



Republic of the Philippines
Department of Environment and Natural Resources
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MEMORANDUM

TO : All Bureau Directors

The Directors
Policy and Planning Service
Legal Affairs Service

FROM : The Assistant Secretary
Field Operations-Mindanao and Legislative Affairs

SUBJECT : **INVITATION FROM THE COMMITTEE ON BASIC EDUCATION
AND CULTURE**

DATE : 08 March 2021

This pertains to the letter dated 08 March 2021, from Rep. ROMAN T. ROMULO, inviting the DENR to a TWG meeting on **12 March 2021, (Friday), 9:30AM via Zoom Video conferencing with Meeting ID: 978 1508 4039 Password: 1z03TK**, to deliberate on the Substitute Bills to House Bill Nos: 6891, 7622, 7949, and 8125 – **AN ACT STRENGTHENING THE CONSERVATION AND PROTECTION OF OUR NATIONAL CULTURAL HERITAGE, THROUGH AN ENHANCED CULTURAL POLICY, HERITAGE EDUCATION, AND CULTURAL MAPPING PROGRAM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 10066, OTHERWISE KNOWN AS THE “THE NATIONAL CULTURAL HERITAGE ACT OF 2009”**, by Reps. De Venecia, Romulo, Villafuerte, Tambunting, Legarda, Benitez, Singson-Meehan, Bagatsing, Escudero, Arenas, Santos-Recto, Savellano, Sagarbarria, Yap (V.), Aragonés, Revilla, Hofer, Vergara, Torres-Gomez, Gatchalian, Garin (S.), Rodriguez, Alonte, Macapagal Arroyo, Bolilia, Villar, Atienza, Garcia (J.E.), Maceda, and Vargas. The TWG meeting will be chaired by Rep. Toff De Venecia.

Kindly inform this Office the name/s and email address/es of your duly authorized representatives as requested and submit presentation, comments and/or position paper in hard and soft at the Legislative Liaison Office at telephone number 8920-1761 and e-mail address denrlegislative@yahoo.com, for our reference


JOAN A. LAGUNDA, D.M., D.P.A



COMMITTEE ON BASIC EDUCATION AND CULTURE

08 March 2021

HON. ROY CIMATU

Secretary

Department of Environment and Natural Resources

Dear Secretary **Cimatu**:

The Committee on Basic Education and Culture has scheduled a virtual Technical Working Group (TWG) meeting through ZOOM app on **12 March 2021 (Friday), 9:30 A.M. to 12:30 P.M.**, to deliberate on the Substitute Bill to House Bills Numbered 6891, 7622, 7949, and 8125 – **AN ACT STRENGTHENING THE CONSERVATION AND PROTECTION OF OUR NATIONAL CULTURAL HERITAGE, THROUGH AN ENHANCED CULTURAL POLICY, HERITAGE EDUCATION, AND CULTURAL MAPPING PROGRAM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 10066, OTHERWISE KNOWN AS THE “THE NATIONAL CULTURAL HERITAGE ACT OF 2009”**, by Reps. De Venecia, Romulo, Villafuerte, Tambunting, Legarda, Benitez, Singson-Meehan, Bagatsing, Escudero, Arenas, Santos-Recto, Savellano, Sagarbarria, Yap (V.), Aragonos, Revilla, Hofer, Vergara, Torres-Gomez, Gatchalian, Garin (S.), Rodriguez, Alonte, Macapagal Arroyo, Bolilia, Villar, Atienza, Garcia (J.E.), Maceda, and Vargas. The TWG meeting will be chaired by Rep. Toff De Venecia.

In this regard, may we respectfully invite you to participate in the meeting and share your views, comments, and recommendations on said measure. We would appreciate if you can furnish the Committee, through email, an advanced copy of your position paper.

Please be informed that only participants with a verified account stating their office will be accepted in the Zoom room for purposes of authentication. Participants may join in the meeting 30 minutes before the meeting time. Please find below the Zoom details of the meeting:

Meeting ID: **978 1508 4039**

Passcode: **1z03TK**

To facilitate entry, kindly email as early as possible the confirmation of your attendance and the list of persons who will join you at basiceduculture@yahoo.com and this email address. You may also get in touch with the Committee Secretary at +63 927 7193534, Mr. Nemesio O. Malatamban III at +63 926 7071538 (Globe) or Mr. Isagani “Dudz” Amoncio at +63 967 2286341 (Globe).

Thank you.

