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COMMISSION JOURNAL

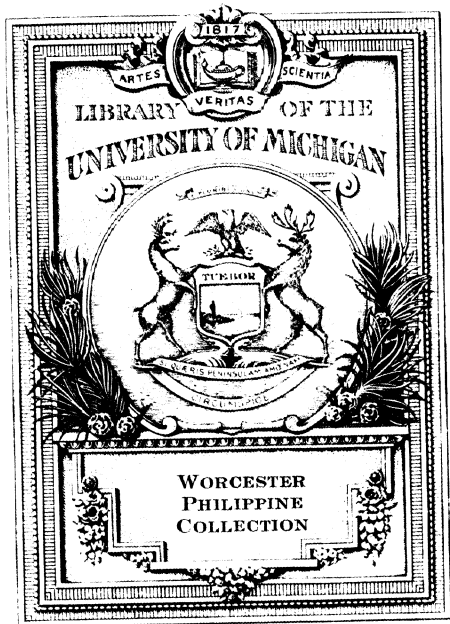
THIRD PHILIPPINE LEGISLATURE

FIRST SESSION
AND
SPECIAL SESSION OF 1913

INCLUDING CERTAIN PROCEEDINGS
IN EXECUTIVE SESSION
FEBRUARY 7, 1912
TO
FEBRUARY 11, 1913
INCLUSIVE

No. 6





JOURNAL
OF THE
PHILIPPINE COMMISSION

BEING

THE FIRST SESSION

OCTOBER 16, 1912, TO FEBRUARY 3, 1913

AND

A SPECIAL SESSION

FEBRUARY 6, 1913, TO FEBRUARY 11, 1913

OF THE

THIRD PHILIPPINE LEGISLATURE

THIS VOLUME ALSO CONTAINS A BRIEF RECORD OF ACTION
TAKEN BY THE COMMISSION IN EXECUTIVE SESSION
DURING THE PERIOD FEBRUARY 6, 1912, TO
FEBRUARY 11, 1913, INCLUSIVE.



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JOURNAL
OF THE
PHILIPPINE COMMISSION
BEING THE
FIRST SESSION OF THE THIRD PHILIPPINE
LEGISLATURE

OCTOBER 16, 1912, TO FEBRUARY 3, 1913.

Third Philippine Legislature.

First Session.

Begun and held at the city of Manila on Wednesday the sixteenth day of October, nineteen hundred and twelve, being the first regular session of the Third Philippine Legislature held under the Act of Congress of the United States approved July 1, 1902.

JOURNAL OF THE COMMISSION.

WEDNESDAY, OCTOBER 16, 1912.

The Commission met at the call of the Acting President at 9 o'clock antemeridian.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

EXECUTIVE SESSION.

By unanimous consent the Commission proceeded to the consideration of executive business.

After the consideration of executive business the Commission returned to regular session.

(For appointments confirmed in executive session see p. 817.)

At this point Commissioner Sumulong was excused.

MESSAGE FROM THE ASSEMBLY BY THE CHIEF CLERK.

At 11 o'clock and 45 minutes antemeridian the chief clerk of the Assembly appeared and stated that he had been instructed by the Assembly to announce to the Commission that, a quorum of the Assembly being present, the Assembly

was ready for the transaction of such business as might come before it.

Whereupon, on motion by the Acting President, it was *Resolved*, That the Secretary inform the Philippine Assembly that a quorum of the Commission is assembled and is ready to proceed to business.

MESSAGE FROM THE ASSEMBLY BY COMMITTEE.

Delegates Adriático, Singson, and Herrera were announced and, being admitted to the Session Chamber, stated that they had been appointed a special committee of three to join a similar committee of the Commission to wait upon the Governor-General and notify him that the Legislature was ready for business and awaited any communication that he might desire to make, and also to request him to notify the President of the United States, through the Secretary of War, of the convening of the first regular session of the Third Philippine Legislature on the sixteenth day of October, nineteen hundred and twelve.

Whereupon, on motion by Commissioner Worcester, it was *Resolved*, That in conformity with the request of the Assembly, the President of the Commission be, and hereby is, requested to appoint a committee of three to meet the committee appointed by the Assembly for the purpose of waiting upon the Governor-General and informing him that the Legislature is ready for business and awaits any communication he might desire to make, and to request him to notify the President of the United States, through the Secretary of War, of the convening of the first regular session of the Third Philippine Legislature on the sixteenth day of October, nineteen hundred and twelve.

The Acting President thereupon appointed Commissioners Worcester, Luzuriaga, and Palma as such committee and the proceedings of the Commission were temporarily suspended while the committee waited upon the Governor-General who informed it that he had a message to the Legislature which he desired to deliver to both Houses in joint session.

The committees then returned to their respective Houses.

MESSAGE FROM THE ASSEMBLY.

OCTOBER 16, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on October 16, 1912, passed the following Concurrent Resolution No. 1 in which it requests the concurrence of the Commission: Concurrent Resolution providing for the holding of a joint session of the Philippine Commission and the Philippine Assembly, for the purpose of receiving the message of the Chief Executive of the Islands.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Concurrent Resolution No. 1. Concurrent Resolution providing for the holding of a joint session of the Philippine Commission and Philippine Assembly, for the purpose of receiving the message of the Chief Executive of the Islands.

Resolved by the Philippine Assembly, the Philippine Commission concurring, That both Houses of the Philippine Legislature hold a joint session immediately in the session room of the Philippine Assembly, to receive the message of the Governor-General of the Philippine Islands.

By unanimous consent Assembly Concurrent Resolution No. 1 was read once and placed upon its passage.

The roll was called and the resolution was unanimously concurred in.

Ordered, That the Secretary notify the Assembly thereof.

Ordered further, That the Secretary notify the Assembly that the Commission will repair immediately to the Assembly Hall in accordance with the said resolution.

JOINT SESSION.

The Secretary having returned and informed the Commission that he had delivered its message to the Assembly, the Commission repaired to the hall of the Assembly to meet the Assembly in joint session.

Upon the adjournment of the joint session, a report of which follows, the Commission reconvened in the Commission session chamber, the Acting President in the chair.

REFERENCE OF MESSAGE TO COMMITTEES.

On motion by Commissioner Branagan, it was *Resolved*, That the message of the Governor-General be referred to committees of the Commission for the preparation of such legislation as said committees may deem advisable, as follows:

That so much of said message as relates to civil pensions, rice shortage, and municipal police be referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General.

That so much of said message as relates to health, infant mortality, and cadastral surveys be referred to the Committee on Matters Pertaining to the Department of the Interior.

That so much of said message as relates to the abandonment of railway construction in the Islands of Negros and Panay and to public works be referred to the Committee on Matters Pertaining to the Department of Commerce and Police.

That so much of said message as relates to citizenship, sheriffs, and agricultural banks be referred to the Committee on Matters Pertaining to the Department of Finance and Justice.

That so much of said message as relates to the University of the Philippines, education, official language, agriculture, and the Sales Agency be referred to the Committee on Matters Pertaining to the Department of Public Instruction.

That so much of said message as relates to allotment of funds for maintenance of Government be referred to the Committee on Appropriations; and

That so much of said message as relates to elections be referred to a committee on amendments to the Election Law to be appointed by the President.

RESOLUTION.

Commissioner Branagan then introduced the following resolution:

Commission Resolution No. 1. *Resolved*, That the Executive Secretary be, and he hereby is, directed to have printed in pamphlet

form five thousand copies in English and three thousand copies in Spanish of the message of the Governor-General to the Philippine Legislature delivered at the opening of the first session of the Third Philippine Legislature on Wednesday, October sixteenth, nineteen hundred and twelve, one thousand or more copies in English to be furnished the Honorable the Secretary of War as may be directed by the Governor-General, one hundred copies in Spanish to the Philippine Assembly, and the remainder to be distributed in the same manner as distribution was made of the message of the Governor-General delivered at the opening of the inaugural session of the First Philippine Legislature, in accordance with Commission Resolution Numbered Two, adopted on October seventeenth, nineteen hundred and seven, or as may be directed by the Governor-General.

The resolution was adopted.

ADJOURNMENT.

Thereupon, at 12 o'clock and 35 minutes postmeridian,

On motion,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, October 17, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

IN JOINT SESSION, ASSEMBLY HALL.

WEDNESDAY, OCTOBER 16, 1912.

At 11 o'clock and 45 minutes antemeridian the Commission and Assembly met in joint session.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Branagan, and the Acting President.

