

[REPUBLIC ACT NO. 3717, June 22, 1963]

AN ACT GRANTING DR. LEONCIO OPULENCIA A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN AN ICE PLANT AND COLD STORAGE IN THE MUNICIPALITY OF TANAUAN, PROVINCE OF BATANGAS, AND TO SELL ICE AND SUPPLY COLD STORAGE WITHIN THE PROVINCE OF BATANGAS AND THE CITY OF LIPA.

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 hereby granted to Dr. Leoncio Opuencia, hereinafter referred to as the grantee, a franchise to construct, operate and maintain an ice plant and cold storage in the Municipality of Tanauan, Province of Batangas, for the purpose of manufacturing and distributing ice and supplying cold storage within the Province of Batangas and the City of Lipa, and to charge and collect a schedule of prices and rates for the ice and cold storage so furnished, which schedule of prices and rates shall at all times be subject to regulation by the Public Service Commission.

SEC. 2. The grantee shall manufacture and supply ice up to the limit of the capacity of his plant.

SEC. 3. All the apparatus and appurtenances to be used by the grantee shall be modern, safe and first class in every respect, and the grantee shall, whenever the Public Service Commission shall determine that public interest reasonably requires it, change or alter any of the apparatus and appurtenances at grantee's expense.

SEC. 4. The franchise shall continue for a period of fifty years from the date said plant and cold storage shall be placed in operation and/or shall commence the manufacture and distribution of ice in the Province of Batangas and the City of Lipa, and is made subject to the express condition that the same shall be null and void unless the construction of said plant and cold storage be begun within four years from the date of the approval of this Act and completed within six years from said date, except when prevented by an act of God, or *force majeure*, martial law riot, civil commotion, usurpation by military power or any other other cause beyond the grantee's control.

SEC. 5. The books, records and accounts of the grantee shall always be open to the inspection of the Provincial Treasurer or his authorized representatives, and it shall be the duty of the grantee to submit to the Provincial Treasurer quarterly reports in duplicate, showing the gross receipts for the quarter past, one of which shall be forwarded by the Provincial Treasurer to the Auditor General, who shall keep the same on file.