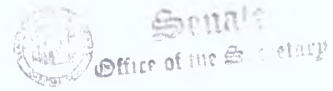


NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



23 MAY 29 12:12

RECEIVED BY: 

SENATE
S. No. 2259

Introduced by Senator MARK A. VILLAR

AN ACT
PROMOTING AWARENESS FOR THE INTELLECTUAL PROPERTY RIGHTS OF
INDEPENDENT ARTISTS, ESTABLISHING PROGRAMS PURSUANT THERETO,
AND PROVIDING FUNDS THEREFOR

EXPLANATORY NOTE

Intellectual Property serves as a vital tool in catalyzing cultural and economic development for the Philippines. However, there remains the need to ensure that independent artists are granted the exclusive right to their own work, as there are Filipino artists that do not rightfully receive their commercial benefits.

Based on a report by the Intellectual Property Rights Office (IPOPHL), in 2020, they received 135 Intellectual Property (IP) violation reports in the first nine months of the year, which surpassed the total of 129 cases from 2015 to 2019 ¹. With the exponential growth of IP violations, there is a growing need to safeguard the creative expression of artists. Independent artists are particularly at risk in today's digital age, as they are not affiliated with a label or studio that provides them the financial and legal support to protect them from infringement.

Hence, this bill aims to empower independent artists by providing educational initiatives that inform the public about the protection of Intellectual Property Rights.

¹ Intellectual Property Office of the Philippines. (2020, November). Jan-Sept 2020: Reports/complaints on IP infringement surpasses 2015-2019 total. Retrieved from <https://www.ipophil.gov.ph/news/jan-sept-2020-reports-complaints-on-ip-infringement-surpasses-2015-2019-total/>

Furthermore, this bill aims to ensure that independent artists are compensated fairly. By recognizing the importance of Intellectual Property Rights, the Philippine government can create an environment conducive to creative innovation and reaffirm its commitment to preserving cultural heritage.

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



MARK A. VILLAR

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

1 Section 1. *Declaration of Policy.* - The State recognizes the vital role of
2 intellectual property as a tool for national development and cultural advancement. It
3 is the policy of the State to encourage the creation and dissemination of Filipino
4 intellectual property, particularly by independent artists, while ensuring their legal
5 protection and promotion of their economic rights.

6 *Sec. 2. Definition of Terms.* - For the purposes of this Act:

7 (a) "Independent artists" refer to those engaged in the creation, production,
8 and/or distribution of their artistic work who are not under contract with a major
9 corporation or firm;

10 (b) "Intellectual property creations" refer to original works of art, copyrightable
11 works, and other protected expressions under the Intellectual Property Code of the
12 Philippines;

13 (c) "Awareness campaign" refers to educational initiatives, seminars,
14 workshops, or any activity designed to inform and educate the public on the protection
15 and value of intellectual property rights;

1 Sec. 3. The Intellectual Property Office (IPO) shall develop and implement
2 programs to promote and raise awareness of the legal rights and mechanisms
3 available for the protection of the intellectual property creations of independent artists.

4 The said programs shall include, but shall not be limited to:

5 (a) Conducting seminars, workshops, and training courses for independent
6 artists on their intellectual property rights and protection under the law;

7 (b) Establishing partnerships with artistic communities, local government units,
8 and educational institutions to promote awareness and protection of intellectual
9 property rights;

10 (c) Cooperating with existing intellectual property organizations, both local and
11 international, to further strengthen the protection and recognition of independent
12 artists' rights in the Philippines and abroad; and

13 (d) Undertaking research and development geared towards the innovation and
14 advancement of intellectual property protection strategies for independent artists in
15 the country.

16 Sec. 4. *Funding.* - An amount necessary to carry out the aims and purposes of
17 this Act shall be allocated in the General Appropriations Act under the allocation for
18 the Intellectual Property Office. This funding shall be utilized for the programs and
19 services targeting the protection of independent artists' intellectual property rights.

20 Sec. 5. *Implementing Rules and Regulations.* - Within ninety (90) days after the
21 approval of this Act, the Intellectual Property Office, in consultation with key
22 stakeholders, shall formulate and issue the necessary implementing rules and
23 regulations.

24 Sec. 6. *Separability Clause.* – If any portion or provision of this Act is
25 subsequently declared invalid or unconstitutional, other provisions hereof which are
26 not affected thereby shall remain in full force and effect.

27 Sec. 7. *Repealing Clause.* – All other laws, acts, presidential decrees, executive
28 orders, presidential proclamations, issuances, rules and regulations, or parts thereof
29 which are contrary to or inconsistent with any of the provisions of this Act are hereby
30 repealed, amended, or modified accordingly.

1 Sec. 8. *Effectivity.* – This Act take effect fifteen (15) days after its publication
2 in the Official Gazette or in a newspaper of general circulation.

Approved,