Delegates Rafael Acuña, Macario Adriático, Mariano Alde, Rafael R. Alunan, Sixto de los Angeles, Galicano Apacible, Amando Avanceña, Florencio Baltazar, Vicente Barsana, Julio Borbon, Candelario Borja, Leon Borromeo, Nicolas Capistrano, Marcelo Caringal, Eulalio E. Causing, Silverio Cecilio, Eliseo Claravall, Jose A. Clarin, Rafael Corpus, Inocencio Cortes, Dalmacio Costas, Mariano Cuenco, Simeon Dadivas, Eduardo G. David, Domingo Diaz, Francisco Enage, V. Singson Encarnacion, Jose Espinosa, Santiago A. Fonacier, Jose Fuentesbella, Tomas Gomez, Lucio Gonzales, Leoncio Grajo, Estanislao Granados, Pedro Guevara, Teopisto Guingona, Ernesto Gustilo, Arsenio Cruz Herrera, Florentino Joya, Ceferino de Leon, Mariano A. Locsin, Vicente Lozada, Andres Luciano, Joaquin D. Luna, Vicente Masigan, Gil Montilla, Cirilo Mapa, Luis Morales, Bernardo del Mundo, Julian Ocampo, Gervasio Padilla, Filemon Perez, Rodrigo D. Perez, Serviliano Platon, Teógenes Quiaoit, Juan Quintos, Fidel A. Reyes, Miguel Romualdez, Luciano de la Rosa, Alejandro Ruiz, Jose Sabarre, Perfecto Salas, Angel Salazar, Manuel Sandoval, Hugo Sansano, Isidoro de Santos, Melecio Severino, Pedro M. Sison, Vicente Solis, Filemon Sotto, Gregorio Talavera, Pablo Tecson, Jose Tirol, Francisco Villanueva,

H. Villanueva, Ceferino Villareal, Juan Virtudes, and Jose Zurbito, and the Speaker.

Honorable Sergio Osmeña, Speaker of the Assembly, took the chair at the request of the Acting Governor-General.

ANNOUNCEMENT BY THE CHAIR.

The Chair then announced that the Legislature had assembled in joint session in accordance with Concurrent Resolution No. 1 of the Third Philippine Legislature in order to receive the message of the Chief Executive.

MESSAGE OF THE GOVERNOR-GENERAL.

The Acting Governor-General then rose and addressed the Legislature as follows:

MR. SPEAKER AND GENTLEMEN OF THE THIRD PHILIPPINE LEGISLATURE: I have the honor to hand you the following communication which I desire shall be read to you by Mr. Ravago of the office of the Secretary of the Assembly.

Mr. Ravago then read the message of the Governor-General as follows:

GENTLEMEN: In the absence of His Excellency the Governor-General, it becomes my duty to send to you a message at the opening of the Third Philippine Legislature. Mr. Forbes is still detained at home by reason of impaired health occasioned by his arduous and unselfish service to the people and Government of these Islands. I voice with you the earnest hope that his health may be fully restored and that he may soon be able to resume the duties of the office which he has so ably filled for several years.

I congratulate you, and through you the Filipino people, upon the favorable auspices under which this Legislature begins its work. Tranquility prevails throughout the Archipelago; progress in every line of endeavor has been marked throughout the year. We are beginning to see the beneficent results of the Government here instituted—results not attained by Americans alone or by Filipinos alone, but by the joint efforts of Americans and Filipinos who have shown themselves interested alike in the progress and development of the people. It is but just to pay tribute to the able Filipinos, who, since the inauguration of the present Government, have devoted the very best that was in them toward the accomplishment of all things which make for progress. Not in Manila alone, but throughout the Archipelago, may be found earnest and able men devoted to

the cause of the people and fired with the highest ambitions for the material, mental, and moral uplift of those about them. No wonder then that with limited revenues and conditions untoward in many respects the results of their labors and ambitions are marked to-day by a condition of well-being and opportunity heretofore unknown in the Philippine Islands.

May I express the wish that the proceedings of this session of the Legislature will be characterized by a feeling of confidence upon the part of each House toward the other? The two Houses, which compose the Philippine Legislature, are coequal in power and in responsibility. Credit for the enactment of wise laws belongs to both, and the reproach for the enactment of ill-considered measures or the failure to act at all upon important matters must be borne alike by both. It goes without saying that men in both bodies are actuated by high motives; that they desire nothing so much as the welfare of the people whom they represent. Some persons in the past have imagined that the two Houses were inspired by contrary purposes and have seemed to think that there must of necessity be antagonism between them. May you not enter upon the important duties of this session not only with a high idea of the dignity and character of the House in which you may be members, but also with the same appreciation of the dignity and character of the other body? If this may be true, legislation may be enacted solely upon its merits. When a measure passing one House is sent to the other, the responsibility is shifted and there should be no disposition to require a *quid pro quo*. Good men differ in their opinions, but good men do not differ in their desire to do the right. Let each concede to the other the latter quality; then the differences of opinion as to means and methods will cause no heart burnings and create no dissension.

The utterances of every President of the United States since American occupation have defined the present Government of the Philippine Islands as temporary; to exist only until such time as the Congress of the United States might determine that the Filipino people are prepared to establish a stable government. Although only eleven years have elapsed since the inauguration of Civil Government—and eleven years is indeed a short time in the life of a people—yet it may be well to recount some of the steps that have been taken and something of the progress made toward the redemption of these promises and the culmination of the desires of a large part of the Filipinos.

The American people have regarded certain things as prerequisite to the fulfillment of these promises—universal education, general prosperity, ease of intercommunication, and a molding of all the elements into a homogeneous whole. What have we already accomplished in these directions?

First. A considerable increase in the development of the natural resources. Nature has been lavish in her gifts to these Islands.

Modern methods, sufficient capital, and ample labor should make the Philippines as productive as Java, which, with a much smaller area, supports thirty millions of people. Already the exports and imports which are a considerable index to the prosperity of a country, have increased more than 90 per cent. Wages have risen until they are double or quadruple the wages known before. Receipts in the custom-houses have grown constantly year by year, and while this is only the beginning it has fired a considerable number of the people with the ambition to make the Philippines the garden and granary of the East.

Second. A university has been established as the culmination of the educational system. It has been established upon a broad and liberal foundation. It is manned by capable professors and instructors, and young men and women are being equipped to occupy the highest places in the social, industrial, and governmental life of the Philippines. This university has been liberally supported by the Legislature; but further appropriations must be made in order to place it fully abreast of the universities of other countries. The need now is particularly for buildings and equipment. I recommend that this Legislature provide for the construction of at least one other university building to take its place in the central university group.

Third. A general educational system was inaugurated in the beginning. More than half a million children are attending school as these lines are written. For several years the average has been nearly as great, so that we can say that between three and four million students have had greater or less advantages in the public schools of the Philippine Islands. Many private schools are also serving the people. Each year adds to the number of those of mature age who have received some school training. In these modern days every civilized country is developing in democracy. Whatever form this Government may assume, it must be based upon the democratic idea of a government by the people. It is not enough that a few people shall be educated in high school or university, but all should have sufficient general education to enable them to take an intelligent place in the electorate.

Fourth. Means of intercommunication have been improved. In a country such as this, composed of many islands and these islands frequently divided by mountain ranges and almost impassable rivers, intercommunication has not been easy. Especially has this been retarded in the days that are past, because of the fact that there was no common language among the people; and so even if people of one section could reach the people of another they had small means of interchange of ideas. Railroads have been built, steamship lines developed, ports constructed, lighthouses erected, and, above all, the children in the public schools in remotest parts of the Archipelago have been taught the same language.

No superiority is claimed for the English language over others which possess literature and a history, except, perhaps, that it is so fast becoming the business language of the world, especially in the Far East, that countries leading in commercial and scientific endeavor have almost universally made its study a part of their public-school system. It is the only language which it was possible to teach generally throughout the Archipelago. Unfortunately, the policy of the previous sovereignty here did not permit the general teaching of the Spanish language, and so it was known by comparatively few. Inasmuch as the ability to use a common language is one of the essentials to the realization of the political aspirations of the Filipino people, it is important to see how far we have progressed in this direction.

