

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



23 FEB 28 P5:29

SENATE
S. No. 1940

RECEIVED BY: 

Introduced by Senator Robinhood Padilla

AN ACT
STRENGTHENING AND EXPANDING THE MANDATE, CAPABILITIES, AND ORGANIZATIONAL STRUCTURE OF THE MOVIE AND TELEVISION REVIEW AND CLASSIFICATION BOARD (MTRCB), AMENDING FOR THE PURPOSE PRESIDENTIAL DECREE NO. 1986

EXPLANATORY NOTE

The State recognizes the role of the film industry as an effective medium to uplift aesthetic, historical, cultural, and social values and better understand and appreciate the Filipino identity. The backdrop for the issuance of P.D. No. 1986 which created the Movie Television Review and Classification Board (MTRCB) also rests on the crucial role of prudent film and television regulation in the fulfillment of this objective.

For decades, MTRCB has served to guarantee that Filipino viewers are empowered to make informed decisions on the motion pictures available to them. Fundamentally, it safeguards children from immoral, indecent, obscene, and other audio-visual materials that are injurious to their well-being.

However, almost 40 years since its creation, MTRCB proves to be bereft of the opportunity to address the changing demands of our time because of its limiting jurisdiction, organizational structure, and operational competence. It also lacks the enabling powers to cover potent types of visual media that have proliferated in many forms, including online streaming platforms, on-demand streaming services, and even video games.

Hence, MTRCB, as the primary quasi-judicial government agency responsible for the review and classification of television programs, movies, and publicity materials, must have the expressed mandate to effectively and adequately carry out its purpose and objectives.

In view of these considerations, the approval of this bill is earnestly sought.



ROBINHOOD PADILLA
Senator

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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 "Movie and Television
2 Review and Classification Board Act of 2023".

3 Sec. 2. Section 2 of P.D. No. 1986 is hereby amended to read as follows:

4 "Section 2. Composition; Qualification; Benefits. — The BOARD
5 shall be composed of a Chair[man]PERSON, a Vice-
6 Chair[man]PERSON and thirty (30) members, who shall all be
7 appointed by the President of the Philippines. The Chair[man]PERSON;
8 **AND** the Vice-Chair[man]PERSON[~~, and the members of the~~
9 ~~BOARD,~~] shall hold office for a term of [~~one (1)~~] **THREE (3) years,**
10 **WHILE THE BOARD MEMBERS SHALL HOLD OFFICE FOR A**
11 **TERM OF TWO (2) YEARS,** unless sooner removed by the President
12 [~~for any cause;~~]: *Provided,* that the[~~y~~] **CHAIRPERSON, VICE-**
13 **CHAIRPERSON AND THIRTY (30) MEMBERS OF THE BOARD**
14 shall be eligible for re-appointment after the expiration of their
15 **RESPECTIVE** terms. If the Chair[man]PERSON, or the Vice-

1 Chair~~[man]~~**PERSON** or any members of the BOARD fails to complete
2 his/**HER** term, any person appointed to fill the vacancy shall serve
3 only for the unexpired portion of the term of the officer whom he/**SHE**
4 succeeds[-]; **PROVIDED, FURTHER, THAT SUCH SERVICE OF**
5 **THE UNEXPIRED PORTION SHALL NOT BE COUNTED AS A**
6 **TERM; PROVIDED, FINALLY, THAT THE INCUMBENT**
7 **CHAIRPERSON, VICE-CHAIRPERSON, AND MEMBERS OF THE**
8 **BOARD SHALL CONTINUE TO PERFORM THEIR RESPECTIVE**
9 **DUTIES AND FUNCTIONS UNTIL THEIR SUCCESSORS HAVE**
10 **BEEN APPOINTED AND ASSUMED OFFICE.**

11 No person shall be appointed to the BOARD, unless he/**SHE** is a
12 natural-born citizen of the Philippines, not less than twenty-one (21)
13 years of age, and of good moral character and standing in the
14 community[;]: *Provided*, that in the selection of the members of the
15 BOARD, due consideration shall be given to such qualifications as
16 would produce a multi-sectoral combination of expertise in the various
17 aspects of ~~[motion picture]~~ **MOVIES** and television industries;
18 *Provided further*, That at least five (5) members of the BOARD shall
19 be members of the Philippine Bar[-]; *Provided, finally*, that at least
20 (15) members of the BOARD, **OTHER THAN THE CHAIRPERSON**
21 **AND THE VICE-CHAIRPERSON, SHALL** come from the movie and
22 television industr[y]**IES** ~~[to be]~~ **PREFERABLY** nominated by
23 legitimate associations representing the various sectors of
24 industr[y]**IES**.

25 ~~[The Chairman, the Vice Chairman and other members of the~~
26 ~~BOARD shall be entitled to transportation, representation and other~~
27 ~~allowances which shall in no case exceed FIVE THOUSAND PESOS~~
28 ~~(P5,000.00) per month.]~~

29 **THE CHAIRPERSON SHALL HAVE THE RANK, SALARY,**
30 **RIGHTS, PRIVILEGES, AND BENEFITS EQUIVALENT TO A**
31 **DEPARTMENT UNDERSECRETARY.**

1 **THE VICE-CHAIRPERSON SHALL HAVE THE RANK,**
2 **SALARY, RIGHTS, PRIVILEGES, AND BENEFITS, EQUIVALENT**
3 **TO A DEPARTMENT ASSISTANT SECRETARY.**

4 **THE THIRTY (30) MEMBERS OF THE BOARD SHALL HAVE**
5 **ALLOWANCES EQUIVALENT TO A DEPARTMENT EXECUTIVE**
6 **DIRECTOR V.**

7 **A BOARD MEMBER SHALL RECEIVE REASONABLE**
8 **HONORARIUM FOR EACH MOVIE, TRAILER, TELEVISION**
9 **SHOW, TV PLUG, OR PUBLICITY MATERIAL ACTUALLY**
10 **REVIEWED OR CLASSIFIED, TO BE DETERMINED BY THE**
11 **BOARD SUBJECT TO THE APPROVAL OF THE PRESIDENT.**

12 Sec. 3. Section 3 of P.D. No. 1986 is hereby amended to read as follows:

13 "Section 3. Powers and Functions. — The Board shall have the
14 following functions, powers and duties:

