


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

 Senate
Office of the Secretary

14 DEC -9 P4:04

SENATE

S. B. NO. 2501

RECEIVED BY: *ji*

Introduced by Senator LOREN LEGARDA

AN ACT
STRENGTHENING THE CONSERVATION AND PROTECTION OF NATIONAL
CULTURAL HERITAGE THROUGH ENHANCED CULTURAL HERITAGE
EDUCATION PROGRAMS AND CULTURAL MAPPING, AMENDING FOR THIS
PURPOSE REPUBLIC ACT NO. 10066 OR THE NATIONAL CULTURAL
HERITAGE ACT

EXPLANATORY NOTE

Our culture is our story as a nation. It is the narrative that binds Filipinos regardless of ethnicity, social class, or educational background into a common chronicle of tradition, trials, and triumph.

The UNESCO considers cultural mapping as a vital tool and technique in providing society an overall framework in the preservation of its cultural heritage, either tangible or intangible. The documentation of these cultural elements cover a wide range of areas--built heritage such as architecture, tangible heritage such as traditional dwellings, intangible heritage such as indigenous skills, and natural heritage. The fundamental goal of cultural mapping is to educate and help the nation visualize its rich heritage while allowing for reflection of what it stands to lose as a result of its collective apathy.

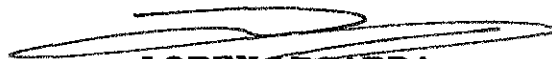
The Schools of Living Traditions (SLTs) were established in response to the approach of preservation of the arts through living form with the aim of transmitting indigenous skills and techniques to the young. It hopes to create and nurture the talents of culture specialist/master to "continue with their own work, develop and expand the frontiers of that work, and train younger people to take their place in the future."

To further strengthen heritage conservation in the country, this bill seeks to amend Republic Act No. 10066 to mandate local government units (LGUs) to conduct a cultural heritage mapping of their areas for both tangible and intangible and natural and built heritage. This will be conducted in coordination with the Commission on Higher Education (CHED), Department of Education (DepEd), Department of Environment and Natural Resources (DENR), Department of Public Works and Highways (DPWH), Department of Science and Technology (DST), and Department of Tourism (DOT).

Furthermore, the country's key educational agencies—the DepEd, CHED and the TESDA—shall collaborate and work with the NCCA in implementing plans and programs that integrate and mainstream Philippine arts and culture,

including SLTs, in the basic, tertiary, and technical-vocational education system.

For the above-cited reasons, the passage of this bill is urgently sought.



LOREN LEGARDA

Senator

11 DEC -9 P4 :04

SENATE

S. B. NO. 2501

RECEIVED BY: *Jr.*

Introduced by Senator LOREN LEGARDA

AN ACT
STRENGTHENING THE CONSERVATION AND PROTECTION OF
NATIONAL CULTURAL HERITAGE THROUGH ENHANCED CULTURAL
HERITAGE EDUCATION PROGRAMS AND CULTURAL MAPPING,
AMENDING FOR THIS PURPOSE REPUBLIC ACT NO. 10066 OR THE
NATIONAL CULTURAL HERITAGE ACT

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

1 **SECTION 1.** Section 3 of R.A. No. 10066 is hereby amended to read as
2 follows:

3
4 **Section 3. Definition of Terms.** - For purposes of this Act, the following
5 terms shall be defined as follows:

6 (a) "Adaptive reuse" shall refer to the utilization of buildings, other
7 built-structures and sites of value for purposes other than that for
8 which they were intended originally, in order to conserve the site, their
9 engineering integrity and authenticity of design.

10 (b) "Anthropological area" shall refer to any place where studies of
11 specific ethno-linguistic groups are undertaken, the properties of which
12 are of value to our cultural heritage.

13 (c) "Antique" shall refer to a cultural property found locally which is one
14 hundred (100) years in age, more or less, the production of which has
15 ceased.

16 (d) "Archaeological area" shall refer to any place, whether above or
17 under ground, underwater or at sea level, containing fossils, artifacts
18 and other cultural, geological, botanical, zoological materials which
19 depict and document culturally relevant paleontological, prehistoric
20 and/or historic events.

