

NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



'22 AUG 15 P 4 :31

SENATE
S.B. No. 1155

RECEIVED BY: _____

Introduced by **SENATOR IMEE R. MARCOS**

AN ACT
PROMOTING AND MANDATING THE USAGE OF FILIPINO MUSIC IN
HOTELS, RESORTS, AIRPORTS, RADIO STATIONS, RESTAURANTS, OTHER
SIMILAR ESTABLISHMENTS, TOURIST BUSES, AND ALL FLIGHTS,
INTERNATIONAL AND LOCAL, IN THE PHILIPPINES, PROVIDING
PENALTIES THEREFOR, AND FOR OTHER PURPOSES

EXPLANATORY NOTE

Music has a way of uniting people, with its ability to communicate emotions and meaning despite language and geographical barriers. The ease by which music is shared is further improved by modern technology. The economic value of promoting local music to foreign audiences may be best exemplified by *Hallyu* or "the South Korean wave", referring to the phenomenon of South Korean arts and culture achieving global popularization, resulting in increased local music business revenues, tourism, and soft power. With increased support and promotion from the government and private sector, Philippine music may very well achieve global success and bring about effects to the Philippine economy comparable to those of the *Hallyu* and other Asian cultural exports.

It is state policy, after all, to "promote the advancement of Philippine arts and culture" under Section 17, Article II of the 1987 Philippine Constitution. Thus, this bill seeks to promote and mandate the usage of Filipino music in hotels, resorts, airports, radio stations, restaurants, other similar establishments, tourist buses, and all flights, international and local, in the Philippines.

In light of the foregoing, the approval of this Act to promote the advancement of Philippine music is urgently sought.

IMEE R. MARCOS

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Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1.** Title. – This Act shall be known as the “*Filipino Music Promotion*
2 *and Usage Act.*”
3

4 **SEC. 2.** *Declaration of Policy.* – *The State shall promote and mandate the*
5 *usage of Filipino Music as provided in Section 17, Article II of the 1987 Philippine*
6 *Constitution which states that it is declared the policy of the State to showcase*
7 *Filipino music in its tourism endeavors and advance its recognition and popularity*
8 *among tourists and other people abroad.*
9

10 **SEC. 3.** *Filipino Music Promotion and Usage.* – In order to promote and
11 mandate the usage of Filipino Music in hotels, resorts, airports, radio stations,
12 restaurants, tourist buses, and all flights, international and local, in the Philippines,
13 the following are hereby mandated, as follows:
14

15 (a) During the flight and upon landing in the Philippines, all flights, international
16 and local, shall devote at least fifty percent (50%) of their piped-in music to
17 Filipino music;

18 (b) All Tourist Buses shall prepare their playlists in such a manner that at least
19 fifty percent (50%) of the songs thereof shall consist of Filipino music which
20 shall be played on their piped-in sound system when servicing tourists;

- 1 (c) All Radio Stations shall allot at least twenty percent (20%) of airtime within a
2 day to Filipino music, including background music, with a musical format;
- 3 (d) All Airports shall prepare their playlists in such a manner that at least twenty-
4 five percent (25%) of the songs thereof shall consist of Filipino music which
5 shall be played on their piped-in sound system during their operating hours;
6 and
- 7 (e) All Hotels, Resorts, and Restaurants shall prepare their playlists in such a
8 manner that at least twenty-five percent (25%) of the songs thereof shall
9 consist of Filipino music which shall be played on their piped-in sound system
10 during their operating hours. *Provided that*, the Department of Tourism (DOT)
11 may determine, whenever necessary, all other similar tourist establishments
12 or attractions that may be included in this Act.

13
14 For purposes of this Act, "*Filipino Music*" shall be defined as any musical
15 composition, whether purely instrumental or with lyrics, which has been originally
16 composed, written, arranged, performed, or played by Filipinos solely or in
17 collaboration with any foreign artist/s, regardless of whether the lyrics thereof are in
18 Filipino, English, or any other language or dialect.

19
20 **SEC. 4. Penalties.** – For purposes of this Act, the following acts shall be
21 penalized, as follows:

- 22
- 23 (a) *For Airline Companies* – Any member of the board of directors or officer of an
24 airline company directly or indirectly responsible for the failure to observe the
25 requirement to devote at least fifty percent (50%) of their piped-in music to
26 Filipino music as provided in Section 4 (a) of this Act shall, after due notice
27 and hearing, be punished with a fine of three hundred thousand Pesos
28 (P300,000.00) for every offense;
- 29 (b) *For Tourist Buses* – A Tourist Bus owner or operator directly or indirectly
30 responsible for the failure to observe the requirement to devote at least fifty
31 percent (50%) of their piped-in music to Filipino music as provided in Section
32 4 (b) of this Act shall, after due notice and hearing, be punished with a fine of
33 Fifty thousand Pesos (P50,000.00) for every offense;
- 34 (c) *For Radio Stations* – Any member of the board of directors or officer of a
35 Radio Station directly or indirectly responsible for the failure to observe the
36 requirement to devote at least twenty percent (20%) airtime within a day to
37 Filipino music, including background music, with a musical format, as
38 provided in Section 4 (c) of this Act shall, after due notice and hearing, be
39 punished with a fine of Three hundred thousand Pesos (P300,000.00) for
40 every offense;

1 (d) *For Airports* – Any member of the board of directors or officer of an Airport
2 directly or indirectly responsible for the failure to observe the requirement to
3 devote at twenty-five percent (25%) of their piped-in music to Filipino music
4 as provided in Section 4 (d) of this Act shall, after due notice and hearing, be
5 punished with a fine of Three hundred thousand Pesos (P300,000.00) for
6 every offense;

7 (e) *For Hotels, Resorts, Restaurants, and other similar tourist establishments or*
8 *attractions* – Any Hotel, Resort, Restaurant, or other similar tourist
9 establishment or attraction owner or operator directly or indirectly responsible
10 for the failure to observe the requirement to prepare their playlists in such a
11 manner that at least twenty-five percent (25%) of the songs thereof shall
12 consist of Filipino music during their operating hours, as provided under
13 Section 4 (e) of this Act, shall after due notice and hearing, be punished with
14 a fine of Twenty thousand Pesos (P20,000.00) for every offense.
15

16 In case the Tourist Bus, Hotel, Resort, Restaurant or other similar tourist
17 establishment or attraction is owned by a corporation, partnership, or
18 association, the board of directors, partners, or officers directly or indirectly
19 responsible for the failure to observe the requirements under Section 4 of this
20 Act shall be held personally liable.
21

22 **SEC. 5. *Enforcement.*** – The DOT shall create a team to monitor enforcement
23 and compliance of this Act.
24

25 **SEC. 6. *Implementing Rules and Regulations.*** – Within sixty (60) days from
26 the effectivity of this Act, the Department of Tourism (DOT) shall promulgate the
27 necessary rules and regulations for its implementation. The DOT shall likewise create
28 a team to monitor compliance of this Act.
29

30 **SEC. 7. *Separability Clause.*** – If any provision of this Act shall be declared
31 unconstitutional or invalid, the other provisions not affected thereby shall remain in
32 full force and effect.
33

34 **SEC. 8. *Repealing Clause.*** – All laws, rules, regulations, executive orders,
35 presidential decrees, and other issuances inconsistent with any of the provisions of
36 this Act are hereby deemed repealed or amended accordingly.
37

38 **SEC. 9. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days after
39 its publication in the Official Gazette or in a newspaper of general circulation.

Approved,