At least three million children have had instruction in this tongue. Some of them have already reached manhood and womanhood, and are qualifying as voters because of their knowledge of this language. As the years go by the number of voters will be largely augmented, almost entirely from those who have acquired the English language in the public and the private schools. For many years English has been the official language in all branches of the Government except the courts. This, however, does not mean that the business of the Government has not been very largely conducted in Spanish and in the various dialects. I desire to report to the Legislature that recently I issued an executive order requiring the use of English so far as possible in the conduct of administrative business in provinces and municipalities. The purpose of this order was not to require its use by persons who did not understand it, but rather to encourage its use by all who did; and provision was made that public officials affected by the order might, upon request to the Executive Secretary, be granted permission to defer its use. Various requests to this effect have come to the Executive Secretary and have been in every case granted; while, on the other hand, various indorsements of the order have been received from Filipino organizations of one kind or another throughout the Archipelago, and the change suggested in such order has already been made by provincial and municipal governments to a gratifying extent. Our aim, of course, is not to impose a burden upon any, but rather to encourage the use of English in order to further the aspirations of Filipinos.

Until this time Spanish has been the official language of the courts of the Philippines, although under the law English replaces it in January next. Spanish has not been used universally; in fact scores of languages are used in the courts. I myself had the experience, while sitting on the bench, of having six languages used in the trial of one case. I think this is not unusual. It is not possible, of course, to use English or Spanish or any other language exclusively in the courts. Many lawyers of the Philippines are not able

to use English. Large numbers of justices of the peace and a few judges of the courts cannot speak English. Younger men who are being appointed to these positions now, as a rule, can do so. The Filipino has a genius for languages and readily acquires a new one when he chooses. I believe, however, that the Legislature should make provision for the use of Spanish in conjunction with English in the courts, in order that by no possibility will hardship or injustice be done any citizen. In harmony with this recommendation, permit me to call your attention to the fact that on February 1, 1912, the Philippine Commission adopted the report of a committee and passed a bill which provided for the modification of the present law so that it should read as follows:

"* * * The official language of all courts and their records shall be the Spanish language until the first day of January, nineteen hundred and thirteen. After that date English shall be the official language. But the Supreme Court or any Court of First Instance or justice of the peace court may in its discretion order the record to be made in the Spanish language: *Provided*, That any party or his counsel may examine or cross-examine witnesses or make an oral argument in Spanish, which shall then and there be clearly interpreted into English by a court interpreter whenever the judge shall so require; and the party or his counsel may submit the application, pleading or brief in Spanish: *And provided further*, That in cases in which all the parties or counsel so stipulate in writing the proceedings shall be conducted in Spanish."

At a meeting, a day or two afterwards, of the conference committee between the two Houses an agreement was reached which gave the widest opportunity possible for any court or lawyer or litigant in any case in any of the courts in the Philippines upon request to have the proceedings conducted in the Spanish language.

In recommending to you that this should be made the law, I do so with a great deal of confidence, as there has been much discussion of the matter among the people and in the public press. Articles have been published by various men, repeating many of the arguments which have appealed to the Legislature, showing the necessity of a flexible rule, and endorsing the principle formally adopted by the Commission in February last, and fully in accord with the recommendation which I am now making. So far as I have been able to judge public sentiment, these articles have gauged it correctly, and are in harmony with and in fact might be regarded as briefs for the action of the Commission and the conference committee of the two Houses early last February.

I therefore recommend as earnestly as I may, not that the law be repealed which makes English the language of the courts and thereby postpone the achievement of Philippine desires for more complete nationalization (if I did this I should regard my action as contrary to the desires of the majority of Filipinos, and should

proclaim myself as an enemy of Philippine autonomy), but that the law be amended so that all safeguards may be provided so as to permit the judge or lawyer or litigant to elect whether in the particular case that is to be tried the proceedings or any part thereof shall be conducted in Spanish. If this recommendation be adopted, the steps already taken toward acquiring a common tongue will not be useless; young men educated in the public and private schools of the Islands will not be disheartened; those who by reason of age or disinclination have not acquired the new tongue will not be discriminated against, justice will be served in every particular, and the gradual adjustment of the language used in the courts will take place of its own force as fast and as fast *only* as the people who have business to transact in the courts are ready to adopt it.

LAW AND ORDER.

A gratifying evidence of the development of a feeling of responsibility was given last July when the municipal police assisted by the citizens of Sariaya, Tayabas, repulsed the assault of a band of seventeen armed men upon the town. Too often in the past these armed bands have met no resistance, the people taking their raids as a matter of course; and the fact that the inhabitants of this town were willing to defend their property at the risk of their lives shows that a spirit of stern protection of one's property and individual rights is being developed throughout the Islands.

For its spread and for the protection of their property I earnestly recommend to your consideration legislation which will put permanently in confinement the large number of persons who support themselves by preying upon their fellows. The last report of the Director of Prisons shows that during the past year 129 prisoners had been convicted twice, 20 a third time, and so on until there was found one prisoner who was serving sentence for a twenty-second conviction; and there has been brought to my attention the case of a prisoner who had been convicted 32 times in our courts of various crimes. These recidivists are no sooner released from confinement than they again enter upon their occupation of thievery and disorderliness. They prey principally upon the lower classes who are least able to defend themselves, and their arrest and conviction from time to time is at considerable cost to the public treasury. This matter has been presented to the Legislature before and there is in the legislative files the draft of an Habitual Criminal Act which it is believed will rid society of these highly undesirable members. I recommend to your careful study this question, which is of great importance to the peace and order of the country.

ELECTIONS.

The general elections in June of this year were held without any disorder. However, while detailed reports have not yet been received, it appears probable that there was a considerable increase

in the number of infractions of the Election law, and it also appears that a larger number of protests than heretofore were filed against the persons receiving a plurality of the votes for both provincial and municipal officers. It is with regret that these tendencies are noted, as among the first essentials to an orderly administration of government are honest elections and an acquiescence by the people in the result thereof.

HEALTH.

Statistics covering the past year show that health conditions are better than they have been since the inauguration of the Government. This is particularly gratifying in view of the fact that neighboring countries have been so generally suffering from epidemics of plague and cholera. While plague has been introduced into the Islands, there have been only a very limited number of cases and the extensive examination of rats caught in Manila and other cities leads to the conclusion that there is no present danger of a serious outbreak of this disease. As an evidence of the improvement of health conditions it may be mentioned that since the new water supply for the city of Manila was opened there has been a decrease of some 60 per cent in the cases of dysentery. The new Southern Islands Hospital at Cebu was completed and ready for occupancy months ago; but it cannot be opened until an appropriation has been made for its maintenance. Because of the failure to pass an appropriation bill at the last session of the Legislature, no money was available for this purpose, and I recommend to you the early consideration of the matter in order that the greatly needed work of caring for the sick in this institution may be begun.

INFANT MORTALITY.

At the last regular session the Legislature passed Act No. 2116, creating a committee to investigate the causes of excessive infant mortality in the Philippine Islands and to recommend for adoption measures to decrease it.

In view of the importance of this problem to the future of the Islands great care was taken in the choice of members and some difficulty was experienced in finding individuals who combined the necessary qualities with the ability to meet the requirements of the Act and who were willing to serve. The naming of this committee was, therefore, delayed somewhat, and it is believed that they have not had sufficient time for as thorough a study of this question as its importance deserves, and to be able to make their report to the Legislature as provided in section 3. No doubt they will be able to present a preliminary report at the present session of the Legislature, but it is believed that it would be wise to amend the provisions of the Act allowing them more time in which to study this question and to formulate the measures which they may deem necessary to meet the situation. It is believed that a further appropriation will not be necessary.

EDUCATION.

The most noteworthy event in connection with the public-school system during the past year was the opening of the School of Household Industries, created by Act No. 2110. Some 140 women are now in attendance at this institution and they, representing its first class, will be ready to return to their homes during the coming December, thoroughly trained in making lace and embroidery. It will be necessary for the Government to keep in close touch with these women so that a ready market for their product may be furnished them and the product itself kept up to the standard. After a time the industry can no doubt take care of itself, but for the present it will require encouragement from the Government. This is the proper function of the Sales Agency, and that organization is now endeavoring to devise a method which will satisfactorily provide for the work.

For several years the Legislature has been considering the re-establishment of the nautical school. There is a considerable need for competent navigators trained in Philippine waters, and I can report that definite plans have been prepared for a course in seamanship to be given in the Philippine School of Arts and Trades, and the practical training on interisland steamships of the young men taking this course. It is gratifying to be able to announce the satisfactory conclusion of this vexed question.