Very truly yours,

FOR THE CHAIRPERSON:

1 **DEVELOPMENT AUTHORITY AND THE PHILIPPINE COMPETITION**
2 **COMMISSION.**

3 **SEC. 7. ENFORCEMENT OF COMPETITION-RELATED LAWS AND ISSUANCES. –**
4 **TO ASSIST THE PHILIPPINE COMPETITION COMMISSION IN ENFORCING AND**
5 **ATTAINING THE OBJECTIVES AND PURPOSES OF THIS ACT, ALL NATIONAL**
6 **GOVERNMENT AGENCIES, OFFICES, INSTRUMENTALITIES, LOCAL**
7 **GOVERNMENT UNITS, AND GOVERNMENT-OWNED OR CONTROLLED**
8 **CORPORATIONS SHALL:**

9 **(A) COORDINATE WITH THE PHILIPPINE COMPETITION COMMISSION TO**
10 **IDENTIFY SPECIFIC ACTIONS THAT THEY CAN UNDERTAKE IN THEIR AREAS**
11 **OF RESPONSIBILITY TO PROMOTE COMPETITION, ELIMINATE ANTI-**
12 **COMPETITIVE BEHAVIOR AND UNDUE REGULATORY BURDENS ON**
13 **COMPETITION;**

14 **(B) ESTABLISH CHANNELS OF COMMUNICATION AND COOPERATION WITH**
15 **THE PHILIPPINE COMPETITION COMMISSION AND REQUEST ITS ASSISTANCE**
16 **IN THE CRAFTING OF POLICY INITIATIVES RELATING TO COMPETITION;**

17 **(C) COOPERATE WITH AND EXTEND ASSISTANCE TO THE PHILIPPINE**
18 **COMPETITION COMMISSION IN THE ENFORCEMENT OF THIS ACT, AS WELL**
19 **AS ITS ORDERS AND DECISIONS; AND**

20 **(D) CONSULT THE PHILIPPINE COMPETITION COMMISSION IN ESTABLISHING**
21 **A FAIR, PREDICTABLE AND TRANSPARENT PROCESS OF RESOLVING**
22 **COMPETITION-RELATED DISPUTES THAT ARE WITHIN THEIR**
23 **JURISDICTION.”**

24 **SECTION 3.** Section 8 of Republic Act 10667 is hereby amended to read as follows:

25 “SEC. 8. Prohibitions and Disqualifications. – The **CHAIRPERSON AND**
26 Commissioners shall not, during their tenure, hold any other office or employment.
27 They shall not, during their tenure, directly or indirectly practice any profession,
28 except in a teaching capacity, participate in any business, or be financially interested
29 in any contract with, or any franchise, or special privileges granted by the government

REP. ROMAN T. ROMULO

Rommel M. Reyes

ROMMEL M. REYES
Committee Secretary

1 or any subdivision, agency, or instrumentality thereof, including government-owned
2 and-controlled corporations or their subsidiaries. They shall strictly avoid conflict of
3 interest in the conduct of their office. [They shall not be qualified to run for any office
4 in the election immediately succeeding their cessation from office. *Provided*, that the
5 election mentioned hereof is not a Barangay election or a Sangguniang Kabataan
6 election.] x x x”

7 **SECTION 4.** Section 9 of Republic Act 10667 is hereby amended to read as follows:

8 “SEC. 9. Compensation and Other Emoluments for Members [and Personnel] of the
9 Commission. – [The compensation and other emoluments for the members and
10 personnel of the Commission shall be exempted from the coverage of Republic Act No.
11 6758, otherwise known as the “Salary Standardization Act”. For this purpose.] [t]The
12 salaries and other emoluments of the Chairperson[,] **AND** the Commissioners[,] [and
13 personnel of the Commission] shall be set based on an objective classification system,
14 **AT A SUM COMPARABLE TO THE MEMBERS OF THE MONETARY BOARD AND**
15 taking into consideration the importance and responsibilities attached to the respective
16 positions, and shall be submitted to the President of the Philippines for his approval.”

17 **SECTION 5.** Section 11 of Republic Act 10667 is hereby amended to read as follows:

18 “SEC. 11. Staff. – The Commission shall appoint, fix the compensation, and determine
19 the status, qualifications, and duties of an adequate staff, which shall include an
20 Executive Director of the Commission.

21 The Executive Director shall be appointed by the Commission and shall have relevant
22 experience in any of the fields of law, economics, commerce, management, finance or
23 engineering for at least ten (10) years.

