

[EXECUTIVE ORDER NO. 876, February 18, 1983]

**AMENDING EXECUTIVE ORDER NO. 868 WHICH REORGANIZED
THE BOARD OF REVIEW FOR MOTION PICTURES AND
TELEVISION**

WHEREAS, Executive Order No. 868 reorganized the Board of Review for Motion Pictures and Television, and expanded its powers and functions as well as its field of supervision and regulation to include, among others, live entertainment, video tapes and similar media;

WHEREAS, in view of the representations of certain sectors of the motion picture and television industries, and the difficulty of implementing the original intent of Executive Order No. 868, there is a need to limit the scope of the powers and functions of the Board;

WHEREAS, industries related to motion picture and television shall be accordingly attended to either by a separate Executive Order or by a Batas Pambansa;

NOW, THEREFORE, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers vested in me by the Constitution and by Presidential Decree No. 1416, as amended by Presidential Decree No. 1772, do hereby order:

SECTION 1. Section 1 of Executive Order No. 868 is hereby amended to read as follows:

"SECTION 1. There is hereby created an office to be known as the Board of Review for Motion Pictures and Television, hereinafter referred to as the BOARD, which shall have its principal office in Metro Manila, and which shall be under the Office of the President of the Philippines."

SEC. 2. Section 2 of Executive Order No. 868 is hereby amended to read as follows:

"SEC. 2. The BOARD shall be composed of a Chairman, two (2) Vice-Chairmen and thirty-two (32) members, who shall all be appointed by the President of the Philippines. The Chairman, the Vice-Chairmen, and the members of the BOARD, shall hold office for a term of four (4) years, unless sooner removed by the President for any cause; PROVIDED, That they shall be eligible for reappointment after the expiration of their respective terms.

"The Vice-Chairmen and the members first appointed shall hold office as follows: one Vice-Chairman shall hold office for two (2) years, and the other Vice-Chairman for four (4) years; and eight members shall hold office for one (1) year, eight members for two (2) years, eight members for three (3) years, and the other eight members for four (4) years, from the date they respectively assumed office. Thereafter, the term of office of the Vice-Chairmen and the members shall all be

four (4) years. If the Chairman or any of the Vice-Chairmen or members fails to complete his term, any person appointed to fill the vacancy shall serve only for the unexpired portion of the term of the BOARD member whom he succeeds.

"No person shall be appointed to the BOARD, unless he is a natural-born citizen of the Philippines, not less than thirty (30) years of age, of good moral character and standing in the community, and not directly or indirectly engaged in or connected with the motion picture, television or any other similar industry; PROVIDED, That in the selection of the members of the Board, due consideration shall be given to such qualifications as would produce a multisectoral combination of expertise in the various areas of motion picture and television review.

"The Chairman shall be entitled to transportation, representation and other allowances which shall in no case exceed SIX THOUSAND PESOS (P6,000.00) per month. The Vice-Chairmen and all other members shall be entitled to honoraria, transportation, representation and other allowances to be determined by the BOARD, subject to the approval of the Office of the Budget and Management."

SEC. 3. Section 3 of Executive Order No. 868 is hereby amended to read as follows:

"SEC. 3. The Board shall have the following functions, powers and duties:

"(a) To promulgate such rules and regulations as are necessary or proper for the implementation of Republic Act No. 3060, as amended, and the accomplishment of its purposes and objectives. Such rules and regulations shall take effect fifteen (15) days following their publication in newspapers of general circulation in the Philippines.

"(b) To screen, review and examine all motion pictures as herein defined, including publicity materials such as advertisements, trailers and stills, whether such motion pictures and publicity materials be for theatrical or non-theatrical viewing, for television broadcast or for general viewing, imported or produced in the Philippines, and in the latter case, whether they be for local viewing or for export;

"(c) To approve or disapprove, delete objectionable portions from, and/or prohibit the importation, expropriation, production, copying, distribution, sale, lease, exhibition and/or television broadcast of the motion pictures and publicity materials subject of the preceding paragraph, which, in the judgment of the BOARD applying contemporary Filipino cultural values as standard, are objectionable for being immoral, indecent, contrary to law and/or good customs, injurious to the prestige of the Republic of the Philippines or its people, or with a dangerous tendency to encourage the commission of violence or of a wrong or crime, such as but not limited to:

"(i) Those which tend to incite subversion, insurrection or rebellion against the State;

"(ii) Those which tend to undermine the faith and confidence of the people in their government and/or the duly constituted authorities;

"(iii) Those which glorify criminals or condone crimes;