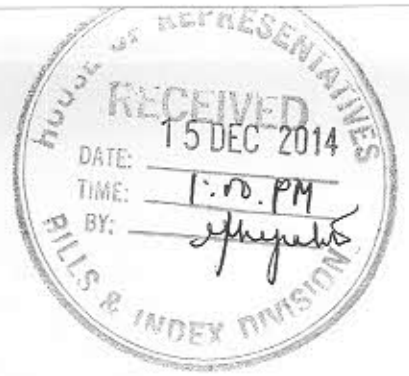


Republic of the Philippines
HOUSE OF REPRESENTATIVES

SIXTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 5296



Introduced by Representative Kimi S. Cojuangco

EXPLANATORY NOTE

This bill seeks to designate the National Music Competitions for Young Artists (NAMCYA) as the National Youth Development Program for Music, define its role and functions, and appropriate funds for its continued sustainability and growth.

Now on its 41st year, NAMCYA was established through Presidential Proclamation No. 1173 dated August 7, 1973. In 1989, the NAMCYA Foundation, a non-stock, non-profit, non-government foundation was born to continue organizing and presenting national competitions and festivals in music during the last week of November of each year, designated as the National Music Week.

Over the last 40 years, the NAMCYA has been primarily instrumental in discovering major music talents all over the country. It is a concrete example of a non-governmental organization that has proven to be effective in carrying out multi-sectoral collaborative activities, thereby assisting government in carrying out state policies in culture and the arts, as follows: *"The State shall foster the preservation, enrichment and dynamic evolution of Filipino national culture and encourage non-governmental organizations that promote the welfare of the nation, including those that utilize non-formal and informal systems, in as much as culture and the arts are essential components of nation building and development."* (Article II, Sections 17 and 23 and Article XIV, Sections 2(4), 14, 15, and 18, 1987 Philippine Constitution)

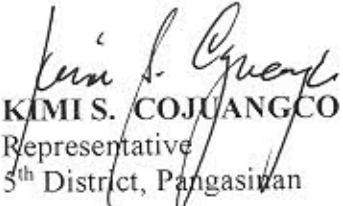
The NAMCYA competitions and festivals involve some one (1) million young musicians and their trainers and administrators in a long and tedious process that selects the best from all sixteen regions of the country. Among the hundreds of winners in the national level throughout the years, many have brought international prestige to the country by winning in foreign competitions, participating in international events, pursuing advanced training, and doing concerts abroad.

NAMCYA has also rigorously pursued the promotion and dissemination of Philippine music, including Philippine traditional/folk music, through the commissioning of works, contest and music festivals as well as the documentation, publication, and production of Philippine musical works.

Unfortunately, NAMCYA has had to survive on its own and through the support of its partners throughout its existence, subject to the vagaries of the times and the vicissitudes of the country's socio-political as well as economic conditions.

This has threatened NAMCYA's continued viability and prevented it from fully realizing its potential and achieving its avowed goals and objectives.

The proposed legislation seeks to address concerns by strengthening the NAMCYA and its sustainability for the next forty years and beyond. For this and for other purposes, the immediate approval of this measure is earnestly sought.


KIMI S. COJUANGCO
Representative
5th District, Pangasinan

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SIXTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 5296

Introduced by Representative Kimi S. Cojuangco

AN ACT
DESIGNATING THE NATIONAL MUSIC COMPETITIONS FOR YOUNG
ARTISTS (NAMCYA) AS THE NATIONAL YOUTH DEVELOPMENT
PROGRAM FOR MUSIC, DEFINING ITS ROLE AND FUNCTIONS AND
APPROPRIATING FUNDS THEREFOR

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

1 **SECTION 1. Title.** – This Act shall be known as the “*NAMCYA Act*”.

2

3 **SEC. 2. Declaration of Policy.** –It is hereby declared the policy of the State to
4 appropriately recognize, designate and support non-government organizations that have
5 demonstrated pioneering, consistent and unassailable competence, effectiveness and
6 success in discovering and developing young musical artists and talents, and the
7 preservation, development, and promotion of Philippine music and culture.

8

9 **SEC. 3. Designation as the Philippine National Youth Development Program in**
10 **Music.** – The National Music Competitions for Young Artists (NAMCYA) is hereby
11 designated as the Philippine National Youth Development Program for Music, in
12 recognition of its having fulfilled the above-cited national policy, and for having
13 accomplished the following:

14

15 a) NAMCYA is national in scope, drawing the best talents from all over the
16 country;

1
2 b) NAMCYA has maintained the highest standards of excellence, manifested in
3 its competitions and festivals and the artists it has produced, many of whom
4 have represented the country in various international competitions and events,
5 reaping acclaim from both domestic and foreign audiences alike;
6

