



Senate
Office of the Secretary

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

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SENATE

COMMITTEE REPORT NO. 94

Submitted by the Committee on Public Services on MAY 17 2017

Re : H.B. No. 5211

Recommending its approval with amendments

Sponsor : Senator Grace Poe

MR. PRESIDENT:

The Senate Committee on Public Services to which was referred **H.B. No. 5211**, introduced by Representatives Abayon, Alvarez (F.), Pacquiao, Tupas, *et al.*, entitled:

**“AN ACT
RENEWING FOR ANOTHER TWENTY-FIVE (25) YEARS
THE FRANCHISE GRANTED TO GATEWAY U.H.F.
TELEVISION BROADCASTING, INC., PRESENTLY
KNOWN AS GATEWAY TELEVISION BROADCASTING,
INC., AND DOING BUSINESS UNDER THE NAME AND
STYLE OF HOPE CHANNEL PHILIPPINES, AMENDING
FOR THE PURPOSE REPUBLIC ACT NO. 7223, ENTITLED
“AN ACT GRANTING GATEWAY U.H.F. TELEVISION
BROADCASTING, INC. A FRANCHISE TO CONSTRUCT,
INSTALL, OPERATE AND MAINTAIN FOR
COMMERCIAL PURPOSES UHF TELEVISION
BROADCASTING STATIONS IN THE PHILIPPINES, AND
FOR OTHER PURPOSES”**

has considered the same and has the honor to report it back to the Senate with the recommendation that the attached **H.B. No. 5211** be approved with the following amendments, *to wit*:

1. On page 2, line 6, after the word “assignees” and before the comma “,”, insert the phrase **“UNDER REPUBLIC ACT NO. 7223”**
2. On page 2, line 11, after the word “satellite” insert the word **“, TERRESTRIAL”**;
3. On page 2, line 12, delete the word “including” and replace with the word **“OR”**;
4. On page 2, line 16, delete the phrase “in the Philippines” and insert the phrase **“AND TO INSTALL RADIO COMMUNICATIONS FACILITIES FOR THE GRANTEE’S PRIVATE USE IN ITS BROADCAST SERVICES”**;
5. On page 3, lines 10 to 20, delete the lines:

“The [Commission] NTC, however, shall not unreasonably withhold or delay the grant of any such authority.

“THE GRANTEE SHALL NOT DISPOSE OR LEASE ITS FACILITIES EXCEPT TO ENTITIES WITH RADIO OR TELEVISION FRANCHISE: PROVIDED, THAT THE GRANTEE SHALL INFORM AND SECURE WRITTEN AUTHORIZATION TO PROCEED FROM THE NTC, AND REPORT THE TRANSACTION TO THE NTC WITHIN SIXTY (60) DAYS AFTER ITS COMPLETION: PROVIDED, FURTHER, THAT THE NTC SHALL DETERMINE THE CORRESPONDING SANCTION FOR ANY VIOLATION OF THIS PROVISION”;

6. On page 3, line 22, delete the word “reasonable” and insert the phrase **“FREE OF CHARGE ADEQUATE”**;
7. On the same page same line, after the word “time”, and insert the phrase, **“WHICH IS REASONABLE AND SUFFICIENT”**;

8. On page 3, line 24, delete the word “population”, and replace it with the phrase **“PERTINENT POPULATION/S OR PORTIONS THEREOF”**;
9. On page 3, line 25, after the word “issues” and before the semicolon “;”, insert the phrase **“AND RELAY IMPORTANT PUBLIC ANNOUNCEMENTS AND WARNINGS AS NECESSITY, URGENCY OR LAW MAY REQUIRE;”**;
10. On the same page, lines 27 to 28, delete the phrase “such as in community programming”;
11. On page 4, line 1, after the word “enterprise” and the semi-colon “;”, insert the phrase **“PROMOTE AUDIENCE SENSIBILITY AND EMPOWERMENT THROUGH, BUT NOT LIMITED TO, CLOSED CAPTIONING;”**;
12. On page 4, between lines 5 and 6, after the word “acts.”, insert a new paragraph to read as follows:

