

[REPUBLIC ACT NO. 6847, January 24, 1990]

AN ACT CREATING AND ESTABLISHING THE PHILIPPINE SPORTS COMMISSION, DEFINING ITS POWERS, FUNCTIONS AND RESPONSIBILITIES, APPROPRIATING FUNDS THEREFOR, AND FOR OTHER PURPOSES

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

SECTION 1. *Title of the Act.* — This Act shall be known as "The Philippine Sports Commission Act."

SEC. 2. *Declaration of Policy.* — It is the policy of the State to promote physical education, encourage and sustain the development of sports in the country to foster physical fitness, self-discipline, teamwork and excellence for the development of a healthy and alert citizenry through a unified national sports promotion and development program, and that the establishment and creation of a single, unified and integrated national sports policy-making body shall further this objective.

SEC. 3. *Creation of the Philippine Sports Commission.* — To carry out the above policy, a body corporate known as the Philippine Sports Commission, hereinafter referred to as the Commission, is hereby created and established.

SEC. 4. *Status of the Commission.* — The Commission shall have the same status as that of a governmental regulatory national agency attached to the Office of the President with the Chairman thereof being of the same level as a department undersecretary and the Commissioners that of department assistant secretaries.

SEC. 5. *Nature of the Commission.* — The Commission shall exercise corporate powers. It shall have a seal, may sue and be sued, and shall be the sole policy-making and coordinating body of all amateur sports development programs and institutions in the Philippines: *Provided*, That in the case of the school sports development program, the same shall be formulated and implemented by the Department of Education, Culture and Sports (DECS) with the assistance of the Commission within the framework of the national sports development program.

SEC. 6. *Objectives of the Commission.* — The objectives of the Commission are:

- a. To provide the leadership, formulate the policies and set the priorities and direction of all national amateur sports promotion and development, particularly giving emphasis on grass-roots participation;
- b. To encourage wide participation of all sectors, government and private, in amateur sports promotion and development; and

- c. To supplement government appropriations for sports promotion and development.

SEC. 7. *Functions of the Commission.* — The Commission shall have the following functions:

- a. Plan, implement and oversee an integrated amateur sports promotion and development program for the country, including the program for the Decade of Physical Fitness and Sports: 1990-2000, pursuant to Presidential Proclamation No. 406, in coordination with various sectors involved in sports, including, among others, the Philippine Olympic Committee, the National Sports Associations, the public and private schools, government corporations and entities, the local governments, the Armed Forces of the Philippines, and other sports organizations and private corporations;
- b. Establish and maintain linkages with international sports associations, national sports commissions or organizations of other countries, and international nongovernmental organizations whose main objective is sports;
- c. Plan and oversee a program to enable the Philippines to bid for and to host the Olympic Games at the earliest practicable time;
- d. Establish, develop and maintain fully-equipped sports facilities and centers in strategic places in the country and, as far as practicable, such modern sports complexes adequate for major international competitions;
- e. Rationalize and regulate the establishment of publicly-funded sports complexes and supervise the management and maintenance thereof, excluding school or college-owned sports complexes;
- f. Plan and formulate programs and review or evaluate, from time to time, the organizational set-up, projects and programs of the Commission;
- g. Develop and promulgate rules and regulations to implement this Act, including rules to delineate and define areas of responsibilities of all sectors involved in sports promotion and development, respecting the individual set-up, priorities, structure and competence of the different government and private institutions;
- h. Assist the proper government agency in the formulation of an industry incentives program for the manufacture in the Philippines of sports equipment and supplies of international standard in quality;
- i. Provide such incentives, recognition and awards to deserving associations, athletes, referees, game officials, coaches, trainers and other persons or entities involved in or supporting sports development as may be permissible under the rules of amateurism;
- j. Recommend and propose to the Department of Education, Culture and Sports, Department of Local Government and other government agencies and instrumentalities having sports programs, to incorporate in their respective annual budgets, a separate and specific budget for sports promotion and development;
- k. Conduct basic and applied research on sports development;
 - l. Conduct promotion and fund-raising campaigns in accordance with existing laws to achieve the purposes of the Commission;
- m. Encourage, promote and sustain the creation and establishment of regional, provincial, municipal and barangay or school district sports promotion and development councils, composed of officials of the Department of Education, Culture and Sports, Department of Local Government, local government officials, and representatives of the private sector, which shall initiate, conduct and coordinate sports activities in their respective jurisdictions; and

- n. Exercise such other acts as are incident to or are appropriate and necessary in connection with the creation of the Commission.