- 15 a) ~~[To]~~ **Promulgate** such rules and regulations as are necessary or
16 proper for the implementation of this Act, and the accomplishment
17 of its purposes and objectives, including guidelines and standards
18 for production, advertising, and titles. Any such rules and
19 regulations shall take effect after fifteen (15) days following their
20 publication in newspapers of general circulation in the Philippines;
- 21 b) ~~[To]~~ **Screen, review and examine all ~~[motion-pictures]~~ MOVIES**
22 as herein defined, television programs, ~~[including]~~ publicity
23 materials such as advertisements, trailers and stills, whether such
24 ~~[motion-pictures]~~ **MOVIES, TELEVISION PROGRAMS** and
25 publicity materials be for theatrical or non-theatrical distribution,
26 for television broadcast or for general viewing, **AND/OR**
27 **STREAMED THROUGH ONLINE PLATFORMS AND ON-**
28 **DEMAND STREAMING SERVICES AND ANY OTHER**
29 **TECHNOLOGY OF SIMILAR NATURE** imported or produced in
30 the Philippines, and in the latter case, whether they be for local
31 viewing or for export;

1 c) ~~[To]~~ Approve or disapprove, ~~[delete objectionable portions from]~~
2 and/or prohibit the importation, exportation, production, copying,
3 distribution, sale, lease, exhibition and/or television broadcast of
4 **MOVIES** ~~[the motion pictures]~~, television programs and publicity
5 materials subject of the preceding paragraph, which, in the
6 judgment of the BOARD, applying contemporary Filipino cultural
7 values as standard, are objectionable for being immoral, indecent,
8 contrary to law and/or good customs, injurious to the prestige of
9 the Republic of the Philippines or its people, or with a dangerous
10 tendency to encourage the commission of violence or of a wrong
11 or crime, **OR FOR THE PROTECTION OF NATIONAL**
12 **SECURITY, PUBLIC ORDER, OR PUBLIC HEALTH**, such as but
13 not limited to:

- 14 i) Those which tend to incite subversion, insurrection,
15 rebellion or sedition against the State, or otherwise threaten
16 the economic and/or political stability of the State;
17 ii) Those which tend to undermine the faith and confidence of
18 the people in their government and/or the duly constituted
19 authorities;
20 iii) Those which glorify criminals or condone crimes;
21 iv) Those which serve no other purpose but to satisfy the
22 market for violence or pornography;
23 v) Those which tend to abet the traffic in and use of prohibited
24 drugs;
25 vi) Those which are libelous or defamatory to the good name
26 and reputation of any person, whether living or dead;
27 vii) Those which may constitute contempt of court or of any
28 quasi-judicial tribunal, or pertain to matters which are sub-
29 judice in nature; and

30 **VIII) THOSE WHICH EXPRESS NATIONAL, RACIAL OR**
31 **RELIGIOUS HATRED THAT CONSTITUTES**
32 **INCITEMENT TO DISCRIMINATION, HOSTILITY,**

1 **VIOLENCE, OR STEREOTYPING OR PREJUDICE**
2 **AGAINST THE FILIPINO PEOPLE, INDIGENOUS**
3 **PEOPLE, OR ANY ETHNIC GROUP WITHIN OR**
4 **OUTSIDE THE COUNTRY.**

5 ~~[*Provided, however, that deletions or cuts must not be made on*~~
6 ~~*the master negative of the films, and that such master negative*~~
7 ~~*shall be deposited with the Film Archives of the Philippines and*~~
8 ~~*shall be released for export purposes to the film owner only upon*~~
9 ~~*showing of the proper export permit; *Provided, finally,* That the*~~
10 ~~*film owner shall execute a sworn undertaking that such master*~~
11 ~~*negative shall be exclusively used for export purposes and not for*~~
12 ~~*local viewing;*]~~

- 13 d) ~~[*Te*]~~ **Supervise, regulate, and grant, deny or cancel, permits for**
14 **the importation, exportation, production, copying, distribution,**
15 **sale, lease, exhibition, [~~and/or~~] television broadcast, **AND/OR****
16 **STREAMING THROUGH ONLINE PLATFORMS AND**
17 **STREAMING SERVICES** of all **MOVIES** [~~motion pictures~~],
18 **television programs and publicity materials, to the end and that no**
19 **such pictures, programs, and materials as are determined by the**
20 **BOARD to be objectionable in accordance with paragraph (c)**
21 **hereof shall be imported, exported, produced, copied, reproduced,**
22 **distributed, sold, leased, exhibited and/or broadcast by television;**
23 e) ~~[*Te*]~~ **Classify **MOVIES** [~~motion pictures~~], television programs, and**
24 **similar shows into categories such as "G" or "For General**
25 **Patronage" (all ages admitted), "P" or "Parental Guidance**
26 **Suggested", "R" or "Restricted" (for adults only), "X" or "Not for**
27 **Public Viewing", or such other categories as the BOARD may**
28 **determine for the public interest;**
29 f) ~~[*Te*]~~ **Close movie houses and other similar establishments engaged**
30 **in the public exhibition of **MOVIES** [~~motion pictures~~] and**

1 television programs which violate the provisions of this Act and the
2 rules and regulations promulgated by the BOARD pursuant hereto;

3 g) [Fø] Levy, assess and collect, and periodically adjust and revise
4 the rates of, fees and charges for the work of review and
5 examination and for the issuance of the licenses and permits which
6 the BOARD is authorized to grant in the exercise of its powers and
7 functions and in the performance of its duties and responsibilities;

8 h) [Fø] Deputize representatives from the government and from the
9 various associations in the movie industry, whose main duties shall
10 be to help ensure compliance with all laws relative to the
11 importation, exportation, copying, distribution, sale, lease,
12 exhibition, [and/or] television broadcast, **AND/OR STREAMING**
13 **THROUGH ONLINE PLATFORMS AND STREAMING**
14 **SERVICES** of **MOVIES** [~~motion pictures~~], television programs,
15 advertisements and publicity materials. For this purpose, the
16 BOARD may constitute such Regulatory Council or Councils
17 composed of representatives from the government and the movie
18 and television industry as may be appropriate to implement the
19 purposes and objectives of this Act. The BOARD may also call on
20 any law enforcement agency for assistance in the implementation
21 and enforcement of its decisions, orders or awards;

