

[REPUBLIC ACT NO. 5142, June 17, 1967]

**AN ACT GRANTING PABLO S. SARMIENTO A FRANCHISE TO
CONSTRUCT, MAINTAIN AND OPERATE A COLD STORAGE AND
ICE PLANT IN THE MUNICIPALITY OF PARANG, PROVINCE OF
COTABATO AND TO SUPPLY COLD STORAGE AND TO SELL ICE TO
THE ENTIRE PROVINCE AND CITY.**

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

SECTION 1. Subject to the conditions imposed by this Act, there is granted to Pablo S. Sarmiento, hereinafter referred to as the grantee, a franchise to construct, maintain and operate a cold storage and ice plant in the Municipality of Parang, Province of Cotabato and to supply cold storage and to sell ice therein and to charge and collect a schedule of prices and rates for the cold storage so furnished and for the ice so manufactured, which schedule of prices and rates shall at all times be subject to the regulations approved by the Public Service Commission.

SEC. 2. The grantee shall furnish cold storage and manufacture ice up to the limit of the capacity of his plant.

SEC. 3. All the apparatus and appurtenances to be used by the grantee shall be modern, safe, and first class in every respect, and the grantee shall, whenever the Congress of the Philippines shall determine that public interest reasonably requires it, change or alter any of his apparatus and appurtenances at the grantee's expense.

SEC. 4. This franchise is granted subject to the provisions of the Constitution and Commonwealth Act Numbered One hundred forty-six as amended, and with the understanding and upon the condition that it shall be subject to amendment, alteration or repeal by the Congress of the Philippines when public interest so requires, and that it shall be subject to the pertinent provisions of Act Numbered Fourteen hundred fifty-nine, as amended. The Public Service Commission shall prescribe as a condition for the issuance of the certificate of convenience and public necessity to the grantee that the certificate shall be valid for a period of twenty-five years and that the violation of any of these conditions shall cause the immediate cancellation of the certificate without the necessity of any express action on the part of the Commission.

SEC. 5. The grantee, with the approval of the Congress of the Philippines first had, may sell, lease, grant, convey, assign, give in usufruct or transfer this franchise and all property and rights acquired thereunder to any individual, co-partnership, private, public or quasi-public association, corporation or joint-stock company competent to operate the business hereby authorized, but transfer of title to the franchise or any right of ownership or interest acquired under such sale, lease, grant, conveyance, assignment, gift in usufruct or transfer shall not be effective