

[Act No. 120, April 20, 1901]

AN ACT EXTENDING THE PROVISIONS OF THE PROVINCIAL GOVERNMENT ACT, AND THE MUNICIPAL CODE TO THE PROVINCE OF ORIENTAL NEGROS.

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

SECTION 1. All the provisions of an Act entitled "A general Act for the organization of provincial governments in the Philippine Islands," enacted February sixth, nineteen hundred and one, shall apply to and govern the establishment of a provincial government in the territory of the Island of Negros known under the Spanish sovereignty as the Province of "Oriental Negros," with such exceptions, modifications, and supplementary provisions as are hereinafter contained.

SEC. 2. The compensation to be paid provincial officers of the province of Oriental Negros shall be at the following rate per year, in money of the United States:

For the provincial governor, two thousand dollars;

For the provincial secretary, one thousand two hundred dollars;

For the provincial treasurer, two thousand dollars;

For the provincial supervisor, one thousand eight hundred dollars;

For the provincial fiscal, one thousand two hundred dollars.

The salary of provincial officers shall be payable 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 two dollars and fifty cents per day, 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 the public business, and shall not be paid until the account, accompanied by the resolution of the board approving the same, shall be forwarded, to the Insular Treasurer and by him approved.

SEC. 3. The bond of the provincial treasurer shall be fifteen thousand dollars, until the first day of March, nineteen hundred and two, when, in view of the collection of the land tax, the Commission may require a new bond or an additional bond to cover the probable increase of the funds of which the provincial treasurer shall have custody at any one time. The bond to be given shall be conditioned that the provincial treasurer shall faithfully perform the duties of his office and shall account for the internal-revenue collections coming into his hands as internal-revenue collector, the taxes collected by him for each municipality, for the province, and for the Central Government. The form of the bond shall be prescribed by the Insular Treasurer. If, upon the request of the Commission, the Military Governor shall detail any military officer to fill a provincial office, no bond shall be required of him and no

salary shall be paid him until after July first, nineteen hundred and one.

SEC. 4. The presidents or alcaldes of the municipalities of the province shall meet on the third Monday in January, April, July, and October to consider improvements needed in the province and for the provincial government, and to make recommendations to the provincial board. The convention shall be called together by the provincial secretary and shall elect a chairman for each quarter's session. The provincial secretary shall act as secretary of the convention, and shall certify its recommendations to the provincial board.

SEC. 5. The capital of the province shall be, as formerly, at the town of Dumaguete.

SEC. 6. The oaths of the provincial officers may be administered by a member of the Commission, by a judicial officer, or by the provincial governor.

SEC. 7. All of General Order Number Thirty, issued by the Military Governor of the Philippine Islands July twenty-second, eighteen hundred and ninety-nine, except sections seventeen, eighteen, nineteen, twenty, and twenty-one, relating to the judiciary, and section twenty-four, relating to the collection of customs, postal matters and Philippine inter-island trade and commerce, is repealed, and all legislation enacted by the existing advisory council and approved by the military governor of the government of the Island of Negros under and by virtue of the powers conferred upon such council by that part of said General Order Number Thirty, of July twenty-second, eighteen hundred and ninety-nine, now repealed, is also hereby repealed, but such repeal shall not affect individual rights of property or contract which have vested under and by virtue of lawful and authorized enactments of such advisory, council.

SEC. 8. The repeal of section twenty-two of General Order Numbered Forty, authorizing the establishment of free public schools in the Island of Negros, together with the legislation enacted by authority of such section by the legislative council, shall not affect the employment of the teachers now engaged in teaching the public schools of Negros under such article and legislation, but the same persons shall continue as public school teachers with their salaries as fixed by laws in force at the time of this enactment, subject to the supervision of the General Superintendent of Public Instruction of the Philippine islands, and any division superintendent of the territory appointed by him under the Act establishing a Department of Public Instruction in the Philippine Islands, and such schools are hereby made a part of the public school system established by that Act.

SEC. 9. Municipal governments established by law of the advisory council of the government of the Island of Negros under and by virtue of section fifteen of said General Order Number Forty, eighteen hundred and ninety-nine, shall continue in existence with the powers and under the limitations of law in accordance with which they were established, except that the functions to be performed in respect thereto by the military governor of the Island of Negros shall hereafter be performed by the governor of Oriental Negros to be appointed under this act, Such municipal governments on and after the first day of June, nineteen hundred and one, shall become subject to the provisions of the Municipal Code. Where the governor shall find that by the terms of the Municipal Code, organized towns have such a population that the existing number of councilors is not equal to that required by the Municipal Code, he shall certify the fact to the existing municipal council, which