

THE MAURA LAW

Royal Decree of May 19, 1893
(Continued from July Number)

Section 13. The lieutenants of police, fields, and cattle, shall exercise the functions set down in the regulations and other provisions in force. They shall also exercise the powers delegated to them by the Captain or other lieutenants, the person delegating being subsidiarily liable for the conduct of the person to whom the delegation is made.

Section 14. For the purposes of better government and the administration of the towns, they shall be divided into *barangays*, regulated according to the grouping of their inhabitants.

Each *barangay* of grouped inhabitants shall include at least 100 families, and shall not exceed 150.

Every *barangay* of non-grouped inhabitants shall include at least 50 families, but less than 100.

At the head of each *barangay*, there shall be a *cabeza*, who shall at the same time discharge the duties of *teniente del barrio*.

The division into *barangays* shall take place as soon as the municipal tribunals are constituted into boards, together with the twelve deputy electors.

After such a division has been decided upon and communicated to the Governor of the Province, it cannot be altered without this official, after hearing the provincial board, approving the resolution which has been adopted with a like formality.

Section 15. The appointment of *cabezas de barangay* shall be made by the Governor of the Province, on the recommendation in ternary of the Municipal Tribunal, together with the twelve residents representing the *Principalia*.

The composition of the ternary shall be effected by means of the election of those proposed, one by one, under the presidency of the Captain, with the attendance of the Reverend Parish Priest; and persons, who are disqualified from becoming members of the Tribunal, as specified in Section 9 hereof, cannot be included.

Section 16. In order to be elected *cabeza de barangay*, the following qualifications are necessary:

1. Be native or Chinese *mestizo*
2. Be more than twenty-five years old.
3. Be, for two years previously, a resident of the town in which the office is to be held.
4. Be of well known honesty and probity.

Section 17. The following may be exempted from being *cabezas de barangay*:

- Persons more than sixty years old.
- Persons physically disabled.
- Persons who have held the office for twelve years.

Section 18. The position of *cabeza de barangay* shall be held for three years, and may be regained indefinitely in consecutive reelections.

By way of compensation for the larger amount of work which the new *barangays* will thrust on the *cabeza*, the remuneration which he receives at the present time, for his services of collection, shall be increased by 50 per cent, the Municipal Tribunal granting him, furthermore, every year the personal services of one or two *polistas** as assistants in the discharge of his duties. All these emoluments are granted to him without detriment to the exemptions and privileges already bestowed on him by the laws in force.

Section 19. Questions which may arise regarding the total or partial constitution of the municipal tribunals, the *Principalias*, and the representation of the latter, or regarding their respective powers, shall be submitted to the Governor of the Province, who shall decide the questions with the concurrence of the Provincial Board.

ARTICLE II.—Provincial Boards

Section 20. In order to inspect the administration of the "Income of the Towns" and to report to the Governor of the Province upon the municipal mat.

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ACTIVITIES OF THE LOCAL GOVERNMENTS AND THEIR OFFICIALS

Minutes of the Conference of Provincial Governors and City Mayors held in Manila, October 4, to 9, 1948

(Continued from July Number)

No. 42

WHEREAS, the City of Manila is the Capital and Seat of the Government of the Republic of the Philippines;

WHEREAS, by the nature of its location, it is the hub of the commercial, industrial and educational activities of the whole country;

WHEREAS, because of these activities it has to meet and tackle many problems that involve substantial expenditures of government funds; and

WHEREAS, the great bulk of the income of the National Government comes from the commercial and industrial activities within the City limits; and it is only fair that it be given substantial share of these revenues, in order to make it able to meet such expenses as the above conditions require;

NOW THEREFORE, by the Convention of Provincial Governors and City Mayors now assembled has

Upon motion by Mayor Manuel de la Fuente of Manila

RESOLVED, as it hereby resolves, to request the National Government to allocate to the City of Manila a bigger portion of national aid than at present being given to it.

RESOLVED FURTHER, to forward this resolution to the Honorable, the Secretary of Finance, Manila, for his information and consideration.

Carried.

No. 43

WHEREAS, conditions of peace and order in the City of Manila and in the provinces leave much to be desired;

WHEREAS, there is need for the government to take concrete measures to combat criminality and maintain peace and order at all costs to strengthen the faith of the people in it; and

WHEREAS, this can be accomplished without much expense to the government although it requires special efforts on the part of the chief executives and other officials;

NOW THEREFORE, in view of the
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foregoing considerations the Conference of Provincial Governors and City Mayors has

On motion by Mayor Manuel de la Fuente of Manila

RESOLVED, as it hereby resolves, that all Provincial Governors and City Mayors initiate immediately the necessary steps for the formation throughout the Philippines of Community Associations which shall assist in and/or have the following functions:

(a) equitable distribution of essential commodities, particularly rice; (b) facilitate census checking; (c) report on suspicious individuals and otherwise assist the police authorities in the maintenance of peace and order; (d) promote closer neighborhood ties among the residents of the community; and (e) assist in the performance of civic functions of the government; and

RESOLVED FURTHER, that necessary rules and regulations be adopted for such associations taking into account the peculiar conditions and circumstances obtaining in each particular locality;

RESOLVED FINALLY, to forward this resolution to His Excellency, the President of the Philippines, thru the Honorable, the Secretary of the Interior, Manila, for their information and consideration.