22 i) [Fø] Cause the prosecution, on behalf of the People of the
23 Philippines, of violators of this Act, of anti-trust, obscenity,
24 censorship and other laws pertinent to the movie and television
25 industry;

26 **J) EXERCISE QUASI-JUDICIAL FUNCTION TO HEAR AND**
27 **DECIDE CASES FOR VIOLATION OF THIS ACT AND IMPOSE**
28 **ADMINISTRATIVE SANCTIONS INCLUDING, BUT NOT**
29 **LIMITED TO, THE IMPOSITION OF FINES AND PENALTIES;**
30 **PREVENTIVE CUSTODY OF EQUIPMENT AND MATERIALS**
31 **USED IN THE EXHIBITION AND/OR COPYING OF MOVIES;**
32 **SUSPENSION, NON-RENEWAL OR CANCELLATION OF THE**

1 **LICENSES OR PERMITS TO OPERATE AND/OR EXHIBIT;**
2 **SUSPENSION OF TELEVISION PROGRAMS; SEIZURE AND**
3 **CONFISCATION OF THE OBJECTIONABLE MATERIAL**
4 **BEING EXHIBITED OR SHOWN WITHOUT APPROVAL OF**
5 **THE BOARD OR IN VIOLATION OF THIS ACT; THE CLOSURE**
6 **OF MOVIE THEATERS, TELEVISION STATIONS, CABLE**
7 **TELEVISION NETWORKS, ESTABLISHMENTS OR ENTITIES**
8 **ENGAGED IN THE PUBLIC EXHIBITION OF MOVIES,**
9 **TELEVISION PROGRAMS AND PUBLICITY MATERIALS;**
10 **AND, THE BLOCKING OR BANNING OF ONLINE**
11 **PLATFORMS AND ON-DEMAND STREAMING PLATFORMS**
12 **THAT VIOLATE THE PROVISIONS OF THIS ACT AND ITS**
13 **RULES AND REGULATIONS. FOR THIS PURPOSE, THE**
14 **BOARD SHALL HAVE THE POWER TO CITE IN CONTEMPT**
15 **PERSONS OR ENTITIES WILLFULLY DISREGARDING ITS**
16 **PROCESS, TO ISSUE SUMMONS, AND SUBPOENA OR**
17 **SUBPOENA *DUCES TECUM* TO COMPEL THE ATTENDANCE**
18 **OF WITNESSES AND PRODUCTION OF DOCUMENTS AND**
19 **OTHER EFFECTS;**

20 [j] K) [Fø] **Prescribe the internal and operational procedures for the**
21 **exercise of its powers and functions as well as the performance of**
22 **its duties and responsibilities, including the creation and vesting of**
23 **authority upon sub-committees of the BOARD for the work of**
24 **review and other related matters;**

25 **L) ADOPT FROM ANNUAL BUDGET OF THE BOARD TO BE**
26 **INCLUDED IN THE GENERAL APPROPRIATION ACT OR**
27 **SUPPLEMENTAL BUDGET ;**

28 **M) RECOMMEND THE ORGANIZATIONAL AND**
29 **ADMINISTRATIVE STRUCTURES AND STAFFING PATTERN**
30 **OF THE BOARD AND TO ESTABLISH, FIX, REVIEW, REVISE**
31 **AND APPROPRIATE COMPENSATION PACKAGE FOR THE**

1 **OFFICERS AND EMPLOYEES OF THE BOARD, IN**
2 **ACCORDANCE WITH THE PROVISIONS OF THIS ACT,**
3 **SUBJECT TO THE APPROVAL OF THE DEPARTMENT OF**
4 **BUDGET AND MANAGEMENT;**

5 **[k] N) [Fø] Exercise** such other powers and functions as may be
6 necessary or incidental to the attainment of the purposes and
7 objectives of this Act, and to perform such other related duties and
8 responsibilities as may be directed by the President of the
9 Philippines.

10 Sec. 4. Section 4 of P.D. No. 1986 is hereby amended to read as follows:

11 "Section 4. Decision. — The decision of the BOARD either
12 approving or disapproving for exhibition in the Philippines a
13 ~~[motion-picture]~~ **MOVIE**, television program, still and other
14 pictorial advertisement submitted to it for examination and review
15 must be rendered within a period of ten (10) days which shall be
16 counted from the date of receipt by the BOARD of an application
17 for the purpose, together with ~~[motion-picture]~~ **MOVIE**,
18 television program, still or other pictorial advertisement to be
19 reviewed.

20 For each review session, the Chair~~[man]~~**PERSON** of the
21 BOARD shall designate a sub-committee composed of at least three
22 (3) BOARD Members to undertake the work of review. Any
23 disapproval or deletion must be approved by a majority of the sub-
24 committee so designated. After receipt of the written decision of
25 the sub-committee. A motion for reconsideration in writing may be
26 made, upon which the Chair~~[man]~~**PERSON** of the BOARD shall
27 designate a sub-committee of five (5) **MEMBERS OF THE BOARD**
28 ~~[members]~~ to undertake a second review session, whose decision
29 on behalf of the board shall be rendered through a majority of the
30 sub-committee members so designated and present at the second
31 review session. This second review session shall be presided over

1 by the Chair[~~man~~]**PERSON**, or Vice-Chair[~~man~~]**PERSON**, or by a
2 member designated by the Chair[~~man~~]**PERSON**. The decision of
3 the BOARD in the second review session shall be rendered within
4 five (5) days from the date of receipt of the motion for
5 reconsideration.

6 Every decision of the BOARD disapproving a **MOVIE**
7 [~~motion picture~~], television program or publicity material for
8 exhibition in the Philippines must be in writing, and shall state the
9 reasons or grounds for such disapproval. No [~~film or motion~~
10 ~~picture~~] **MOVIE** intended for exhibition at movie houses or
11 theaters or on television **OR ON ONLINE STREAMING**
12 **PLATFORMS AND ON DEMAND STREAMING SERVICES**,
13 shall be disapproved by reason of its topic, theme or subject
14 matter, but upon the merits of each picture or program considered
15 in its entirety.

