

[REPUBLIC ACT NO. 4518, June 19, 1965]

AN ACT GRANTING AMOR S. DIAZ A FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE AN ICE PLANT AND COLD STORAGE IN QUEZON CITY, AND TO DISTRIBUTE AND SELL ICE THEREIN AS WELL AS IN THE CITIES OF MANILA, PASAY AND CALOOCAN AND IN THE MUNICIPALITIES OF SAN JUAN, MANDALUYONG, NAVOTAS, MALABON, MARIKINA, MAKATI AND PARAÑAQUE, ALL IN THE PROVINCE OF RIZAL.

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

SECTION 1. Subject to the conditions imposed by this Act, there is granted to Amor S. Diaz, her successors or assigns, for a period of twenty-five years after the approval of this Act the right, privilege and authority to construct, maintain and operate an ice plant and cold storage with a capacity of one hundred twenty tons and ten thousand cubic meters, respectively, in Quezon City for the purpose of manufacturing ice blocks to be distributed and sold therein as well as in the cities of Manila, Pasay and Caloocan and in the municipalities of San Juan, Mandaluyong, Navotas, Malabon, Marikina, Makati and Paranaque, all in the Province of Rizal, and to charge and collect a schedule of rates and prices for the ice blocks so manufactured, distributed and sold, which schedule of rates and prices shall at all times be subject to regulation by the Public Service Commission.

SEC. 2. All the equipment, machineries and appurtenances to be used by the grantee shall be modern, safe and first class in every respect.

SEC. 3. If the grantee shall not commence the manufacture of ice within two years from the approval of this Act, unless prevented by an act of God, or *force majeure*, martial law, riot, civil commotion, usurpation by a military power or any other cause beyond grantee's control, this franchise shall become null and void.

SEC. 4. This franchise is granted subject to the provisions of Commonwealth Act Numbered One hundred forty-six, as amended, only with respect to the fixing of rates, and with the understanding and upon the condition that it shall be subject to amendment, alteration or repeal by the Congress of the Philippines when public interest so requires.

SEC. 5. In consideration of the franchise and rights hereby granted, the grantee shall pay a franchise tax equal to five *per centum* of the gross earnings under this franchise, three *per centum* of which shall accrue to the National Government and two *per centum* to the municipality where the franchise is being operated.

SEC. 6. In the event of any competing¹ individual, association of persons, or corporation receiving from the Congress of the Philippines a similar franchise in