



**NATIONAL COMMISSION FOR CULTURE AND THE ARTS**

*Excerpts from the Minutes of the Regular Commission Meeting  
held on May 25, 2022, Baguio Country Club, Baguio City*

**Resolution**

[U]pon motion made and duly seconded, the Commission approved this

**Resolution:**

**Resolution No. 2022-308**

**Approving and Adopting the NCCA Guidelines Governing the Issuance of Permits for  
Land and Underwater Archaeological Exploration and  
Excavation in the Philippines**

**WHEREAS**, Section 12 Republic Act 4846, otherwise known as the "Cultural Properties Preservation and Protection Act," as amended by Presidential Decree 374, s. 1974, provides that it shall be unlawful to explore, excavate, or make diggings on archaeological or historical sites for the purpose of obtaining materials of cultural historical value without the prior written authority from the Director of the National Museum;

**WHEREAS**, Section 30(a) of Republic Act No. 10066, otherwise known as "The National Cultural Heritage Act of 2009," provides that the National Museum, with respect to cultural/archaeological/anthropological matters shall regulate and control all anthropological research conducted by foreigners; and all archaeological excavation or exploration;

**WHEREAS**, Section 30 of Republic Act No. 11333, otherwise known as the "National Museum of the Philippines Act", provides for the transfer of regulatory functions from the National Museum of the Philippines (NMP) to the National Commission for Culture and the Arts (NCCA), specifically all regulatory functions as provided by Republic Act No. 4846, Presidential Decree No. 260, Presidential Decree No. 374, Presidential Decree No. 1109, Republic Act No. 8492, Republic Act No. 9105, Republic Act No. 10066, and all other laws and issuances amending or citing as legal basis the same;

**WHEREAS**, the NCCA Enforcement Section of the Cultural Properties Protection and Regulation Division prepared the new guidelines on the issuance of permits for land and underwater archaeological exploration and excavation based on the existing guidelines of the NMP Cultural Properties Regulation Division, extending the issuance of excavation permits to cover development projects and making the permit more accessible to practitioners conducting exploration or excavation for research purposes, and streamlining the processes in consideration of the organizational structure and procedures laid down by R.A. No. 10066 and the rules set forth by the Commission;



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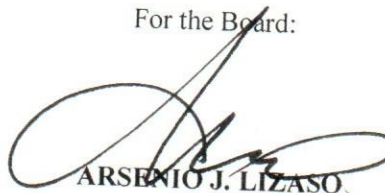
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NOW, THEREFORE, be it **RESOLVED**, as it is hereby **RESOLVED**, after due deliberation and careful review to **APPROVE** and **ADOPT** the **NCCA Guidelines Governing the Issuance of Permits for Land and Underwater Archaeological Exploration and Excavation in the Philippines**, herewith attached as Annex A.

Attested by:

  
**MYLA T. BUAN**  
Board Secretary

For the Board:

  
**ARSENIO J. LIZASO**  
Chairman



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**Annex A Resolution No. 2022-308, May 25, 2022  
Approving and Adopting the NCCA Guidelines Governing the Issuance of Permits for  
Land and Underwater Archaeological Exploration and  
Excavation in the Philippines**

**GUIDELINES GOVERNING THE ISSUANCE OF PERMITS FOR LAND AND  
UNDERWATER ARCHAEOLOGICAL EXPLORATION AND EXCAVATION IN  
THE PHILIPPINES**

**I. PURPOSE**

This Guidelines aims to establish the procedures for the issuance of permits for land and underwater archaeological exploration and excavation in the Philippines conducted for research or development projects, and ensure compliance with the provisions of R.A. No. 10066, otherwise known as "The National Cultural Heritage Act of 2009" and its Implementing Rules and Regulations; R.A. No. 4846, otherwise known as the "Cultural Properties Preservation and Protection Act", as amended by P.D. 374; to afford protection to the archaeological areas of the country; and the proper implementation of R.A. No. 11333, transferring the regulatory functions of the National Museum of the Philippines (NMP) to the NCCA.

