

[Act No. 2157, February 06, 1912]

AN ACT AUTHORIZING THE GRANTING OF REVOCABLE LICENSES TO CONSTRUCT AND OPERATE TRAMWAYS ON PUBLIC ROADS, AND FOR OTHER PURPOSES.

By authority of the United States, be it enacted by the Philippine Legislature, that:

SECTION 1. Any municipal council with the approval of the provincial board is hereby authorized to grant a revocable license to construct and operate a tramway upon any public road or roads within the boundaries of the municipality: *Provided*, That such license shall contain substantially the terms and conditions hereinafter set forth.

SEC. 2. Every such tramway shall be a single line with necessary switches, sidetracks, loops, turnouts, and passing places, and shall be constructed along one side of the public road or highway so as to leave at least three meters between the tramway and the center line of the public road for the entire length of the tramway free and clear of tracks, roadbeds, switches, sidetracks, loops, turnouts, and passing places of the tramway, and said tramway with its switches, sidetracks, loops, turnouts, and passing places shall be so constructed and located that it shall not unreasonably interfere with traffic over the entire width of the streets or street crossings.

SEC. 3. The licensee shall construct and maintain and keep in good repair such drains, culverts, or waterways as the tramway or its operation or maintenance may render necessary for the proper drainage of the road, highway, or street over which it passes, and the construction and maintenance of said drains, culverts, and waterways shall be under the supervision of the Director of Public Works, or his authorized subordinate, to the extent necessary for the protection of the public interests.

SEC. 4. All culverts, bridges, and drains constructed by the licensee crossing any road, highway, or street shall be constructed and maintained by the licensee in a manner to be approved by the municipal council and so as not to interfere with the traffic over the road, highway, or street or to prevent convenient use thereof by the public.

SEC. 5. The licensee shall be under a continuing obligation to keep in good repair the roadbed of said tramway and the surface streets of the road, highway, or street between the rails and between the trades of the tramway and for eighteen inches on each side of said tracks for the entire length of the tramway, within the town. Within the barrio proper or poblacion of any barrio of the municipality through which such tramway passes, the space between the rails and tracks of the tramway and for eighteen inches on each side of said tracks shall be filled flush to the top of the rails by the licensee with the same material as that used in the construction of the road, highway, or street and as may be prescribed by the municipal council: *Provided*, That if the municipal council shall order a change in the kind of material after the same has once been approved by the municipal council and laid by the licensee, the material necessary to make the change shall be furnished by the municipality and the work of laying such material and putting the same in place