Owing to the large number of children who are each year completing the primary grades, there is a continual demand for intermediate and secondary instruction. This demand can be met only by increasing the appropriation for the Bureau of Education. During the past year the salaries of Filipino school teachers were increased, and inasmuch as there was no augmentation of the revenues, these increases in the case of municipal school teachers necessitated a reduction in their number and consequently the closing of some schools. Those that have been closed were unsatisfactory, and this action strengthened rather than weakened the work of our public schools. The very foundation of our educational system is primary instruction, and I believe that no primary school which is doing work at all satisfactory should for any reason be abandoned. Secondary instruction costs more than primary, because the teachers command higher salaries and the equipment is more expensive, so that the same amount of money will provide for fewer children in intermediate than it will in primary schools. Many municipalities have shown a desire to continue schools, which could not otherwise be supported, by voluntary contributions on the part of their citizens. I do not think public schools should be so maintained. They are open to all children and should be supported equally by the citizenship. This and kindred questions can be met by removing the present restrictions upon municipalities in levying taxes, and I recommend this subject to your consideration.

AGRICULTURE.

The campaign against rinderpest has been prosecuted with unceasing vigor and its results are everywhere apparent. This disease is no longer a factor in the industrial economy of the Islands. It still exists, and in widely separated territory, but there are comparatively few cases and their number is constantly decreasing. From time to time outbreaks occur, but so far there has been no difficulty in controlling them, and I confidently expect that an end to the scourge of this disease, which has wrought such destruction to the prosperity of the Philippines, is in sight. The time has not yet come when we can in any way relax our efforts in combating the disease or reduce the present force engaged in the work; but if next year's progress is as satisfactory as that of the present year, a reduction should then be possible.

The chief danger now is the possibility of reintroducing rinderpest from abroad. For many years the Government made little progress in its efforts to stamp out the disease, because cattle, coming almost without restriction to the Philippines from the China coast, constantly brought disease into the Islands and no sooner was one epidemic under control than another was reported. It was only when a proper quarantine of animals from ports harboring disease was put into effect that any real progress in the way of ending rinderpest was made; and the most stringent quarantine regulations must be kept in force and scrupulously observed to prevent the landing of infected cattle. Those under which we are operating at present are that cattle from territory exposed to rinderpest must undergo quarantine in the bay for a sufficient length of time to enable the veterinarians to determine beyond any reasonable doubt that the shipment in question is not infected, although we might well follow the lead of the United States and other countries in absolutely prohibiting the importation of cattle from diseased ports.

Too much praise cannot be given the provincial governors and other officials for their earnest coöperation in the work against rinderpest. Quarantines are restrictive and undoubtedly work hardship on the people. However, almost without exception, they have shown a disposition to coöperate when the necessity for the quarantine was fully explained to them.

In its work other than combating animal diseases, the Bureau of Agriculture has just completed the most satisfactory year of its existence. Our efforts now are not so much to conduct scientific experiments as to bring to the knowledge of the people the facts and information which have been collected. This Bureau will find its highest usefulness only when it is so thoroughly in touch with the people that it will encourage the farmer to raise two crops of rice a year rather than one, if two are possible; to double the output of his orange farm by grafting new and better varieties on his trees; to

sell his hemp for much more by using better methods of stripping; to increase the value of his copra by proper curing; and so on indefinitely. To do this work, which is of fundamental importance to the prosperity of the Islands, demonstration stations are being established throughout the Archipelago as rapidly as money and men are available. I believe that this work should be continued and extended so that we will have at least one demonstration station in each province, the employees of which will be in the closest relations with the agricultural life of the community. To this end there is requested this year a considerable increase in the appropriation for the Bureau of Agriculture and I earnestly recommend it to your study and consideration.

RICE SHORTAGE.

By the passage of Act No. 2076 the Government was last year authorized to import and sell enough rice to prevent the rice famine which threatened the Philippines, with the consequent exorbitant prices for this necessary food staple. Under this authority there were purchased 11,402,417 kilos, or approximately 11,400 tons of rice, at an aggregate cost of ₱1,715,552. This rice was distributed throughout the Archipelago and served to reduce the price of this staple from ₱9 to ₱6. The monetary loss to the Government from these operations was, exclusive of customs dues, ₱276,411, or, with these dues added, ₱459,470.

These steps proved so beneficial that, at its last session, the Legislature passed Act No. 2155 authorizing the Chief Executive to take such future action as might be necessary to prevent the price of rice from rising above a reasonable rate. The exceptional drought caused a partial failure not only of our rice crop but of that of the countries which ordinarily supply the Philippines with this commodity, and last March it was evident that unless the Government purchased rice from abroad the people of the Philippines would, during the latter half of the year, be unable to obtain their daily food. Accordingly, instructions were issued by the Chief Executive for the purchase of rice and so far there have been bought about 10,444 tons, of which approximately 3,162 tons have been shipped to various provincial points where a noticeable shortage existed. The balance is held at Manila and Cebu available for shipment as circumstances may require. The prices charged by the Government for rice this year have been in advance of those charged last year because the scarcity which I have mentioned caused a general advance in prices throughout the East.

These operations will undoubtedly be attended with some loss to the Government, but until our stocks have been disposed of it is not possible to say what this loss will be. It will, however, be negligible in comparison with what it would have cost the Islands in money and suffering had the people been unable to obtain their necessary food at a reasonable price.

One satisfactory circumstance in connection with the rice shortage is the widespread use of corn as a substitute food. Not only appointive but high elective Government officials did noteworthy work in encouraging the people to eat maize where rice was not available.

ECONOMIC CONDITIONS.

During the past twelve years there have been imported into the Philippine Islands more than 2,485,000 tons of rice, for which there were sent, largely in coin, to foreign countries a little less than ₱165,000,000. This, of course, is an exhausting drain on the resources of the Islands, and it is not now, nor can it for years be, offset by manufactures. To raise what we consume it will be necessary to increase our crops of grain in ordinary years between two and three hundred thousand tons.

There are in many parts of the Islands large tracts of the most fertile land suitable for the growing of rice or maize, which belong to the Government and which, up to this time, have never been cultivated. It seems to me that the Government might well engage in the development and cultivation of some of these areas. There are to-day many thousands of families engaged, as were their forefathers before them, in a hopeless struggle on small parcels of exhausted soil where they barely eke out an existence, contributing nothing to the wealth of the Islands. If they could be transferred from their present environment to these large, fertile tracts, their present negative influence upon Philippine progress would be changed and they would soon be contributors in their full share to the development of their country.

I desire to recommend to the thoughtful consideration of the Legislature a plan which attempts the development of some of these areas upon as large a scale as may seem wise, for the two-fold purpose of increasing the food supply of the Islands and of encouraging immigration of people from the more populous and sterile districts into those parts of the Archipelago where nature has been most bounteous in her gifts. Such tracts of land may be found in various parts of the Archipelago, some of the best of them being in the Island of Mindanao; and I would like to suggest what seems to be sometimes forgotten, that the Philippine Archipelago consists not of Luzon and the Visayas alone, but of Luzon, the Visayas, and the Moro Province. Tracts may be found within the Moro Province which are easily accessible, below the belt of severe storms, requiring no irrigation, where two crops of rice may be raised each year, and where, if such a station were established, the influence of the more northern Filipinos would soon become a dominant factor. Let it not be said that the Philippines are dependent upon the outside world for food. Let this great drain upon the resources of the Philippines cease, and relieve the congestion and the consequent poverty which prevails in certain parts of the Archipelago. There is yet remaining ₱116,000 in the

so-called Congressional Relief Fund, which could well be used for this purpose if the Legislature shall determine that such a policy should be adopted. A considerable additional amount should be appropriated in order to give the proposal a real opportunity for success and to make the project of sufficient magnitude so that its beneficial results may be really felt.

I feel that this is a matter of great importance, the purpose being twofold; that of encouraging interisland migration and of providing a larger supply of food for the people. I request your earnest and thoughtful consideration of the matter.

RAILROADS.

Railroad construction has continued to progress steadily during the year in the Island of Luzon and the effect in stimulating industry and fostering production, especially in the copra-producing provinces, has been marked.

The Manila Railroad during the year has opened its lines to the following points: Candelaria, on the Manila line south; San Jose to Batangas and Batangas to Bauan, on the Batangas line; Pagsanjan, on the Calamba-Santa Cruz line; Rosales, on the Paniqui-Tayug line; Naic, on the Naic line; and South Aringay, on the Dagupan-San Fernando, La Union, line.

