

[Act No. 422, June 23, 1902]

AN ACT PROVIDING FOR THE ORGANIZATION OF A PROVINCIAL GOVERNMENT IN THE PROVINCE OF PARAGUA, AND DEFINING THE LIMITS OF THAT PROVINCE.

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

SECTION 1. A civil provincial government is hereby established for the Province of Paragua.

SEC. 2. The Province of Paragua shall consist of all that portion of the Island of Paragua north of the tenth parallel of north latitude and the small islands adjacent thereto, including Dumarán, and of the islands forming the Calamianes Group and the Cuyos Group.

SEC. 3. The officers of this government shall be a provincial governor, at a salary of one thousand six hundred dollars per year; a provincial secretary-treasurer, at a salary of one thousand five hundred dollars per year; a provincial supervisor, at a salary of one thousand two hundred dollars per year; and a provincial fiscal, at a salary of one thousand dollars per year, all in money of the United States, or its authorized equivalent in local currency. No person shall be eligible for either of these offices who is not either a citizen of the United States, native of the Philippine Islands, or a person who, not being a subject or citizen of any other government or power, may have, by virtue of the Treaty of Paris, acquired the political rights of a native of the Islands, or who, having taken the oath of allegiance to the United States, shall violate the same. Non-residence in the province shall not render the person appointed or elected to office ineligible.

SEC. 4. These officers shall be appointed by the Civil Governor, with the advice and consent of the United States Philippine Commission, and may be removed by him with the like advice and consent. They shall reside and have their offices in the municipality of Cuyo, in the Island of Cuyo. Their successors shall be appointed and removed in the manner in this section provided.

SEC. 5. After March first, nineteen hundred and three, the provincial secretary-treasurer, and the provincial supervisor, as vacancies occur, shall be selected under the provisions and restrictions of the Civil Service Act. The provincial secretary-treasurer shall be able to speak and write the Spanish language, and after January first, nineteen hundred and six, the English language also. The provincial supervisor shall be a competent civil engineer and surveyor. Before the secretary-treasurer shall qualify, he shall give a bond to the Insular Government, for the benefit of whom it may concern, with sufficient security in the sum of five thousand dollars, surety or sureties to be approved by the Treasurer of the Philippine Archipelago. The bond shall be conditioned to secure the faithful performance of the duties of the office as now or hereafter prescribed by law, and for the accounting for all funds coming into his hands as secretary-treasurer or into those of his authorized deputies during his incumbency, and in the case of death or removal, until the statement of his accounts by the Treasurer of the Philippine Archipelago. His bond shall, after its approval, be filed with the Treasurer of the Philippine Archipelago, who shall record

the same in a book to be kept for that purpose, and shall safely keep the same. The Treasurer of the Philippine Archipelago shall exercise the same supervision over the office of secretary-treasurer that he exercises over the offices of provincial treasurers in provinces organized under the Provincial Government Act.

SEC. 6. Before assuming office, each provincial officer shall take and subscribe the following oath or affirmation:

"I,, having been (appointed or elected, as the case may be) to the office of....., in the Province of Paragua, do hereby solemnly swear (or affirm) that I will well and truly perform all the duties of said office; that I will faithfully account for all moneys coming into my hands as such officer; that I will bear true faith and allegiance to the Government of tin; United States; that I take this oath without any mental reservation whatsoever. So help me God."

The oaths of office may be administered to provincial officers by a member of the United States Philippine Commission, its secretary, the governor of the province, any United States Army officer stationed in the province, the judge of the Court of First Instance within whose judicial district the said province lies, or any other judicial officer having jurisdiction therein. The oath shall be filed in the office of the secretary-treasurer for the province.

SEC. 7. The duties and powers of the provincial governor shall be the same as those provided for the provincial governor of the Province of Nueva Vizcaya, by virtue of section six of Act Numbered Three hundred and thirty-seven, entitled "An Act providing for the organization of provincial governments in the Province of Nueva Vizcaya," as amended by Act Numbered Three hundred and eighty-eight.

SEC. 8. The duties and powers of the provincial secretary-treasurer shall be such as are provided for the provincial secretary-treasurer of the Province of Nueva Vizcaya by virtue of section seven of said Act Numbered Three hundred and thirty-seven as amended by Act Numbered Three hundred and eighty-eight.

SEC. 9. The duties and powers of the provincial supervisor shall be such as are provided for the provincial supervisor for the Province of Nueva Vizcaya by virtue of section eight of said Act Numbered Three hundred and thirty-seven.

SEC. 10. The duties and powers of the provincial fiscal shall be such as are provided for the provincial fiscal of the Province of Nueva Vizcaya by virtue of section nine of Act Numbered Three hundred and thirty-seven; and in case of the absence or neglect, or failure from neglect or refusal to discharge his duties by reason of illness or personal interest in the prosecution, or for any other cause, a temporary fiscal may be appointed in the manner provided in said section nine of said Act Numbered Three hundred and thirty-seven, with the powers therein defined.

SEC. 11. The salaries herein provided shall be paid monthly, so that one-twelfth of the annual salary shall be paid on the last day of each calendar month. Each provincial officer shall be allowed his necessary and actual traveling expenses, not exceeding three dollars per day, money of the United States, while absent from the capital of the province on official business; the allowance shall be made by the provincial board upon the certificate of the officer that the travel was necessary for