

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

19th CONGRESS
First Regular Session



HOUSE BILL NO. **3597**

Introduced by Representative Margarita Ignacia B. Nograles

EXPLANATORY NOTE

The Philippines have been succeeding in recent years as it represents itself significantly in world of sport history.

Last 2020 Tokyo Olympics, the name Hidilyn Diaz made a milestone, when she won the first ever gold in weightlifting category; it was the first gold medal won by a Filipino Athlete since the country's first appearance in the Olympics in 1924. In the recent 2022 World Athletics Championships held in Poland, Filipino pole vault star EJ Obiena snagged the historic bronze finish as he cleared the 5.73 meters.

Today, we are looking at 140 medals that were recently won by our Paralympics athletes when they participated in the 2022 Asian Para-games in Surakarta, Indonesia. Hence, even our brothers and sister who are physically challenged came home victorious.

In addition, our Filipino E-gamers even stand out in the field of e-sports. Our very own Tier One, which recently won a gold medal at the South East Asian Games have taken notice by the local and foreign companies and investors. Considering these feats, in 2020, the revenue of the mobile games market in the Philippine lay at around 898 million U.S Dollars and the revenue of the Filipino mobile games market will continue to increase by 2025 to reach around 1.5 billion dollars.¹

In the field of Culture and the Arts, despite the passage of Republic Act 7356 or the establishment of the National Commission for Culture and the Arts which serves as the policy-making and coordinating body of all programs and plans related to the conservation, development and promotion of Philippine arts and culture, there is a need to prioritize the Philippine traditional arts and communities which on the brink of becoming extinct in terms of Filipino weaving, architecture, performing arts and its allied arts because of the proliferation of social media, television, and the internet. Filipino tends to neglect the Philippine culture and arts because of their lack of knowledge and participation.

1. <https://www.statista.com/forecasts/1257063/revenue-mobile-games-segment-philippines>

At the end, despite this predicament, our Filipino artist, cultural workers, and historians need to be recognized for their outstanding achievements in the relevant fields that have made an impact and significant contribution to Philippine Culture and arts.

Hence, there is a need to create an inclusive body that will recognize a strong nation that focuses and recognizes our Filipino Athletes and Cultural Artist.

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


REP. MARGARITA IGNACIA B. NOGRALES
PBA PARTY LIST

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

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

SECTION 1. SHORT TITLE. – This Act shall be known as the “Department of Sports, Culture and Arts Act of 2022”.

SEC. 2. DECLARATION OF POLICY – It is hereby declared the policy of the State:

- (a) It is the policy of the State to recognize the role of every citizen, especially our youth in nation-building and shall promote and maintain equal access to sports activities regardless of sex, gender preference, socioeconomic status and protect and preserve desirable social, cultural, moral and spiritual values in a changing world.
- (b) To achieve and strengthen national unity and consciousness and preserve, develop and promote desirable cultural, moral, and spiritual values in a changing world.
- (c) The State shall also give priority to sports, culture, and arts to foster patriotism and nationalism, accelerate social progress, and promote human liberation and development.
- (d) Toward this end, it is incumbent upon our government to establish unified national sports, culture, and arts body in order to incentivize our Filipino athletes, coaches, and cultural artists to ensure and facilitate wider participation in domestic and international competitions and performances.
- (e) Furthermore, in order to carry out the policies and purposes of this Act, the Philippine Sports Commission, the National Commission for Culture and the Arts, are hereby

attached to the Department of Sports, Culture, and Arts in addition to the power and functions herein provided.

SEC. 3. POWERS AND FUNCTIONS OF THE DEPARTMENT. - The Department shall exercise the following powers and functions:

- (a) Policy and Planning- Formulate, recommend and implement national policies, plans programs, and guidelines that will promote the development and harness the potential of all Filipino athletes, coaches, and cultural artists with due consideration to their welfare and success as national athletes and cultural artists competing and performing locally and in the international environment;
- (b) Plans, implement, and oversee integrated sports, culture, and arts promotion and development program for the country, in coordination with the various sector involved in sports, culture, and arts including but not limited to the national sports association, sports organization, and private corporation;
- (c) Establish and maintain linkages with international sports federations, national sports organizations of other countries, and international non-governmental organizations.
- (d) Establish, develop, and maintain world-class fully-equipped sports facilities and centers in strategic places in the country and, as far as practicable, include modern sports complexes adequate for major international competitions;
- (e) Acquire, use and control any land, buildings, facilities, equipment, instruments, tolls, and rights required or otherwise necessary for the accomplishment of the objective of the department;
- (f) Acquire, own, possess, regulate, and dispose of any real or personal;
- (g) Adopt, prepare, and implement comprehensive and detailed 50-year sports, culture, and arts development plan and work for its adoption and implementation;
- (h) Establish national asset management and registry program in determining important cultural properties, historical sites, archeological sites, and national cultural treasures of the nation in order to safeguard their intrinsic value;
- (i) Ensure a sustainable funding mechanism for the implementation of sports, culture, and arts policies, plans, programs, projects, and other activities;

