



# Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



## EXCERPT FROM THE MINUTES OF THE 86<sup>TH</sup> REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN ON APRIL 15, 2024 HELD AT THE SESSION HALL, THE BUNKER, CAPITOL COMPOUND, BALANGA CITY, BATAAN

**PRESENT:**

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

**FIRST DISTRICT:**

Hon. Antonino B. Roman III, J.D., LL.M., Board Member  
Hon. Benjamin C. Serrano, Jr., Board Member  
Hon. Jomar L. Gaza J.D., Board Member

**SECOND DISTRICT:**

Hon. Maria Margarita R. Roque, Board Member  
Hon. Manuel N. Beltran, Board Member  
Hon. Noel Joseph L. Valdecañas, Board Member

**THIRD DISTRICT:**

Hon. Romano L. Del Rosario, Board Member  
Hon. Jorge S. Estanislao, M.D., Board Member  
Hon. Angelito M. Sunga, Board Member  
Hon. Roman Harold R. Espeleta, Board Member

Hon. Romeo A. Austria, Board Member (FABC President)  
Hon. Lovely Joy A. Poblete, Board Member (SKF President)  
Hon. Feliciano G. Magay, Jr., Board Member (IPMR)

**ABSENT:**

Hon. Jovy Z. Banzon, Board Member (PCL President) (On Leave)

### PROVINCIAL ORDINANCE NO. 07 Series of 2024

#### AN ORDINANCE PROMOTING INDIGENOUS HERITAGE AND TOURISM IN THE PROVINCE OF BATAAN AND APPROPRIATING FUNDS THEREFOR.

**AUTHORED AND SPONSORED BY:**

HON. ANTONINO B. ROMAN III, J.D., LL.M.  
HON. FELICIANO G. MAGAY, JR.  
HON. ROMANO L. DEL ROSARIO

**WHEREAS**, Section 22, Article II of the 1987 Constitution of the Philippines declares the State policy recognizing and promoting the rights of indigenous cultural communities within the framework of national unity and development;

**WHEREAS**, Section 17, Article XIV thereof also provides that the State shall recognize, respect, and protect the rights of indigenous cultural communities to preserve and develop their cultures, traditions, and institutions;

JOSE ENRIQUE S. GARCIA III  
Provincial Governor

**"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"**

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**WHEREAS**, Section 2(e) of Republic Act No. 8371, otherwise known as "The Indigenous Peoples' Rights Act of 1997 (IPRA)," mandates the State to take measures, with the participation of the Indigenous Cultural Communities (ICCs)/Indigenous Peoples (IPs) concerned, to protect their rights and guarantee respect for their cultural integrity, and to ensure that members of the ICCs/IPs benefit on an equal footing from the rights and opportunities which national laws and regulations grant to other members of the population;

**WHEREAS**, the Province of Bataan is home to diverse indigenous communities with rich cultural heritages such as, but not limited to, the *Ambala* and *Magbukon Aeta* communities;

**WHEREAS**, there exists an opportunity to promote sustainable tourism that honors and preserves these indigenous cultures;

**WHEREAS**, indigenous tourism is a means to preserve and revitalize cultures, enabling the transmission of traditional knowledge and practices to future generations;

**WHEREAS**, the genuine participation and involvement of these indigenous communities in the tourism industry will not only empower their cultural identity, but will also generate economic opportunities for them;

**NOW THEREFORE**, BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN, IN SESSION DULY ASSEMBLED:

**Section 1. Title.** - This ordinance shall be known as the "Indigenous Heritage and Tourism Promotion Ordinance of Bataan."

**Section 2. Purpose and Scope.** - The purpose of this ordinance is to promote community-based tourism in indigenous communities, preserving and showcasing their culture, arts, traditions, history, language, and way of living, and to capacitate these communities to do so.

**Section 3. Definition of Terms.** -

a. **Affiliated Organizations** - Different tourism organizations in Bataan as identified in Provincial Ordinance No. 18, Series of 2020, otherwise known as "The Tourism Code of the Province of Bataan," namely, the Bataan Peninsula Tourism Council Foundation, Inc., Bataan Tourism Stakeholders Association, Inc., Morong Beach Resorts and Tourism Stakeholders Association, Inc., Bagac Beach Inland Resort Owners Association Corporation, Bataan Peninsula Tour Guides, Bataan Peninsula Travel and Tour Operators Association, and Bataan Food and Non-Food Manufacturing Incorporated.