Carried.

NO. 44

WHEREAS, the amendment of Sections 2295, 2296 and 2297 of the Revised Administrative Code by Republic Act No. 238 has given more autonomy to the local governments in the preparation and approval of their budgets;

WHEREAS, the provisions of Republic Act No. 238 empowers the Provincial Board to decide finally on appeals pertaining to municipal appropriations whereby it is no longer necessary to submit said appeals to the Department of Finance and the Inter-

ior and thereby eliminating the long delay in the settlement of the budget problems;

WHEREAS, from the representations made by all the heads of offices in the provincial government that the present procedure of adopting provincial budgets and of submitting same to the Departments of Finance and the Interior really delays the carrying out of governmental activities;

WHEREAS, the long delay which sometimes range from weeks to months before action could be taken by the said Departments oftentimes is translated into the inefficiency of the public service;

NOW, THEREFORE, in view of the foregoing considerations, the Conference of Provincial Governors and City Mayors has

Upon motion by Governor Perfecto Faypon of Ilocos Sur

Resolved, as it is hereby resolved, in this conference to request that once an annual or supplemental budget is approved by the Provincial Board, expenditures as therein provided be at once enforceable and not in any way delayed or restricted by reason of its pendency in the Departments.

RESOLVED FURTHER, to forward this resolution to both Houses of Congress, thru their respective Secretaries, Manila, for their information and appropriate action.

Carried.

NO. 45

WHEREAS, the present rates of salaries of provincial officials are not commensurate with the dignity and responsibility attached to their offices;

WHEREAS, the Provincial Governor being the Chief Executive of the province, his position demands the utmost of dignity and responsibility;

WHEREAS, by virtue of such office and the responsibility attached thereto, the Provincial Governor should receive the highest salary of all the provincial officials;

NOW, THEREFORE, in consideration of the foregoing premises, the Conference of Provincial Governors and City Mayors now in convention

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has,

Upon motion of Governor Perfecto Faypon of Ilocos Sur,

RESOLVED, as it hereby resolves, to request His Excellency, the President of the Philippines, to cause the passage of an administration bill providing for the standardization of salaries of provincial officials, making the Provincial Governor the highest paid of such officials.

RESOLVED FURTHER, to forward this resolution to His Excellency, the President of the Philippines, Manila, for his information and favorable consideration.

Carried unanimously.

NO. 46

WHEREAS, the Provincial Governors and the City Mayors are the Chief Executives of the Provinces and Cities;

WHEREAS, as such Chief Executives they should be given certain privileges just as Members of Congress are;

WHEREAS, Members of Congress are given the privilege of using low numbers of their cars;

NOW, THEREFORE, in consideration of the foregoing premises, the Conference of Provincial Governors and City Mayors has

Upon motion of Governor Perfecto Faypon of Ilocos Sur

RESOLVED, as it hereby resolves, to request the Honorable, the Secretary of Public Works and Communications, Manila, to assign low number plates to cars used by the Provincial Governors and City Mayors.

RESOLVED FURTHER, to forward this resolution to the Honorable, the Secretary of Public Works and Communications, Manila, for his information and favorable consideration.

Carried unanimously.

NO. 47

WHEREAS, the present number of grades in the elementary school curriculum does not adequately prepare the pupils to fully cope with the school work demanded of them in the High School;

WHEREAS, when the required number of years for the elemen-

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tary course was seven (7) instead of the present six (6) it was found that pupils were adequately prepared for high school work;

NOW, THEREFORE, in view of the foregoing considerations, the Conference of Provincial Governors and City Mayors has

Upon motion of Governor Perfecto Faypon of Ilocos Sur,

RESOLVED, as it hereby resolves, to request the Honorable, the Secretary of Education, Manila, to revise the present elementary school curriculum providing for the revival of the 7th grade in the elementary course.

RESOLVED FURTHER, to forward this resolution to the Honorable, the Secretary of Education, Manila, for his information and favorable consideration.

Carried.