SEC 4. ORGANIZATION-

1. **Secretary** - The authority and responsibility for the exercise of the mandate of the Department and for the discharge of its powers and functions shall be vested in the Secretary of Sports, Culture, and Arts, who shall be appointed by the President of the Republic of the Philippines. The secretary shall have the following functions:
 - (a) Provide executive direction and supervision over the entire operations of the Department and its attached agencies;
 - (b) Establish policies and standards for the effective, efficient and economical operation of the Department, in accordance with the programs of government;
 - (c) Review and approve requests for financial and manpower resources of all operating offices of the Department;
 - (d) Designate and appoint officers and employees of the Department, excluding undersecretaries, assistant secretaries, regional executive directors, and assistant regional directors, which shall be in accordance with the Civil Service Commission.
 - (e) Exercise disciplinary powers over officers and employees of the Department in accordance with the law, including their investigation and the designation of a committee or officer to conduct investigations;
 - (f) Coordinate with other agencies and public and private interest groups, including non-government organizations on the Department policies and initiatives;
 - (g) Prepare and submit to the President through the Department of Budget and Management an estimate of the necessary expenditures of the Department during the next fiscal year, on the basis of the reports submitted by the bureaus and offices under his/her jurisdiction;
 - (h) Serves as a member of the Government Procurement Policy Board pursuant to Republic Act No. 9184;
 - (i) Advise the President on the promulgation of executive and administrative orders and formulation of regulatory and legislative proposals on matters pertaining to sports, culture, and arts programs;
 - (j) Formulate such rules and regulations and exercise such other powers as may be required to implement the objectives of this Act; and,
 - (k) Perform such other tasks as may be provided by the law assigned by the President of the Republic of the Philippines.
2. **Undersecretaries.** – There shall be six (6) undersecretaries who shall be appointed by the President of the Republic of the Philippines upon the recommendation of the Secretary and the Career Service Executive Board and additional undersecretaries with coterminous appointments with the President of the Philippines as he may see fit, which shall consist of the following positions:
 - (a) Undersecretary for Administration;
 - (b) Undersecretary for Finance;
 - (c) Undersecretary for Legal;
 - (d) Undersecretary for Policy and Planning; and
 - (e) Undersecretary for Operation.

- (f) Undersecretary for Public Information and Domestic and International Relations
- (g) Undersecretary for Information and Technology.

3. **Assistant Secretaries.** - There shall be assistant secretaries to be appointed by the President of the Republic of the Philippines upon the recommendation of the Department Secretary, and shall be assigned in the following areas;
4. **Regional Executive Directors.** - There shall be a Regional Executive Director in each region who shall be responsible for efficiently and effectively carrying out the duties and responsibilities of his office.
5. **Structure and Staffing Pattern.** - The organizational framework and staffing pattern of the Department shall be prescribed and approved by the Secretary within ninety (90) days after the approval of this Act, and the authorized position created therein shall be approved by the Department of Budget and Management, which shall be filled through the job opportunity list of the Civil Service Commission Omnibus Rules on Appointments and Other Human Resource Actions.
6. **Secretariat.** - The Department shall organize bureaus, divisions, and offices in such manner as would carry out the declared policies and objectives enunciated herein and consistent with the provisions of the Civil Service Laws and Regulations;

SEC. 5. Attached Agencies.- The following agencies shall retain their powers and functions but shall be attached to the Department which shall have overall supervision:

- (a) Philippine Sports Commission;
- (b) Games and Amusement Board;
- (c) National Commission of Culture and the Arts.
 - C.1 Cultural Center of the Philippines
 - C.2 National Historical Commission of the Philippines
 - C.3 National Museum of the Philippines
 - C.4 National Library of the Philippines
 - C.5 National Archives of the Philippines
 - C.6 Komisyon ng Wikang Filipino

SEC. 6. INCENTIVES PROGRAM. - it is the policy of the State in the pursuit of its national sports, culture, and arts development goals to provide monetary and tax incentives to national athletes and cultural artists in order to encourage the participation of the community in the development of sports, culture, and arts in the grassroots sector.

In addition, all donations and contributions to the Department in connection with its fundraising projects and its continuing sports, culture, and arts development program shall be exempt from the donor's tax and shall be deductible in full in the computation of the taxable net income of the donor.

Furthermore, all delegations or representatives to any international competition, conventions, meetings, events, and performances shall be exempt from the payment of travel tax, airport tax, and other related taxes or fees now or hereafter imposed by laws or regulations.

SEC. 7. SPORTS FACILITIES. – The administration, supervision, and full control of all existing sports facilities, including land, buildings, and equipment, owned by the national government as well as those owned by a government-funded foundation, organization, association, and entities shall be transferred to the Department.

SEC. 8. CULTURAL AND ARTS FACILITIES. – All cultural and arts facilities such as museums, art galleries, and botanical and zoological gardens of historic, educational, or cultural interest and the like shall remain within their respective institutions or entities.

SEC. 9. REPORTORIAL REQUIREMENTS.– The Department together with the Attached Agencies shall submit a report to the Committees of both Houses on the status of the implementation of this Act including but not limited to organization and its operation, application, administration, execution, the effectiveness of its program, and public expenditures as may be determined by the Congressional Oversight Committee.

SEC. 10. APPROPRIATION.– The amount necessary to carry out the initial of this Act shall be sourced from any available funds of the National Treasury and is hereby appropriated and authorized to be released for the organization of the Department and its initial operations.

Thereafter, funds sufficient to fully carry out the objectives, powers, and functions of the Department shall be appropriated every fiscal year in the General Appropriations Act.

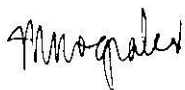
The Department shall submit its annual budget, which shall include, among others detailed information on the compensation and benefits received by the employees to the Office of the President for approval.

SEC. 11. SEPARABILITY CLAUSE.– If any part or provisions of this Act is held invalid or unconstitutional, the other provisions will not be affected and thereby shall remain in force and effect.

SEC. 12. REPEALING CLAUSE.– The provisions of any law, whether general or special, rules and regulations and other issuances or parts thereof which are inconsistent with this Act are hereby repealed, amended or modified accordingly.

SEC. 13. EFFECTIVITY CLAUSE.– This Act shall take effect fifteen (15) days after its publication in the Official Gazette and in at least two (2) newspapers of general circulations

Approved,

A handwritten signature in black ink, appearing to read 'M. Magales'.