b. **Bird Guide** - an individual accredited by the Department of Tourism (DOT) to guide birders and bird watchers;

c. **Culture** - A way of life of a group of people; the behaviors, beliefs, values, and symbols that they accept, generally without thinking about them, and that are passed along by communication and imitation from one generation to the next;

d. **Cultural Heritage** - the legacy of physical artifacts and intangible attributes of a group or society that are inherited from past generations,

  
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Provincial Governor 

maintained in the present, and bestowed for the benefit of future generations;

e. Homestay – a form of tourism where tourists experience living with a Filipino host family to learn from their daily way of life by participating in the host community's distinctive cultural and traditional practices;

f. Indigenous Cultural Communities/Indigenous Peoples – a group of people or homogenous societies identified by self-ascription and ascription by others, who have continuously lived as organized community on communally bounded and defined territory, and who have, under claims of ownership since time immemorial, occupied, possessed and utilized such territories, sharing common bonds of language, customs, traditions and other distinctive cultural traits, or who have, through resistance to political, social and cultural inroads of colonization, non-indigenous religions and cultures, became historically differentiated from the majority of Filipinos. ICCs/IPs shall likewise include peoples who are regarded as indigenous on account of their descent from the populations which inhabited the country, at the time of conquest or colonization, or at the time of inroads of non-indigenous religions and cultures, or the establishment of present state boundaries, who retain some or all of their own social, economic, cultural and political institutions, but who may have been displaced from their traditional domains or who may have resettled outside their ancestral domains;

g. Tour Guide – an individual accredited by the DOT to guide tourists for a fee; and

h. Tradition – An inherited, established, or customary pattern of thought, action, or behavior (as a religious practice or a social custom).

**Section 4. Indigenous Heritage and Tourism Promotion Committee.** – The Indigenous Heritage and Tourism Promotion Committee (IHTPC) is hereby created. The IHTPC shall perform the following:

a. Bring together the different ICCs, identifying their key issues concerning provincial tourism practices, and developing plans and programs centered on the preservation and promotion of the ICCs' cultural heritage;

b. Serve as the principal body coordinating tourism-related matters involving the ICCs/IPs with other relevant government agencies and provincial bodies, such as, but not limited to:

(1) Tourism Planning Committee;

(2) Bataan Provincial Indigenous Cultural Communities and Indigenous Council;

(3) Provincial Council for Culture and the Arts;

(4) Bataan Historical Council; and

(5) Affiliated Organizations, to prevent any redundancy and overlap in initiatives, and to ensure that initiatives related in any way to indigenous heritage and tourism promotion are harmonized and mutually supportive.

  
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Provincial Governor

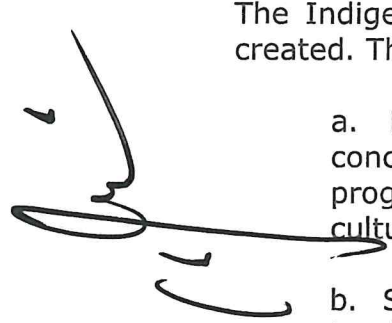
  
  
  
  

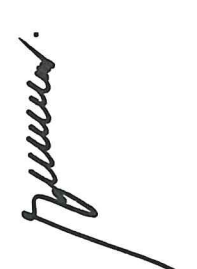


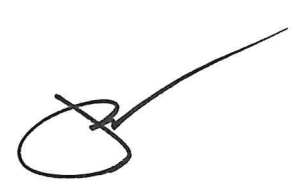














c. Seek partnerships with the private sector, including non-governmental organizations and other stakeholders, to obtain additional resources and support; and

d. Spearhead the development of tourism plans and programs for the ICCs/IPs, such as but not limited to the following:

**(1) Indigenous Cultural Awareness Programs**

(a) Compiling and distributing educational materials and conducting workshops on indigenous culture for the benefit of tourists and local residents.

**(2) Community-Based Tourism Initiatives**

(a) Supporting and promoting small-scale, indigenous-led tourism ventures, such as but not limited to living museums, cultural tours, homestays, art exhibitions, storytelling, and hiking tourism, that capitalize on the Indigenous People's skills and traditional knowledge and showcase their culture and way of living;

(b) Providing training programs, access to resources, and market linkages to enhance the economic viability of traditional livelihoods;

(c) Providing training and capacity-building for ICCs/IPs to engage in sustainable tourism practices and tourism-related work such as serving as demonstrators, Tour Guides, Bird Guides, and Mountain Guides; and

(d) Providing assistance and promotional platforms for the products of the ICCs/IPs to attract tourists to patronize the local tourism economy.

**(3) Cultural Events and Festivals**

(a) Supporting annual cultural festivals that showcase indigenous traditions.