**II. SCOPE AND COVERAGE**

This Guidelines shall cover all applications for archaeological research, recovery of cultural property, and all earth-moving activities whether for academic purposes or in relation to construction and commercial developments, in both land and underwater sites in the Philippines.

**III. OBJECTIVES**

The objectives of this Guidelines are:

1. To protect the interest of the Government and to preserve the cultural heritage of the Filipino people.
2. To regulate, control, and monitor the conduct of land and underwater archaeological research, exploration, and excavation in the Philippines, including the issuance of excavation permits for the conduct of archaeological impact assessments.



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3. To retrieve archaeological materials and related resources in areas that will be affected by earth-moving activities associated with construction and commercial developments.

IV. DEFINITION OF TERMS

- 4.1. **Archaeological exploration** refers to the conduct of preliminary on-the-spot evaluation, documentation, and assessment of a site which employs scientific survey methods and carried out by an archaeological team. It is also called survey, foot survey, reconnaissance with the objective of finding a site or checking a reported site, with the intention to collect materials.
- 4.2. **Archaeological excavation** refers to the systematic and controlled investigation and digging of an archaeological site, whether on land or underwater, by an archaeological team which principally aims to scientifically record and/or recover archaeological context, artifacts, and features. This can either be test or full-blown/scale digging in squares or trenches.
- 4.3. **Archaeological materials** shall refer to fossils, artifacts, relics, antiques, and other cultural, geological, botanical, zoological materials, or ecofacts collected from any place, whether above or underground, underwater or at sea level, which depict and document culturally relevant paleontological, prehistoric and/or historic events.
- 4.4. **Artifacts** shall refer to articles which are products of human skills or workmanship, especially in the simple product of primitive arts or industry representing past eras or periods.
- 4.5. **Antiques** shall refer to a cultural property found locally which is one hundred (100) years in age, more or less, the production of which has ceased.
- 4.6. **Archaeological team** shall refer to the team provided by the Permit grantee who are capable in conducting the activities allowed under the Permit.
- 4.7. **Archaeological Area** shall refer to any place, whether above or underground, underwater or at sea level, containing evidence of past human activity or fossils, artifacts and other cultural, geological, botanical, zoological materials which depict and document culturally relevant paleontological, prehistoric and/or historic events.



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- 4.8. **Archaeological Impact Assessment** shall refer to the study conducted by qualified archaeologist that assesses the archaeological significance of the land or property and verifies the impact of the development to it.
- 4.9. **Cultural Property** shall refer to all products of human creativity by which a people and a nation reveal their identity, including churches, mosques and other places of religious worship, schools and natural history specimens and sites, whether public or privately-owned, movable or immovable, and tangible or intangible.
- 4.10. **General Time Plan** shall refer to a summarized schedule of events covering pre-excavation activities that will lead to the excavation proper (e.g., surveys, procurement, team briefing) and post-excavation activities (accessioning and site report submissions).
- 4.11. **Important Cultural Property (ICP)** refers to a cultural property having exceptional cultural, artistic, historical and / or scientific significance to the Philippines, as shall be determined by the National Commission for Culture and the Arts.
- 4.12. **Methodology** shall refer to a discussion on the steps that will be taken to perform the fieldwork, from pre-excavation, excavation, and post-excavation activities and shall include the objectives and ethical considerations which includes working with indigenous groups.
- 4.13. **Site Report** shall refer to the final report on the excavation to be submitted after the fieldwork. The report shall include an abstract, table of contents, a short general background on the site, archaeological background of the area/site studied, methods, results, discussion, and an accession list of the finds.
- 4.14. **Tangible Cultural Property** shall refer to cultural property with historical, archival, anthropological, archaeological, scientific, artistic and architectural value and with exceptional or traditional production whether of Philippine origin or not, including antiques and natural history specimens with significant value.