24 The members of the technical staff, except those performing purely clerical functions,
25 shall possess at least a Bachelor’s Degree in any of the following lines of specialization:
26 economics, law, finance, commerce, engineering, accounting, or management. **ALL**
27 **STAFF POSITIONS SHALL BE GOVERNED BY A COMPENSATION AND POSITION**



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

Technical Working Group (TWG) Meeting of the
COMMITTEE ON BASIC EDUCATION AND CULTURE

12 March 2021 (Friday) / 9:30 a.m.
Virtual Conference through ZOOM APP

A G E N D A

- I. CALL TO ORDER
- II. ACKNOWLEDGMENT OF MEMBERS AND GUESTS
- III. REMARKS BY THE TWG CHAIRPERSON, HON. CHRISTOPHER V.P. DE VENECIA
- IV. DELIBERATION ON THE SUBSTITUTE BILL ON AMENDING THE NATIONAL CULTURAL HERITAGE ACT OF 2009 BY ENHANCING CULTURAL POLICY, HERITAGE EDUCATION, AND CULTURAL MAPPING PROGRAM

Unnumbered Substitute Bill to House Bills Numbered 6891, 7622, 7949, and 8125 – AN ACT STRENGTHENING THE CONSERVATION AND PROTECTION OF OUR NATIONAL CULTURAL HERITAGE, THROUGH AN ENHANCED CULTURAL POLICY, HERITAGE EDUCATION, AND CULTURAL MAPPING PROGRAM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 10066 OR THE NATIONAL CULTURAL HERITAGE ACT OF 2009, *by Reps. De Venecia, Romulo, Villafuerte, Tambunting, Legarda, Benitez, Singson-Meehan, Bagatsing, Escudero, Arenas, Santos-Recto, Savellano, Sagarbarria, Yap (V.), Aragones, Revilla, Hofer, Vergara, Torres-Gomez, Gatchalian, Garin (S.), Rodriguez, Alonte, Macapagal Arroyo, Bolilia, Villar, Atienza, Garcia (J.E.), Maceda, and Vargas*

Resource Persons: National Commission for Culture and the Arts
National Museum of the Philippines
National Historical Commission of the Philippines
Cultural Center of the Philippines
Komisyon sa Wikang Filipino
Department of Education
Commission on Higher Education
Technical Education and Skills Development Authority
Union of Local Authorities of the Philippines
League of Provinces of the Philippines
League of Cities of the Philippines
League of Municipalities of the Philippines
Department of the Interior and Local Government
Department of Agriculture
Department of Environment and Natural Resources
Department of Health

1 false, misleading, or malicious information, data or documents damaging to the business or
2 integrity of the entities under inquiry as a violation of said section. An entity found to have
3 reported false, misleading or malicious information, data, or document may be penalized by a
4 fine not less than the penalty imposed in the section reported to have been violated by the entity
5 complained of.

6 "The DOJ-OFC may likewise grant leniency or immunity as provided in this section in the event
7 that there is already a preliminary investigation pending before it."

8 X xx

9 "Sec. 37. *Non-Adversarial Remedies.* — As an implementing and enforcement policy, the
10 Commission shall, under such rules and regulations it may prescribe, encourage voluntary
11 compliance with this Act and other competition laws by making available to the parties
12 concerned the following and other analogous non-adversarial administrative remedies, before
13 the institution of administrative, civil or criminal action:

14 (a) Binding Ruling. — Where no prior complaint or investigation has been initiated, any entity
15 that is in doubt as to whether a contemplated act, course of conduct, agreement, or decision,
16 is in compliance with, is exempt from, or is in violation of any of the provisions of this Act,
17 other competition laws, or implementing rules and regulations thereof, may request the
18 Commission, in writing, to render a binding ruling thereon: *Provided*, That the ruling is for a
19 specified period, subject to extension as may be determined by the Commission, and based
20 on substantial evidence[.]

