DECREE BY WHICH ALL THE ARTISTIC WORK OF SATURNINO HERRÁN IS DECLARED TO BE AN ARTISTIC MONUMENT (SECOND PUBLICATION).

On the margin, a seal with the National Coat of Arms, which reads: United Mexican States.- Presidency of the Republic.

MIGUEL DE LA MADRID H., Constitutional President of the United Mexican States, in exercise of the powers vested in me by section I of the 89th. article of the Political Constitution of the United Mexican States and based upon the provisions of articles 38, section XXI of the Organic Law of the Federal Public Administration; 1st, 2nd, 3rd, sections I and V; 5th, 6th, 13th, 16th, 17th, 20th, 21st, 22nd, 33rd, 34th, 45th, 53rd and 55th of the Federal Law on Archeological, Artistic and Historic Monuments and Zones; and 2nd. of the Law creating the National Institute of Fine Arts and Literature and

CONSIDERING:

That the National Development Plan establishes as lines of action, among others, the increase of all tasks for the conservation, rescue, publication and enrichment of the cultural, historical, archaeological and artistic patrimony, as well as all actions for achieving an identification of the youth with the values of History and cultural identity of the country;

That Saturnino Herrán (1887-1918) incorporated in his work, both a high aesthetic value and the treatment of typical aspects of life in Mexico, thus giving visual expression to fundamental components of the origin and essence of modern Mexico;

That Saturnino Herrán’s work is acknowledged as a direct antecedent of Mexican mural painting, since he exhibits a permanent concern for appreciating the social and ethnic elements that make up our national identity;

That the aesthetic qualities present in the works of this artist are characterized by a genuine nationalistic posture, a revolutionary aim based upon his clear vision of the conditions of his historical moment and by a will to help in developing Mexican culture; and

That the National Commission for Artistic Zones and Monuments, in a session that took place on November 30th, 1987, issued an opinion recommending that the work of this artist be elevated to the status of artistic monument, in order to make possible its conservation as an expression that constantly affirms our national identity and which puts forth Mexican culture, I have considered it convenient to issue the following

DECREE
ARTICLE 1.- All artistic works by Saturnino Herrán, including technical documents, regardless of their ownership status, are hereby declared to be an artistic monument.

ARTICLE 2.- Inasmuch as they are applicable to the works of Saturnino Herrán as artistic monuments, the National Institute of Fine Arts and Literature shall ensure compliance with the provisions contained in the Federal Law on Archeological, Artistic and Historic Monuments and Zones and its regulations.

ARTICLE 3.- Owners of artistic works made by Saturnino Herrán shall have the following obligations:

I.- To register, within seventy days after this decree enters into force, all works in the public record of Artistic Monuments and Zones before the National Institute of Fine Arts and Literature.

II.- To notify the National Institute of Fine Arts and Literature, within thirty days of the operation, of any changes in the ownership of any of said works. In the case of real estate property, the change in ownership shall be backed by a public deed.

III.- To notify the National Institute of Fine Arts and Literature of any alterations, changes or deteriorations that may befall the works.

ARTICLE 4.- Owners of works by Saturnino Herrán shall have the authorization of the National Institute of Fine Arts and Literature in order to carry out any repair or restoration work and, in every case, such work shall have to be carried out in compliance with the technical recommendations issued by the experts the Institute may designate for such purpose.

ARTICLE 5.- All parties interested in reproducing, by any means and for commercial purposes, the artistic work of Saturnino Herrán shall need a permit from the National Institute of Fine Arts and Literature, which may issue said permit once it has ascertained that proper authorization from the owner or possessor has been granted.

ARTICLE 6.- Subject to the provisions of article 32 of the Regulations pertaining to the Federal Law on Archeological, Artistic and Historic Monuments and Zones, final export of works by Saturnino Herrán which are privately owned is hereby prohibited.

The National Institute of Fine Arts and Literature may authorize temporary exportation of works in view of its being convenient for the purpose of promoting national culture abroad, provided their integrity is not compromised and a satisfactory guarantee is given to the Institute that any such works would remain in good condition and will be returning to the country.

ARTICLE 7.- The National Institute of Fine Arts and Literature shall carry out all efforts within its reach and capability in order to ensure the repatriation of any and all works by Saturnino Herrán which may be abroad.
ARTICLE 8.- Noncompliance of any of the provisions contained in this Decree shall be punished as per the terms of the applicable legal provisions.

TRANSITORY ARTICLES

FIRST.- This Decree shall enter into force the day after its publication in the Official Gazette of the Federation.

SECOND.- Said publication shall be repeated after eight days have lapsed and such re-publication shall be considered to be a personal notification to all private owners or possessors of the works contemplated herein.

Given at the residence of the Federal Executive Power, in Mexico City, Federal District, on November the twenty-ninth, nineteen eighty-eight.- Miguel de la Madrid H..- Signature.- The Minister of Public Education, Miguel González Avelar.- Signature