


THIRTEENTH CONGRESS OF THE REPUBLIC
OF THE PHILIPPINES
Second Regular Session

5 OCT -4 P4:52

SENATE

RECEIVED BY: 

COMMITTEE REPORT NO. 33

Submitted by the Committee on Public Services on 04 OCT 2005

Re : House Bill No. 3524

Recommending its approval with amendments.

Sponsor: Senator Arroyo

MR. PRESIDENT:

The Committee on Public Services, to which was referred House Bill No. 3524, introduced by Representatives De Guzman and Zubiri, entitled:

**“AN ACT
AMENDING REPUBLIC ACT NO. 8996, ENTITLED ‘AN ACT GRANTING THE
END TIME MISSION BROADCASTING SERVICE, INC. A FRANCHISE TO
CONSTRUCT, INSTALL, ESTABLISH, OPERATE AND MAINTAIN FOR
RELIGIOUS, EDUCATIONAL AND NON-COMMERCIAL PURPOSES RADIO
AND TELEVISION BROADCASTING STATIONS ANYWHERE IN LUZON”**

has considered the same and has the honor to report it back to the Senate with the recommendation that it be approved with the following amendments:

1. On page 2, between lines 10 and 11, insert a new section to read as follows:

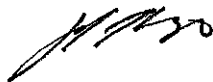
“SEC. ____ . TAX PROVISIONS. – THE GRANTEE, ITS SUCCESSORS OR ASSIGNS, SHALL BE SUBJECT TO THE PAYMENT OF ALL TAXES, DUTIES, FEES OR CHARGES AND OTHER IMPOSITIONS UNDER THE NATIONAL INTERNAL REVENUE CODE (NIRC) OF 1997, AS AMENDED, AND OTHER APPLICABLE LAWS: PROVIDED, THAT NOTHING HEREIN SHALL BE CONSTRUED AS REPEALING ANY SPECIFIC TAX EXEMPTIONS, INCENTIVES OR PRIVILEGES GRANTED UNDER ANY RELEVANT LAW: PROVIDED, FURTHER, THAT ALL RIGHTS, PRIVILEGES, BENEFITS AND EXEMPTIONS ACCORDED TO EXISTING AND

FUTURE BROADCASTING STATIONS SHALL LIKEWISE BE EXTENDED TO THE GRANTEE.

"THE GRANTEE SHALL FILE THE RETURN WITH THE CITY OR MUNICIPALITY WHERE ITS PRINCIPAL PLACE OF BUSINESS IS LOCATED AND PAY THE TAXES DUE THEREON TO THE COMMISSIONER OF INTERNAL REVENUE OR HIS DULY AUTHORIZED REPRESENTATIVE IN ACCORDANCE WITH THE NIRC AND THE RETURN SHALL BE SUBJECT TO AUDIT BY THE BUREAU OF INTERNAL REVENUE."


2. Renumber the sections accordingly.

Respectfully submitted:



JOKER P. ARROYO
Chairman

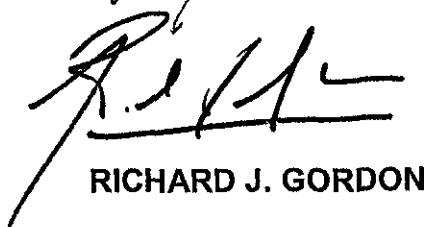
Members:



RALPH G. RECTO



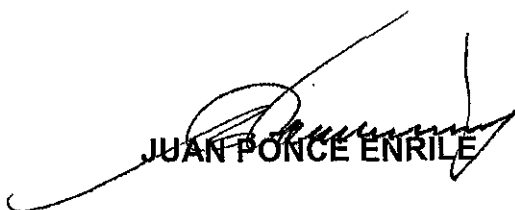
MAR ROXAS



RICHARD J. GORDON



"COMPAÑERA" PIA CAYETANO



JUAN PONCE ENRILE

MANNY VILLAR

EDGARDO J. ANGARA


PANFILO M. LACSON


SERGIO OSMEÑA III



M.A. MADRIGAL

Ex-Officio Members:


JUAN M. FLAVIER
Pro-Tempore


FRANCIS N. PANGILINAN
Majority Leader

May amend:


AQUILINO Q. PIMENTEL JR
Minority Leader

Hon. FRANKLIN M. DRILON
President
Senate of the Philippines
Pasay City



HOUSE OF REPRESENTATIVES

H. No. 3524

BY REPRESENTATIVES DE GUZMAN AND ZUBIRI, PER COMMITTEE REPORT
No. 179

AN ACT AMENDING REPUBLIC ACT NO. 8996, ENTITLED "AN ACT GRANTING THE END TIME MISSION BROADCASTING SERVICE, INC. A FRANCHISE TO CONSTRUCT, INSTALL, ESTABLISH, OPERATE AND MAINTAIN FOR RELIGIOUS, EDUCATIONAL AND NON-COMMERCIAL PURPOSES RADIO AND TELEVISION BROADCASTING STATIONS ANYWHERE IN LUZON"

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

1 SECTION 1. Section 1 of Republic Act No. 8996 is hereby amended to
2 read as follows:

3 "SECTION 1. *Nature and Scope of Franchise.* -- Subject to
4 the provisions of the Constitution and applicable laws, rules and
5 regulations, there is hereby granted to End Time Mission
6 Broadcasting Service, Inc., hereunder referred to as the grantee,
7 its successor or assigns, a franchise to construct, install,

1 establish, operate and maintain for [religious,] educational and
2 [non-] commercial purposes and in the public interest, radio and
3 television broadcasting stations [anywhere in Luzon] IN THE
4 PHILIPPINES, where frequencies and channels are still available
5 for radio and television broadcasting, through microwave,
6 satellite or whatever means, including the use of any new
7 technologies in television and radio systems, with the
8 corresponding technological auxiliaries and facilities, special
9 broadcast and other program and distribution services and relay
10 stations.”

11 SEC. 2. *Dispersal of Ownership.* – In accordance with the
12 constitutional provision to encourage public participation in public utilities, the
13 grantee shall offer at least thirty percentum (30%) of its outstanding capital
14 stock or a higher percentage that may hereafter be provided by law in any
15 securities exchange in the Philippines within five years from the time it has
16 achieved the status of a national broadcasting network. A “national
17 broadcasting network” is hereby defined as one that operates three or more
18 radio and/or television stations. Noncompliance therewith shall render the
19 franchise *ipso facto* revoked.

20 SEC. 3. *Amendments of the Title of Republic Act No. 8996.* – The title
21 of Republic Act No. 8996 is hereby amended to read as follows:

1 "AN ACT GRANTING THE END TIME MISSION
2 BROADCASTING SERVICE, INC. A FRANCHISE TO CONSTRUCT,
3 INSTALL, ESTABLISH, OPERATE AND MAINTAIN FOR
4 EDUCATIONAL AND COMMERCIAL PURPOSES RADIO AND
5 TELEVISION BROADCASTING STATIONS IN THE PHILIPPINES"

6 SEC. 4. *Effectivity Clause.* — This Act shall take effect fifteen (15) days
7 from the date of its publication, upon the initiative of the grantee, in at least
8 two newspapers of general circulation in the Philippines.

 Approved,