

# [ Act No. 223, September 06, 1901 ]

## **AN ACT AMENDING THE PROVINCIAL GOVERNMENT ACT NUMBERED EIGHTY-THREE, AS AMENDED BY ACT NUMBERED ONE HUNDRED AND THIRTY-THREE.**

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

SECTION 1. Section eleven of Act Numbered Eighty-three is herein amended by adding thereto the following:

"Whenever the provincial fiscal is absent from the province, or fails or refuses to discharge his duty by reason of illness or other cause, or by reason of personal interest in a prosecution or other matter is disqualified to act therein as provincial fiscal, the judge of the Court of First Instance for the province is authorized and required to appoint a temporary provincial fiscal, who shall be paid out of the provincial treasury the same compensation per day as that provided by law for the regular provincial fiscal for the days actually employed. The fiscal thus temporarily appointed shall discharge all the duties of the provincial fiscal as provided by law which the regular provincial fiscal fails or is unable to perform. The provincial fiscal of any province may, by authority of the provincial board, have a deputy fiscal, and a clerk or clerks, to be appointed by the provincial fiscal, at such salaries, out of the provincial treasury, as may be allowed, with the concurrence of the Insular Treasurer: *Provided*, That after the first of March, nineteen hundred and two, such clerk or clerks shall be selected in accordance with the rules and restrictions of the Civil Service Act."

SEC. 2. Section thirty-two of the Provincial Government Act, as amended by Act Numbered One hundred and thirty-three, shall be amended by substituting for the figures twenty-four in the next to the last line of said section the figures seventy-four.

SEC. 3. Said Provincial Government Act as amended shall be further amended by adding the following additional sections:

"SEC. 39. No provincial official shall leave his province without obtaining permission so to do from the Civil Governor.

"SEC. 40. The actual and necessary traveling expenses of the deputies, subordinates, and other employees of provincial officers engaged in traveling in the province on official business shall be paid from the provincial treasury when authorized by the provincial board and approved by the Insular-Treasurer. The same limitation as to the amount of expenses per day which applies to the traveling expenses of the provincial officers shall apply to those herein authorized.

"SEC. 41. In applying the statutory limitation upon the amount per day which can be actually expended and reimbursed to provincial officers and their subordinates for expenses in traveling on official business for the