16 The [~~second decision of the Board~~] **DECISION OF THE**
17 **BOARD IN THE SECOND REVIEW SESSION** shall be final,
18 with the exception of a decision disapproving or prohibiting a
19 **MOVIE** [~~motion picture~~] or television program in its entirety
20 which shall be appealable to the President of the Philippines, who
21 may him/**HER**self decide the appeal, or be assisted either by an
22 *ad hoc* committee he/**SHE** may create or by the Appeals
23 Committee herein created.

24 An Appeals Committee in the Office of the President of the
25 Philippines is hereby created composed of a Chair[~~man~~]**PERSON**
26 and four (4) members to be appointed by the President of the
27 Philippines, which shall submit its recommendation to the
28 President. The Office of the [~~Presidential Assistance~~] **DEPUTY**
29 **EXECUTIVE SECRETARY** for Legal Affairs shall serve as the
30 Secretariat of the Appeals Committee.

31 The decision of the President of the Philippines on any
32 appealed matter shall be final.”

1 Sec. 5. Section 5 of P.D. No. 1986 is hereby amended to read as follows:

2 "Section 5. Executive Officer. — The Chair[~~man~~]**PERSON** of the
3 BOARD shall be the Chief Executive Officer of the BOARD. He/**SHE**
4 shall exercise the following functions, powers and duties:

5 xxx

6 The Chief Executive Officer shall be assisted by an Executive
7 Director who shall [~~be appointed by the President of the~~
8 ~~Philippines. The Executive Director shall]~~ hold office for a term of
9 [~~one (1) year~~] **THREE (3) YEARS**, unless sooner removed by the
10 President of the Philippines for any cause[;]: *Provided*, that any
11 appointee shall be eligible for **IMMEDIATE** re-appointment [~~after~~
12 ~~the expiration of his term~~].

13 [~~Unless otherwise provided by law, the Chief Executive~~
14 ~~Officer shall receive an annual salary of SEVENTY TWO THOUSAND~~
15 ~~PESOS (P72,000.00) and the Executive Director shall receive an~~
16 ~~annual salary of SIXTY THOUSAND PESOS (P60,000.00).]~~

17 **UNLESS OTHERWISE PROVIDED BY LAW, THE**
18 **EXECUTIVE DIRECTOR SHALL HAVE THE RANK, SALARY,**
19 **RIGHTS, PRIVILEGES, AND BENEFITS EQUIVALENT TO AN**
20 **EXECUTIVE DIRECTOR IV.**

21 Sec. 6. Section 6 of P.D. No. 1986 is hereby amended to read as follows:

22 "Section 6. Examination and Review. — Except members of the
23 BOARD and persons specifically authorized by the BOARD, [~~and~~
24 ~~two representatives each of the distributor and/or producer and~~
25 ~~exhibitor of the motion picture, television program or publicity~~
26 ~~material under examination and review,]~~ no person shall be
27 allowed inside the [~~screening~~] **REVIEW** room during the
28 examination and review of said **MOVIE** [~~motion picture~~],
29 television program or publicity material. Before each review
30 session, the distributor or producer shall submit to the BOARD a
31 sworn statement declaring the exact number of prints made for

1 the picture or material to be examined or reviewed, **AND SUCH**
2 **OTHER INFORMATION AS THE BOARD MAY REQUIRE.**

3 Sec. 7. Section 7 of P.D. No. 1986 is hereby amended to read as follows:

4 "Section 7. [~~Unauthorized showing or exhibition~~] **PROHIBITED**
5 **ACTS. — THE FOLLOWING SHALL BE PROHIBITED UNDER**
6 **THIS ACT:**

7 **A) [~~It shall be unlawful~~] For any person or entity to distribute or**
8 **exhibit or cause to be distributed or exhibited in any movie**
9 **theater, television, CABLE TELEVISION OR SIMILAR**
10 **ESTABLISHMENTS, ONLINE STREAMING PLATFORMS**
11 **AND ON-DEMAND STREAMING SERVICES, any MOVIE**
12 **[~~motion picture~~], television program, publicity material,**
13 **[~~including trailers, and stills for lobby displays in connection~~**
14 **with motion pictures, not duly authorized by the owner or his**
15 **assignee and passed by the BOARD; or to print or cause to be**
16 **printed on any motion picture to be exhibited in any theater**
17 **or public place or by television a label or notice showing the**
18 **same to have been officially by the BOARD when the same**
19 **has not been previously authorized, except motion pictures,**
20 **television progras or publicity material imprinted or exhibited**
21 **by the Philippine Government and/or its departments and**
22 **agencies, and newsreels] OR ADVERTISEMENT WHICH,**
23 **IN THE JUDGMENT OF THE BOARD APPLYING**
24 **CONTEMPORARY FILIPINO CULTURAL VALUES AS**
25 **STANDARD, IS OBJECTIONABLE FOR BEING**
26 **IMMORAL, INDECENT, CONTRARY TO LAW, PUBLIC**
27 **POLICY OR GOOD CUSTOMS, OR WITH DANGEROUS**
28 **TENDENCY TO ENCOURAGE THE COMMISSION OF**
29 **VIOLENCE, OR OF A WRONG, OR CRIME, SUCH AS BUT**
30 **NOT LIMITED TO: THOSE WHICH GLORIFY**
31 **CRIMINALS OR CONDONE CRIMES; THOSE WHICH**
32 **SERVE NO OTHER PURPOSE BUT TO SATISFY THE**

1 MARKET FOR VIOLENCE OR PORNOGRAPHY; THOSE
2 WHICH TEND TO ABET THE TRAFFIC IN AND USE OF
3 PROHIBITED DRUGS; THOSE WHICH ARE LIBELOUS
4 OR DEFAMATORY TO THE GOOD NAME AND
5 REPUTATION OF ANY PERSON, WHETHER LIVING OR
6 DEAD; OR THOSE WHICH MAY CONSTITUTE
7 CONTEMPT OF COURT OR OF ANY QUASI-JUDICIAL
8 TRIBUNAL, OR PERTAIN TO MATTERS SUB-JUDICE IN
9 NATURE, OR IN VIOLATION OF SECTION 39(c) OF
10 THIS ACT;