21 (e) "Archives" shall refer to public and private records in any format
22 which have been selected for permanent preservation because of their
23 evidential, historical informational value; otherwise known as archival
24 materials collections or archival holdings; the place
25 (building/room/storage area) where archival materials are kept and
26 preserved; and an organization or agency or part thereof whose main

1. responsibility is to appraise, arrange, describe, conserve, promote and
2 make archival materials available for reference and research, also
3 known as archival agency

4 (f) "Built heritage/**TANGIBLE HERITAGE**" shall refer to architectural
5 and engineering structures such as, but not limited to, bridges,
6 government buildings, houses of ancestry, traditional dwellings,
7 quartels, train stations, lighthouses, small ports, educational,
8 technological and industrial complexes, and their settings, and
9 landscapes with notable historical and cultural significance.
10 **PROTECTION OF EACH STRUCTURE SHALL ALSO TAKE INTO**
11 **CONSIDERATION THE MAINTENANCE OF THE INTEGRITY OF ITS**
12 **VISUAL CORRIDOR AND/OR LINE OF SIGHT.**

13 (g) "Collector" shall refer to any person who or institution that acquires
14 cultural property for purposes other than sale.

15 (h) "Commission" shall refer to the National Commission for Culture
16 and the Arts (NCCA).

17 (i) "Conservation" shall refer to all the processes and measures of
18 maintaining the cultural significance of a cultural property including,
19 but not limited to, preservation, restoration, reconstruction, protection,
20 adaptation or any combination thereof.

21 (j) "Cultural agencies" shall refer to the following national government
22 agencies with their specific areas of responsibility: National Museum
23 (cultural property); the National Library (books); National Historical
24 Institute (Philippine history); National Archives (documents); Cultural
25 Center of the Philippines (culture and the arts); and Komisyon sa Wikang
26 Filipino (language).

27 (k) "Cultural education" shall refer to the teaching and learning of
28 cultural concepts and processes.

29 (l) "Cultural heritage" shall refer to the totality of cultural property
30 preserved and developed through time and passed on to posterity.

31 **(M) "CULTURAL HERITAGE MAPPING" SHALL REFER TO THE**
32 **APPROACH USED TO IDENTIFY, RECORD, AND USE CULTURAL**
33 **RESOURCES AND ACTIVITIES FOR BUILDING COMMUNITIES. IT IS**
34 **A SET OF ACTIVITIES AND PROCESSES FOR EXPLORING,**
35 **DISCOVERING, DOCUMENTING, EXAMINING, ANALYZING,**
36 **INTERPRETING, PRESENTING AND SHARING INFORMATION**
37 **RELATED TO PEOPLE, COMMUNITIES, SOCIETIES, PLACES AND**
38 **THE MATERIAL PRODUCTS AND PRACTICES ASSOCIATED WITH**
39 **THEM.**

40

41 ~~[(m)]~~(N) "Cultural heritage worker" shall refer to an individual
42 undertaking cultural heritage work.

43 ~~[(n)]~~(O) "Cultural institution" shall refer to entities engaged primarily in
44 cultural work.

1 **[(o)](P)** "Cultural property" shall refer to all products of human creativity
2 by which a people and a nation reveal their identity, including
3 churches, mosques and other places of religious worship, schools and
4 natural history specimens and sites, whether public or privately-owned,
5 movable or immovable, and tangible or intangible.

6 **[(p)](Q)** "Dealers" shall refer to natural or juridical persons who acquire
7 cultural property for the purpose of engaging in the acquisition and
8 disposition of the same.

9 **[(q)](R)** "Heritage zone" shall refer to historical, anthropological,
10 archaeological, artistic geographical areas and settings that are
11 culturally significant to the country, as declared by the National
12 Museum and/or the National Historical Institute.

13 **[(r)](S)** "History" shall refer to a written record of past events relating to
14 Philippine history.

15 **[(s)](T)** "Historical landmarks" shall refer to sites or structures that are
16 associated with events or achievements significant to Philippine history
17 as declared by the National Historical Institute.

18 **[(t)](U)** "Historical monuments" shall refer to structures that honor
19 illustrious persons or commemorate events of historical value as
20 declared by the National Historical Institute.