ABANDONMENT OF RAILWAY CONSTRUCTION ON THE ISLANDS OF NEGROS AND PANAY.

After a thorough study of conditions in Negros our officials and engineers are conclusively of the opinion that at the present it would be highly inadvisable to permit the Philippine Railway Company to construct the railway proposed for that Island. It appears that the cost of construction would be approximately ₱8,500,000, with an annual interest charge of ₱340,000 which the company would probably not be able to meet and which the Government would consequently be called upon to pay. Similar conditions attach to that portion of the concession which provides for a railway from Dao to Batan Bay on the Island of Panay. The Philippine Railway Company is also of opinion that these two lines could not be made to pay for a long time to come and is ready to waive its concessions for them. Drafts of proposed laws to accomplish this purpose were submitted by the Committee on Railroads to the Assembly at its last session and will be found in its files as Assembly Bills Nos. 942 and 1057. I recommend them to your careful consideration, in order that we may not be called upon to meet this probable expenditure for which we would receive no compensating return.

EVIDENCES OF COMMERCIAL AND FINANCIAL ACTIVITY.

The following figures are interesting as showing the increase in trade with the United States since the passage of the Payne Tariff

Bill, 1909, the increase in trade with other countries, and the increase in both business and trade during the same period:

Fiscal year—	Trade with foreign countries.	Trade with the United States.	Total trade.
1909	₱87, 772, 324	₱29, 906, 556	₱117, 677, 880
1910	94, 387, 348	59, 183, 832	153, 571, 180
1911	105, 959, 292	73, 265, 410	179, 224, 702
1912	124, 959, 188	84, 780, 444	209, 739, 632

Business of the Philippine Islands upon which is levied a tax of $\frac{1}{3}$ of 1 per cent:

Fiscal year.	Amount of business.
1909	₱380,408,894
1910	457,610,200
1911	533,650,738
1912	574,168,706

These figures show a total increase in the three years of ₱189,501,874 in trade and ₱424,202,962 in business in the Philippine Islands. When the Payne Tariff Bill went into effect it was believed that there would be a marked decline in the customs receipts owing to the free American market which would tend to cut into the foreign markets, from which alone goods are received on which customs duties are paid. The contrary has proved to be the case. Customs receipts have advanced steadily the past three years, amounting to ₱16,572,147 in 1910, ₱17,357,620 in 1911, and ₱18,695,295 in 1912. Not only do the merchants import more and more from the free markets of the United States every year but with increasing prosperity the purchasing power of the people has become so much greater that they can afford to increase their purchases of foreign dutiable goods.

REVENUES.

The customs receipts, which the Insular Collector of Customs at the beginning of the last fiscal year estimated would suffer a decrease of approximately a million pesos, in fact showed an increase of ₱1,271,452 over the previous year. The estimate of the Collector of Internal Revenue of an increase of about ₱600,000 over the receipts of the previous year proved very conservative, ₱1,189,669 being in fact the final figure for the increase in his collections. The total actual revenue for the fiscal year was ₱27,275,668.61 instead of the estimated ₱25,072,300.

Up to date, in the present fiscal year the revenues from both customs and internal revenue have shown a regular increase, the figures for the first quarter showing an increase in customs receipts of ₱1,200,284 over that of last year and the internal revenue showing an increase of ₱352,790 over the corresponding period of the previous year.

ALLOTMENT.

In view of the failure of the Legislature at its last session to pass an appropriation bill for the current expenses of the Government for the present fiscal year, it became my duty as Chief Executive to make an allotment for this purpose under the provisions of law contained in section 7 of the Act of Congress of July 1, 1902. On July 24, 1912, therefore, I signed a letter of advice to the Insular Treasurer allotting certain sums for the current expenses of the Government for the fiscal year 1913. This allotment was made on the same general lines as the previous one of Governor-General Forbes but differs in the amounts allotted to the different Bureaus and in some minor details which it was necessary to change to conform to the present needs. It will be noticed that the sums allotted for the Judiciary and for the Bureaus of Customs and Internal Revenue are less than those provided in the previous year. This does not mean that these branches of the Government will be able to carry on their functions at a less cost than last year. The differences were made up by restorations to these Bureaus from reversions in previous years, under the provisions of Act No. 1989. It will be noted also that the Bureau of Posts allotment is less than that for last year, it being the intention of the Director of Posts to put into force a new system of charges for the use of the telegraph which will bring larger receipts to the Bureau of Posts but which will cost the other Bureaus correspondingly more. The allotment for the Bureau of Posts is therefore made less and the allotments for the different Bureaus which would otherwise have suffered under the proposed system are correspondingly increased.

I regret the necessity of having been compelled to act under this law, for I thoroughly believe that the Legislature should always fulfill this duty; but on its failure to pass the necessary legislation I was required to make available the funds needed to carry on the Government. I heartily recommend that the Legislature immediately make an appropriation for the current expenses of the Government for the last half of the present fiscal year, beginning January 1, 1913. In case the Legislature passes such a bill the necessary administrative steps for cancelling the allotments for the second half of this year will be taken by the Chief Executive.

FINANCES.

The following is taken from the report of the Governor-General to the Commission and shows the financial workings of the Government for the fiscal year 1912:

"The year was begun with ₱447,332.37 cash available for appropriation and ₱593,500 which, although appropriated from funds of the previous fiscal year for permanent improvements, was appropriated subject to release by the Governor-General. Therefore, the latter sum which had not been released was considered as actual cash

available in the Treasury and a portion of the reserve, making in all the sum of ₱1,040,832.37 cash reserve.

"The estimated resources for the year were ₱26,326,989.31 and the estimated liabilities were ₱25,406,949.55. Of these liabilities ₱19,468,449.11 were for current expenses and ₱2,542,452 for permanent improvements. In all the grand sum of ₱6,501,192.42 was appropriated by the Legislature for permanent improvements from the funds available for the fiscal year 1912. As it was apparent that the finances of the Government could not stand such a large appropriation, ₱4,854,500 of this sum was appropriated subject to the release of the Governor-General. During the year receipts from the customs and internal revenue exceeded the estimates, and ₱3,397,027.65 were transferred into the general fund of the Treasury and made available for expenditure by the Gold Standard Fund Act. At the end of the year therefore ₱31,247,673.39 represented the revenues and receipts of the Government, an increase of ₱6,011,016.45 over the estimates.

Expenditures.—The total expenditures of the Insular Government for the fiscal year 1912 were ₱30,208,761.50, as compared with ₱28,505,721.41 of the previous fiscal year, an increase of ₱1,703,040.09. Of this total amount, ₱29,786,832.55 was from the general revenue funds, as compared with ₱27,988,227.38 of the previous year, an increase of ₱1,798,605.17, and ₱421,928.95 from the bond fund, as compared with ₱517,494.03 of the year before, a decrease of ₱95,565.08.

Current expenses.—The current expenses of the Insular Government for administration, operation, and maintenance were ₱18,768,317.27, as compared with ₱17,143,635.86 of the prior year, an increase of ₱1,624,681.41. This increase was due in large part to the increase in expenses incident to the opening of the general hospital, the salaries of the justices of the peace, the rinderpest campaign, and the purchase of rice which accounts for ₱1,119,493.

Aid to provinces, municipalities, and cities.—During the fiscal year the Insular Government gave aid and contributions to provinces, municipalities, and cities, for their general administration, in the amount of ₱1,654,830.75, as compared with ₱1,664,727.03 of the previous year, a decrease of ₱9,896.28.

Interest and sinking fund payments.—The fixed charges of the Insular Government on account of its bonded debt, being interest on the friar lands and public works bonds and the allotments to the sinking funds, were ₱900,773.97, as compared with ₱1,102,782.08 of the year before, a decrease of ₱202,008.11; ₱141,430.85 of this decrease is accounted for by a reimbursement payment during the fiscal year 1911 to the friar lands bond sinking fund.

Interest on railroad bonds.—Under guaranty contracts the Insular Government paid the net sum of ₱525,422.69 on railroad bonds, as against ₱766,946.65 for the year before, a decrease of ₱241,523.96 which is accounted for by repayments made by the companies during the last year.