**(4) Language Preservation and Promotion**

(a) Collaborating with educational institutions to develop and implement programs for the preservation and promotion of indigenous languages; and

(b) Establishing community-based language documentation projects to create educational materials and resources for language learning.

**Composition:** The IHTPC shall be composed of the following groups:

**(1) IHTPC-Steering Board.** The IHTPC-Steering Board (IHTPC-SB) shall perform the following:

(a) Serve as the highest decision-making body of the IHTPC;

  
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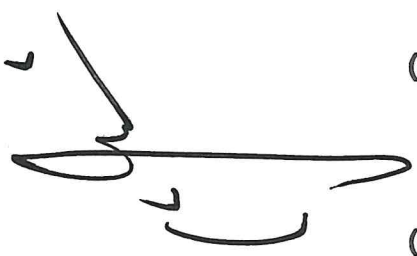




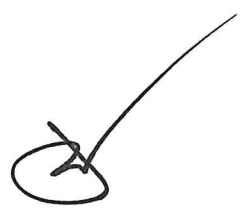












- (b) Decide upon the recommendations and proposals submitted by the IHTPC-Technical Working Group; and
- (c) Set the direction and plans of the IHTPC to attain its objectives.

**Composition.** The IHTPC-SB shall be composed of the following:

- Chairperson: Provincial Governor;
- Members:
- a) Sangguniang Panlalawigan Indigenous Peoples Mandatory Representative;
  - b) Sangguniang Panlalawigan Tourism Committee Chairperson;
  - c) Provincial Tourism Officer; and
  - d) A representative from the National Commission on Indigenous Peoples (NCIP) Provincial Office.

**(2) IHTPC-Technical Working Group.** The IHTPC-Technical Working Group (IHTPC-TWG) shall perform the following:

- (a) Prepare proposed programs and plans of the IHTPC, including conducting needed research and coordinating with relevant offices and organizations, in particular, the Bataan Provincial Indigenous Cultural Communities and Indigenous Council; and
- (b) Provide recommendations to the IHTPC-SB on matters requiring technical expertise.

**Composition.** The IHTPC-TWG shall be composed of the following:

- Chairperson: Provincial Tourism Officer;
- Members:
- a) A representative from the Office of the Provincial Social Welfare and Development Officer;
  - b) A representative from the Office of the Provincial Information Officer;
  - c) A representative from the Bataan Peninsula State University;
  - d) A representative from each Indigenous Cultural Community in the Province of Bataan; and
  - e) A representative from the tourism operators in the Province of Bataan.

**(3) IHTPC-Secretariat.** The IHTPC-Secretariat shall provide administrative support to the IHTPC, including, but not limited to:

  
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Provincial Governor

- (a) organizing meetings;
- (b) providing logistical and clerical needs;
- (c) preparing and handling of relevant documents; and
- (d) performing such other functions deemed necessary by the IHTPC-SB.

The Office of the Provincial Tourism Officer shall act as the IHTPC Secretariat.

**Section 5. Appropriations.** - The amount necessary to carry out the provisions of this ordinance shall be derived from the budget of Office of the Provincial Tourism Officer and shall be included in the subsequent annual or supplemental budget of the Provincial Government of Bataan. Other potential funding sources include national government programs and private donations and sponsorships.

**Section 6. Repealing Clause.** - All ordinances, resolutions, orders, memoranda, and other issuances inconsistent with this ordinance are hereby altered, amended, or repealed accordingly.


**Section 7. Separability Clause.** - If any part or provision of this ordinance is held invalid or unconstitutional, the remainder of the ordinance shall not be affected thereby.

**Section 8. Effectivity Clause.** - This ordinance shall take effect after compliance with the relevant requirements under the Local Government Code of 1991.

UNANIMOUSLY ENACTED this 15<sup>th</sup> day of April 2024.


**I HEREBY CERTIFY** to the enactment of the foregoing ordinance.

  
ATTY. MARK LORENZ C. QUEZON  
Secretary to the Sangguniang Panlalawigan

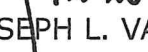
  
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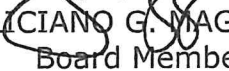
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(FABC President)


  
LOVELY JOY A. POBLETE  
Board Member  
(SKF President)

  
FELICIANO G. MAGAY, JR.  
Board Member  
(IPMR)

ATTESTED:

  
MA. CRISTINA M. GARCIA  
Vice Governor & Presiding Officer

APPROVED:

  
JOSE ENRIQUE S. GARCIA III  
Provincial Governor  
Date: 4-23-2024 