21 ~~[In the event of an adverse binding ruling on an act, course or conduct, agreement, or~~
22 ~~decision, the applicant shall be provided with a reasonable period, which in no case shall be~~
23 ~~more than ninety (90) days, to abide by the ruling of the Commission and shall not be~~
24 ~~subject to administrative, civil, or criminal action unless the applicant fails to comply with the~~
25 ~~provisions of this Act];~~

26 (b) Show Cause Order. — Upon preliminary findings *motu proprio* or on written complaint
27 under oath by an interested party that any entity is conducting its business, in whole or in
28 part in a manner that may not be in accord with the provisions of this Act or other
29 competition laws, ~~[and it finds that the issuance of a show cause order would be in the~~
30 ~~interest of the public,]~~ the Commission shall issue and serve upon such entity or entities
31 a written description of its business conduct complained of, a statement of the facts,
32 data, and information together with a summary of the evidence thereof, with an order
33 requiring the said entity or entities to show cause, within the period therein fixed, why no
34 order shall issue requiring such person or persons to cease and desist from continuing
35 with its identified business conduct, or pay the administrative fine therein specified, or
36 readjust its business conduct or practices;

37 (c) Consent Order. — At any time prior to the conclusion by the Commission of its inquiry,
38 any entity under inquiry may, without in any manner admitting a violation of this Act or
39 any other competition laws, submit to the Commission a written proposal for the entry of
40 a consent order, specifying therein the terms and conditions of the proposed consent
41 order which shall include among others the following:

42 (1) ~~[The payment of an amount within the range of fines provided for under this~~
43 ~~Act]~~**PAYMENT OF DAMAGES TO ANY PRIVATE PARTY/PARTIES WHO MAY**

Department of National Defense
Department of Foreign Affairs
Department of Public works and Highways
Department of Science and Technology
Department of Tourism
Department of Trade and Industry
Department of Information and Communications Technology
National Commission on Indigenous Peoples

V. ADJOURNMENT

1 **HAVE SUFFERED INJURY;**

2 (2) The required compliance report as well as an entity to submit regular compliance
3 reports;

4 (3) **AN UNDERTAKING TO PAY AN AMOUNT WITHIN THE RANGE OF FINES**
5 **PROVIDED FOR UNDER THIS ACT**~~[Payment of damages to any private~~
6 ~~party/parties who may have suffered injury];~~ and

7 (4) Other terms and conditions that the Commission deems appropriate and necessary
8 for the effective enforcement of this Act or other Competition Laws:

9 *Provided*, That a consent order shall not bar any inquiry for the same or similar acts if
10 continued or repeated;

11 **PROVIDED, FURTHER, THAT THIS REMEDY IS NOT AVAILABLE TO ANY ENTITY**
12 **UNDER INQUIRY FOR VIOLATIONS OF SECTION 14 (A) AND (B) OF THIS ACT.**

13 (d) x xx

14 (e) Inadmissibility of Evidence in Criminal Proceedings. – The request for a binding ruling,
15 ~~the show cause order,~~ or the proposal for consent order; the facts, data, and information
16 therein contained or subsequently supplied by the entity or entities concerned;
17 admissions, oral or written, made by them against their interest; all other documents filed
18 by them, including their evidence presented in the proceedings before the Commission;
19 and the judgment or order rendered thereon; shall not be admissible as evidence in any
20 criminal proceedings arising from the same act subject of the binding ruling, show cause
21 order or consent order against such entity or entities, their officers, employees, and
22 agents.

23 "Sec. 38. *Contempt.*— The Commission may ~~[summarily]~~ punish for contempt~~[by imprisonment~~
24 ~~not exceeding thirty (30) days or by a fine not exceeding one hundred thousand pesos (P~~
25 ~~100,000.00), or both, any entity guilty of such]~~ **ANY OF THE FOLLOWING ACTS COMMITTED**
26 **AGAINST OR BEFORE THE COMMISSION OR AGENCY, OFFICER, OR PERSON VESTED**
27 **WITH AUTHORITY OR DEPUTIZED BY THE COMMISSION:**

28 ~~[misconduct in the presence of the Commission in its vicinity as to seriously interrupt any~~
29 ~~hearing, session or any proceeding before it, including cases in which an entity willfully fails or~~
30 ~~refuses, without just cause, to comply with a summons, subpoena or subpoena *duces tecum*~~
31 ~~legally issued by the Commission being present at a hearing, proceeding, session or~~
32 ~~investigation, refused to be sworn as a witness or to answer questions or to furnish information~~
33 ~~when lawfully required to do so.]~~

34 **(A) MISCONDUCT THAT SERIOUSLY INTERRUPTS ANY HEARING, SESSION, OR**
35 **PROCEEDING.**

36 **(B) REFUSAL TO BE SWORN AS A WITNESS OR TO ANSWER QUESTIONS OR TO**
37 **FURNISH INFORMATION WHEN LAWFULLY REQUIRED TO DO SO, AT A HEARING,**
38 **PROCEEDING, SESSION, OR INVESTIGATION;**