21 **[(u)](V)** "Historical shrines" shall refer to historical sites or structures
22 hallowed and revered for their history or association as declared by the
23 National Historical Institute.

24 **[(v)](W)** "Historical street name" shall refer to a street name which has
25 been in existence for at least fifty (50) years and over time has been
26 considered historic.

27 **[(w)](X)** "Important cultural property" shall refer to a cultural property
28 having exceptional cultural, artistic and historical significance to the
29 Philippines, as shall be determined by the National Museum and/or
30 National Historical Institute.

31 **[(x)](Y)** "Intangible cultural heritage" shall refer to the practices,
32 representations, expressions, knowledge and skills, as well as the
33 instruments, objects and artifacts associated therewith, that
34 communities, groups and individuals recognize as part of their cultural
35 heritage, such as: (1) oral traditions, languages and expressions; (2)
36 performing arts; (3) social practices, rituals and festive events; (4)
37 knowledge and practices concerning nature and the universe; and (5)
38 traditional craftsmanship.

39 **[(y)](Z)** "Intangible cultural property" shall refer to the peoples' learned
40 processes along with the knowledge, skills and creativity that inform
41 and are developed by them, the products they create and the resources,
42 spaces and other aspects of social and natural context necessary for
43 their sustainability.

44 **[(z)](AA)** "Library" shall refer to an institution where the collection of
45 books, manuscripts, computerized information and other materials are

1 organized to provide physical, bibliographic and/or intellectual access
2 to the public, with a librarian that is trained to provide services and
3 programs related to the information needs of its clientele.

4 **[(aa)](BB)** "Museum" shall refer to a permanent institution that
5 researches, acquires, conserves, communicates and exhibits the
6 material evidence of humans and their environment for purposes of
7 education or leisure.

8 **[(bb)](CC)** "National cultural treasure" shall refer to a unique cultural
9 property found locally, possessing outstanding historical, cultural,
10 artistic and/or scientific value which is highly significant and important
11 to the country and nation, and officially declared as such by pertinent
12 cultural agency.

13 **[(cc)](DD)** "Nationally significant" shall refer to historical, aesthetic,
14 scientific, technical, social and/or spiritual values that unify the nation
15 by a deep sense of pride in their various yet common identities, cultural
16 heritage and national patrimony.

17 **(EE) "NATURAL HERITAGE" SHALL REFER TO THE FLORA AND**
18 **FAUNA, THE NATURAL BIOLOGICAL AND PHYSICAL COMPONENTS**
19 **OF THE ENVIRONMENT AND OTHER RELATED ECOSYSTEMS AND**
20 **BIODIVERSITY, WHETHER TERRESTRIAL, WETLAND OR MARINE.**

21 **[(dd)](FF)** "Natural property of cultural significance" shall refer to areas
22 possessing outstanding ecosystem with flora and fauna of national
23 scientific importance under the National Integrated Protected Areas
24 System.

25 **[(ee)](GG)** "NCCA Portal Cultural Databank" refers to the specific
26 domain in the Commission's intranet for cultural information that is
27 accessed only internally with control and confidentiality. It includes the
28 registry of national cultural property

29 **[(ff)](HH)** "Prehistory" shall refer to the period of human history before
30 the introduction of the forms of writing.

31 **[(gg)](II)** "Registry" shall refer to the Philippine Registry of Cultural
32 Property which is the registry of all cultural property of the country
33 deemed of significant importance to our cultural heritage.

34 **[(hh)](JJ)** "Restoration" shall refer to the action taken or the technical
35 intervention to correct deterioration and alterations.

36 **[(ii)](KK)** "Tangible cultural property" shall refer to a cultural property
37 with historical, archival, anthropological, archaeological, artistic and
38 architectural value, and with exceptional or traditional production,
39 whether of Philippine origin or not, including antiques and natural
40 history specimens with significant value."