Permanent improvements.—During the fiscal year the total amount of expenditures for permanent improvements was ₱8,359,416.82, as compared with ₱7,827,629.79 of the prior fiscal year, an increase of ₱531,787.03. Of this amount, ₱7,937,487.87 was from the general revenue funds, as against ₱7,310,135.76 for the previous year, an increase of ₱627,352.11, and ₱421,928.95 from the public works bond fund, as compared with ₱517,494.03 of the year before, a decrease of ₱95,565.08. Of the total amount from revenue, viz, ₱7,937,487.87, the sum of ₱4,259,378.52 was on account of Insular outlays, and ₱3,678,109.35 was allotted to provinces and municipalities.

Statement of receipts and expenditures, fiscal year 1912, and resources at the beginning and end of the year.

Resources, July 1, 1911:

Cash on hand available for appropriation.....	₱447,332.87	
Appropriated from revenue funds, fiscal year 1911, for permanent improvements, not yet released by the Governor-General	598,500.00	
		₱1,040,832.87
Appropriated from revenue and available.....		9,926,931.34
Cash on hand appropriated from proceeds bond sale.....		701,487.08
Supplies on hand.....		5,510,862.15
Total resources, July 1, 1911.....		<u>17,180,112.94</u>

Revenues and receipts:

Customs	17,816,247.28
Internal revenue	9,459,421.33
All other receipts.....	3,972,004.78

Total revenues and receipts..... 31,247,673.39

Expenditures:

Current expenses of the Insular Government.....	18,768,317.27
Aid to cities, provinces, and municipalities.....	1,654,830.75
Interest and sinking fund payments—Bonded debts.....	900,773.97
Interest on railroad bonds—Guaranty contracts.....	525,422.69

Permanent improvements—

Insular	4,259,378.52
Allotments to provinces and municipalities.....	3,678,109.35

Total from general fund revenues..... 7,937,487.87

Insular from bond fund..... 421,928.95

Total for permanent improvements..... 8,359,416.82

Total expenditures..... 30,208,761.50

Transfers and adjustments of supplies:

Supplies transferred to equipment (Bureau of Education).....	1,212,794.18
Supplies dropped from account.....	40,191.13
	<u>1,252,985.31</u>

Resources, June 30, 1912:

Cash on hand available for appropriation.....	1,404,689.95	
Appropriated from revenue funds, fiscal years 1911 and 1912, for permanent improvements, not yet released by the Governor-General	1,681,038.88	
		3,085,728.83
Appropriated from revenue and available.....		8,286,064.50
Cash on hand appropriated from proceeds bond sale.....		279,558.13
Supplies on hand.....		5,314,688.06
Total resources, June 30, 1912.....		<u>16,966,039.52</u>

Under the authority given by section 4, Act No. 1989, the secretaries of the various Departments have authorized the use for permanent improvements of the following sums appropriated for current expenses:

1909	₱260,673.72
1910	1,052,229.02
1911	503,388.36
1912	763,224.78

The estimates for the present fiscal year are as follows:

Fiscal year 1913

RESOURCES.

Reserve:		
Cash available for appropriation June 30, 1912.....	₱1,404,689.95	
Appropriated from funds of fiscal years 1911 and 1912 for permanent improvements by Acts Nos. 1988 and 2059, unreleased by the Governor-General June 30, 1912.....	1,681,088.88	
		₱3,085,728.83
Estimated revenues		28,835,000.00
Total estimated resources.....		<u>31,920,728.83</u>

LIABILITIES.

Fixed charges		₱2,913,288.44
Permanent improvements:		
Continuing not subject to release by Governor-General	₱1,000,000.00	
Appropriated fiscal year 1913, released by Governor-General	500,000.00	
Appropriated fiscal years 1911 and 1912 and released by Governor-General.....	1,098,985.27	
Current fiscal year 1913 appropriations, Acts Nos. 2185, 2187, and 2189.....	484,000.00	
Restoration for irrigation systems from ₱750,000 reverted fiscal year 1912.....	250,000.00	
		3,282,985.27
Current expenses:		
Continuing appropriations	617,975.03	
Fiscal year 1912 appropriations and allotments. 18,634,127.27		
Restorations of prior year reversions.....	814,677.10	
		20,066,779.40
Total estimated liabilities.....		26,263,053.11
Estimated balance, provided no further amounts are released or restored by the Governor-General:		
Appropriated from funds of fiscal years 1911 and 1912 not yet released by the Governor-General, October 8, 1912	582,053.61	
Available for appropriation from the general fund.....	5,075,622.11	
		5,657,675.72

As shown by the foregoing statement, the estimated Insular revenue for the fiscal year 1913 is ₱28,835,000. The Collector of Internal Revenue estimates that the receipts of his office during the year will be ₱10,000,000, an increase of about ₱540,000 over the receipts of last year. The Insular Collector of Customs estimates the receipts of the Bureau of Customs at ₱17,500,000, which is a decrease of about ₱316,000 from the actual receipts of last year.

The total appropriations and restorations for current expenses for the present fiscal year amount to ₱20,066,779, and the appropriations for fixed charges amount to ₱2,913,288; ₱1,250,000 of the fixed charges is the annual contribution of the Insular Government toward the expenses of the city of Manila, and ₱110,000 is its contribution toward the expenses of the city of Baguio. The other fixed charges are interest on bonds of the Insular Government issued for public works and permanent improvements and guaranteed interest on bonds issued by the railroads. The total appropriations for public works and permanent improvements for the fiscal year 1913 amount to ₱1,934,000, all of which are to be paid out of the current revenues of the present fiscal year. ₱1,500,000 of this are the continuing annual appropriations under Acts Nos. 1854, 1988, and 2059 for barrio school buildings, roads and bridges, and irrigation systems. In addition, the sum of ₱582,053.61 has been appropriated for permanent improvements from funds of the fiscal years 1911 and 1912 which have not yet been released by the Governor-General.

The Commission in its exclusive capacity has passed appropriation bills for current expenses of ₱703,134.27 and for public works and permanent improvements, ₱434,000.

INSULAR AUDITOR'S REPORT ON THE PROPERTY OF THE BUREAU OF PUBLIC WORKS.

The popular and ever-increasing demand for good roads and public works of all sorts and the large appropriations made available at that time necessitated the very rapid expansion of the Bureau of Public Works in the years 1907 and 1908. The organization was badly prepared to meet this situation, and, although the engineering personnel was extended as rapidly as possible, the provisions for the proper handling of the property and accounting problems incident to the enormous increase of work were entirely inadequate. The then Director of Public Works realized the danger of this situation and requested the Insular Auditor to make the necessary investigation and to prepare an adequate system of accounting to meet the needs of the Bureau. From that time until December, 1910, the accounting division was under the direct charge of the Insular Auditor, who was endeavoring to straighten out and systematize the accounts and the property affairs of the Bureau. In the meantime the lack of system necessarily increased the cost of operation of the Bureau and of the public works which were under way. In November, 1911, the Insular Auditor began an examination of the property of the Bureau, on which he made a report to the Chief Executive in the latter part of August, 1912. The result of this investigation shows that the property shortage in the Bureau of Public Works is considerably less than had been estimated by the Bureau itself. In view of the changes in the personnel since 1907 and the inadequate accounting system of the Bureau it is impossible definitely to place the re-

sponsibility for this shortage, and the Auditor so reports. It appears that probably the entire shortage occurred prior to the incumbency of the present Director of Public Works. This shortage will ultimately require legislative action, but as it appears that there may be much of the property of the Bureau in the provinces which has not been checked, orders have been given to make the utmost endeavor to locate it, and until this investigation is completed a definite recommendation cannot be made.

SHERIFFS.

By existing law provincial governors are *ex officio* sheriffs unless they take advantage of the statutory provisions permitting them to avoid such duty. This arrangement was created by the Philippine Commission in the early days of the present régime. In practice it has proven highly unsatisfactory as local conditions here and the duties necessarily required of a provincial governor demand that the position be a more dignified and independent one than that of a subordinate officer of the courts. The duties of provincial governor, acting as sheriff, at most constitute but an incident of his office. Consequently an incongruous and confused relation exists between the Executive and Judiciary which demands remedy in the interest of good administration. This has been accentuated by occasional disagreements which have arisen. I therefore earnestly recommend to the serious and favorable consideration of the Legislature an amendment of the organic law to relieve provincial governors from their status as subordinate officers of the Judiciary.

CIVIL PENSIONS.

