

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

TWENTIETH CONGRESS
First Regular Session

HOUSE BILL No. **3146**



Introduced by HON. LINABELLE RUTH R. VILLARICA
4th DISTRICT, BULACAN

AN ACT
GRANTING CASH INCENTIVES TO WINNING FILMMAKERS, FILM PRODUCTION
ENTITIES, LITERARY WRITERS, ARTISTS, AND PERFORMERS IN THE CREATIVE
SECTOR, AND APPROPRIATING FUNDS THEREFOR

EXPLANATORY NOTE

As the Filipino artist expresses himself in a creative and aesthetic way through an artistic medium, such subjectivity may be based on his/her values, ideals and cultural background. This expression may also be a reflection of the collective experiences thoughts values, ideals and aspirations of a community, race, or nation. He may also relay varied interpretations to initiate an exchange of ideas among different people since art may have different meanings for them. As a tool of constructive criticism, the artist may use an artistic medium to initiate changes or preserve the status quo. These are the significant ways on how an artist can engage in participating in the preservation and transformation of our identity as a nation.¹

It is for this reason that our Filipino artists deserve to be recognized and provided with incentives: they manifest their skill and creativity in their specific art work as they contribute to the growth and development of our nation as it consistently adopts to the changes in political, social, cultural, technological and economic environment in a globalizing world community.

Support for the enactment of this bill is earnestly requested.

A handwritten signature in black ink, appearing to read "Linabelle", written in a cursive style.

REP. LINABELLE RUTH R. VILLARICA

¹ Jove Jim S. Aguas, *The Role Arts in Preserving/Transforming National Identity in Times of Change: Filipino Context*, University of Santo Tomas, Philippines (Paper for The Asian Conference on Ethics, Religion and Philosophy 2018 Official Conference Proceedings)

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

SECTION 1. *Short Title.* – This Act shall be known as the “Artists Incentives Act”.

SEC. 2. *Declaration of Policy.* – It is declared the policy of the State to support filmmakers, film production entities, literary writers, artist, and performers in the creative sector by providing for incentives based on international recognition and merit to encourage the creation of more quality art works.

SEC. 3. *Coverage.* – This Act shall apply to filmmakers, film production entities, literary writers, artists, and performers in the creative sector whose works merited the highest recognition for technical or artistic excellence in internationally notable and prestigious competitions, film festivals, and other Arts (NCAA), Film Development Council of the Philippines (FDCP), and the Cultural Center of the Philippines (CCP).

For purposes of this Act, Notable and prestigious competitions, film festivals and other exhibition shall refer to those which have given recognition and awards to artistic worked for the last five (5) years and are acknowledged for their international profile, audience size, and the quality and extent for their competition, festival or exhibition: *Provided*, That for the film industry, these events shall include but not limited to the following:

- a.) Festival de Cannes;
- b.) Sundance Film Festival;
- c.) Venice Film Festival;
- d.) Berlin International Film Festival;
- e.) New York Film Festival; and
- f.) Busan International Film Festival

SECTION 4. *Incentives for Winning Artists.* - For winning filmmakers, film production entities, literary writers, artists, and performers in the creative sector, the following amounts shall be granted as incentives tax free:

(a) One Million pesos (Php 1,000,000.00) to artist, production entities, itinerary writers, artists, and performers in the creative sector who have garnered the highest award from an international competition, film festival, or exhibition determined by the NCCA, FDCP, and CCP; and

(b) Five hundred thousand pesos (Php 500,000.00) to winning artist, production entities, literary writers, artists, and performers in the creative sector who have garnered special recognition and/or any other award not considered as the highest award from an international competition, film festival, or exhibition determined by the NCCA, FDCP, and CCP.

Provided, that should there be more than one winner of a particular award, the amount shall be equally divided among the winners.

SECTION 5. *Appropriation.* – The amount necessary for the implementation of this Act shall be charged against the National Endowment for Culture and the Arts established under Section 50 of Republic Act No. 10066 or the “National Cultural Heritage Act of 2009” subject to existing budgeting, accounting and auditing rules and regulations.

SECTION 6. *Implementing Rules and Regulations.* – Within thirty (30) days from the effectivity of this Act, NCCA, FDCP, CCP and the Department of finance (DOF), in consultation with other government agencies and concerned stakeholders, shall promulgate the Implementing Rules and Regulations (IRR) to carry out the provisions of this Act.

Provided, That the non-promulgation of the rules and regulations provided under this section shall not prevent the immediate implementation of this Act upon effectivity:

SECTION 7. *Repealing Clause.* – All laws, decrees, executive orders, executive issuances or letters of instruction, rules and regulations or any part thereof inconsistent with or contrary to the provisions of this Act are hereby deemed repealed, amended or modified accordingly.

SECTION 8. *Separability Clause.* – If, for any reason or reasons, any part or parts of this Act shall be declared unconstitutional or invalid by any competent court, other sections or provisions, hereof not affected thereby shall continue to be in full force and effect.

SECTION 9. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in any newspaper of general circulation.

Approved,