



Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE SECRETARY
 Bonifacio Drive, Port Area, Manila

097.13 DASH
12-07-2018

03 DEC 2018

NBCDO MEMORANDUM)
)
) **03**)
CIRCULAR NO.)
Series of 2018) *12.07.18*

**SUBJECT : INCORPORATION OF
 CONSERVATION OF
 BUILT HERITAGE INTO
 THE BUILDING PERMIT
 PROCESS**

**TO : ALL BUILDING OFFICIALS
 CITY/MUNICIPAL ENGINEERS**

In order to carry out the intent of NBCDO Memorandum Circular No. 02, Series of 2018 dated April 13, 2018, for the strict preservation and conservation of Filipino built heritage pursuant to the National Cultural Heritage Act of 2009 (R.A. 10066) through coordination with the National Commission for Culture and the Arts (NCCA) and its attached cultural agencies, there is a need to mainstream the same into the building permit process, considering that Section 301 (1) of the Revised Implementing Rules and Regulations (IRR) of the National Building Code of the Philippines (PD 1096) provides that a building permit is mandatory for any construction, alteration, repair, conversion, use, occupancy, movement, demolition and addition of building/structure or any portion thereof, any of which could affect built heritage.

For this purpose, the NCCA and its attached cultural agencies shall be included in the list of various offices/authorities exercising and enforcing regulatory functions affecting buildings/structures, where written clearance for certain building project that could affect built heritage shall be obtained as part of the documentary requirements in building permit application. The following additional Implementing Rules and Regulations (IRR) are hereby promulgated and issued to read henceforth as follows:

RULE III – PERMITS AND INSPECTION

SECTION 302. Application for Permits

X X X X

12. Clearances from Other Agencies

X X X X

c. Clearance for Built Heritage

Built heritage shall refer to architectural and engineering structures such as, but not limited to, bridges; government buildings; houses of ancestry; traditional dwellings; quartels; train stations; lighthouses; small ports; educational, technological and industrial complexes; and their settings and landscapes with notable historical and cultural significance.

Clearance from the appropriate cultural agency shall be pre-requisite to all applications for building permit involving the following built heritage:

- i. From the National Museum, for any structure declared as National Cultural Treasure or Important Cultural Property;
- ii. From the National Historical Commission of the Philippines (NHCP), for any structure declared as National Historical Landmark, National Shrine, National Monument, or Heritage House; dating at least fifty (50) years; and bearing a marker installed by the NHCP or its predecessors, the National Historical Institute; and
- iii. From the National Commission for Culture and the Arts (NCCA), for any structure designed by a National Artist for Architecture or created by a National Artist for Sculpture, and inscribed in the World Heritage List.

For further guidance on the identification and classifications of built heritage, the concerned Building Official shall refer to the Local Registry of Cultural Property established by the concerned Local Culture and Arts Council or the Philippine Registry of Cultural Property of the NCCA (<http://ncca.gov.ph/philippine-registry-cultural-property-precup>).

The penal provisions of PD 1096, R.A. 10066, and other applicable laws shall apply.

These additional rules and regulations shall take effect fifteen (15) days after its publication once a week for three consecutive weeks in a newspaper of general circulation.

For strict and immediate compliance.



MARK A. VILLAR
Secretary

23.1.3 MCDC/JAA/JVD

Department of Public Works and Highways
Office of the Secretary



WIN8V17937