I desire to recommend again that the Legislature provide for a reasonable pension for civil employees, to be applicable after long and faithful service. Such a law would be of great economy to the Government because of the fact that we are constantly losing from Government service many of the ablest of officials and employees. They leave for other service for higher salaries and more attractive opportunities for advancement. Could they have assurance that upon retirement, after they had ceased to be able to render the best service, they would be suitably provided for it would result generally in the retaining of the best men. And I desire to call particular attention to the report of a committee appointed to examine into the question of a pension for the Constabulary. This report contains a great deal of interesting data and information, and will be helpful in the study of this very important question.

CITIZENSHIP.

On March 23, 1912, the Congress of the United States passed an Act amending section 4 of the Act of Congress of July 1, 1902, authorizing the Philippine Legislature to provide for citizenship in

the Philippine Islands of certain persons desiring to be naturalized. No argument is necessary to establish the importance of this measure and I trust that the Legislature at this session will avail itself of the opportunity thus conferred and place a law upon the statute books covering this subject.

LOANS TO RAILROADS AND TO PROVINCIAL AND MUNICIPAL GOVERNMENTS.

At its last session the Legislature, having before it the uniformly excellent results had from the loans made from various trust funds of the Government, passed Act No. 2083, which authorizes the investment of 50 per cent of the gold standard fund in loans to provincial and municipal governments for periods not exceeding ten years for the construction of public works. It also authorized the temporary investment of one-half of such 50 per cent for periods not exceeding thirty months in loans to the Manila Railroad Company on approved security, in order that the construction of railway lines in the Provinces of Tayabas, Camarines, and Albay may be facilitated.

At this time the authorized investments aggregate ₱6,155,229.94 in provincial and municipal loans, and ₱700,000 in loans to the Manila Railroad Company.

The present policy of investing trust funds in loans to provincial and municipal governments has now been in practical operation for more than five years, and it may be stated without qualification that the results have been so uniformly advantageous as to confirm the wisdom of the legislation by virtue of which these investments have been made. It is noteworthy that in no instance has any provincial or municipal government defaulted in either principal or interest payments on these loans nor has any instance come to my knowledge in which the expenditure of the funds has failed to produce satisfactory results to the taxpayer.

AGRICULTURAL BANKS.

One of the crying needs of the country is to provide a way in which agriculturists can obtain money for financing their crops. This was brought to the attention of the last Legislature, which provided, by Act No. 2124, for the establishment of a mortgage bank in addition to the Government Agricultural Bank provided by Act No. 1865. In the first section of said Act is the provision that the franchise is granted, provided that "within the period of six months from the date of approval of this Act (February 1, 1912), which period may be extended to one year by the Governor-General if in his opinion there are reasonable grounds therefor, said Mauro Prieto and his associates shall organize a corporation in accordance with the laws of the Philippine Islands." Certain difficulties which apparently could not be overcome presented themselves to the organizers of this bank, so that they could not comply with the terms of the

law. Request was therefore made on July 26 for an extension of six months within which the corporation might be organized. With the idea that this was a matter which properly should be brought to the attention of the Legislature, I extended the period until November 1 in order that if at that time the prospects of the grantees of this franchise being able to provide the necessary capital for this bank were not good, the field would be open for other possible investors and the Legislature could take such action as it might deem fit. I have the honor to place this matter before you and to recommend that earnest consideration be given to the question of the incorporation of a bank or banks for such purpose. It is my firm belief that everything possible should be done to encourage agricultural banks to incorporate in the Islands, and I invite you to thoroughly consider this matter.

CADASTRAL SURVEY.

I have the honor to recommend the passage of a law providing for a method of general cadastral surveys. Such a law is of vital importance to the welfare and prosperity of the Islands. Although fair results have been obtained in the general cadastral surveys in Cebu and Pangasinan under the provisions of the Public Land Act, and although by Act No. 496 a method of settling titles guaranteed by the Government has been provided, the cost of registering land and the delays caused by faulty surveys have been so great that land titles are still generally unsettled and but a minimum of the benefits of the Torrens system has been received. A bill prepared by a competent committee of experts was brought to the attention of the last Legislature at both its first and second sessions but failed of passage. In the meanwhile the Commission, in its exclusive legislative capacity, passed this bill and it is proving a successful solution of the problem.

The attention of the Legislature is invited to the details of the land survey which has recently been completed in Zamboanga under the provisions of this law (Act No. 2075 of the Commission). In this survey, in a period of little more than two months, titles to over 2,000 parcels of land valued at almost ₱2,000,000 were settled by the Court of Land Registration. This was done at a minimum cost to the people. The Government provided a lawyer whose services were given to the owners of the land free of charge, to prepare their cases for presentation to the court. The cost was proportioned according to the land values so that to the poor people, whose lots were small, it ran as low as ₱2.50, including the certificates; this, with the privilege of paying in five equal annual installments, bringing the cost of a general cadastral survey within the reach of all.

I am firmly of the opinion that the Legislature should not hesitate to afford a means of extending these benefits, which the inhabitants of the Mountain and Moro Provinces are now enjoying, to the remaining provinces in the Islands.

THE SALES AGENCY.

The Philippine Commission on April 10, 1911, passed Act No. 2061, for the creation of a Sales Agency to facilitate the manufacture and sale of products of people under the exclusive legislative jurisdiction of the Philippine Commission. The work of organizing this agency and providing buildings, machinery, and methods for conducting it has necessarily been slow and therefore we are only now ready to obtain results. We have been mindful from the beginning of the desires of many persons in the regularly organized provinces to take advantage of the opportunities that this sales agency provides. Some effort is being made to have it act as an intermediary between the producer and the consumer, under a contractual arrangement with such persons. With the establishment now of the School of Household Industries, with a large amount of enthusiasm being shown in many provinces for the development of these activities, with the instruction in many forms of artistic labor that is being given in the public schools, it seems that this agency, created for a much smaller purpose, might well receive the support of the Philippine Legislature and be made the medium through which to develop a large trade in products manufactured in the homes of the people at times when they are not engaged in their ordinary pursuits or by members of the family who are not otherwise employed. This should guarantee to the producer a more equitable share of the value of his labor. An appropriation of ₱50,000 by the Legislature, to enable the Sales Agency to undertake this work, would, I believe, result in great benefit to the people, and I recommend it to your careful consideration.

MUNICIPAL POLICE.

The legislature by Act No. 2169 provided for a reorganization of municipal police which undoubtedly will provide a force much superior to the present one. The Act is in line with advanced thought on police matters in other civilized countries and practically establishes a merit system for the police.

While no appropriation of Insular funds was made, yet the Act recognized the probable necessity for extending such aid to some of the poorer municipal governments, and there will be presented to the Legislature during this session the information necessary to enable it to determine whether it desires to make any such appropriation from Insular funds for the next fiscal year, and if so, the amount.

REGISTRATION OF CIGAR MAKERS.

One of the most important industries of the Philippine Islands, and especially of the city of Manila, is that of cigar making. Not long since, the recently appointed Collector of Internal Revenue had brought to his attention paragraph 11, section 68, of the Internal Revenue Act, which provides for the registration of cigar makers and

prescribes a severe penalty for the manufacturer who shall employ a nonregistered cigar maker. This law, which has been on the statute books for several years, had in some way escaped the attention of the Internal Revenue Office. The apparent purpose of the law is largely, if not entirely, to give the Collector of Internal Revenue an additional check upon manufacturers of cigars so as to ascertain and tax the full product. On the theory that the law had been overlooked by everybody, the Collector did not proceed to enforce penalties against the manufacturers for having employed unregistered cigar makers; but, after preparing a method for registration, he gave notice to them and to the cigar makers that the law would be enforced upon and after the 1st day of October. The cigar makers, most of whom belong to a union, strenuously objected to the method of registration and several conferences were had with the Collector of Internal Revenue and the Secretary of Finance and Justice looking to a modification of this method. No agreement was reached, the cigar makers threatening to strike rather than submit to the registration regulations. In fact, at this stage of the negotiations, nearly all the workmen walked out. Finally the committee of the union waited upon the Chief Executive on September 24 and requested that the law be suspended. They were, of course, informed that the Chief Executive of this Government possesses no such power; that this is a Government of law and therefore such action could not be taken. However, after carefully discussing with the committee the proposed terms of registration, some unimportant modifications of the original plan were agreed to, which still afforded compliance with the law. A written statement of the method of enforcing the law was placed in their hands and the committee expressed themselves unanimously in favor of, and entirely in harmony with, the action of the Government. It was stated to them that if the cigar makers obeyed the law the Legislature would undoubtedly consider carefully the question whether or not the provision of law should be amended or repealed, but that if they put themselves in the attitude of defiance of the law the Legislature would undoubtedly refuse to consider any modification. On the following day the committee made a report favoring the modified regulations to a large mass meeting of members of their union, and according to all information which has reached the Chief Executive, the meeting adopted the report, although not without serious opposition. However, almost no cigar makers returned to work and very few registrations took place for several days. The number of registrations has increased from day to day and I believe it will only be a short time until the factories are running at their normal capacity.

