continue to be exercised and  
24 performed by the Department. Forthwith, the Philippine Sports Commission shall conduct an  
25 inventory of its assets and liabilities, and shall turn over the same together with the inventory  
26 to the Department of Sports.

27

28 All programs, contracts and projects of the Philippine Sports Commission, which are  
29 inconsistent with the policies and provisions of this Act shall be terminated on or before six (6)  
30 months from the enactment of this law: *Provided*, That contracts, programs and projects which  
31 cannot be unilaterally terminated shall remain in force and effect and the Department shall  
32 negotiate for the soonest rescission of the contract or termination of the project or program for  
33 a period earlier than what has been previously agreed upon.

1       **SEC. 21. *Appropriations.*** - In order to provide the necessary funds required for the  
2 organizational and initial calendar year of operational expenditures of the Department, the  
3 amount of One Hundred Seventy Eight Million, Two Hundred Seventy Thousand pesos  
4 (P178,273,000.00) from the National Treasury is hereby appropriated: *Provided*, That  
5 operating expenses for the Department itself shall not exceed twenty percent (20%) of the  
6 annual appropriation and that at least eighty percent (80%) of said annual appropriation and all  
7 of the national sports development funds, as hereinafter provided, shall be disbursed for the  
8 national sports program, particularly in support of the identification, recruitment and training  
9 of athletes in pre-regional, regional, national and international competitions.

10

11       To finance the country's integrated sports development program, including the holding  
12 of the national games and all other sports competitions at all levels throughout the country as  
13 well as to carry out well-planned preparations to sustain the complete needs of national and  
14 development athletes during the country's preparation and participation at international sports  
15 competitions, such as, but not limited to the Olympics, Asian Games, Southeast Asian Games,  
16 Paralympics, Universiade or World University Games and other international competitions  
17 sanctioned by international sports institutions, federations, organizations and associations,  
18 thirty percent (30%) of the charity fund representing the proceeds of six (6) lottery draws per  
19 annum of the Philippine Charity Sweepstakes Offices, taxes on horse races from ten (10) racing  
20 days to be determined by the Philippine Racing Commission and the Department; five percent  
21 (5%) of the gross income before taxes of the Philippine Amusement and Gaming Corporation;  
22 and the proceeds from the sale of stamps as hereinafter provided shall be automatically remitted  
23 directly to the Department by the concerned entity are hereby constituted as the National Sports  
24 Development Fund. Further, the Philippine Postal Corporation is hereby authorized to print  
25 paper and gold stamps which shall depict sporting events and such other motif as the Philippine  
26 Postal Service Office and the Department may agree on, at the expense of the Department. Any  
27 deficiency in the financial requirements of the Department for its national sports development  
28 program shall be covered by an annual appropriation passed by Congress.

29

30       **SEC. 22. *Implementing Rules and Regulations.*** - The Department shall, within ninety (90)  
31 days after the approval of this Act, issue the necessary rules and regulations to implement the  
32 provisions hereof.

33

1      **SEC. 23. *Annual Report.*** - The Department shall, within ninety (90) days after the end of every  
2      fiscal year, submit to Congress an annual report on its compliance with, or accomplishments  
3      under this act, together with its plans and recommendations to improve and develop its  
4      capability to enforce the provisions of this Act, and a complete accounting of transactions with  
5      respect to any funds received under this Act.

6

7      **SEC. 24. *Separability Clause.*** If any provision or part hereof is held invalid or  
8      unconstitutional, the remainder of the law or the provision not otherwise affected shall remain  
9      valid and subsisting.

10

11     **SEC. 25. *Repealing Clause.*** – Republic Act No. 6847, otherwise known as the “*The Philippines Sports Commission Act*” is hereby repealed. All other laws, rules, regulations, orders, circulars, and memoranda inconsistent with any provisions of this Act are hereby repealed or modified accordingly.

15

16     **SEC. 26. *Effectivity Clause.*** This Act shall take effect fifteen (15) days after its complete  
17     publication in the *Official Gazette* or in at least two (2) newspapers of general circulation.

18

19

20        *Approved,*