AN ACT GRANTING ANUNCIACION H. REYES A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN A RADIO BROADCASTING STATION IN THE CITY OF SAN CARLOS IN PANGASINAN FOR EDUCATIONAL, CULTURA...

REPUBLIC ACT NO. 5738, June 21, 1969

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

SECTION 1. Subject to the provisions of the Constitution, as well as of Act Numbered Three thousand eight hundred forty-six, entitled "An Act providing for the regulation of radio stations and radio communications in the Philippine Islands, and for other purposes;" Act Numbered Three thousand nine hundred ninety-seven, known as the Radio Broadcasting Law; Commonwealth Act Numbered One hundred forty-six, known as the Public Service Act and their amendments, and other applicable laws not inconsistent with this Act, Anunciacion H. Reyes is hereby granted a franchise to construct, operate and maintain for educational, cultural and commercial purposes and in the public interest, a radio broadcasting station in the City of San Carlos in Pangasinan.

SEC. 2. This franchise shall continue for a period of twenty-five years from the date said station shall be put in operation, and is granted upon the express condition that the same shall be void unless the construction of said station be begun within two years from the date of approval of this Act and be completed within four years from said date.

SEC. 3. This franchise is likewise made upon the express condition that the grantee shall contribute to the public welfare, shall assist in the function of public information and education, shall conform to the ethics of honest enterprise and shall not use her station for the dissemination of deliberately false information or willful misrepresentation, or to the detriment of public health, or to incite, encourage or assist in subversive or treasonable acts.

SEC. 4. The grantee's radio broadcasting station shall not be put in actual operation until the Secretary of Public Works and Communications shall have allotted to the grantee the frequency and wave length to be used under this franchise and issued to the grantee a license for such use.

SEC. 5. The radio broadcasting station of the grantee shall be so constructed and operated and the wave length so selected as to avoid interference with existing radio stations and to permit the expansion of the grantee's service.

SEC. 6. A special right is reserved to the President of the Philippines, in time of war, rebellion, public peril, calamity, disaster or disturbance of peace and order, to cause the closing of the said station or to authorize the temporary use and operation thereof by any department of the Government without compensating the grantee for the use of said station during the period when it shall be so operated.

SEC. 7, The grantee shall be liable to pay the same taxes, unless exempted therefrom, on her real estate, buildings, and personal property, exclusive of the franchise, as other persons or corporations are now paying or hereafter may be required by law to pay.

SEC. 8. The franchise hereby granted shall be subject to amendment, alteration, or repeal by the Congress of the Philippines when the public interest so requires.

SEC. 9. Acceptance of this franchise shall be given in writing by the grantee within one year after the approval of this Act. When so accepted, the grantee shall be empowered to exercise the privilege granted thereby.

SEC. 10. The grantee shall not lease, transfer, grant the usufruct of, sell or assign this franchise, or the rights and privileges acquired thereunder, to any person, firm, company, corporation or other commercial or legal entity, nor merge with any other company or corporation organized for the same purpose, without the prior approval of the Congress of the Philippines. Any corporation to which this franchise may be sold, transferred or assigned shall be subject to the corporation laws of the Philippines now existing or hereafter enacted, and any person, firm, company, corporation or other commercial or legal entity to which this franchise is sold, transferred or assigned shall be subject to all conditions, terms, restrictions and limitations of this franchise as fully and completely and to the same extent as if the franchise had been originally granted to the said person, firm, company or other commercial or legal entity.

SEC. 11. This Act shall take effect upon its approval.

Enacted without Executive approval, June 21, 1969.

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