“PUBLIC SERVICE TIME REFERRED HEREIN SHALL BE EQUIVALENT TO TEN PERCENT (10%) OF THE PAID COMMERCIALS OR ADVERTISEMENTS WHICH SHALL BE ALLOCATED BASED ON NEED TO THE EXECUTIVE, LEGISLATIVE, JUDICIARY, CONSTITUTIONAL COMMISSIONS AND INTERNATIONAL HUMANITARIAN ORGANIZATIONS DULY RECOGNIZED BY STATUTES: PROVIDED, THAT THE NTC SHALL INCREASE THE PUBLIC SERVICE TIME IN CASE OF EMERGENCY OR CALAMITY. THE NTC SHALL ISSUE RULES AND REGULATIONS FOR THIS PURPOSE, THE EFFECTIVITY OF WHICH SHALL COMMENCE UPON APPLICABILITY WITH OTHER SIMILARLY SITUATED BROADCAST NETWORK FRANCHISE HOLDERS.”;

Hence, the entire Section 4 shall now read as:

“SEC. 4. Responsibility to the Public. – The grantee shall provide free of charge, adequate public service time which is reasonable and sufficient to enable the government, through the broadcasting stations or facilities of the grantee, to reach the pertinent

population/s or portions thereof on important public issues and relay important public announcements and warnings as necessity, urgency or law may require; provide at all times sound and balanced programming; promote public participation; assist in the functions of public information and education; conform to the ethics of honest enterprise; promote audience sensibility and empowerment through, but not limited to, closed captioning; and not use its stations or facilities for the broadcasting of obscene or indecent language, speech, act, or scene; or for the dissemination of deliberately false information or willful misinterpretation, to the detriment of the public interest, or to incite, encourage or assist in subversive or treasonable acts.

“Public service time referred herein shall be equivalent to ten (10%) percent of the paid commercials or advertisements which shall be allocated based on need to the executive, legislative, judiciary, constitutional commissions and international humanitarian organizations duly recognized by statutes: *Provided*, that the NTC shall increase the public service time in case of emergency or calamity. The NTC shall issue rules and regulations for this purpose, the effectivity of which shall commence upon applicability with other similarly situated broadcast network franchise holders.”;

13. On page 4, lines 11, insert a new section, which shall read as follows:

“COMPLIANCE WITH LABOR STANDARDS. – THE GRANTEE, ITS SUCCESSORS OR ASSIGNEES SHALL COMPLY WITH THE APPLICABLE LABOR STANDARDS UNDER EXISTING LABOR LAWS, RULES AND REGULATIONS AND SUCH OTHER ISSUANCES AS MAY BE PROMULGATED BY THE DEPARTMENT OF LABOR AND EMPLOYMENT (DOLE), TAKING INTO CONSIDERATION THE NATURE AND PECULIARITIES OF THE BROADCASTING INDUSTRY.”;

14. On page 6, line 14, insert a new section, which shall read as follows:

“TAX PROVISIONS. – THE GRANTEE, ITS SUCCESSORS OR ASSIGNEES SHALL CONTINUE TO BE SUBJECT TO ALL

APPLICABLE TAXES, DUTIES, FEES OR CHARGES AND OTHER IMPOSITIONS UNDER REPUBLIC ACT NO. 8424, OTHERWISE KNOWN AS “THE NATIONAL INTERNAL REVENUE CODE OF 1997”, AS AMENDED, REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS “THE LOCAL GOVERNMENT CODE OF 1991”, AS AMENDED, AND OTHER APPLICABLE LAWS.”;

15. On page 8, from lines 25 to 27, delete the phrase, **“CONGRESS SHALL BE INFORMED OF ANY SALE, LEASE, TRANSFER, GRANT OF USUFRUCT, OR ASSIGNMENT OF FRANCHISE OR THE RIGHTS AND PRIVILEGES ACQUIRED”;**
16. On page 9, delete lines 1 to 6;
17. On page 9, lines 14 and 15, delete the phrase **“EXCEPT FOR TAXES AND CUSTOMS DUTIES,”.**
18. Renumber the sections accordingly.

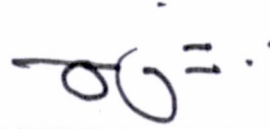
Respectfully submitted:



GRACE POE
Chairperson




FRANCIS "CHIZ" G. ESCUDERO
Vice Chairperson



JOSEPH VICTOR G. EJERCITO
Vice Chairperson

LOREN B. LEGARDA



RICHARD J. GORDON

PANFILO M. LACSON



JUAN MIGUEL "MIGZ" F. ZUBIRI

ANTONIO "SONNY" F. TRILLANES IV

JOEL VILLANUEVA

Risa Hontiveros
RISA HONTIVEROS

*may introduce &
propose amendments*

PAOLO BENIGNO "BAM" AQUINO IV

Ex-Officio Members:

judicial will introduce
FRANKLIN M. DRILON
Minority Leader

Vicente Sotto III
VICENTE C. SOTTO III
Majority Leader

RALPH G. RECTO
Senate President Pro Tempore

The Honorable Senate President
AQUILINO "KOKO" PIMENTEL III



HOUSE OF REPRESENTATIVES

H. No. 5211

BY REPRESENTATIVES ABAYON, ALVAREZ (F.), PACQUIAO, TUPAS, BERTIZ, CAMPOS, GARBIN, BRAVO (A.), EUSEBIO, DE VERA, MARTINEZ, ROQUE (H.), GULLAS, ATIENZA, SUAREZ, CANAMA, CHAVEZ, SALON, MONTORO, YU, SIAO, ONG (E.), BELARO, ONG (H.) AND MATUGAS, PER COMMITTEE REPORT NO. 155

AN ACT RENEWING FOR ANOTHER TWENTY-FIVE (25) YEARS THE FRANCHISE GRANTED TO GATEWAY U.H.F. TELEVISION BROADCASTING, INC., PRESENTLY KNOWN AS GATEWAY TELEVISION BROADCASTING, INC., AND DOING BUSINESS UNDER THE NAME AND STYLE OF HOPE CHANNEL PHILIPPINES, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7223, ENTITLED "AN ACT GRANTING GATEWAY U.H.F. TELEVISION BROADCASTING, INC., A FRANCHISE TO CONSTRUCT, INSTALL, OPERATE AND MAINTAIN FOR COMMERCIAL PURPOSES UHF TELEVISION BROADCASTING STATIONS IN THE PHILIPPINES, AND FOR OTHER PURPOSES"

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

1 SECTION 1. Republic Act No. 7223 is hereby amended to read as
2 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 Gateway U.H.F.
6 Television Broadcasting, Inc., hereunder referred to as the
7 grantee, its successors or assigns a franchise] THE FRANCHISE

1 GRANTED TO GATEWAY U.H.F. TELEVISION BROADCASTING,
2 INC., PRESENTLY KNOWN AS GATEWAY TELEVISION
3 BROADCASTING, INC., AND DOING BUSINESS UNDER THE NAME
4 AND STYLE OF HOPE CHANNEL PHILIPPINES, HEREUNDER
5 REFERRED TO AS THE GRANTEE, ITS SUCCESSORS OR
6 ASSIGNEES, to construct, install, ESTABLISH, operate and
7 maintain [for commercial purposes and] in the public interest
8 AND FOR RELIGIOUS, EDUCATIONAL, CHARITABLE, AND
9 SOCIO-CIVIC PURPOSES, [UHF] television AND/OR RADIO
10 broadcasting stations in the Philippines, INCLUDING DIGITAL
11 TELEVISION SYSTEM, THROUGH MICROWAVE, SATELLITE OR
12 WHATEVER MEANS, INCLUDING THE USE OF ANY NEW
13 TECHNOLOGIES IN RADIO AND TELEVISION SYSTEMS, with the
14 corresponding technological auxiliaries or facilities, special
15 broadcast AND OTHER PROGRAM, AND distribution services and
16 relay stations[: *Provided, however,* That only one (1) UHF
17 channel shall be allocated to any given locality.] IS HEREBY
18 RENEWED FOR ANOTHER TWENTY-FIVE (25) YEARS FROM THE
19 EFFECTIVITY OF THIS ACT.

20 "SEC. 2. *Manner of Operation of Stations or Facilities.*

21 - The stations or facilities of the grantee shall be constructed
22 and operated in a manner as will at most result only in the
23 minimum interference on the wavelengths or frequencies of
24 [the] existing stations or other stations which may be established
25 [in accordance with] BY law [of other telecommunications
26 services grantees] without in any way diminishing its own right
27 to use its [selected] ASSIGNED wavelengths or frequencies and

1 the quality of transmission or reception thereon as should
2 maximize rendition of the grantee's services and/or the
3 availability thereof.

4 "SEC. 3. *Prior Approval of the National*
5 *Telecommunications Commission.* - The grantee shall secure
6 from the National Telecommunications Commission (NTC) the
7 appropriate permits and licenses for its stations and shall not use
8 any frequency in the RADIO/television spectrum without [having
9 been authorized by the Commission] AUTHORIZATION FROM
10 THE NTC. The [Commission] NTC, however, shall not
11 unreasonably withhold or delay the grant of any such authority.