11 B) FOR ANY MOVIE THEATER, TELEVISION NETWORKS,
12 CABLE TELEVISION STATIONS, ONLINE STREAMING
13 PLATFORMS AND ON-DEMAND STREAMING
14 SERVICES, AND OTHER PERSONS OR ENTITIES
15 ENGAGED IN THE MOVIE, TELEVISION AND
16 ADVERTISING INDUSTRY TO EXHIBIT MOVIES,
17 TELEVISION PROGRAMS, PUBLICITY MATERIALS AND
18 ADVERTISEMENTS, WITHOUT THE ENTITY FIRST
19 BEING REGISTERED WITH THE BOARD;

20 C) FOR ANY PERSON OR ENTITY TO DISTRIBUTE OR
21 EXHIBIT OR CAUSE TO BE DISTRIBUTED OR
22 EXHIBITED IN ANY MOVIE THEATER, TELEVISION,
23 CABLE TELEVISION, ONLINE STREAMING
24 PLATFORMS AND ON-DEMAND STREAMING
25 SERVICES, OR SIMILAR ESTABLISHMENTS, ANY
26 MOVIES, TELEVISION PROGRAM, PUBLICITY
27 MATERIAL OR ADVERTISEMENT THAT HAS NOT BEEN
28 OR DIFFERENT FROM THAT AS REVIEWED,
29 CLASSIFIED AND APPROVED FOR DISTRIBUTION OR
30 EXHIBITION BY THE BOARD, OR WHICH, ALTHOUGH
31 PREVIOUSLY CLASSIFIED, ARE COVERED BY PERMITS

1 THAT HAVE ALREADY EXPIRED, OR CANCELED, OR
2 HAVE BEEN TAMPERED WITH;

3 D) TO PRINT OR CAUSE TO BE PRINTED ON ANY MOVIE,
4 TELEVISION OR CABLE TELEVISION PROGRAM,
5 PUBLICITY MATERIAL OR ADVERTISEMENT A LABEL
6 OR NOTICE TO THE EFFECT THAT THE SAME HAS BEEN
7 OFFICIALLY CLASSIFIED BY THE BOARD WHEN IN
8 FACT IT HAS NOT BEEN SO CLASSIFIED;

9 E) FOR ANY PERSON OR ENTITY TO DECEIVE THE
10 PUBLIC BY EXHIBITING A MOVIE OTHER THAN THE
11 ONE ADVERTISED AS SHOWING EVEN IF THE FILM
12 SHOWN HAS A VALID PERMIT;

13 F) FOR ANY PERSON OR ENTITY TO EXHIBIT OR CAUSE
14 THE EXHIBITION IN MOVIE THEATERS, CINEMAS, OR
15 SIMILAR ESTABLISHMENTS, OF ANY MOVIE WHICH
16 HAD ALREADY BEEN SHOWN, WITHOUT THE WORD
17 "RE-ISSUE" CLEARLY AND BOLDLY STAMPED IN THE
18 PUBLICITY MATERIALS OF THE SAID MOVIE;

19 G) FOR ANY PERSON OR ENTITY TO DISTRIBUTE,
20 EXHIBIT OR SHOW OR CAUSE THE DISTRIBUTION,
21 EXHIBITION, OR SHOWING OF ANY MOVIE,
22 TELEVISION PROGRAM, PUBLICITY MATERIAL AND
23 ADVERTISEMENT THAT HAVE BEEN DISAPPROVED
24 FOR PUBLIC EXHIBITION BY THE BOARD;

25 H) FOR ANY PERSON OR ENTITY TO EXHIBIT OR CAUSE
26 THE EXHIBITION OF ANY MOVIE, TELEVISION OR
27 CABLE TELEVISION PROGRAM, PUBLICITY MATERIAL
28 OR ADVERTISEMENT BELOW THE AUDIENCE
29 SUITABILITY AS INDICATED IN THE "PERMIT TO
30 EXHIBIT";

31 I) FOR ANY PERSON TO MISREPRESENT OR MAKE USE
32 OF ANY FALSE EVIDENCE ABOUT THE AGE OF A MINOR

1 **IN ORDER TO GAIN ADMISSION INTO A MOVIE**
2 **THEATER OR SIMILAR ESTABLISHMENT SHOWING A**
3 **MOVIE CLASSIFIED BY THE BOARD AS NOT SUITED TO**
4 **THE MINOR'S AGE;**

5 **J) FOR ANY MOVIE THEATER, CINEMA OR SIMILAR**
6 **ESTABLISHMENT TO ALLOW THE ADMISSION OF ANY**
7 **PERSON BELOW THE AGE QUALIFICATION REQUIRED**
8 **BY THE FILM'S CLASSIFICATION AS INDICATED IN**
9 **THE "PERMIT TO EXHIBIT." IN CASE OF DOUBT AS TO**
10 **THE AGE OF THE PERSON SEEKING ADMISSION, THE**
11 **LATTER SHALL BE REQUIRED TO PRESENT HIS/HER**
12 **RESIDENCE CERTIFICATE OR OTHER PROOF OF AGE.**
13 **IT SHALL NOT BE A DEFENSE FOR THE PERSON**
14 **ADMITTING THE MINOR THAT HE/SHE DID NOT**
15 **KNOW OR WAS NOT AWARE OF THE REAL AGE OF THE**
16 **MINOR SEEKING ADMISSION TO THE MOVIE**
17 **THEATER."**

18 Sec. 8. Section 8 of P.D. No. 1986 is hereby amended to read as follows:

19 "Section 8. Posting or Display of [~~Certificate or Label~~]
20 **THEATRICAL PERMIT TO EXHIBIT OR CERTIFICATE OF**
21 **REGISTRATION.** — The **MOVIE** [~~motion picture~~] exhibitors shall
22 post and/or display the [~~certificate or label of approval~~]
23 **THEATRICAL PERMIT TO EXHIBIT** of the **MOVIE** [~~motion~~
24 ~~picture~~] by the BOARD, and shall post or display, or cause to be
25 posted or displayed, the said **THEATRICAL PERMIT TO EXHIBIT**
26 **OR CERTIFICATE OF REGISTRATION** at conspicuous places
27 near the entrances to theaters or places of exhibition, **AND AT THE**
28 **BEGINNING OF THE MOVIE, TELEVISION PROGRAM OR**
29 **OTHER PUBLICITY MATERIALS IN THE CASE OF ON**
30 **DEMAND ONLINE STREAMING SERVICES,** and shall include in
31 all their cinema advertisements announcements stating the

1 classification **RATING**, [as provided in Section 3 (e) hereof,] of the
2 **MOVIE** [~~motion picture~~] being exhibited or advertised."

