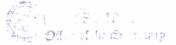
SEVENTEENTH CONGRESS OF THE REPUBLIC OF THE PHILIPPINES Third Regular Session



'19 FEB -4 P5:11

### SENATE

)

)

)

## COMMITTEE REPORT NO. -631

Submitted by the Committee on Public Services on FEB - 4 2019

Re: House Bill no. 8265

Recommending the approval of HBN 8265 with amendments.

Sponsor: Senator Grace Poe

## MR. PRESIDENT:

The Committee on Public Services to which was referred House Bill No. 8265 introduced by Representatives Enverga, Alvarez (F.) and Maceda, entitled:

# "AN ACT RENEWING FOR ANOTHER TWENTY-FIVE (25) YEARS THE FRANCHISE GRANTED TO BEACON COMMUNICATIONS SYSTEMS, INC. UNDER REPUBLIC ACT NO. 8063, ENTITLED AN ACT GRANTING THE BEACON COMMUNICATIONS SYSTEMS, INC. A FRANCHISE TO CONSTRUCT, INSTALL, ESTABLISH, OPERATE AND MAINTAIN COMMERCIAL RADIO STATIONS IN THE PHILIPPINES"

has considered the same and has the honor to report it back to the Senate with the recommendation that the attached H.B. No. 8265 be approved with the following amendments:

 On page 5, line 21, delete the phrase "whether as a whole or in part, and whether";

- 2. On the same page, lines 24 to 26, after the word "Philippines" insert a period (.) and delete the colon (:) and phrase "Provided, That such transfer, sale or issuance is in accordance with any applicable constitutional limitation: Provided, finally, That" and in lieu thereof insert new sentences which shall read as follows: "CONGRESS SHALL BE INFORMED OF ANY SALE, LEASE, TRANSFER, GRANT OF USUFRUCT, OR ASSIGNMENT OF FRANCHISE OR THE RIGHTS AND PRIVILEGES ACQUIRED THEREUNDER, OR OF THE MERGER OR TRANSFER OF THE CONTROLLING INTEREST OF THE GRANTEE, WITHIN SIXTY (60) DAYS AFTER THE COMPLETION OF THE SAID TRANSACTION. FAILURE TO REPORT TO CONGRESS SUCH CHANGE OF OWNERSHIP SHALL RENDER THE FRANCHISE IPSO FACTO REVOKED."; also on line 26 capitalize letter "a" in the word "any";
- On page 6, line 28, before the word "Any", insert the phrase "EXCEPT FOR TAXES AND CUSTOMS DUTIES,".

RESPECTFULLY SUBMITTED

CE POE

Chairperson Committee on Public Services

A

**JOSEPH VICTOR G. EJERCITO** Vice-Chairperson Committee on Public Services

FRANCIS "Chiz" G. ESCUDERO Vice-Chairperson Committee on Public Services

Members

LOREN B. LEGARDA

PANFILO M. LACSON

RICHARD J. GORDON

JOEL VILLANUEVA

atritude Larepul	
RISA HONTIVEROS	

ANTONIO "Sonny" F. TRILLANES IV

Koko" PIMENTEL III AQUILINO

PAOLO BENIGNO "Bam" AQUINO IV

Ex-Officio Members RALPH G. RECTO > Senate President Pro-Tempore FRANK JUAN MIGUEL F. ZUBIRI NM. DRILON Minority Floor Leader Majority Floor Leader

HON. VICENTE C. SOTTO III Senate President CONGRESS OF THE PHILIPPINES SEVENTEENTH CONGRESS Third Regular Session

.

#### HOUSE OF REPRESENTATIVES

#### H. No. 8265

BY REPRESENTATIVES ENVERGA, ALVAREZ (F.) AND MACEDA, PER COMMITTEE REPORT NO. 871

AN ACT RENEWING FOR ANOTHER TWENTY-FIVE (25) YEARS THE FRANCHISE GRANTED TO BEACON COMMUNICATIONS SYSTEMS, INC. UNDER REPUBLIC ACT NO. 8063, ENTITLED "AN ACT GRANTING THE BEACON COMMUNICATIONS SYSTEMS, INC. A FRANCHISE TO CONSTRUCT, INSTALL, ESTABLISH, OPERATE AND MAINTAIN COMMERCIAL RADIO STATIONS IN THE PHILIPPINES"

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

1 SECTION 1. Nature and Scope of Franchise. - Subject to the 2 provisions of the Constitution and applicable laws, rules and 3 regulations, the franchise granted under Republic Act No. 8063 to 4 Beacon Communications Systems, Inc., hereunder referred to as the 5 grantee, its successors or assignees, to construct, install, establish, 6 maintain, and operate in the public interest and for commercial 7 purposes, radio broadcasting stations, through microwave, satellite 8 or whatever means, as well as the use of any new technology in radio systems, with the corresponding technological auxiliaries and 9

facilities, special broadcast and other program and distribution
services and relay stations in the Philippines, is hereby renewed for
another twenty-five (25) years from the effectivity of this Act.

SEC. 2. Manner of Operation of Stations or Facilities. - The 4 stations or facilities of the grantee shall be constructed and 5 6 operated in a manner as will, at most, result only in the minimum 7 interference on the wavelengths or frequencies of existing stations or other stations which may be established by law, without in any 8 9 way diminishing its own privilege to use its assigned wavelengths or frequencies and the quality of transmission or reception thereon 11 as should maximize rendition of the grantee's services and/or the availability thereof. 12

13 SEC. 3. Prior Approval of the National Telecommunications 14 Commission. – The grantee shall secure from the National 15 Telecommunications Commission (NTC) the appropriate permits 16 and licenses for the construction and operation of its stations or 17 facilities and shall not use any frequency in the radio spectrum 18 without authorization from the NTC.

19 SEC. 4. Responsibility to the Public. - The grantee shall provide, free of charge, adequate public service time which is 21 reasonable and sufficient to enable the government, through the 22 broadcasting stations or facilities of the grantee, to reach the 23 pertinent population/s or portions thereof on important public issues 24 and relay important public announcements and warnings 25 concerning public emergencies and calamities, as necessity, 26 urgency, or law may require; provide at all times sound and 27 balanced programming; promote public participation; assist in the 28 functions of public information and education; conform to the ethics 29 of honest enterprise; promote audience sensibility and

2