12 "THE GRANTEE SHALL NOT DISPOSE NOR LEASE ITS
13 FACILITIES EXCEPT TO ENTITIES WITH A RADIO OR TELEVISION
14 FRANCHISE: *PROVIDED*, THAT THE GRANTEE SHALL INFORM
15 AND SECURE WRITTEN AUTHORIZATION TO PROCEED FROM
16 THE NTC, AND REPORT THE TRANSACTION TO THE NTC
17 WITHIN SIXTY (60) DAYS AFTER ITS COMPLETION: *PROVIDED*,
18 *FURTHER*, THAT THE NTC SHALL DETERMINE THE
19 CORRESPONDING SANCTION FOR ANY VIOLATION OF THIS
20 PROVISION.

21 "SEC. 4. *Responsibility to the Public.* - The grantee
22 shall provide reasonable public service time to enable the
23 Government, through [the said UHF television] ITS
24 BROADCASTING stations OR FACILITIES, to reach the population
25 on important public issues; provide at all times sound and
26 balanced programming; promote public participation such as in
27 community programming; assist in the functions of public
28 information and education; conform to the ethics of honest

1 enterprise; and not use its stations for the broadcasting of
2 obscene and indecent language, speech, act or scene, or for the
3 dissemination of deliberately false information or willful
4 misrepresentation to the detriment of the public interest, or to
5 incite, encourage, or assist in subversive or treasonable acts.

6 “[SEC. 5. *Rates for Services.* – The grantee shall fix
7 just and reasonable rates for subscription, excluding the cost of
8 installation, subject to the regulations of the National
9 Telecommunications Commission and other proper regulatory
10 agencies of the Government.]

11 “SEC. [6]5. *Right of THE Government.* – THE RADIO
12 SPECTRUM IS A FINITE RESOURCE THAT IS PART OF THE
13 NATIONAL PATRIMONY AND THE USE THEREOF IS A PRIVILEGE
14 CONFERRED UPON THE GRANTEE BY THE STATE AND MAY BE
15 WITHDRAWN ANY TIME AFTER DUE PROCESS.

16 “A special right is hereby reserved to the President of the
17 Philippines, in times of WAR, rebellion, public peril, calamity,
18 emergency, disaster or SERIOUS disturbance of peace and
19 order[.]; to temporarily take over and operate the stations OR
20 FACILITIES of the grantee[.]; to temporarily suspend the
21 operation of any station OR FACILITY in the interest of public
22 safety, security and public welfare[.]; or to authorize the
23 temporary use and operation thereof by any agency of the
24 Government, upon due compensation to the grantee, for the use
25 of [said] THE stations OR FACILITIES during the period when
26 [they] THESE shall be so operated.

1 “SEC. [7]6. *Term of Franchise.* – This franchise shall
2 be [for a term] IN EFFECT FOR A PERIOD of twenty-five (25)
3 years from the [date of] effectivity of this Act, unless sooner
4 revoked or cancelled. [In the event the grantee fails to operate
5 continuously for two (2) years from the effectivity of this
6 franchise or anytime thereafter, this franchise shall be deemed
7 *ipso facto* revoked.] THIS FRANCHISE SHALL BE DEEMED *IPSO*
8 *FACTO* REVOKED IN THE EVENT THE GRANTEE FAILS TO
9 OPERATE CONTINUOUSLY FOR TWO (2) YEARS.

10 “SEC. 7. *ACCEPTANCE AND COMPLIANCE.* –
11 ACCEPTANCE OF THIS NEW FRANCHISE SHALL BE GIVEN IN
12 WRITING TO THE CONGRESS OF THE PHILIPPINES, THROUGH
13 THE COMMITTEE ON LEGISLATIVE FRANCHISES OF THE
14 HOUSE OF REPRESENTATIVES AND THE COMMITTEE ON
15 PUBLIC SERVICES OF THE SENATE, WITHIN SIXTY (60) DAYS
16 FROM THE EFFECTIVITY OF THIS ACT. UPON GIVING SUCH
17 ACCEPTANCE, THE GRANTEE SHALL EXERCISE THE PRIVILEGES
18 GRANTED UNDER THIS ACT. NONACCEPTANCE SHALL RENDER
19 THE FRANCHISE VOID.