NO. 48

WHEREAS, the Members of the Provincial Board in all the provinces of the Philippines are still receiving the old rates of per diems fixed in Section 2097 of the Revised Administrative Code;

WHEREAS, the rate of per diems herein allowed to Members of the Provincial Boards when actually attending sessions of the Boards is far from sufficient to meet the cost of even the ordinary representation of their exalted offices specially this time when the cost of living is sky high;

WHEREAS, this is the observation of each and every member of the Conference of Provincial Governors and City Mayors and as such it cannot be further tolerated;

The Conference of Provincial Governors and City Mayors with the foregoing considerations carefully deliberated upon,

RESOLVED, as it is hereby resolved, to petition the Congress of the Philippines, Manila, thru the Honorable, the President of the Senate and the Honorable, the Speaker of the House of Representatives, Manila, to amend Section 2097 of the Revised Administrative Code in the sense that elective members of the provincial boards shall

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receive a compensation to be fixed by resolution of the Provincial Board of not less than fifteen pesos nor more than thirty pesos for each day of actual attendance at the sessions of the Board.

RESOLVED FURTHER, to forward this resolution to the Congress of the Philippines, thru the Honorable, the President of the Senate and the Honorable, the Speaker of the House of Representatives, Manila, strongly recommending favorable consideration.

RESOLVED FINALLY, to furnish a copy of this resolution to the Honorable, the Secretary of the Interior, Manila, for his information and necessary representations in the enactment of the law herein contemplated to be passed.

Carried.

NO. 49

WHEREAS, it has often times been observed that foreman capataces and laborers are imported to work in public works projects wherein persons capable of doing the work are available in places where said projects are undertaken, thereby depriving those people from earning something for their livelihood and for the payment of their obligations to the government;

WHEREAS, it is just and proper to employ persons in places where public works projects are executed to solve in one way the unemployment problem in those localities thereby affording them financial relief;

The Conference of Provincial Governors and City Mayors after due deliberation on the matter and in order to do social justice to the people whereby public works projects are undertaken,

RESOLVED, as it is hereby resolved, to earnestly request His Excellency, the President of the Philippines, to issue an Executive Order instructing any official or officials under whose control and supervision over public works projects undertaken in a place or places to employ the people living or residing in said places as foreman, capataces, carpenters, and laborers capable of doing the work except technical

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men not available therein and that before any work is started the Provincial Governor as Chief Executive of the Province, should first be advised of said work before employing foremen, capataces, carpenters and laborers in the municipalities comprised in the province.

RESOLVED FURTHER, to forward this resolution to His Excellency, the President of the Philippines, recommending favorable consideration.

Carried.

NO. 50

WHEREAS, the Convention of Provincial Governors and City Mayors has just been completed and has from the point of view of its achievements and accomplishment been a success;

WHEREAS, the success of the Convention has been mainly due to the cooperation and help extended by the National Officials, specially His Excellency, the President of the Philippines;

NOW, THEREFORE, in consideration of the foregoing premises, the Convention has

Upon motion of Mayor Vicente Suarez of Zamboanga City unanimously

RESOLVED, as it hereby resolves, to express the profound gratitude of this Body to all National Officials specially His Excellency, the President of the Philippines, for having made this Convention possible and a success.

RESOLVED FURTHER, to forward this resolution to His Excellency, the President of the Philippines, and all National Officials and employees of the National Government, Manila, for their information.

There being no more business to be taken up, the Conference adjourned at 5:00 o'clock, Post Meridian, October 9, 1948.

I HEREBY CERTIFY to the correctness of the foregoing minutes.

PERFECTO FAYFON
Governor of Ilocos Sur &
Secretary

ATTESTED:

MANUEL CUENCO
Governor of Cebu &
President

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(Continued from page 438)

ters in which it must or may be heard, there shall be established in each capital, or seat of the province, a provincial board which shall be composed of the district attorney; the collector of public revenue; the provincial vicars (if there are two) and if there be one only, he and the Reverend Parish Priest of the provincial capital or seat; the health officer of the province and four principal residents of the capital selected by the captains of the municipal tribunals of the province, in the manner prescribed in the regulations.

The Governor of the Province shall be the *ex-officio* President of the Board. In his absence, the *ex-officio* members shall preside in the order in which they are named in the first paragraph of this Section.

The four principal residents shall be under the obligation of discharging their duties for six years.

Upon the expiration of this term, they shall cease in their positions, and the election of four others will follow, with the outgoing members not being eligible for reelection.

Exemption from service on the Provincial Board may be granted the principal residents who have reached the age of sixty years as well as those who are physically disabled.

Persons receiving salaries from general, local, or municipal funds; framers of revenues; contractors for works or services of some town of the province; debtors of the public funds; those who may have been sentenced to a personal penalty, whether served or not; and persons undergoing trial whose case has not been closed by a final sentence, shall not be eligible to election to such offices.

Section 21. The questions and incidents which the organization of provincial boards may give rise to, the total or partial renewal of their membership, and the definition of their powers, of their relations with the Governor of the Province, or with the municipal tribunals shall be decided by the Governor-General. (To be continued)

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