V. GENERAL PROVISIONS

5.1. Permits to explore or excavate shall be issued only to the following:

- 5.1.1. Qualified archaeologists conducting archaeological excavation for research or for Archaeological Impact Assessment (AIA);
- 5.1.2. Duly accredited scientific and educational institutions;



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- 5.1.3. Duly registered domestic stock or non-stock and non-profit corporation group or organizations in the field of archaeology;
  - 5.1.4. Other government agencies or instrumentalities of proven ability to conduct archaeological work;
  - 5.1.5. Juridical groups under sponsorship by a scientific or educational institution; or who upon the judgment of the NCCA are competent and qualified to conduct archaeological work;
  - 5.1.6. Foreign scientific and educational institutions must have linkages or partnerships with the NCCA, the NMP, or any duly recognized local scientific research or academic institution, or archaeological firm registered with the Securities and Exchange Commission.
- 5.2. A formal letter of application for a permit to explore or excavate shall be addressed to the Executive Director of the NCCA at least sixty (60) calendar days prior to the commencement of the Project. The letter of application shall include the following:
- 5.2.1. Project Design:
    - 5.2.1.1. Proponents
    - 5.2.1.2. Cooperating Agencies
    - 5.2.1.3. Summary of Project (Including any background information or documentation, if available)
    - 5.2.1.4. Significance
    - 5.2.1.5. Methodology
    - 5.2.1.6. General Time Plan
    - 5.2.1.7. Financial Plan and Funding Source
    - 5.2.1.8. Key Team Members and Personnel
    - 5.2.1.9. References
    - 5.2.1.10. Historical/Archival Documentation (if available)
  - 5.2.2. Evidence of competence and experience in the field of archaeology to be validated by the NCCA or its representative.
  - 5.2.3. Non-citizen applicants should have the proper Philippine Visa and working appointment or permits secured from the concerned Philippine government agencies (Department of Foreign Affairs (DFA)/Bureau of Immigration (BI)) and should have an affiliation with a Philippine University or the NMP.
  - 5.2.4. For underwater archaeology, list of certified divers and their respective positions who will be involved in the scientific underwater archaeological work. This should include a Dive Safety Officer or a document detailing the team's safety plans and emergency procedures.



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- 5.3. All cultural properties and archaeological materials found in land or underwater archaeological sites belong to the State.
- 5.4. All land and/or underwater archaeological explorations and excavations shall be supervised/monitored by the NCCA or its representative archaeologists empowered by an authority to supervise.
- 5.5. Archaeological or anthropological materials presumed as important cultural property shall be allowed to leave the country subject to the NCCA Guidelines Governing the Export of Cultural Properties from the Philippines.
- 5.6. Excavations in caves, rock shelters, and other areas by laymen are prohibited. All earth-moving activities in these areas must have the proper permit and clearance from the DENR or the appropriate government agency.
- 5.7. The provisions under Section VIII of this Guidelines shall govern the issuance of excavation permits for the conduct of AIA.
- 5.8. In the conduct of construction work or other earth moving activities where the presence of any cultural or historical property is discovered, the permit holder or the project implementor shall immediately suspend all activities that will affect the site and shall report the same to the NCCA immediately, or not later than five (5) days from date of discovery. The NCCA shall inform the local government unit having jurisdiction over the place where the discovery was made. The local government unit shall promptly adopt measures to protect and safeguard the integrity of the cultural property so discovered and. The suspension of these activities shall be lifted only upon the written authority of the NCCA and only after the systematic recovery of the archaeological materials.
- 5.9. Upon submission of complete requirements, the CPPRD personnel shall prepare the order of payment for the applicant to pay the applicable fees:

Excavation Permit: PhP 3,000.00  
Exploration Permit: PhP 1,000.00  
Processing Fee: PhP 250.00

Upon payment, the NCCA shall have a maximum of twenty (20) days within which to issue the permit.

- 5.10. Government agencies, educational or non-profit research institutions who wish to undertake land and underwater archaeological exploration or excavation shall be exempt from paying the Excavation or Exploration permit fee.



