



NATIONAL COMMISSION FOR CULTURE AND THE ARTS

*Excerpts from the Minutes of the Regular Commission Meeting held on
September 29, 2014, NCCA, Manila*

and

*Confirmed at the Regular Commission Meeting held on
November 4, 2014, NCCA, Manila*

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Resolution

[U]pon motion made and duly seconded, the Commission approved and confirmed this **Resolution**:

Resolution No. 2014- 443

Procedure and Mechanism in the handling of Heritage Cases, Issues and Concerns relative to the Implementation of Republic Act 10066 and its Implementing Rules and Regulations

WHEREAS, Section 31 Article VIII of Republic Act 10066 states that the cultural agencies, in conformity with their respective charters and mandates, shall define and delineate their respective areas of responsibility with respect to cultural property and assessment of national cultural treasures and national historical landmarks, sites or monuments. These areas shall be subject to periodic re-assessment whenever necessary.

WHEREAS, in the interest of public service, there is a need to streamline the operations in the handling of heritage cases, issues and concerns relative to the implementation of Republic Act 10066 and its Implementing Rules and Regulations;

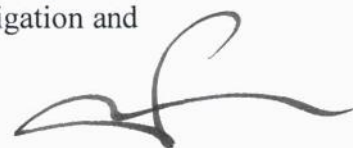
WHEREAS, pursuant to NCCA Board Resolution 2014-429 "Approving the Reorganization of the Plan/Policy Formulation and Programming Division of the NCCA Secretariat, the Cultural Heritage Section shall be in charge of the legal concerns of Republic Act 10066," particularly with the concerned government agencies such as the National Museum of the Philippines and the National Historical Commission of the Philippines as well as other cultural agencies and government institutions, local government units and other concerned stakeholders;

NOW, THEREFORE, be it **RESOLVED**, as it is hereby Resolved, to reiterate pursuant to Section 31 Article VIII in relation to Section 5 Article III and 6 of Republic Act 10066 and Section 8 and 9 of its IRR, the responsibilities and jurisdiction of Cultural Agencies in the categorization of cultural property:

- a) The National Commission for Culture and the Arts shall be responsible for the Works of National Artist and of Manlilikha ng Bayan and World Heritage Sites (Section 6 of RA 10066 and Section 9 of the IRR);
- b) The Cultural Center of the Philippines shall be responsible for significant cultural property pertaining to the performing arts;
- c) The National Archives of the Philippines shall be responsible for significant archival materials;
- d) The National Library shall be responsible for rare and significant contemporary Philippines books, manuscripts such as, but not limited to, presidential paper, periodicals, newspapers, singly or in collection, and libraries and electronic records;
- e) The National Historical Commission of the Philippines shall be responsible for significant movable and immovable cultural property that pertains to Philippine history, heroes and the conservation of historical artifacts;
- f) The National Museum shall be responsible for significant movable and immovable cultural and natural property pertaining to collections of fine arts, archaeology, anthropology, botany, geology, zoology and astronomy, including its conservation aspect; and,
- g) The Komisyon sa Wikang Filipino shall be responsible for the dissemination development, and the promotion of the Filipino national language and the conservation of ethnic languages;

RESOLVED FINALLY, as it is hereby Resolved, That in order to address various heritage cases, issues and concerns with expediency, the following procedure and mechanism are hereby adopted, as follows;

- h) All cases, petitions, issues and concerns on built heritage and structures deemed as Important Cultural Properties and UNESCO World Heritage Sites in the Philippines pursuant to Sections 5 and 6 of RA 10066 and Section 9 of its IRR not having been declared by the concerned cultural agencies shall be referred to the NCCA. This will be initially handled by the NCCA's Cultural Heritage Section for early action such as the conduct of inquiries, assessment and necessary coordination with the concerned cultural agencies, government institutions and LGUs as well as other stakeholders. The NCCA may also assist in the preparation of requirements for petition to the National Museum of the Philippines and the National Historical Commission of the Philippines for formal declaration of the structures upon their request as it may deemed necessary.
- i) In cases or petitions filed before the specific Cultural Agencies pursuant to their mandates and jurisdictions, the Cultural Agencies have the power under the law conduct their research, investigation and

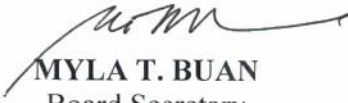


assessment / recommendation and to issue their own Cease and Desist Order. However, the Cultural Agencies, may elevate to the NCCA at their option the said petitions and/or requests for orders, with proper endorsement to the Commission;

- j) In cases or petitions involving structures dating at least 50 years old and without declaration yet of either cultural or historical significance may be referred to the NCCA or to the National Museum for early action to establish the archaeological, cultural and architectural significance. For those with joint or multiple declarations, such matter would be referred to the NCCA to convene the TWC who would consider all collaborative actions and render recommendations that will be referred to the Board of Commissioners for final action and approval.

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Prepared by:


MYLA T. BUAN
Board Secretary

For the Board:


FELIPE M. DE LEON, JR.
Chairman