3 Sec. 9. Section 9 of P.D. No. 1986 is hereby amended to read as follows:

4 [~~Section 9. Admission to Moviehouses or Theaters.— It shall be~~
5 ~~unlawful for any person below eighteen years of age to enter, to~~
6 ~~misrepresent or make use of any false evidence about his or her~~
7 ~~age in order to gain admission into, a movie house or theater~~
8 ~~showing a motion picture classified as "Restricted" or "For Adults~~
9 ~~Only" by the BOARD. It shall be also unlawful for any employee of~~
10 ~~a movie house or theater to sell to, or receive from, another person~~
11 ~~known to the former to be below eighteen years of age any~~
12 ~~admission ticket to the exhibition of motion pictures classified as~~
13 ~~"Restricted" or "For Adults Only". In case of doubt as to the age of~~
14 ~~the person seeking admission, the latter shall be required to exhibit~~
15 ~~his or her residence certificate or other proof of age.]~~

16 **SEC. 9. EXEMPTION. — MOVIES, TELEVISION PROGRAMS,**
17 **PUBLICITY MATERIALS, OR ADVERTISEMENTS PRODUCED,**
18 **IMPRINTED OR EXHIBITED BY THE PHILIPPINE**
19 **GOVERNMENT AND/OR ITS DEPARTMENTS AND AGENCIES,**
20 **AND NEWSREELS SHALL NOT BE UNDER THE JURISDICTION**
21 **OF THE BOARD.**

22 Sec. 10. Section 10 of P.D. No. 1986 is hereby amended to read as follows:

23 "Section 10. Definition of Terms. — For purposes of this Act, the
24 following terms shall mean:

- 25 1) [~~Motion Picture~~] **MOVIE** — A series of pictures [~~projected~~
26 ~~in a screen~~] **PRESENTED** in rapid succession, with objects
27 shown in successive positions slightly changed so as to
28 produce the optical effect of a continuous picture in which
29 the objects move, whether the picture be black and white
30 or colored, silent or with accompanying sound, on whatever
31 medium and with whatever mechanisms or equipment they
32 are projected, and in whatever material they are preserved

1 or recorded for instant projection, **WHETHER STREAMED**
2 **THROUGH ONLINE PLATFORMS AND ON-DEMAND**
3 **STREAMING SERVICES AND ANY TECHNOLOGY OF**
4 **SIMILAR NATURE WHETHER CURRENTLY EXISTING**
5 **OR TO BE DEVELOPED IN THE FUTURE.** For the purpose
6 of this Act, the material in which the [~~motion-picture~~]
7 **MOVIE** is contained, preserved, or recorded, forms an
8 integral part of the [~~motion-picture~~] **MOVIE** subject of this
9 Act.

10 2) **ON DEMAND ONLINE STREAMING SERVICES —**
11 **STREAMING MEDIA SERVICES THAT ARE OFFERED**
12 **DIRECTLY TO AUDIENCES THROUGH THE INTERNET**
13 **AND/OR SUBSCRIPTIONS. THE VIEWERS OR USERS**
14 **WILL NEED AN INTERNET CONNECTION TO STREAM**
15 **OR DOWNLOAD VIDEO CONTENT WHICH MAY BE**
16 **VIEWED OFFLINE.**

17 3) *Television Broadcast* — Public showing by transmitting
18 sound or images by television or similar equipment,
19 including cable television, and other limited audience
20 distribution.

21 4) *General Viewing* — Making **MOVIES** [~~motion-pictures~~]
22 available to the general public for its viewing through
23 convenient film packs or similar materials sold, leased, or
24 lent in commercial outlets, public lending clubs, and similar
25 organizations.

26 5) *Non-Theatrical Distribution* —

27 a) Public showing of long and short **MOVIES** [~~motion~~
28 ~~pictures~~] through the use of mobile projection
29 equipment not imposing admission fee.

30 b) Showing long or short **MOVIES** [~~motion-pictures~~] to
31 organizations, societies, clubs, groups etc. Such as
32 films for children, educational, documentary, cultural,

1 scientific, newsreel, industrial, sales, public relations,
2 and instructional films.

3 6) *Theatrical Distribution* — Public showing and/or exhibition
4 in any cinema or theater or in any other place of **MOVIES**
5 [~~motion pictures~~] imposing admission fees on persons for
6 entertainment, education, information and advertising.

7 7) *An Adult* — is any person eighteen (18) years of age or over.

8 8) *Review Session* — shall mean the review and examination
9 of **MOVIES** [~~motion pictures~~], television programs and
10 similar shows, or publicity materials, by the BOARD.

11 Sec. 11. Section 11 of P.D. No. 1986 is hereby amended to read as follows:

12 "Section 11. Penalty. — Any person who violates the provisions of
13 this [Decree] **ACT** and/or the implementing rules and regulations
14 issued by the BOARD, shall, upon conviction, be punished by a
15 mandatory penalty of three (3) months and one day to one (1)
16 year imprisonment [~~plus~~] **OR** a fine of not less than fifty thousand
17 pesos but not more than one [~~hundred thousand~~] **MILLION**
18 pesos **OR BOTH**. The penalty shall apply whether the person shall
19 have committed the violation either as principal, accomplice or
20 accessory. [~~If the offender is an alien, he shall be deported~~
21 ~~immediately~~]: The license to operate the movie house, theater, or
22 television station shall also be revoked. Should the offense be
23 committed by a juridical person, the chairman, the president,
24 secretary, treasurer, or the partner responsible therefor, shall be
25 the persons penalized."