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- 5.11. Accession codes shall be provided by the NMP, being the repository of archaeological resources of the country.
- 5.12. The provisions of this Guidelines on explorations and excavations of land and underwater archaeological sites shall supersede all local, municipal, regional and autonomous regional governments' resolutions and ordinances that are inconsistent with the provisions of R.A. No. 10066, R.A. 4846, as amended, and their respective Implementing Rules and Regulations.

**VI. PERMIT FOR LAND ARCHAEOLOGICAL EXPLORATION AND EXCAVATION**

Individuals or entities stated in Section 5.1. hired to provide archaeological work or studies, or entities involved in the recovery of archaeological materials shall be required to acquire the necessary archaeological permit. The procedure and requirements, in addition to those mentioned in Section 5.2., are as follows:

**6.1 Permit for Land Archaeological Exploration**

- 6.1.1 Applicant shall submit a letter addressed to the Executive Director requesting for the issuance of a permit for land archaeological exploration including detailed information relative to the request, with
- 6.1.1.1 Project Design; and
  - 6.1.1.2 Resume with supporting documents (for individuals) or Company Profile with supporting documents (for institutions).
- 6.1.2 All the submitted documents shall be evaluated by the Cultural Properties Protection and Regulation Division (CPPRD), and if necessary, with the assistance of the Archaeology Division, Maritime and Underwater Cultural Heritage Division of the NMP pursuant to Section 30. Of R.A. No. 11333.
- 6.1.3 After proper compliance by the proponent and favorable evaluation, notice of approval shall be issued by the NCCA, approving the request and stating the fees to be paid by the former. However, in case of disapproval due to justifiable grounds, a corresponding notice of disapproval shall be issued citing reason/s of said disapproval. Within seven (7) days from receipt of the said disapproval, the proponent may file a request for reconsideration addressed to the Executive Director. After which the decision shall be final.



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- 6.1.4** After the requirements have been verified and payments have been made, the Permit to Conduct Archaeological Exploration shall be prepared by the CPPRD Staff to be signed by the Chief of the CPPRD, and by the Executive Director or his duly appointed representative, and thereafter released to the applicant.
- 6.1.5** A general report on the results of the exploration at the end of the validity of the permit shall be submitted in triplicate copy to the NCCA, together with the accession and inventory records.

**6.2 Permit for Archaeological Excavation**

- 6.2.1** All applications for permit for Archaeological Excavation must be accompanied by the following:
- 6.2.1.1** Letter addressed to the Executive Director expressing intent to conduct archaeological excavation;
  - 6.2.1.2** Detailed archaeological report on the results on the exploratory studies on the area covered by the Permit for Archaeological Exploration, if applicable;
  - 6.2.1.3** Technical proposal for archaeological excavation on the area applied for;
  - 6.2.1.4** For juridical entities, certified true copy of Certificate of Registration issued by the Securities and Exchange Commission (SEC) and other documents pertinent to the corporation/ associations; or evidence of DTI or BIR registration for independent AIA consultants, not registered as a One Person Corporation.
- 6.2.2** After proper compliance by the proponent and favorable evaluation, notice of approval shall be issued by the NCCA, approving the request and stating the fees to be paid by the former. However, in case of disapproval due to justifiable grounds, a corresponding notice of disapproval shall be issued citing reason/s of said disapproval. Within seven (7) days from receipt of the said disapproval, the proponent may file a request for reconsideration addressed to the Executive Director, after which the decision shall be final.
- 6.2.3** After the requirements have been verified and payments have been made, the Permit to Conduct Archaeological Excavation shall be prepared by the CPPRD Staff to be signed by the Chief of the CPPRD, and by the Executive Director or his duly appointed representative, and thereafter released to the applicant.



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- 6.2.4 Upon completion of the excavation, a Site Report in triplicate copy, inventory and archaeological collections must be submitted to the NCCA.
- 6.2.5 The validity of the excavation permit shall be determined by the General Time Plan submitted by the applicant but shall not exceed a period of one (1) year. A permit may be extended for another year provided that the applicant submits a general report, updated Project Design, and pay the applicable fees.
- 6.2.6 It is understood that the archaeological activities, both in the exploratory and excavation stages, shall be monitored by CPPRD personnel.
- 6.2.7 A general report on the results of the excavation at the end of the validity of the permit or upon completion of the project shall be submitted in triplicate copy to the NCCA, together with the accession and inventory records.

