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Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City



EIGHTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 4332

Introduced by Hon. John Marvin "Yul Servo" C. Nieto

EXPLANATORY NOTE

As a manifestation of support to this timely piece of legislation, this representation respectfully refiles this bill, which has constantly been receiving support from the past and present congress

The proposed measure aims to aid in fully carrying out the intent of Republic Act No. 9167 when it comes to the film archiving efforts of the government. Under the aforementioned law, one of the powers and functions of the Film Development Council of the Philippines is to provide a film archiving system "to conserve and protect film negatives and/ or prints as part of the nation's historical, cultural, and artistic heritage." However, the Film Development Council was unable to fully introduce and implement a film archiving system in the country due to a number of reasons - absence of a storage infrastructural facility, financial problems, and lack of technical expertise, just to name a few.

It is high time that we fully introduce and implement a film archiving system in the country in order to ensure that classic films and other similar media are properly conserved and protected as these things form part of our country's history, culture, and heritage.

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


JOHN MARVIN "YUL SERVO" C. NIETO

44 Republic of the Philippines
45 **HOUSE OF REPRESENTATIVES**
46 **Quezon City**

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48 **EIGHTEENTH CONGRESS**
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50 **HOUSE BILL NO. 4332**
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54 **Introduced by Hon. John Marvin "Yul Servo" C. Nieto**
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56
57 **AN ACT CREATING THE NATIONAL FILM ARCHIVE TO BE MANAGED**
58 **BY THE FILM DEVELOPMENT COUNCIL, AND APPROPRIATING FUNDS**
59 **THEREFOR**

60
61 *Be it enacted by the Senate and the House of Representatives of the*
62 *Philippines in Congress assembled:*

63
64 **SECTION 1.** There is hereby created a National Film Archive of the
65 Philippines to be managed and maintained by the Film Development Council.

66
67 **SEC. 2.** The National Film Archive of the Philippines shall have the following
68 powers and functions:

- 69
- 70 1. Plan, formulate, and implement an archival administration program for
71 the efficient recovery, restoration, conservation, preservation,
72 maintenance, utilization and disposal of cinematographic films
73 including the adoption of security measures and film protection
74 program;
 - 75
 - 76 2. Review and approve films nominated for inclusion in the National Film
77 Archive;
 - 78
 - 79 3. Conduct archival researches using materials here and abroad,
80 including background studies about films considered for inclusion in
81 the National Film Archive, and;
 - 82
 - 83 4. Acquire through transfer, donation, purchase or any other means film
84 prints and digital masters of films which have enduring archival value;
 - 85
 - 86 5. Ensure the preservation and conservation of existing and future film
87 archival resources of the government;
 - 88
 - 89 6. Reproduce and authenticate copies of cinematic films, subject to
90 copyright laws;
 - 91
 - 92 7. Facilitate the acquisition of a permanent and suitable building for the
93 National Film Archives to house the country's film archival holdings;
 - 94
 - 95 8. Promote appreciation of and build cultural values from the cinematic
96 films in the National Film Archive;
 - 97

98 9. Provide for access to the Film Archive for scholarly and research
99 process, subject to reasonable guidelines;

100
101 10. Make Filipino films readily available for educational, historical, and
102 cultural purposes to all segments of Philippine society, as well as the
103 international community;

104
105 11. Give technical assistance to all government offices, instrumentalities,
106 and agencies, national or local, in the planning, implementation and
107 evaluation of their film archives administration program; and

108
109 12. Conduct training programs on film archives management, including
110 the establishment of an archival system for both public and private
111 sectors.

112
113 **SEC. 3.** The National Film Archive of the Philippines shall be headed by an
114 executive director with a rank equivalent to a bureau director and who shall
115 be assisted by two deputy executive directors.

116
117 The President of the Philippines shall appoint the executive director and the
118 two deputy executive directors of the Film Archive from a list of nominees
119 submitted by the Film Development Council: *Provided*, That said officials to
120 be appointed to the Film Archive shall be knowledgeable of the artistic,
121 historical, cultural and/or technical aspects of film-evaluation, restoration
122 and/or archiving along world-class standards.

123
124 The executive director and the deputy executive directors shall serve for a
125 term of two (2) years and shall be eligible for reappointment for a second
126 term: *Provided*, That no director shall serve for more than two (2)
127 consecutive terms: *Provided further*, if any director fails to complete a term,
128 the person appointed to fill the vacancy shall serve only for the unexpired
129 portion of the term of the director whom he/she succeeds, unless re-
130 appointed: *Provided finally*, That such service of the unexpired portion shall
131 not counted as a term.

132
133 The National Film Archives shall establish its own staffing pattern, and salary
134 and compensation scheme, within six months from the effectivity of this Act,
135 subject to the rules and regulations of the Department of Budget and
136 Management (DBM) and the Civil Service Commission (CSC).

137
138 **SEC. 4.** Film companies or individual producers are hereby required to
139 submit, at reasonable cost, a copy of their film to the National Film Archive
140 within three (3) months from its official release.

141
142 **SEC. 5.** The Film Development Council shall, in consultation with the
143 National Historical Institute, National Commission on Cultural and Arts, and
144 the National Archives of the Philippines, issue the necessary rules and
145 regulations to implement the provisions hereof.

146
147 **SEC. 6.** The amount necessary to carry out the provisions of this Act shall be
148 included in the General Appropriations Act of the year following its
149 enactment into law and thereafter.

151 **SEC. 7.** All acts, decrees, executive orders, rules and regulations, and other
152 issuances or parts thereof inconsistent with the provisions of this Act are
153 hereby repealed, modified or amended.

154
155 **SEC. 8.** If for any reason, any portion or provision of this Act be declared
156 unconstitutional, other parts or provisions hereof which are not affected
157 thereby shall continue to be in full force and effect.

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159 **SEC. 9.** This Act shall take effect fifteen (15) days after its publication either
160 in the Official Gazette or in a newspaper of general circulation.

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163 *Approved,*

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