

[Act No. 2010, December 29, 1910]

AN ACT AMENDING SECTION NINE OF ACT NUMBERED SEVEN HUNDRED AND EIGHTY-SEVEN OF THE PHILIPPINE COMMISSION, ENTITLED "AN ACT PROVIDING FOR THE ORGANIZATION AND GOVERNMENT OF THE MORO PROVINCE," AS AMENDED, BY IMPOSING UPON THE ATTORNEY FOR THE MORO PROVINCE THE DUTY TO REPRESENT THE MUNICIPALITIES OF THAT PROVINCE BEFORE THE COURTS IN CERTAIN CASES.

By authority of the United States, be it enacted by the Philippine Commission, that:

SECTION 1. Section nine of Act Numbered Seven hundred and eighty-seven, as amended, is hereby further amended so as to read as follows:

"SEC. 9. The provincial attorney shall be the attorney and legal adviser of the provincial government and of each of its officers and of the legislative council hereinafter constituted and shall, when called upon by the council or by any officer, furnish a written opinion on questions of law arising in the administration of the government. He shall represent the provincial government in all suits brought on its behalf or against it in the courts of the province or in the courts of any province or district. He shall be the legal adviser of the municipal authorities of any municipality organized in the province and shall, upon request, submit in writing his views upon any question properly arising in the discharge of the public duties of such officers or authorities. He shall represent each municipality of his province in all litigation pending for or against such municipality in any court, except in cases where the interests of the municipality and of the province are opposed, in cases where two municipalities are adverse parties to the same litigation, and in cases arising under Act Numbered Thirteen hundred and seventy-six, in all of which cases the municipality shall be obliged to employ a special counsel. He shall exercise supervisory control in the courts in the province over the district fiscals for whose appointment and salaries the legislative council may have provided. The provincial attorney shall, when the public interest requires it, appear and take charge of prosecutions for the government in any supervision. The provincial attorney shall discharge his duties under the general supervision of the Attorney-General of the Insular Government, and the Attorney-General shall represent the provincial government in all suits for or against it which shall come before the Supreme Court, but if the Attorney-General deems it necessary he may require the provincial attorney to assist in the presentation of the cause before the Supreme Court. In every criminal case appealed to the Supreme Court, from the Court of First Instance held in the province the provincial attorney shall forthwith make a report to the Attorney-General, explaining the questions of law and fact appearing therein and the conclusions of the court. The provincial attorney shall make an annual report to the Attorney-General of the Philippine Islands as to the conditions of public and private litigation in the courts throughout the province, and shall discharge such other duties as may be required by the legislative council.