### 6.3 Miscellaneous Provisions

- 6.3.1 The NCCA shall be furnished with copies of all documents, such as but not limited to, site report, accession and inventory records, logbook, negatives, photographs and other records pertinent to the project within three (3) months after particular documentation has been completed.
- 6.3.2 All archaeological specimens shall be turned over to the NCCA after analysis. However, the NCCA and the proponent can agree on where to store the archaeological specimens at the end of the project; *provided* that the NCCA be allowed to access the artefacts at any time; *provided, further*, that any movement or transfer of the artefacts be made known to the NCCA.
- 6.3.3 The proponent has the right to loan artifacts for exhibit and further study;
- 6.3.4 All fragmentary materials such as sherds, organic and inorganic materials and so on recovered because of the project shall belong to the State. A type collection of these materials may be provided to the proponent, to a university or similar educational or cultural institutions by the NCCA upon request.
- 6.3.5 The proponent shall furnish the NCCA with a copy of all publications, technical reports or professional papers, articles or books containing information or data arising from the project.



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- 6.3.6 Landforms in sites should be left undisturbed if possible and destruction of these during the course of the work shall be minimized; all excavated sites must be restored as closely to the original as possible upon completion of the project.
- 6.3.7 Permits from the NCCA are non-transferable. The proponent cannot assign the rights over the permit and the implementation of permits to other persons or entities for whatever considerations.
- 6.3.8 No excavation shall commence until the applicant has completed all requirements and before the issuance of permits to explore and/or excavate in the Philippines.
- 6.3.9 NCCA Research Associates shall be authorized to legally excavate and/or supervise archaeological activities.
- 6.3.10 The NCCA has the absolute right to revoke the permit issued on the following grounds:
- 6.3.10.1 violation of the provisions stipulated in these rules and regulations, and/or inability to comply with the same;
  - 6.3.10.2 fraudulent acts, including the withholding any information regarding the discovery, presence and/or location of any item or object recovered from the site or any part thereof with the intention of defrauding the NCCA;
  - 6.3.10.3 unethical or unprofessional behavior towards or in the presence of the NCCA representative/s in sites during the conduct of the project, whether in land or underwater excavation;
  - 6.3.10.4 Violating a code of ethics of the discipline of archaeology;
  - 6.3.10.5 illegal possession of firearms and ammunitions, and any object that may endanger lives of other members of the team.



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**VII. PERMIT FOR UNDERWATER ARCHAEOLOGICAL EXPLORATION  
AND EXCAVATION**

**7.1 Exploration Permit**

- 7.1.1 The maximum area to be allowed for each application for exploration permit shall not exceed fifty (50) square kilometers in total area, expressed in terms of longitude and latitude. A larger area may be allowed for an application upon proof that modern survey techniques can be implemented. Exploration permits shall not apply to verification of reported sites.
- 7.1.2 No two (2) proponents or applicants may overlap in terms of area covered by each permit.
- 7.1.3 Exploration permits are only valid for six (6) months and can be renewed for another six months after evaluation of the grantee's activities based on its submitted filed report, and after payment of the applicable fees.
- 7.1.4 An applicant is limited to two (2) exploration permits at any given time.
- 7.1.5 Recovery of materials from exploration work is limited to archaeological Samples retrieved from the surface only. Such samples shall belong to the State, under the custody of the NCCA and the limit of the samples shall be decided only by the NCCA.
- 7.1.6 Recovered archaeological samples from the conduct of exploration shall not be subjected to destructive analysis without the permission from the NCCA or the NMP.

**7.2 Excavation Permit**

- 7.2.1 Excavation permits are limited to a period of one (1) year and renewable for another year in areas unaffected by seasonal climatic variations; in affected areas, excavation permits are limited to six (6) months and renewable for another six (6) months upon submission of a general report and payment of the applicable fees, *provided*, that no permit shall exceed a period of eighteen (18) months.