26 Sec. 12. Section 12 of P.D. No. 1986 is hereby amended to read as follows:

27 "Section 12. Banning of **MOVIES** [~~Motion Pictures~~] and Television
28 Programs. — In the event a **MOVIE** [~~motion picture~~] or television
29 program, after examination and review by the BOARD, is declared
30 unfit for exhibition in the Philippines, the said **MOVIE** [~~motion~~
31 ~~picture~~] or television program shall be returned by the importer or
32 distributor thereof to the country of origin or to any other place

1 outside of the Philippines within a period of thirty (30) days, which
2 shall be counted from the date of receipt by the importer or
3 distributor of the decision of the BOARD banning the **MOVIE**
4 ~~[motion picture]~~ or television program for exhibition in the
5 Philippines. ~~[and all customs duties and internal revenue taxes paid~~
6 ~~by the importer or distributor on account of the importation to and~~
7 ~~entry into the Philippines of the said motion picture or television~~
8 ~~program shall be automatically refunded by the government office~~
9 ~~concerned to the said importer or distributor. A copy of the decision~~
10 ~~of the BOARD banning motion picture or television program for~~
11 ~~exhibition in the Philippines shall be furnished to the Commissioner~~
12 ~~of Internal Revenue and to the Collector of Customs of the port of~~
13 ~~entry of the said motion picture or television program, and the~~
14 ~~same shall constitute a sufficient authority to the Commissioner of~~
15 ~~Internal Revenue and the Collector of Customs concerned to refund~~
16 ~~the internal revenue taxes and customs duties paid by the importer~~
17 ~~or distributor on account of the importation of the banned motion~~
18 ~~picture or television program.]~~

19 Sec. 13. Section 13 of P.D. No. 1986 is hereby amended to read as follows:

20 "Section 13. Inspection. — In addition to its powers vested by law,
21 and for the effective enforcement of the provisions of this act, the
22 BOARD or its duly authorized representatives shall have the power
23 to inspect all public exhibitions of any ~~[motion picture]~~ **MOVIES**
24 or publicity material in movie houses, theaters and other public
25 establishments, and in any case, upon discovery of any ~~[motion~~
26 ~~picture]~~ **MOVIES** or publicity material which, although previously
27 approved by the BOARD, has been tampered with to introduce any
28 unapproved matter, to immediately seize the article containing or
29 incorporating or incorporating such unapproved matter and to
30 cause the prosecution of the person(s) responsible for the violating
31 of this Act, Presidential Decree No. 49 and/or the Revised Penal
32 Code, as amended.

1 Upon conviction of the violator(s), the materials seized as
2 well as the other proceeds or instruments of the crime shall
3 disposed of in accordance with the Revised Penal Code, as
4 amended."

5 Sec. 14. Section 14 of P.D. No. 1986 is hereby amended to read as follows:

6 "~~Section 14, Manila Film Center.~~ Motion pictures imported
7 or produced by the management of the Manila Film Center whether
8 singly or in joint venture with Filipino or foreign citizens,
9 corporations or groups shall not be subject to the jurisdiction,
10 supervision and control of the BOARD; Provided, that, such motion
11 pictures are exhibited or shown only in the Film Center; Provided,
12 further, that such motion pictures shall be subject to review and
13 examination by the BOARD in case they are distributed for general
14 viewing elsewhere in the Philippines.]

15 **Sec. 14. EXEMPTION FROM TAX, LEGAL PROCESS AND**
16 **LIEN. — ALL LAWS TO THE CONTRARY**
17 **NOTWITHSTANDING, THE BOARD AND ALL ITS ASSETS**
18 **AND PROPERTIES, ALL FEES AND CHARGES COLLECTED**
19 **AND ALL ACCRUALS THERETO AND INCOME OR**
20 **INVESTMENT EARNINGS THEREFROM, AS WELL AS ALL**
21 **SUPPLIES, EQUIPMENT, PAPERS OR DOCUMENTS SHALL**
22 **BE EXEMPT FROM ANY TAX, ASSESSMENT, FEE, CHARGE,**
23 **OR CUSTOMS OR IMPORT DUTY, AND SHALL NOT BE**
24 **LIABLE TO ATTACHMENTS, GARNISHMENTS, LEVY OR**
25 **SEIZURE BY OR UNDER ANY LEGAL OR EQUITABLE**
26 **PROCESS WHATSOEVER. NO TAX MEASURE OF WHATEVER**
27 **NATURE ENACTED SHALL APPLY TO THE BOARD, UNLESS**
28 **IT EXPRESSLY REVOKES THE TAX EXEMPTION HEREIN**
29 **GRANTED. ANY TAX ASSESSMENT AGAINST THE BOARD**
30 **SHALL BE NULL AND VOID."**

1 Sec. 15. Section 15 of P.D. No. 1986 is hereby amended to read as follows:

2 ~~"[Section 15. Abolition of the Board of Review for Motion Pictures~~
3 ~~and Television. — The Board of Review for Motion Pictures and~~
4 ~~Television (BRMPT) created under Republic Act No. 3060, as~~
5 ~~amended, is hereby abolished, and its powers and functions are~~
6 ~~hereby transferred to the BOARD. Such transfer shall include the~~
7 ~~corresponding balances of appropriations, records, equipment,~~
8 ~~properties, and such personnel as may be necessary; Provided, that~~
9 ~~the BOARD shall effect the transfer herein provided in a manner~~
10 ~~that will ensure the least disruption of operations.]~~

11 ~~[All personnel affected by the abolition shall be deemed separated~~
12 ~~from the service, unless re-appointed to appropriate positions in the~~
13 ~~BOARD. Any affected officer or employee not re-appointed, or who~~
14 ~~refuses his re-appointment, shall be paid the money value of his~~
15 ~~accumulated vacation and sick leaves and such retirement benefits~~
16 ~~as may be due him under existing laws. Any person not qualified for~~
17 ~~retirement benefits shall be paid a fraction of more than six months~~
18 ~~being considered one whole year payable in lump sum based on the~~
19 ~~highest monthly salary received from the savings and salary lapses~~
20 ~~in the BRMPT.]~~

21 ~~[The incumbent Chairman, Vice Chairman and members, and~~
22 ~~personnel of the BRMPT shall continue to perform their duties and~~
23 ~~functions in a hold over capacity, until the new Chairman and at~~
24 ~~least five members of the BOARD shall have been appointed and~~
25 ~~qualified.]~~

26 **SEC. 15. REORGANIZATION OF THE BOARD. — WITHIN ONE**
27 **YEAR FROM THE EFFECTIVITY OF THIS ACT, THE BOARD**
28 **SHALL REORGANIZE ITS STAFFING PATTERN AND**
29 **PERSONNEL AS MAY BE NECESSARY FOR EFFICIENT**
30 **ADMINISTRATION AND OPERATION; PROVIDED, THAT**
31 **SUCH REORGANIZATION SHALL BE CARRIED OUT IN A**
32 **MANNER THAT WILL ENSURE THE LEAST DISRUPTION OF**

1 OPERATIONS. ALL PERSONNEL AFFECTED BY THE
2 REORGANIZATION SHALL BE DEEMED SEPARATED FROM
3 THE SERVICE, UNLESS A NEW APPOINTMENT IS ISSUED BY
4 THE BOARD.