20 “SEC. 8. [*Public Ownership*] *DISPERSAL OF OWNERSHIP.*
21 – [In compliance with the constitutional mandate to democratize
22 ownership of public utilities, the herein grantee shall make
23 public offering through the stock exchanges of at least thirty
24 percent (30%) of its common stocks within a period of three (3)
25 years from the date of effectivity of this Act: *Provided*, That no
26 single person or entity shall be allowed to own more than five
27 percent (5%) of the stock offerings.] IN ACCORDANCE WITH

1 THE CONSTITUTIONAL PROVISION TO ENCOURAGE PUBLIC
2 PARTICIPATION IN PUBLIC UTILITIES, THE GRANTEE SHALL
3 OFFER TO FILIPINO CITIZENS AT LEAST THIRTY PERCENT
4 (30%) OR A HIGHER PERCENTAGE THAT MAY HEREAFTER BE
5 PROVIDED BY LAW OF ITS OUTSTANDING CAPITAL STOCK IN
6 ANY SECURITIES EXCHANGE IN THE PHILIPPINES WITHIN FIVE
7 (5) YEARS FROM THE COMMENCEMENT OF ITS OPERATIONS:
8 *PROVIDED*, THAT IN CASES WHERE PUBLIC OFFER OF SHARES IS
9 NOT APPLICABLE, THE GRANTEE SHALL APPLY OTHER
10 METHODS OF ENCOURAGING PUBLIC PARTICIPATION BY
11 CITIZENS AND CORPORATIONS OPERATING PUBLIC UTILITIES
12 AS ALLOWED BY LAW. NONCOMPLIANCE THEREWITH SHALL
13 RENDER THE FRANCHISE *IPSO FACTO* REVOKED.

14 “[SEC. 9. *Tax Provisions.* – The grantee, its successors
15 or assigns shall be liable to pay the same taxes on their real
16 estate, buildings and personal property, exclusive of this
17 franchise, as other persons or corporations are now or hereafter
18 may be required by law to pay. In addition thereto, the grantee,
19 its successors or assigns shall pay a franchise tax equivalent to
20 five percent (5%) of all gross receipts of the television business
21 transacted under this franchise by the grantee, its successors or
22 assigns and the said percentage shall be in lieu of all taxes on
23 this franchise or earnings thereof: *Provided*, That the grantee, its
24 successors or assigns shall continue to be liable for income taxes
25 payable under Title II of the National Internal Revenue Code
26 pursuant to Section 2 of Executive Order No. 72 unless the latter
27 enactment is amended or repealed, in which case the amendment
28 or repeal shall be applicable thereto.

1 “The grantee shall file the return with and pay the tax due
2 thereon to the Commissioner of Internal Revenue or his duly
3 authorized representative in accordance with the National
4 Internal Revenue Code. The return shall be subject to audit by
5 the Bureau of Internal Revenue.]

6 “SEC. [10]9. *Reportorial Requirement.* – The grantee
7 shall submit an annual report to the Congress of the Philippines,
8 THROUGH THE COMMITTEE ON LEGISLATIVE FRANCHISES OF
9 THE HOUSE OF REPRESENTATIVES AND THE COMMITTEE ON
10 PUBLIC SERVICES OF THE SENATE, on its compliance with the
11 terms and conditions of the franchise and on its operations
12 [within sixty (60) days from the end of every year] ON OR
13 BEFORE APRIL 30 OF EVERY YEAR DURING THE TERM OF ITS
14 FRANCHISE. THE REPORTORIAL COMPLIANCE CERTIFICATE
15 ISSUED BY CONGRESS SHALL BE REQUIRED BEFORE ANY
16 APPLICATION FOR PERMIT OR CERTIFICATE IS ACCEPTED BY
17 THE NTC.

18 “SEC. [11]10. *Self-regulation by and Undertaking of*
19 *Grantee.* – The grantee shall not require any previous
20 censorship of any speech, play, act or scene, or other matter to
21 be broadcast and/or telecast from its stations; but if any such
22 speech, play, act or scene, or other matter should constitute a
23 violation of the law or infringement of a private right, the
24 grantee shall be free from any liability, civil or criminal, for such
25 speech, play, act or scene, or other matter: *Provided,* That the
26 grantee, during any broadcast and/or telecast, shall cut off from
27 the air the speech, play, act or scene, or other matter being
28 broadcast/telecast if the tendency thereof is to promote and/or

1 incite treason, rebellion or sedition, or the language used therein
2 or the theme thereof is indecent or immoral[; and]: *PROVIDED*,
3 *FURTHER*, THAT willful failure to do so shall constitute a valid
4 cause for the REVOCATION AND cancellation of this franchise.