41 **SECTION 2.** A new Section 14 on Republic Act 10066 is hereby inserted to
42 read as follows:
43
44
45

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18

**ARTICLE V
CULTURAL MAPPING**

19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39

SECTION 14. CULTURAL MAPPING BY LOCAL GOVERNMENT UNITS. – LOCAL GOVERNMENT UNITS ARE HEREBY MANDATED TO CONDUCT A COMPREHENSIVE CULTURAL HERITAGE MAPPING OF THEIR AREAS, INCLUDING TANGIBLE AND INTANGIBLE HERITAGE AND NATURAL AND BUILT HERITAGE STRUCTURES. THE LOCAL GOVERNMENT UNITS SHALL MOBILIZE AND PARTNER WITH CONCERNED AGENCIES TO ENSURE PROMPT AND EFFECTIVE IMPLEMENTATION OF THIS ACT. ALL FINDINGS AND OUTPUTS SHALL BE SUBMITTED AND REGISTERED IN THE PHILIPPINE REGISTRY OF CULTURAL PROPERTY.

40
41
42

APART FROM CULTURAL AGENCIES, LOCAL GOVERNMENT UNITS ARE ALSO ENJOINED TO WORK WITH THE FOLLOWING AGENCIES FOR THE CONDUCT OF CULTURAL MAPPING:

- 43
44
45
46
47
48
49
50
51
52
53
54
55
56
- (i) **COMMISSION ON HIGHER EDUCATION (CHED) FOR INSTITUTING CULTURAL AWARENESS IN STATE UNIVERSITIES AND COLLEGES;**
 - (ii) **DEPARTMENT OF AGRICULTURE (DA) FOR THE INVENTORY OF NATURAL FIBER IN THE COUNTRY;**
 - (iii) **DEPARTMENT OF EDUCATION (DEPED) FOR INSTITUTING CULTURAL AWARENESS IN BASIC EDUCATION;**
 - (iv) **DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (DENR) FOR THE INVENTORY OF NATURAL PARKS, BIODIVERSITY AND ENDEMICITY;**
 - (v) **DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS (DPWH) FOR ITS PROGRAMS ON HERITAGE ZONES AND SITES AND PLACES OF SIGNIFICANCE;**
 - (vi) **DEPARTMENT OF SCIENCE AND TECHNOLOGY (DOST) FOR ITS INVENTORY ON NATURAL SOURCES OF DYES AND OTHER PERTINENT RESEARCH AND DEVELOPMENT FOR THE TEXTILE INDUSTRY SECTOR IN THE COUNTRY;**
 - (vii) **DEPARTMENT OF TOURISM (DOT) FOR THEIR EXISTING TOURISM PLANS FOR DECLARED NATIONAL AND WORLD HERITAGE SITES.**

40
41
42

The succeeding sections shall be renumbered accordingly.

43
44
45
46
47
48
49
50
51
52

SECTION 3. Section 39 of R.A. No. 10066 is hereby amended to read as follows:

46
47
48
49
50
51
52

“Section 39. Cultural Heritage Education Programs. –Within one (1) year from the effectivity of this Act, the Department of Education, the Technical Education and Skills Development Authority and the Commission on Higher Education, in consultation with the Commission, shall set forth in its teaching programs nationwide the following cultural heritage education programs with emphasis at the provincial, city and municipal levels:

- 53
54
55
56
- (a) Protection, conservation and preservation of cultural heritage properties;
 - (b) Instructional materials in print, film and broadcast media on the cultural and historical significance of cultural properties; **[and]**

1 (c) **INDIGENOUS KNOWLEDGE SYSTEMS, SKILLS AND PRACTICES**
2 **(IKSSP) THROUGH THE APPROPRIATE "SCHOOLS OF LIVING**
3 **TRADITIONS (SLTS)" MODELS; AND**

4 (d) Visitation, public accessibility and information dissemination on
5 designated local cultural properties."
6

7
8 **SECTION. 4. Separability Clause.** - Any portion or provision of this Act that
9 may be declared unconstitutional shall not have the effect of nullifying other
10 portions or provisions hereof as long as such remaining provisions can still
11 subsist and be given effect.

12 **SECTION 5. Repealing Clause.** - All laws, executive orders, presidential
13 decrees, rules and regulations or parts thereof inconsistent with any
14 provisions of this Act are hereby repealed, amended or modified accordingly.

15 **SECTION 6. Effectivity Clause.** - This Act shall take effect fifteen (15) days
16 after its publication in at least two (2) newspapers of general circulation.

17 Approved,