  
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7.2.2 In areas unaffected by seasonal climatic variations, only one excavation permit may be granted to an applicant at any one time. In affected areas, two (2) excavation permits may be granted, each grantee working alternatively as the weather condition warrants.

7.3 Permits for underwater archaeological excavations may be limited to sites whose depths that can be worked on safely by appropriately trained and certified divers and where archaeological methods and techniques of excavation and recovery may be applied.

However, If the proponent can provide adequate and safe equipment for diving to such depths without compromising the safety of the divers or if exploration or excavation can be safely practiced using manned or unmanned submersible vehicles or through remotely operated vehicles, the permit shall no longer be limited to certain depths.

### 7.4 Miscellaneous Provisions

7.4.1 A log book should be maintained to record daily activities, features, notes and other related information which may not otherwise appear in other records, including the detailed description of the methods used during explorations and excavations. The documentation can be in English or Filipino.

7.4.2 Underwater archaeological exploratory work shall be carried out only under the supervision of a NCCA authorized representative.

7.4.3 The proponent shall bear all expenses related to the conduct of archaeological activities including, but not limited to, on-site accommodation and food costs. In cases where significant archaeological finds are discovered in situ, any extension of work deemed necessary by NCCA representatives are likewise reimbursable.

7.4.4 The proponent shall pay the NCCA employees authorized to supervise or monitor the project the following:

Hazard Pay of PhP 700.00 per day.

Honorarium of PhP 4000.00 per excavation permit.



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**NATIONAL COMMISSION FOR CULTURE AND THE ARTS**

633 General Luna Street, Intramuros, 1002 Manila / Tel. 527-2192 to 98 / Fax 527-2191 & 94 / e-mail: info@ncca.gov.ph / website: www.ncca.gov.ph





**NATIONAL COMMISSION FOR CULTURE AND THE ARTS**

*Excerpts from the Minutes of the Regular Commission Meeting  
held on May 25, 2022, Baguio Country Club, Baguio City*

- 7.4.5** The commencement of the operations shall not be later than (30) days after the date stipulated in the approved timetable unless otherwise agreed upon by both parties. Absence of communication from proponent after the prescribed period has lapsed will be a ground for revocation of permit. Should the permit holder fail to commence the activities due to force majeure he or she must notify the NCCA for the adjustment of the project schedule.
- 7.4.6** The NCCA shall be furnished with copies of all documents, such as but not limited to accession and inventory records, logbook, negatives, photographs and other records pertinent to the project. Such copies must be submitted to the NCCA within three (3) months after particular documentation has been completed.
- 7.4.7** Right to Loan Artifacts for Exhibit and Analysis
- 7.4.7.1** Aside from the NCCA, the proponent shall have the right of first refusal to loan the artifacts for purposes of documentation, exhibition, and analysis.
- 7.4.8** All fragmentary materials such as sherds, organic and inorganic materials and so on recovered because of the project shall belong to the State. A type collection of these materials may be provided to the proponent, to a university or similar educational or cultural institutions by the NCCA upon request.
- 7.4.9** All rare, unique pieces and items belong to the State. However, sharing of other archaeologically recovered specimens shall be subject to negotiation in a MOA between the NCCA and the proponent. The material cost of the total conservation of the recovered materials shall be borne by the proponents until sharing is completed. The technical expertise in the conservation of the materials may be provided by the NCCA.
- 7.4.10** The use of explosives in underwater archaeological work is strictly prohibited.
- 7.4.11** The NCCA is not liable and will not assume responsibility for accidents, losses or damages resulting from underwater archaeological operations in Philippine waters; the proponent is liable if through their negligence, during the course of operations, if any representatives of the NCCA encounter harm in any form.