7 c) NAMCYA has an outstanding track record, having continuously presented and
8 organized the National Music Competition for Young Artists for over forty
9 years as well as having undertaken other activities such as scholarships,
10 training, and productions in pursuit of its mission.
11

12 **SEC. 4. *Role and Functions.*** – Being the Philippine National Youth
13 Development Program in Music, the NAMCYA, a duly registered non-stock, non-profit,
14 non-government Foundation, shall discharge the following roles and functions:
15

16 a) Discover outstanding musical talents through nationwide competitions and
17 festivals designed for young Filipino musicians in all forms, styles and
18 musical traditions in the country;
19

20 b) Assist in the cultivation, development and advancement of outstanding young
21 Filipino musicians through scholarships, trainings, performances, and other
22 forms of incentives;
23

24 c) Preserve, develop and promote Philippine music as an art and as an important
25 component of cultural and social development;
26

27 d) Establish a training program for music leaders, experts and teachers in order
28 to maintain and cultivate the highest standard of musical training for the
29 youth;
30

- e) Strengthen the multi-cultural fiber of the country by nurturing and developing gifted young musicians and musical ensembles from Philippine cultural communities, and preserve and disseminate their musical expressions and traditions;
- f) Encourage and support the creation and performance of works by Filipino composers and making possible their publication and dissemination;
- g) Recognize artistic achievement through awards, grants and services;
- h) Undertake a continuing program of research, documentation, and publication of Philippine music for dissemination to schools and the general public; and
- i) Receive and accept donations and other conveyances from government agencies, private entities, and other sources, including funds, materials, and services, by gratuitous title.

SEC. 5. Entitlement. – The NAMCYA shall be entitled to the following:

- a) The Cultural Center of the Philippines (CCP) shall provide financial support, free use of venue and facilities for NAMCYA competitions, festivals, productions, performances, and office space; *Provided*, That a reasonable amount for utilities and direct costs may be charged;
- b) The Department of Education (DepED) and the Commission on Higher Education (CHED) shall assist in the identification, selection, and training of participants from the different regions of the country. The DepED and CHED shall allocate the funds necessary for this purpose from national and local sources.

1 The DepED, CHED, and state universities and colleges shall also provide free
2 use of venues and facilities in the conduct of local competitions and festivals;
3

4 c) The Department of the Interior and Local Government and the local
5 government units (LGUs) are hereby authorized to utilize their respective
6 funds, including Local School Board funds (LSB), in the selection and
7 training of participants and in the conduct of local competitions and festivals.
8 The LGUs shall also provide free use of venues and facilities for NAMCYA
9 activities and assistance in the conduct of research projects;
10

11 d) The National Commission for Culture and the Arts and other government
12 agencies shall give preference to project proposals from the NAMCYA and
13 shall provide continuous financial and technical support for its competitions,
14 festivals, scholarship assistance, and research activities; and
15

16 e) Government owned and controlled corporations are hereby authorized to give
17 donations and grants to the NAMCYA subject to their rules and regulations.
18

19 **SEC. 6. *Exemptions from Tax.*** – The NAMCYA shall not be taxed on all its
20 income derived from all sources within and without the Philippines.
21

22 **SEC. 7. *Donations*** – The provisions of existing laws notwithstanding, all
23 donations, endowments, grants and contributions to the NAMCYA shall be exempt from
24 the donor's tax, estate tax, and inheritance taxes and be considered as allowable
25 deductions, in accordance with the provisions of the National Internal Revenue Code, as
26 amended.
27

28 **SEC. 8. *Memorandum of Agreement.*** – Within thirty (30) days upon effectivity
29 of this Act, the CCP shall execute the necessary arrangements with NAMCYA in
30 accordance with existing laws, rules and regulations.

1 **SEC. 9. *Appropriations.*** – The amount of Twenty million pesos
2 (P20,000,000.00) to be taken from the unused funds of the National Treasury shall be
3 appropriated for the initial implementation of this Act. Thereafter, the amount necessary
4 for the continued implementation of this Act shall be included in the budget of the CCP
5 in the annual General Appropriations Act.
6

7 **SEC. 10. *Separability Clause.*** – If, for any reason, any part or provision of this
8 Act is declared invalid or unconstitutional, the remaining parts or provisions not affected
9 thereby shall remain in full force and effect.
10

11 **SEC. 11. *Repealing Clause.*** – The provisions of Republic Act No. 7160, known
12 as the “Local Government Code of 1991”, Republic Act No. 7356, known as the “Law
13 Creating the National Commission for Culture and the Arts”, and all other laws, rules and
14 regulations which are inconsistent with the provisions of this Act, are hereby repealed or
15 amended accordingly.
16

17 **SEC. 12. *Effectivity.*** – This Act shall take effect fifteen (15) days after its
18 publication in the Official Gazette or in a newspaper of general circulation.
19

20 Approved,