SEC. 8. *Composition of the Commission.* — The Commission shall be composed of a Chairman and four (4) Commissioners all of whom shall be appointed by the President.

SEC. 9. *Qualifications of the Chairman and the Commissioners.* — The Chairman and the Commissioners of the Commission must be citizens of the Philippines, publicly-recognized personalities in the field of sports, at least thirty (30) years of age and of good moral character.

SEC. 10. *Salaries of the Chairman and Commissioners.* — The Chairman shall receive an annual compensation and shall be entitled to other benefits and privileges provided under existing laws for an undersecretary of a department and the Commissioners to that of assistant secretaries.

SEC. 11. *Powers of the Commission.* — The Commission has the power to do all acts and things necessary to be done for or in connection with the performance of its functions, including:

- a. To appoint the officers and other personnel of the Commission and fix their compensation subject to existing laws, rules and regulations;
- b. To delegate authority for the performance of any function to officers and employees under its direction;
- c. To enter into contracts;
- d. To acquire, use and control any land, building, facilities, equipment, instruments, tools and rights required or otherwise necessary for the accomplishment of the purposes of the Commission;
- e. To acquire, own, possess and dispose of any real or personal property;
- f. To regulate the acquisition, procurement, distribution and use of sportswear, equipment, instruments, tools and other sports necessities necessary and required for training of a national pool of athletes;
- g. To assist and support national associations in the implementation of Section 13 of this Act;
- h. To confer, extend and grant awards, benefits and privileges to athletes, coaches and officials for outstanding performances in national and international competitions;
- i. To confer, extend and grant support or assistance to sports associations which are in good standing with the Commission;
- j. To exercise supervisory and visitorial powers over the national sports associations in connection with their sports promotion and development programs with respect to which financial assistance is extended by the Commission;
- k. To accept donations, gifts, bequests, and grants for the purposes of the Commission.
- l. To ensure the implementation by various government departments and agencies of their sports promotion and development programs as indicated in their respective annual budgets;
- m. To impose sanctions upon any national sports association, institution, association, body, entity, team, athlete and sports official for violation of its policies, rules and regulations; and

- n. To perform any and all other acts incident to or required by virtue of its creation.

SEC. 12. *The Philippine Olympic Committee.* — The Philippine Olympic Committee (POC) which is affiliated with the International Olympic Committee is hereby recognized as the National Olympic Committee for the Philippines. It is autonomous in character.

The Philippine Olympic Committee shall maintain its primary responsibility for activities pertaining to the country's participation in the Olympic Games, Asian Games, Southeast Asian Games and other international athletic competitions in accordance respectively with the rules and regulations of the International Olympic Committee, the Olympic Council of Asia, the Southeast Asian Games Federation and other international sports bodies.

SEC. 13. *National Sports Associations.* — National sports associations, organized for their respective sports in the Philippines and/or affiliated with their respective international federations which are recognized by the International Olympic Committee, are recognized as such by the Commission.

The national sports association recognized by the Commission shall be autonomous and shall have exclusive technical control over the promotion and development of the particular sport for which they are organized, subject however to the supervisory and visitorial powers of the Commission, as provided in Section 11, paragraph (j) hereof.

Each national sports association shall, by its Constitution and By-Laws, determine its organization and membership: *Provided, however,* That no team, school, club, organization or entity shall be admitted as a voting member of a national sports association unless sixty percent (60%) of the athletes composing said team, school, club, organization or entity are Filipino Citizens.

The Commission recognizes the following functions, powers, duties and responsibilities of the various national sports associations:

- a. To adopt a Constitution and By-Laws not inconsistent with the Constitution and By-Laws of the Philippine Olympic Committee;
- b. To raise funds by donations, benefits and other means for their purposes;
- c. To purchase, sell, lease or otherwise encumber property, real or personal, for the accomplishment of their respective purposes;
- d. To affiliate with international or regional sports associations;
- e. To conduct competitions for the promotion of their respective sports;
- f. To appoint their representative to the Philippine Olympic Committee;
- g. To decide all questions on the amateur status and discipline of the athletes and officials connected with the associations as well as the members thereof and all disputes between members;
- h. To adopt, in coordination with the Philippine Olympic Committee, a training program for the development of the athletes and their preparation for international competitions;
- i. To select the athletes, coaches and other officials for their national teams taking into consideration not only their athletic abilities but also their discipline, moral character, aptitude and attitude;