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- 7.4.12 As much as possible, landforms in sites shall be left undisturbed and the destruction of these during the course of the work shall be minimized; all landforms must be restored as closely to the original as possible upon completion of the project.
- 7.4.13 Sub-contracting of underwater archaeological work or third-party arrangements is not permitted. Permits from the NCCA are non-transferable, nor can the proponent assign his rights to the permit and the implementation of permits to other persons or entities for whatever considerations.
- 7.4.14 Arbitration, when necessary, on any consideration shall be done in Philippine courts in accordance with Philippine law on arbitration.
- 7.4.15 The permit grantee must provide underwater diving equipment for NCCA employee, which shall be for their exclusive use during the period of the archaeological work, provided that the employee is a certified diver.
- 7.4.16 The permit grantee shall provide for a detailed safety plan that accounts for steps to be taken in emergency situations.
- 7.4.17 No exploration or excavation shall commence until the applicant has completed all requirements and before the issuance of permits to explore and/or excavate in the Philippines.
- 7.4.18 The NCCA has the absolute right to revoke the permit issued to the permit grantee on the following grounds: violation of the provisions stipulated in this Guidelines, and/or inability to comply with the same; withholding any information regarding the presence or location of any item or object recovered from the site or any part thereof with the intention of defrauding the NCCA, possession, traffic, or use of prohibited drugs by any member of the permit grantee's team during the diving operations; and illegal possession of firearms and ammunitions, and any object that may endanger lives of other members of the team.



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**VIII. TERMS AND CONDITIONS OF THE PERMIT**

- 8.1. The permit holder shall obtain the necessary permits from other concerned agencies or offices and shall have exclusive rights for excavations and exploration over area subject of the permit.
- 8.2. The permit holder shall secure the consent of the owner or custodian of the property and/ or any government agency evidenced by a written document signed by the parties.
- 8.3. The permit holder shall coordinate any other activities related to the Project to the concerned authorities, both national and local, including the Cultural Properties Protection and Regulation Division (CPPRD) of the NCCA, within five working days to be reckoned from the date the project activity commenced.
- 8.4. All archaeological finds shall belong exclusively to the State. As an exception, archaeological finds of human remains, including the associated material evidence, in relation with American or Japanese missions, excavated, recovered, and reviewed by the permit holder, the NCCA or its representatives shall only be allowed transport upon issuance of the appropriate Permit to Transport, for identification or repatriation, as the case may be.
- 8.5. No remains shall be removed from the Republic of the Philippines without consulting the NCCA.
- 8.6. The Permit Holder shall not export any archaeological find without an Export Permit or Certificate of Non-Coverage issued by the NCCA.
- 8.7. The Permit Holder shall be exclusively responsible for any injury or liabilities that may arise from the project activities.
- 8.8. When needed, the rehabilitation of the site after the excavation shall be the sole responsibility of the Permit Holder.
- 8.9. The Permit to explore or excavate is non-transferrable. No activity in connection with the project shall be subcontracted, unless otherwise approved by the NCCA.
- 8.10. Any dispute arising from or in connection with the Permit shall be resolved before any court of competent jurisdiction in the City of Manila.
- 8.11. The NCCA may impose other conditions that it may deem necessary based on the circumstances surrounding the application.



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## NATIONAL COMMISSION FOR CULTURE AND THE ARTS

*Excerpts from the Minutes of the Regular Commission Meeting  
held on May 25, 2022, Baguio Country Club, Baguio City*

### IX. PENALTIES

- 9.1 Pursuant to Section 48 of R.A. 10066, it shall be prohibited to destroy, demolish, mutilate, or damage any archaeological and anthropological sites, to explore, excavate or undertakes diggings for the purpose of obtaining materials of cultural historical value without prior written authority from the NCCA. Moreover, no excavation or diggings shall be permitted without the supervision of a qualified archaeologist authorized by the NCCA to supervise archaeological activities.
- 9.2 In addition to penalties provided in Section 49 of R.A. No. 10066, any acts done in contravention of the law, the terms and conditions of the permit, or any provision of this Guidelines shall be a ground for the revocation of the permit issued.