5 INCUMBENT PERSONNEL OF THE BOARD SHALL
6 CONTINUE TO HOLD OFFICE UNTIL APPROVAL OF THE NEW
7 STAFFING PATTERN AND NEW APPOINTMENTS ARE
8 ISSUED IN ACCORDANCE WITH THIS ACT. THE INCUMBENT
9 PERSONNEL SHALL BE ABSORBED, RETAINED, AND
10 APPOINTED TO NEW POSITIONS IN THE BOARD TO WHICH
11 THEY MAY QUALIFY UNDER THE NEW STAFFING PATTERN
12 WITHOUT LOSS OF SENIORITY OR RANK OR DECREASE IN
13 EMOLUMENTS: PROVIDED, THAT, THOSE WHO SHALL BE
14 GIVEN NEW APPOINTMENTS SHALL BE ENTITLED TO ALL
15 COMPENSATION AND BENEFITS DUE THEM UNDER
16 EXISTING LAWS; PROVIDED, FURTHER, THAT, ANY
17 AFFECTED OFFICER OR EMPLOYEE NOT RE-APPOINTED, OR
18 WHO REFUSES HIS RE-APPOINTMENT, OR WHO DESIRES
19 TO BE SEPARATED AS A RESULT OF THE IMPLEMENTATION
20 OF THIS ACT SHALL BE PAID IN LUMP SUM THE MONEY
21 VALUE OF HIS ACCUMULATED VACATION AND SICK LEAVES
22 AND SUCH SEPARATION BENEFITS COMPUTED AT ONE AND
23 A HALF MONTH SALARY FOR EVERY YEAR OF SERVICE;
24 PROVIDED, FINALLY, THAT THOSE AFFECTED PERSONNEL
25 WHO HAVE RENDERED SERVICE TO THE BOARD FOR THE
26 LAST FIVE (5) YEARS SHALL BE ENTITLED TO SEPARATION
27 PAY OF THREE (3) MONTHS SALARY FOR EVERY YEAR OF
28 SERVICE AND ALL OTHER BENEFITS ACCRUING TO THEM
29 UNDER EXISTING LAWS AT THE TIME OF THEIR
30 SEPARATION."

1 Sec. 16. Section 19 of P.D. No. 1986 is hereby amended to read as follows:

2 "Section. 19. Annual Report. — The BOARD shall, within three (3)
3 months after the end of every fiscal year, submit its annual report
4 to the President **OF THE PHILIPPINES**. The annual report shall
5 include, among others, a statement of the BOARD's
6 accomplishments together with its plans and recommendations to
7 improve and develop its operations and the supervision and
8 regulation of the movie and television industry.

9 Sec. 17. Section 20 of P.D. No. 1986 is hereby amended to read as follows:

10 "Section. 20. [~~Sinking Fund~~] **SPECIAL REVOLVING FUND**. —
11 Notwithstanding any provision of law, rule or regulation, executive
12 or administrative order to the contrary, there is hereby established
13 a [~~Sinking Fund~~] **SPECIAL REVOLVING** Fund, to be
14 **MAINTAINED AND** administered at all times by the BOARD, **AND**
15 **WITHOUT NEED OF REMITTANCE TO THE NATIONAL**
16 **TREASURY BUT SUBJECT TO EXISTING GOVERNMENT**
17 **AUDITING RULES AND REGULATIONS, DERIVED FROM**
18 **ANY AND** [~~consisting of~~] all such fees, [~~and~~] **charges,**
19 **IMPOSITIONS AND/OR PENALTIES** levied, assessed and
20 collected by the BOARD shall be at the immediate disposal of the
21 BOARD to be used [**exclusively**] for the **MAINTENANCE,**
22 operational, [~~and~~] administrative expenses of the BOARD, and for
23 the acquisition of necessary **PROPERTIES,** facilities, supplies and
24 equipment. **THE MTRCB SHALL SUBMIT, EITHER IN**
25 **PRINTED FORM OR BY WAY OF ELECTRONIC DOCUMENT,**
26 **TO THE DBM, COPY FURNISHED THE HOUSE COMMITTEE**
27 **ON APPROPRIATIONS AND THE SENATE COMMITTEE ON**
28 **FINANCE SEPARATE QUARTERLY REPORTS ON INCOME**
29 **OF, AND EXPENDITURE FROM, THIS FUND. IN CASE OF**
30 **FAILURE TO COMPLY WITH SAID REQUIREMENT, ANY**
31 **DISBURSEMENT IN THE SUBSEQUENT QUARTERS SHALL**

1 **BE VOID, EXCEPT UPON CERTIFICATION BY THE DBM**
2 **THAT SAID REPORT HAS BEEN SUBMITTED.”**

3 Sec. 18. *Separability Clause.* — If any portion or provision of this Act is declared
4 unconstitutional, the remainder of this Act or any provisions not affected thereby shall
5 remain in force and effect.

6 Sec. 19. *Repealing Clause.* — Any provision, ordinances, rules and regulations,
7 laws, decrees, executive or administrative orders, and other issuances or part thereof,
8 which are inconsistent with the provisions of this Act is hereby repealed or modified
9 accordingly.

10 Sec. 20. *Effectivity Clause.* — This Act shall take effect after fifteen (15) days
11 following its complete publication in the Official Gazette or a newspaper of general
12 circulation.

 Approved,