

The petitioner, assisted by her husband, seeks to compel the Director of Posts to recognize the validity of said deposit, contending that Executive Order No. 49 is unconstitutional in that it deprives her of her property without due process of law.

That question has been resolved by this court adversely to the petitioner in *Hilado vs. De La Costa* and the *Philippine National Bank, G. R. No. L-150*, April 30, 1949, wherein it was held:

"We are of the considered opinion, and therefore hold, that the provisions of Executive Order No. 49, do not deprive the plaintiff of his property without due process of law or impair the obligation of contract entered into between him and defendant bank; because they are but the logical corollary and application to bank deposits in Japanese war notes of Executive Order No. 25, in so far as it declares that said notes are not legal tender in territories of the Philippines liberated from Japanese occupation, the validity of which is not, and cannot seriously be, questioned.

"x x x x

"It may safely be laid down as a rule that when a deposit is made with a bank or a person of notes made legal tender or currency by the military occupant of an enemy territory, and the occupation does not ripen into a conquest by the occupant because the territory is liberated and reoccupied by its legitimate government, the deposit must be considered as with specification of currency, that is, as a deposit of money made legal tender or currency by the occupant, without necessity of stating it expressly unless there is evidence to the contrary, because it is the only kind of money or legal currency in circulation after the genuine money of the territory has disappeared from circulation, as in the present case. It should not be understood to be a general deposit without specification of currency, that is a deposit of lawful money of the legitimate government, and it will have the same effect as if it were made with money that was legal tender or currency of a foreign country having no monetary treaty or agreement with the legitimate government; and therefore if such currency becomes valueless, the depositor shall have to suffer the loss, because the currency so deposited is exactly of the same condition and validity as that kept in the pockets, or safe of the depositor."

The petition is denied, without any finding as to costs.

(SGD.) ROMAN OZAETA

WE CONCUR:

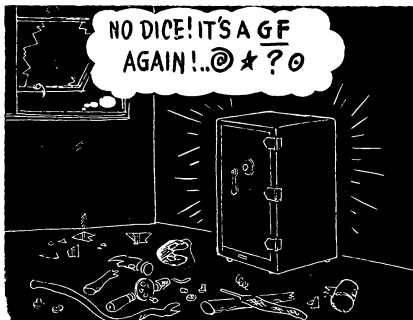
(Sgd.) MANUEL V. MORAN  
 " RICARDO PARAS  
 " F. R. FERIA  
 " CESAR BENGZON  
 " SABINO PADILLA  
 " PEDRO TUASON  
 " MARCELIANO R. MONTEMAYOR  
 " ALEX. REYES

## Philippine Safety Council

BY FRANK S. TENNY  
 Executive Director

BY affixing his signature to Executive Order No. 259, the President of the Philippines created a Fire Prevention Board on August 30, 1949. This marked the successful culmination of a movement led by the Philippine Safety Council in recent weeks. Local citizens, residents, and organizations hailed the move.

The order gives the Philippines a 21-member board of governmental department heads, professional fire-fighting experts, local safety experts, fire insurance executives, and chiefs of large civic organizations. One-half are members of the Government, the overall Chairman being the Secretary of the Interior. At least 16 members are citizens of the Philippines.



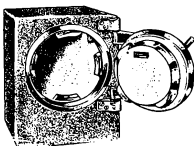
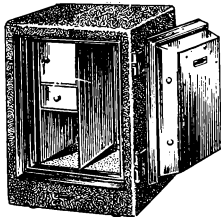
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GROSS SALES (TEN LEADING BUSINESS FIRMS) 1937-1949  
Bureau of the Census and Statistics

(1937 = 100)

	1937	1938	1939	1940	1941	1945	1946	1947	1948	1949
January . . . . .	95.1	75.5	88.8	106.7	104.8	—	49.6	160.9	225.2	213.5*
February . . . . .	102.5	71.6	80.3	99.8	95.9	—	34.6	228.9	228.3	241.3
March . . . . .	105.9	85.2	87.1	104.3	107.2	—	61.1	218.8	257.5	289.6
April . . . . .	107.5	81.4	79.8	100.3	105.6	—	75.1	155.3	254.0	231.2
May . . . . .	100.4	76.9	80.1	97.5	113.0	1.6	117.5	216.0	273.8	261.3
June . . . . .	100.3	76.6	107.7	103.5	117.0	5.4	85.3	249.4	308.7	278.9
July . . . . .	105.7	72.0	90.8	98.8	110.0	8.4	89.7	240.4	313.2	238.2
August . . . . .	97.4	75.2	90.8	98.3	109.8	10.4	118.9	202.8	272.2	—
September . . . . .	83.4	76.8	103.3	93.1	114.0	110.7	116.4	219.2	261.1	—
October . . . . .	97.0	80.1	103.4	85.8	100.1	10.8	147.0	222.9	252.5	—
November . . . . .	100.4	104.2	110.1	105.6	97.7	21.4	165.1	278.7	215.8	—
December . . . . .	104.3	88.6	119.4	119.1	64.8	27.9	184.4	291.8	253.4	—

\* Revised figures for January, February, and March.

Each group is led by its own Chairman, who is empowered to call meetings of his group.

The purpose of the Board, as outlined in the original recommendations sent to President Quirino by the Safety Council a few weeks ago, is "to formulate and implement plans for the prevention and fighting of fires in the Philippines". The Executive Order defines these powers and purposes. It is hoped that the Board may be able to suggest and activate ways to lessen the destructive fires that are taking place almost daily in our towns and cities.

Names of the General Chairman and the Group Chairmen are as follows: General Chairman; Hon. Sotero Baluyut, Secretary of the Interior; Chairman Group One (Government), Hon. Nicanor Roxas, Undersecretary of the Interior; Chairman Group Two (Professional), Chief Cipriano Cruz, Manila Fire Department; Chairman Group Three (Safety), Executive Director Frank S. Tenny, Philippine Safety Council; Chairman Group Four (Fire Insurance), L. P. Ralph, Chairman of the Manila Fire Insurance Association; Chairman Group Five (Civil Organizations), Mr. Aurelio Periquet, President of the Chamber of Commerce of the Philippines.

The PSC Executive Director has contacted Secretary Baluyut and expressed the belief that meetings will be called in the very near future. The full cooperation of all members is expected, due to the importance of the subject matter. The full text of Executive Order No. 259 follows:

EXECUTIVE ORDER No. 259  
CREATING A FIRE PREVENTION BOARD

WHEREAS, destructive and dangerous fires occur frequently in some sections of the country, rendering people homeless and destitute; and

WHEREAS, the planning and study of efficient and modern methods of preventing and fighting fires are necessary to insure the safety of the people and the protection of their properties;

NOW, THEREFORE, I ELPIDIO QUIRINO, President of the Philippines, by virtue of the powers vested in me by law, do hereby create a Fire Prevention Board composed of the following:


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