

[REPUBLIC ACT NO. 4064, June 18, 1964]

AN ACT GRANTING VICENTE M. FORTICH ZERDA A FRANCHISE TO INSTALL, MAINTAIN AND OPERATE AN ELECTRIC LIGHT, HEAT AND POWER SYSTEM AND AN ICE PLANT IN THE MUNICIPALITY OF SISON, PROVINCE OF SURIGAO DEL NORTE, AND TO DISTRIBUTE ELECTRIC LIGHT, HEAT, POWER AND ICE FOR SALE THEREIN.

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 Act Numbered Thirty-six hundred thirty-six, as amended by Commonwealth Act Numbered One hundred and thirty-two, and to the provisions of the Constitution, there is granted to Vicente M. Fortich Zerda, for a period of twenty-five years from the approval of this Act, the right, privilege, and authority to install, maintain and operate an electric light, heat, and/or power system for the purpose of generating and distributing electric light, heat and/or power for sale within the Municipality of Sison, Province of Surigao del Norte and to install, maintain and operate an ice plant in the same municipality, for the purpose of manufacturing and distributing ice therein, and to charge and collect a schedule of prices and rates for the ice so furnished, which schedule of prices and rates shall at all times be subject to regulation by the Public Service Commission.

SEC. 2. In the event that the grantee shall purchase and secure electric heat and power from the National Power Corporation, the latter is hereby authorized to negotiate and transact for the benefit and in behalf of the public consumers with reference to rates.

SEC. 3 The grantee shall manufacture and supply ice up to the limit of the capacity of his plant, said limit to be determined by the Public Service Commission.

SEC. 4. 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 Public Service Commission shall determine that public interest reasonably requires it, change or alter any of its apparatus and appurtenances at grantee's expense.

SEC. 5. If the grantee shall not commence the manufacture and distribution of ice in the Municipality of Sison, Province of Surigao del Norte, within one year 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 the grantee's control, this franchise shall become null and void.

SEC. 6. This franchise is granted subject to the Provisions of the Constitution and Commonwealth Act Numbered One hundred forty-six, as amended, and with