

[REPUBLIC ACT NO. 4652, June 14, 1966]

AN ACT GRANTING THE PHILIPPINE MONORAIL TRANSIT SYSTEM, INCORPORATED A FRANCHISE TO ESTABLISH, MAINTAIN AND OPERATE A MONORAIL TRANSPORTATION SERVICE IN THE CITY OF MANILA AND SUBURBS AND CEBU CITY AND PROVINCE.

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

SECTION 1. Subject to the conditions established in this Act and the provisions of Commonwealth Act Numbered One hundred and forty-six, as amended, and of the Constitution, there is hereby granted to the Philippine Monorail Transit System, Incorporated, hereinafter called the grantee, its successors or assigns, for a period of fifty years from the approval of this Act, the right, privilege and authority to establish, maintain and operate a monorail transportation service for the carriage of passengers and freight in the City of Manila and suburbs and Cebu City and province.

SEC. 2. For the purposes of the monorail transportation service intended in this Act, the grantee hereby binds itself to use equipment, apparatuses, structures and appurtenances that are modern, safe and first class in every respect and the monorail transportation service, together with requisite installations, shall be maintained at all times in a satisfactory manner so as to be adequate, convenient, efficient and economical. It shall be the further duty of the grantee, its successors or assigns, to modify, improve and change the monorail transportation service in such manner and to such extent as the progress of science, technology and the public need may make reasonable and proper: *Provided*, That the plans and specifications shall be approved by the city and municipal authorities concerned, the Commissioner of Public Highways and the Secretary of Public Works and Communications.

SEC. 3. In the event that the grantee fails to commence construction of the monorail transportation service contemplated in this Act within three years nor commence operation of the service within five years from the approval of this Act, this franchise shall be null and void unless prevented by fortuitous cause or *force majeure*, martial law, riot, civil commotion, usurpation by a military power, or any other reasonable cause beyond the grantee's control: *Provided, however*, That all the time during which the grantee, its successors or assigns may be prevented from carrying out the terms and conditions of this franchise shall be added to the time allowed by this franchise for compliance with its provisions.

SEC. 4. Within sixty days after the approval of this Act, the grantee shall file with the Treasurer of the Philippines a bond in the amount of fifty thousand pesos as an earnest of good faith and a guarantee for full compliance and fulfillment of the terms