5 "SEC. [12]11. *Warranty in Favor of National and Local*
6 *Governments.* - The grantee shall hold the national, provincial,
7 CITY, and municipal governments of the Philippines [harmless]
8 FREE from all claims, accounts, demands or actions arising out
9 of accidents, [or injuries, whether to property or to persons,
10 caused by] CAUSING INJURY TO PERSONS OR DAMAGE TO
11 PROPERTIES, DURING the construction or operation of the
12 stations of the grantee.

13 "SEC. [13]12. *Sale, Lease, Transfer, Usufruct[. etc.] OR*
14 *ASSIGNMENT OF FRANCHISE.* - The grantee shall not SELL,
15 lease, transfer, grant the usufruct of[, sell or] NOR assign this
16 franchise [nor] OR the rights and privileges acquired thereunder
17 to any person, firm, company, corporation or OTHER
18 COMMERCIAL OR LEGAL entity, nor merge with any other
19 corporation or entity without the prior approval of the Congress
20 of the Philippines. Neither shall the controlling interest in the
21 grantee be transferred, whether as a whole or in part[s], and
22 whether simultaneously or contemporaneously, to any such
23 private person, firm, company, corporation or entity without the
24 prior approval of the Congress of the Philippines[.]: *PROVIDED*,
25 THAT CONGRESS SHALL BE INFORMED OF ANY SALE, LEASE,
26 TRANSFER, GRANT OF USUFRUCT, OR ASSIGNMENT OF
27 FRANCHISE OR THE RIGHTS AND PRIVILEGES ACQUIRED

1 THEREUNDER, OR OF THE MERGER OR TRANSFER OF THE
2 CONTROLLING INTEREST OF THE GRANTEE, WITHIN SIXTY (60)
3 DAYS AFTER THE COMPLETION OF SAID TRANSACTION:
4 *PROVIDED, FURTHER, THAT FAILURE TO REPORT TO*
5 *CONGRESS SUCH CHANGE OF OWNERSHIP SHALL RENDER THE*
6 *FRANCHISE IPSO FACTO REVOKED: PROVIDED, FINALLY, THAT*
7 [A]Any person or entity to which this franchise is validly sold,
8 transferred or assigned shall be subject to all the same
9 conditions, terms, restrictions and limitations of this Act.

10 “SEC. [14]13. *General Broadcast Policy.* – The grantee
11 shall comply with and be subject to the provisions of a general
12 broadcast policy law, [that] WHICH CONGRESS may hereafter
13 [be] enact[ed].

14 “SEC. 14. *EQUALITY CLAUSE.* – EXCEPT FOR TAXES
15 AND CUSTOMS DUTIES, ANY ADVANTAGE, FAVOR, PRIVILEGE,
16 EXEMPTION, OR IMMUNITY GRANTED UNDER EXISTING
17 FRANCHISES, OR WHICH MAY HEREAFTER BE GRANTED FOR
18 RADIO AND/OR TELEVISION BROADCASTING, UPON PRIOR
19 REVIEW AND APPROVAL OF CONGRESS, SHALL BECOME PART
20 OF THIS FRANCHISE AND SHALL BE ACCORDED IMMEDIATELY
21 AND UNCONDITIONALLY TO THE HEREIN GRANTEE:
22 *PROVIDED, THAT THE FOREGOING SHALL NEITHER APPLY TO*
23 *NOR AFFECT THE PROVISIONS OF BROADCASTING FRANCHISES*
24 *CONCERNING TERRITORY COVERED BY THE FRANCHISE, THE*
25 *LIFE SPAN OF THE FRANCHISE, OR THE TYPE OF SERVICE*
26 *AUTHORIZED BY THE FRANCHISE.*

27 “SEC. [16]15. *Repealability and Non-exclusivity Clause.*
28 – This franchise shall be subject to amendment, alteration, or

1 repeal by the Congress of the Philippines when the public
2 interest so requires and shall not be interpreted as an exclusive
3 grant of the privileges herein provided for.

4 "ALL OTHER LAWS, ORDERS, ISSUANCES, RULES AND
5 REGULATIONS OR PARTS THEREOF INCONSISTENT WITH THIS
6 ACT ARE HEREBY REPEALED, AMENDED OR MODIFIED
7 ACCORDINGLY.

8 "SEC. [15]16. *Separability Clause.* – If any [of the]
9 section[s] or provision[s] of this Act is held invalid, all the other
10 provisions not affected thereby shall remain valid."

11 SEC. 2. *Effectivity.* – This Act shall take effect fifteen (15) days after
12 its publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,

O