

MEMORANDUM CIRCULAR
NO. 76-04

**SUBJECT: REGULATING THE USE OF SCRAMBLERS AND SIMILAR
SECRECY DEVICES IN RADIO COMMUNICATIONS**

The indiscriminate and unrestricted use of scramblers and similar secrecy devices in radio communications would tend to work against the security of the State in contravention to the intent and purpose of Presidential Letter of Instruction No. 13-A (LOI) and as such, it must be controlled. The use of such devices shall only be allowed and limited to cases in which the purpose is well justified to be determined on case-to-case basis.

Pursuant to the above-mentioned LOI and the provisions of the Radio Control Law, Act No. 3846, as amended, the following regulations for the use of scramblers and similar secrecy devices in radio communications are hereby prescribed for compliance by all concerned, except the Armed Forces of the Philippines.

1. No person, firm or agency operating a radio station shall use a scramble or any similar secrecy device in radio communications without first securing a permit from this Bureau.
2. Any dealer or manufacturer, before engaging in the buying and selling or manufacturing of the above-mentioned devices must first obtain a permit therefor from this Bureau; neither such dealer or manufacturer shall sell any of said devices to any person, firm or agency without being shown by the buyer a permit to purchase duly issued by this Bureau. A fee of P100.00 and P200.00 for dealers' and manufacturers' permit, respectively, shall be charged from the applicants who may be authorized by this Bureau to engage in said business activities Any authorized dealer or manufacturer must submit to this Bureau within five (5) days after the end of each month a duly certified report of sales and stocks on hand of said items during the preceeding month, to include the names and addresses of the buyers. In the case of dealers, they should include in their monthly report the names of persons or firms from whom they acquired such devices.
3. All persons, firms or agencies presently operating radio stations and who are using scramblers or similar secrecy devices are hereby given ninety (90) days from the date of effectivity of this Circular to secure the necessary permit from this Bureau for the use thereof.

All violation hereof shall be dealt with in accordance with the provisions of the Radio Control Law, Act No. 3846, as amended, and Presidential LOI 13-A.

This Circular shall take effect FIFTEEN (15) days following its publication in the Official Gazette, and it supersedes or amends any circular, order or instruction part thereof, which is inconsistent herewith.

CEFERINO S. CARREON
Acting Director

