

EXECUTIVE ORDER NO. 205, S. 1987

REGULATING THE OPERATION OF CABLE ANTENNA TELEVISION (CATV) SYSTEMS IN THE PHILIPPINES, AND FOR OTHER PURPOSES

WHEREAS, for the protection of the public and the promotion of the general welfare, the State may by law regulate the operation of Cable Antenna Television (CATV) Systems;

WHEREAS, when the public interest so requires monopolies in commercial mass media shall be regulated or prohibited;

NOW, THEREFORE, I CORAZON C. AQUINO, President of the Philippines, do hereby order:

SECTION 1 The operation of Cable Antenna Television (CATV) system in the Philippines shall be open to all citizens of the Philippines, or to corporations, cooperative or associations wholly owned and managed by such citizens under a Certificate of Authority granted by the National Telecommunications Commission, hereinafter referred to as the Commission.

SECTION 2 A Certificate of Authority to operate Cable Television (CATV) system shall be granted by the Commission a non-exclusive basis and for a period not to exceed fifteen (15) years, renewable for another similar period: Provided That such certificate shall be subject to the limitation that the authority to operate shall not infringe on the television and broadcast markets.

SECTION 3 Subject to the limitations and procedures prescribed by law, the grantee is hereby authorized to exercise the right of eminent domain for the efficient maintenance and operation of Cable Television (CATV) System.

SECTION 4 A special right is hereby reserved to the President of the Philippines, in times of war, rebellion, public peril or other national emergency and/or when public safety requires, to cause the closure of any grantee's Cable Antenna Television (CATV) system or to authorize the use of possession thereof by the government without compensation.

SECTION 5 The grantee shall pay the income tax levied under Title II of the National Internal Revenue Code, as amended, and a franchise tax equivalent to three per centum (3%) of all gross receipts from business transacted under the Certificate of Authority.

SECTION 6 The National Telecommunications Commission is hereby authorized to issue the necessary rules and regulations to implement this Executive Order.

SECTION 7 Presidential Decree No. 1512 dated June 11, 1978 and all laws, orders, issuances and rules and regulations or part thereof inconsistent with this Executive Order are hereby repealed or modified accordingly.

SECTION 8 This Executive Order shall take effect immediately.

Done in the City of Manila, this 30th day of June, in the year of our Lord, nineteen hundred and eighty-seven.

(SGD) CORAZON C. AQUINO

By the President
JOKER P. ARROYO
Executive Secretary