

[REPUBLIC ACT NO. 5371, June 15, 1968]

AN ACT GRANTING PEDRO N. ROA A FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE RADIO BROADCASTING AND TELEVISION STATIONS IN CAGAYAN DE ORO CITY.

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 Thirty-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," 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, Pedro N. Roa is hereby granted for a period of twenty-five years a franchise to construct, establish, maintain and operate, commercial purposes and in the public interest, radio broadcasting and television stations in Cagayan de Oro City: Provided, That this franchise shall be void unless construction of at least one radio broadcasting station or one television station be begun within four years from date of approval of this Act and be completed within five years from said date: Provided, further, That the grantee shall provide public service time to enable the Government, through the said radio broadcasting and television stations, to reach the population on important public issues; shall assist in the functions of public information and education; shall conform to the ethics of honest enterprise ; and shall not use his stations for broadcasting and/or telecasting of obscene or indecent language, act or scene, or for the dissemination of deliberately false information or willful misrepresentation, or to the detriment of the public health or to incite, encourage, or assist in subversive or treasonable acts.

SEC. 2. A special right is reserved to the President of the Philippines in time of war, rebellion, public peril, emergency, calamity, disaster or disturbance of peace and order, to cause the closing of said stations or to authorize the temporary use and operation thereof by any department of the Government upon due compensation to the grantee for the use of said stations during the period when they shall be so operated.

SEC. 3. The grantee shall not require any previous censorship of any speech, play, act or scene or other matter to be broadcast and/or telecast from his station but if any such speech, play, act or scene or other matter should constitute a violation of the law or infringement of a private right, the grantee shall be free from any liability, civil or criminal, for such speech, play, act or scene or other matter: Provided, That the grantee, during any broadcast and/or telecast shall cut off from the air the speech, play, act or scene or other matter being broadcast and/or telecast, if the tendency thereof is to propose and/or incite treason, rebellion sedition, or the language used therein or the theme thereof is indecent or immoral, and willful failure do so shall constitute a valid cause for the cancellation of this franchise.