



CITY ORDINANCE NO. 413

September 14, 2006

AN ORDINANCE ESTABLISHING THE ARTS AND CULTURE COUNCIL OF BACOLOD CITY, AND MANDATING AN ANNUAL ARTS AND CULTURE PROGRAM IN THE CITY OF BACOLOD.

WHEREAS, Section 453 (5) (xvi) of RA 7160 otherwise known as the Local Government Code, mandates the establishment of a "city council whose purpose is the promotion of culture and arts, coordinate with government agencies and non-governmental organizations, and, subject to availability of funds appropriate funds for the support and development of the same"

WHEREAS, the preservation, promotion, and propagation of positive Filipino values through arts and culture is vital to the strengthening of the patriotic zeal and community spirit of the Filipino and the Bacolodnon,

WHEREAS, as early as May 17, 2002, the national government through the DILG, per Memo Circular No. 2002-81, has called for the creation of this council as mandated by law;

WHEREAS, let it be ordained, as it is hereby ordained by the Sangguniang Panlungsod in session assembled

ARTICLE 1. DECLARATION OF BASIC PRINCIPLE AND POLICY

Section 1 It is hereby declared the local legislative policy of the City of Bacolod to promote Filipino culture and positive Filipino values, instill nationhood and cultural unity, preserve and promote unique and diverse Filipino ethno-cultural identity in a global context, and affirm faith and respect for God in and through the field of culture and arts.

Section 2 Towards this end, the City shall endeavor to work with established arts and culture groups in the City, as well as seek, promote, assist, and develop arts and culture talents available in the schools as well as in the barangays and the City's out-of-school youth.

ARTICLE 2. THE ARTS AND CULTURE COUNCIL OF BACOLOD.

Section 1 Composition. There is hereby created a Council to be known as the ARTS AND CULTURE COUNCIL OF BACOLOD CITY, or "ACC" for brevity, to be composed as follows:

- Chairman The City Mayor or his designate, who shall serve as such upon the pleasure of the Mayor
- Vice-Chairman The Chairman of the SP Committee on Tourism, Culture and History

- Members:
- The Chairman, SP Committee on Education
 - The Head of the Tourism Office of Bacolod City
 - President of the Liga ng mga Barangay
 - President of the SK Federation
 - Representative from the Public Schools
 - Representative from the Private Schools, preferably from the NOPSCEA
 - A representative from the Visual Arts group
 - A representative from Theater
 - A representative from Cinema
 - A representative from Dance
 - A representative from Music
 - A representative from Architecture
 - A representative from other performing arts.

Section 2. Augmentation of Membership. The Council shall have power to augment its membership by majority vote of all its members, and shall adopt its own internal rules or policies governing its meetings and decisions.

Section 3. Functions of the ACC (lifted mainly from DJLG Memo Circular No. 2002-81). The ACC shall have the following functions and responsibilities:

- a. Prepare an annual plan on culture and arts consonant to the Medium Term Development Plan for Culture and Arts, to be integrated in the local development plan;
- b. Formulate programs and recommendations to develop local and cultural artistic talents
- c. Ensure the protection, preservation and conservation of the local cultural and historical heritage
- d. In coordination with the private sector, conduct cultural events such as cultural festivals, competitions, lectures, seminars or symposia, workshops, guilds; set up exhibits especially during fiestas, celebrations and other related activities;
- e. Conduct periodic consultations with all stakeholders to identify grassroots-based cultural concerns, issues and agenda
- f. Encourage the development of local cultural industries
- g. Adopt a program that shall encourage, search, develop, promote arts and cultural talents among pupils and students of Bacolod City, and its out-of-school youth, as well as indigenous and independent artistic and cultural talents among the people of Bacolod City
- h. Recommend an arts and culture scholarship program for poor but deserving students or out-of-school youth of Bacolod City.



ARTICLE 3. PARTNERSHIP WITH THE PRIVATE SECTOR

Section 1. Should a private firm, entity, or organization handle any arts and culture activity requiring the use of public funds or property, which shall carry the name of the local government of Bacolod City or of its Arts and Culture Council, and with power to raise or solicit as well as handle funds, the same shall only be pursuant to an authority expressly granted by the Sangguniang Panlungsod of Bacolod City, upon the request of the Mayor, to be governed by a proper MOA between the parties and the City, and as ratified by the Sangguniang Panlungsod.

Section 2. The requirement in the foregoing section shall not apply to cases where the City partners with a private entity for any activity in cooperation with the City where the funds and property to be used are that of the private entity, group, or person alone.

ARTICLE 4. COORDINATION WITH OFFICIAL CELEBRATIONS AND/OR OTHER INSTITUTIONAL ACTIVITIES OR AFFAIRS OF THE CITY

As much as possible, major arts and culture activities shall be timed with major celebrations of the City to maximize exposure to national, local, and foreign audiences, such as but not limited to the Masskara Festival, Charter Day Celebrations, BacoIaudiat, Independence Day, and other celebrations, festivities, or affairs of the City of Bacolod.

ARTICLE 5. BUDGET.

An initial budget of at least FIVE HUNDRED THOUSAND PESOS shall be allocated in the first year of implementation to this Ordinance, which shall be the year 2007, which amount shall be augmented as the need may arise subject to availability of funds.

Section 2. In a case of donations, grants, or aids for arts and culture purposes, the same shall be deemed as Special Trust Fund to be kept and spent as such pursuant to applicable government rules and regulations governing the same.

ARTICLE 6. EFFECTIVITY.

This ordinance shall take effect immediately upon its approval according to law.

CARRIED BY THE VOTE OF.

Affirmative:

Councilors: Ana Marie V. Palermo, Lyndon P. Daña, Jocelle Batapastigue, Homer O. Bais, Dindo C. Ramos, Jude Thaddeus A. Sayson, Napoleon A. Cordova, Elmer I. Sy, Catalino T. Aliso Reynold J. Iledan.

Negative : None.


Absent : None.

Official Leave: Councilor Arturo V. Parreño.


Authors: Councilors Lyndon P. Caña, John Thaddeus A. Bayson,
Homer Q. Bais and Greg G. Gasataya.

Passed: September 14, 2006 (116th Regular Session).



Comments: Passed
Councilors Al Victor A. Espino and Mary Louie S. de la Rosa
were not around when this ordinance was passed.
Vice Mayor Renecito S. Novero was Acting City Mayor.


GREG G. GASATAYA
Acting Vice Mayor
Presiding Officer

ATTESTED


ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

APPROVED: September 26, 2006


HON. RENECITO S. NOVERO
VICE MAYOR
ACTING CITY MAYOR

EVELIO R. LEONARDIA
City Mayor

NTA/HPL/irmz