### X. GUIDELINES REVIEW PROCESS

This Guidelines will be reviewed every five years and at other times if any significant new information or organizational change warrants a review. The effectiveness of this Guidelines will be assessed as required and the guidelines will be amended if necessary to reflect the needs of the Commission. The Executive Director is authorized to promulgate rules and regulations to implement the provisions of this Guidelines subject to the approval of the Chairman. Any amendment to this Guidelines requires the approval of the NCCA Board.

### XI. SEPARABILITY CLAUSE

If any provision or part hereof is held invalid or unconstitutional, the remainder of these rules or the provision not otherwise affected shall remain valid and subsisting.

### XII. REPEALING CLAUSE

All rules, board resolutions, instructions and rules and regulations or parts thereof which are inconsistent with this Guidelines are hereby deemed repealed or modified accordingly.

### XIII. EFFECTIVITY

This Guidelines shall take effect after fifteen (15) calendar days following its full publication in the Official Gazette or in two (2) daily major newspapers of general circulation in the Philippines, whichever takes place sooner. A copy of this guidelines shall be deposited in the National Administrative Register and the UP Law Center.



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**NATIONAL COMMISSION FOR CULTURE AND THE ARTS**  
*Excerpts from the Minutes of the Regular Commission Meeting held on*  
*May 25, 2022, Training Center, Baguio Country Club, Baguio City*

**Resolution**

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

**Resolution No. 2022-309**  
**Confirming the Winners of the**  
**NCCA Haligi ng Dangal Awards 2022:**  
**Citation of Merits in Architecture and Allied Arts**

**WHEREAS**, Commission is mandated to extend recognition of artistic achievement through awards and grants and service to artists and groups which contribute significantly to the Filipino cultural legacy [Sec. 12 (a)(4)];

**WHEREAS**, the NCCA Haligi ng Dangal Awards is an institutional program of the National Committee on Architecture and Allied Arts (NCAAA) with funding allocation from the Commission;

**WHEREAS**, the NCCA Haligi ng Dangal Awards is a biennial award which encourages excellence in design expressing Philippine cultural identity in the global milieu in the fields of architecture, landscape architecture, interior design, and town and/or environmental planning;

**WHEREAS**, the NCAAA initiated the endeavor to give due recognition and provide avenue for Filipino architects and other allied practitioners to come up with designs rooted on Philippine culture;

**WHEREAS**, the NCAAA submitted to the NCCA Board of Commissioners the results of the final judging of the Haligi ng Dangal Awards 2022;

**NOW, THEREFORE**, be it **RESOLVED**, as it is hereby **RESOLVED**, To **CONFIRM** the following winners of the **Haligi ng Dangal Awards 2022: Citation of Merits in Architecture and Allied Arts**:

Architecture category - Teatro Amianan by Ar. Aristotle Go (Ninety Design Studio)  
Landscape Architecture category - Bulacan Capitol Garden by L.Ar. Madonna P. Danao,  
L.Ar. Ross Aron Pabustan, L.Ar. Danilo Flores Jr.  
People's Choice Award - Rehabilitation of Catigbian Municipal Center by Ar. German  
Janus Nino S. Guidaben, UAP

  
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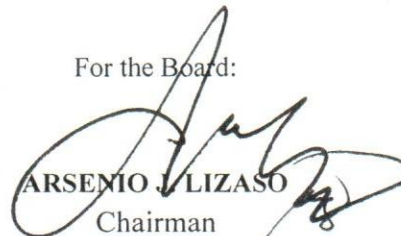
**RESOLVED FURTHER**, That the NCAAA is requested to update and revise the guidelines to address vital legal concerns, particularly compliance with existing laws, rules and regulations such as Republic Act 7356 and the guidelines of the National Historical Commission of the Philippines;

**RESOLVED FINALLY**, That the concerned NCCA Secretariat be involved in the screening of nominations to assist and guide the NCAAA in the compliance check of nominations, and to consult with relevant agencies and organizations.

Attested by:

  
**MYLA T. BUAN**  
Board Secretary

For the Board:

  
**ARSENIO J. LIZASO**  
Chairman



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