



HOUSE OF REPRESENTATIVES

H. No. 4443

BY REPRESENTATIVES TINGA, CASIÑO, MANDANAS, GOMEZ, QUIMBO, MAGSAYSAY (E.), SARMIENTO (M.), TREÑAS, CERAFIGA, MENDOZA (M.), ARROYO (D.), UMALI (R.), SARMIENTO (C.), PADILLA, TING, DEL MAR, HERRERA-DY, ACOP, ACHARON, CRISOLOGO, DUAVIT, GARCIA (A.), DY, ROMUALDEZ, CLIMACO, EJERCITO, DE VENECIA, LAGMAN, CUA, RELAMPAGOS, YAP (A.), JAVIER AND ABAYON, PER COMMITTEE REPORT NO. 823

AN ACT PROVIDING FOR TAX EXEMPTIONS AND SUBSIDIES FOR THE LOCAL MUSIC INDUSTRY, AMENDING FOR THIS PURPOSE CERTAIN SECTIONS OF THE LOCAL GOVERNMENT CODE OF 1991

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

1 SECTION 1. *Short Title.* – This Act shall be known as the “Local Music
2 Industry Incentives Act”.

3 SEC. 2. *Declaration of Policy.* – The State, in its belief that culture is
4 a human right and a manifestation of the freedom of belief and expression,
5 shall promote and protect the Filipino national culture which includes the local
6 music industry. First and foremost, it shall encourage and promote the creation
7 of original Filipino music and provide support to make the industry

1 internationally competitive. It shall ensure that the music industry provides
2 cultural opportunities to all Filipinos.

3 SEC. 3. Section 140 of Republic Act No. 7160, otherwise known as the
4 "Local Government Code of 1991", as amended by Republic Act No. 9640, is
5 hereby further amended to read as follows:

6 "SEC. 140. *Amusement Tax.* – (a) The province may levy
7 an amusement tax to be collected from the proprietors, lessees,
8 or operators of theaters, cinemas, concert halls, circuses, boxing
9 stadia, and other places of amusement at a rate of not more than
10 ten percent (10%) of the gross receipts from admission fees.

11 "x x x

12 "(c) The holding of operas, concerts, dramas, recitals,
13 painting and art exhibitions, flower shows, musical programs,
14 literary and oratorical presentations, [except] INCLUDING pop,
15 rock, or similar concerts AS LONG AS THEY FEATURE MAINLY
16 FILIPINO ARTISTS AND FILIPINO COMPOSITIONS shall be
17 exempt from the payment of the tax herein imposed.

18 "x x x

19 "(e) **THE PROCEEDS FROM THE AMUSEMENT TAX FROM**
20 **CONCERTS AND OTHER MUSIC-RELATED PRESENTATION MAY**
21 **BE EARMARKED FOR SUBSIDIZING WORKSHOPS OF LOCAL**
22 **THEATER MUSICALS AND/OR TRAINING AND WORKSHOPS FOR**
23 **LOCAL ARTISTS AND COMPOSERS. The REMAINING** proceeds
24 [from the amusement tax] shall be shared equally by the
25 province and the municipality where such amusement places are
26 located."

27 SEC. 4. The Department of the Interior and Local Government, the
28 National Commission for Culture and the Arts, different music industry guilds

1 and organizations, as well as producers and other stakeholders shall, within
2 sixty (60) days from the effectivity of this Act, promulgate the necessary rules
3 and regulations for the effective implementation of this Act.

4 SEC. 5. All laws, decrees, executive orders, rules and regulations or
5 parts thereof which are contrary to or inconsistent with this Act are hereby
6 repealed, amended or otherwise modified accordingly.

7 SEC. 6. This Act shall take effect fifteen (15) days following its
8 publication in the *Official Gazette* or in at least two (2) newspapers of general
9 circulation.

Approved,

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