RESOLUTION NO. 108-S-94

RESOLUTION REVOKING THE PRIVILEGE GRANTED TO SUBURBAN CABLE NETWORK, INC., TO ESTABLISH, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE MUNICIPALITY OF BACOOR AND RECOMMENDING TO THE NATIONAL TELECOMMUNICATIONS COMMISSION THE CANCELLATION AND REVOCATION OF SAID FIRM’S PROVISIONAL AUTHORITY TO SERVICE THIS TOWN.

WHEREAS, under Resolution No. 91, dated September 6, 1991, for reasons stated therein, the Sangguniang Bayan of Bacoor favorably endorsed to the National Telecommunications Commission (NTC) the request of Suburban Cable Network, Inc. (SCNI), to establish, operate and maintain a cable television system in the municipality;

WHEREAS, the said Resolution also provide (a) that the Sangguniang Bayan shall be informed by SCNI of the NTC’s approval of its application, and (b) that SCNI shall cause the laying of 15 kilometers of top-of-the-line cables and equipment that will serve at least 2,000 subscribers within one (1) year from the date of the NTC’s approval of its application;

WHEREAS, on its own initiative, the Sangguniang Bayan came to know that as early as June 24, 1992, SCNI, through Counsel, had already secured a copy of the NTC Order granting it a Provisional Authority to install, operate and maintain a CATV system in Bacoor, valid for one (1) year and subject, among others, to these conditions: "(3) Applicant-grantee shall within three (3) months from receipt of this Order, complete the installation of the system and commence the operation thereof, otherwise this Provisional Authority may be ordered cancelled and revoked.", and "(16) This PROVISIONAL AUTHORITY shall be valid for a period of one hundred eighty (180) days from date hereof, and may be subject to amendment, alteration, suspension, revocation or cancellation when public morals and national security so require, or in case of violation of any of the conditions herein set forth."

WHEREAS, SCNI has failed to comply with any of the above-cited covenants with the municipality and the NTC, despite the lapse of more than two (2) years from the date it secured its Provisional Authority;

WHEREAS, as an unsolicited gesture meant to determine, even at this late date if given the opportunity, SCNI can complete the installation of the system and commence its operation within another three (3) months, thereby adopting the NTC’s original position on the subject, the Sangguniang Bayan caused to be invited to the session a representative of SCNI;

WHEREAS, Mr. Jose Gonzales, reportedly employed as Administrative Manager of SCNI only two months ago, admitted that the company cannot energize the whole of Bacoor within the period contemplated by the Sangguniang Bayan, since such time is barely sufficient to complete cables installation and operation from Ligos to Zapote Rotonda: NOW THEREFORE, after due and meticulous deliberation, on motion of Kagawad Eudin E. Malvar, duly seconded by Kagawad Saturnino F. Enriquez, Jr., RESOLVED, AS IT IS HEREBY

RESOLVED by the Sangguniang Bayan of Bacoor, Province of Cavite, in regular session assembled, to revoke, as it hereby does revoke, the privilege granted to Suburban Cable Network, Inc., to establish, operate and maintain a cable television system in the Municipality of Bacoor and recommending to the National Telecommunications Commission the cancellation and revocation of said firm’s Provisional Authority to service this town;
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RESOLVED, FURTHER, to furnish with a copy of this Resolution the National Telecommunications Commission, Quezon City, for appropriate action;

RESOLVED, FINALLY, to furnish likewise with copies hereof the Honorable Municipal Mayor, Suburban Cable Network, Inc., Room 204, Centrum II Condominium, 150 Valero St., Salcedo Village, Makati, Metro Manila, and others concerned, for their information and guidance.

ADOPTED,

I hereby certify to the truth and correctness of the above-quoted Resolution.

GECILIA R. BUHAIN
Presiding Officer

ATTESTED:

AUGUSTO T. CUNA
Secretary to the Sanggunian

APPROVED:

VICTOR R. MIRANDA
Municipal Mayor

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RECEIVED
DATE: 10.07.94
OFFICE OF THE MAYOR