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TANGGAPAN NG
SANGGUNIANG PANLUNGSOD NG NAGA
Date: FEB 20 2023
Time: 3:57 pm By: 

ORDINANCE NO. 2022 -XXX

AN ORDINANCE DECLARING THE NAGA CITY PUBLIC CEMETERY LOCATED IN BARANGAY CONCEPCION PEQUENA AS A LOCAL HISTORICAL SITE IN ACCORDANCE WITH REPUBLIC ACT NO. 10066, OTHERWISE KNOWN AS THE NATIONAL CULTURAL HERITAGE ACT OF 2009

Sponsored by Councilor Jose B. Perez

WHEREAS, received by the Sangguniang Panlungsod of Naga is an official communication from the Office of City Mayor Nelson S. Legacion requesting for the passage of an ordinance declaring the Naga City Public Cemetery located in Barangay Concepcion Pequena as a local heritage site, it being an “important cultural property” as defined under Republic Act No. 10066, otherwise known as the “National Cultural Heritage Act of 2009”;

WHEREAS, in an earlier letter to Naga City Mayor Nelson S. Legacion by Chairman Dr. Rene Escalante of the National Historical Commission of the Philippines (NHCP) the latter stated that his office is “endorsing [as requested] the declaration of the Naga City Public Cemetery as a local historical site”;

WHEREAS, the aforesaid letter by the NHCP Chairman stressed that the subject public cemetery is more than fifty (50) years old now and is presumed an Important Cultural Property (ICP) under the National Cultural Heritage Act of 2009 that ensures its protection from any modification or alteration;

WHEREAS, the same letter reiterated that under the same National Cultural Heritage Act of 2009, LGUs are mandated to identify and protect the local heritage sites and structures within their area of jurisdiction and should include them in the Philippine Registry of Cultural Property for submission to the National Commission for Culture and the Arts (NCCA);

WHEREFORE, on motion duly seconded –

BE IT ORDAINED by the Sangguniang Panlungsod duly assembled, that:

SECTION 1. SHORT TITLE. This Ordinance shall otherwise be known as the Ordinance Declaring the Naga City Public Cemetery in Barangay Concepcion Pequena as a Local Historical Site.

SECTION 2. DECLARATION OF PRINCIPLE. The Constitution mandates the State, as well as its instrumentalities that include Local Government Units, to preserve, conserve and promote the nation's cultural heritage, its property and histories, and the ethnicity of local communities.

SECTION 3. PURPOSE. This Ordinance is enacted to insure the declaration of the Naga City Public Cemetery as a local historical site.

SECTION 4. REGISTRY OF CULTURAL PROPERTY. The Arts, Culture and Tourism Office (ACTO) of the Naga City Government is hereby tasked to enlist the Naga City Public Cemetery in the Philippine Registry of Cultural Property for submission to the National Commission for Culture and the Arts (NCCA) pursuant to the provisions of the National Cultural Heritage Act of 2009, or R.A. 10066, on the matter.

SECTION 5. SEPARABILITY CLAUSE. Any provision or portion of this Ordinance found to be in violation of the Constitution or invalid shall not impair the other provisions or parts thereof and shall remain in full force and effect.

SECTION 6. REPEALING CLAUSE. All existing ordinances, rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this Ordinance, are hereby repealed accordingly.

SECTION 7. EFFECTIVITY. This Ordinance shall take effect upon publication in a newspaper of local circulation.

ENACTED: