

[REPUBLIC ACT NO. 8117, July 09, 1995]

AN ACT GRANTING TO SEALAND TELECOMMUNICATION COMPANY, INC., A FRANCHISE TO ESTABLISH, MAINTAIN AND OPERATE RADIO STATIONS FOR INTERNATIONAL AND DOMESTIC SHIP-TO-SHORE COMMUNICATIONS

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

SECTION 1. *Grant of Authority and Scope.* — Subject to the provisions of the Constitution and other applicable laws, there is hereby granted to Sealand Telecommunication Co., Inc., its successors or assigns, the right and privilege of constructing, installing, establishing and operating in the Philippines, for the reception and transmission of messages on radio stations in international and domestic public, fixed point-to-point and public based, coastal marine services with the corresponding relay stations for the reception and transmission of wireless messages on radiotelegraphy and/or radiotelephony, radio teletype, within the Philippines, and with vessels at sea within the Philippines.

SEC. 2. *Right of the State to Use; Instances.* — A special right is reserved to the President of the Philippines in times of war, rebellion, public peril, to take over and operate the said stations or to authorize the temporary use and operation thereof by any department of the government without compensating the grantee for the use of said stations during the aforementioned instances when they shall be so operated.

SEC. 3. *Term: Commencement within Two Years.* — This franchise shall continue for a period of twenty-five (25) years from the date of approval of this Act, and is granted upon the express condition that the same shall be void unless the operation of at least one (1) station be started within two (2) years from the date of the approval of this Act.

SEC. 4. *Securing of License with National Telecommunications Commission: Its Authority to Change, Cancel or Modify.* — (a) This franchise shall not take effect nor shall any power hereunder be exercised by the grantee until the NTC shall have given the authority to the grantee and allotted to the same the frequencies.

(b) The NTC on reasonable notice to the grantee may, at any time, change, cancel or modify the authority given to the grantee and/or, in whole or in part, any or all of the allotments of frequencies or wavelengths to be used. The NTC may take such actions, viz:

1. Whenever in its judgment such frequencies have been used or there is danger that it will be used by the grantee to impair radio communications, or to obtain