

[REPUBLIC ACT NO. 5415, June 15, 1968]

AN ACT GRANTING ROBERTO O. MARTINEZ A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN AN ICE PLANT AND COLD STORAGE IN THE MUNICIPALITY OF DIPOLOG, PROVINCE OF ZAMBOANGA DEL NORTE, AND TO SELL ICE AND SUPPLY COLD STORAGE IN THE CITY OF DAPITAN AND IN THE PROVINCE OF ZAMBOANGA DEL NORTE.

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

SECTION 1. Subject to the terms and conditions established in this Act and in Commonwealth Act Numbered One Hundred forty-six, as amended, and to the provisions of the Constitution, there is hereby granted to Roberto O. Martinez, hereinafter referred to as the grantee, for a period of twenty-five years from the approval of this Act, the right, privilege and authority to construct, operate maintain an ice plant and cold storage in the Municipality of Dipolog, Province of Zamboanga del Norte, for the purpose of manufacturing ice for distribution and sale, and for supplying cold storage in the City of Dapitan and the Province of Zamboanga del Norte, and to charge and collect a schedule of prices and rates therefor which schedule of prices shall at all times be subject to regulation by the Public Service Commission or its legal successor.

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

SEC. 3. The apparatus and appurtenances to be used by the grantee shall be modern, safe and first class in every respect. Whenever the Public Service Commission shall determine that public interest reasonably requires it, the grantee shall change or alter any of the apparatus and appurtenances at grantee's expense, and should the demand for ice at any time increase beyond the capacity of the plant of the grantee to supply the same, said capacity of the plant shall be increased by the grantee to meet such demand and in accordance with the decision of the Service Commission or its legal successor.

SEC. 4. If the grantee shall not commence the construction of his ice plant and cold storage within two years from the approval of this Act, unless prevented by an act of God or *force majeure*, martial law, riot, civil commotion, usurpation by a military power or any other cause beyond grantee's control, this franchise shall become null and void.

SEC. 5. This franchise is granted with the understanding and upon the condition that it shall be subject to amendment, alteration, or repeal by the Congress of the Philippines when the public interest so requires.