During its last session, the Philippine Legislature went very definitely upon record on the question of the registration of laborers through Act No. 2129, which originated in the Assembly. However, notwithstanding that fact, I recommend, when all opposition to the

law has ceased and the registration of cigar makers has been completed according to the law, that a careful study be made of the question of the registration not only of cigar makers, but of all other industrial workers. It is a question well worthy of the careful and deliberate consideration of the Legislature as important principles are involved therein.

CONCLUSION.

I have submitted to you at considerable length a number of recommendations which are designed for the betterment of the people whom you represent. I trust they will all have your thoughtful and considerate attention and that they will be adopted in so far only as it is the deliberate judgment of both Houses of the Legislature, that they will serve the purpose for which designed. From time to time I may have occasion to submit other matters to the attention of the Legislature. They will all be submitted in the same spirit and with the hope that they will receive the treatment above suggested. May I hope that this session will be characterized by harmony, high purpose, and earnest endeavor, and that, when the session shall close you will all be conscious of having enlarged the opportunity and furthered the prosperity of the Filipino people.

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE LEGISLATURE.

The message of the Chief Executive having been read and submitted to the consideration of the Legislature,

The joint session was thereupon dissolved, the hour being 12 o'clock and 30 minutes postmeridian.

NEWTON W. GILBERT,
Acting President of the Commission.

SERGIO OSMEÑA,
Speaker of the Assembly.

Attest:

GEO. C. SCHWEICKERT,
Secretary of the Commission.

TEODORO M. KALAW,
Secretary of the Assembly.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, OCTOBER 17, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal of Wednesday, October 16, 1912, was read and approved.

COMMUNICATION.

The Secretary read a communication signed by Cesareo Silverio and three others of the municipality of San Pedro Macati, Rizal, dated October 8, 1912, making certain charges against the justice of the peace of said municipality, Patricio P. Espiritu.

Referred to the Secretary of Finance and Justice.

NON-CHRISTIAN LEGISLATION—REPORT OF STANDING COMMITTEE.

[Committee Report No. 1.]

Mr. PRESIDENT: Your Committee on Affairs Pertaining to the Moro Province, to which was referred Act No. 291 of the legislative council of the Moro Province, entitled "An Act to repeal Acts Numbered Two hundred and seventy-six and Two hundred and eighty-seven of the legislative council," has considered the same and has the honor to report it back to the Commission with the recommendation that it be approved.

The Act is in proper form and the passage thereof is deemed advisable and within the legislative authority of the legislative council of the Moro Province.

Respectfully submitted.

FRANK A. BRANAGAN,
*Chairman, Committee on Affairs Pertaining to the
Moro Province.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted, and

On motion, it was

Resolved, That under and by virtue of the provisions of the Act of Congress of July 1, 1902 and in accordance with the provisions of section 32 of Act of the Philippine Commission No. 787, Act No. 291 of the legislative council of the Moro Province, passed August 19, 1912, entitled "An Act to repeal Acts Numbered Two hundred and seventy-six and Two hundred and eighty-seven of the legislative council," be, and the same hereby is, approved.

INTRODUCTION OF BILL APPROPRIATING FOR SALES AGENCY.

Commissioner Worcester introduced the following bill:

Commission Bill No. 1. An Act appropriating the sum of twenty thousand pesos to be added to the reimbursable appropriation made by Act Numbered Two thousand and sixty-one for the operation of the Sales Agency.

Commission Bill No. 1 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Ordered, That Commission Bill No. 1 be enrolled and printed as an Act, the enactment of same being within the exclusive general legislative jurisdiction of the Commission over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

COMMITTEE OF THE WHOLE ON C. B. NO. 205—PAYMENT OF LABORERS.

The Commission then resolved itself into Committee of the Whole for the purpose of continuing consideration of Commission Bill No. 205,¹ entitled "An Act prohibiting in the territory under the exclusive legislative jurisdiction of the Philippine Commission, the payment of wages, except in legal-tender money of the Philippine Islands."

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 35 minutes antemeridian,
On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, October 18, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

¹ This bill was introduced in the Commission September 17, 1912, and, in accordance with the usual practice, was given a number in the series of bills of the Second Legislature. A new series of bill numbers, namely, that of the Third Legislature began on October 16, but as the Commission in its exclusive general legislative jurisdiction over that part of the Philippine Islands inhabited by Moros or other non-Christian tribes transacts business throughout the year independently of the sessions of the Legislature, the old number was retained to avoid confusion.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, OCTOBER 18, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, and Branagan.

Absent: The President (on leave), the Acting President (on official business), and Commissioner Elliott (on leave).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal of Thursday, October 17, 1912, was read and approved.

TELEGRAM.

The Secretary read the following telegram for the information of the Commission:

MANILA, *October 16, 1912.*

SECWAR, *Washington.*

I have the honor to inform the President of the United States of America, through you, that a majority of both Houses of the Philippine Legislature have to-day convened in regular session in Manila and are organized and ready for business.

GILBERT.

Ordered filed.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 2.]

Mr. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on January 26, 1912, Resolution No. 187 of the municipal council of Odiongan,

Capiz, requesting launch service between Romblon and Capiz, has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

The diversion of road and bridge funds for the purchase of water transportation in this case would appear justifiable provided such water transportation could actually be made effective. Attention is invited to the fact that the Island of Tablas is small and that its coast is exposed to frequent heavy seas. It is doubtful if an ordinary steam launch could operate to advantage; for this reason it would appear that the average launch would be no more serviceable under these conditions than the larger sized sailboats which ply between the municipalities of the Romblon group of islands. It is believed that a vessel of coastwise type would be required if it is desired to operate in these waters in all kinds of weather.

In connection with the purchase of a launch, its maintenance and operation would also have to be considered, which would mean an item of expense to the extent of ₱300 or ₱400 per month. The available road and bridge funds for the Island of Tablas would not permit of such an expenditure. It is therefore deemed impracticable to undertake the diversion of road and bridge funds for the purchase of a launch to operate between the Islands of Tablas and Romblon.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

COMMITTEE OF THE WHOLE ON C. B. NO. 205—PAYMENT OF LABORERS.

The Commission then resolved itself into Committee of the Whole for the purpose of continuing consideration of Commission Bill No. 205, entitled "An Act prohibiting, in the territory under the exclusive legislative jurisdiction of the Philippine Commission, the payment of wages, except in legal-tender money of the Philippine Islands."

After some consideration the committee rose and reported with the recommendation that the bill pass with the following amendment:

Strike out section 1 in its entirety, changing subsequent section numbers accordingly.

Amend section 2 to read as follows:

"SECTION 1. No person, firm, or corporation engaged in any business or enterprise within the territory under the exclusive legislative jurisdiction of the Philippine Commission shall, in any manner force, compel, or require any laborer or other employee employed by him to purchase merchandise, commodities, or personal property of any kind or nature from such person, firm, or corporation, or from any other person, firm, or corporation."

The report of the Committee of the Whole was accepted and the bill ordered on file for third reading.

INTRODUCTION OF BILLS.

Commissioner Branagan introduced the following bills:

Commission Bill No. 2. An Act authorizing the Secretary of Commerce and Police, with the approval of the Governor-General, to contract with any railroad company in the Philippine Islands for the construction and maintenance of joint railroad and highway bridges on its lines of railroad, appropriating the sum of five hundred thousand pesos to pay the Government's proportion of the cost of construction and maintenance of the bridges so contracted for, and providing for the apportionment by the Governor-General of the expense of maintenance of such bridges between the provinces and municipalities concerned.

Commission Bill No. 2 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report of the Committee of the Whole was accepted, and the bill ordered on file for third reading.

Commission Bill No. 3. An Act prohibiting the sale, purchase, barter, exchange, pledge, loan, or giving away of the clothes, arms, ammunition, equipments, accouterments, stores, and other property furnished by the Government of the Philippine Islands to the Philippine Constabulary, and prescribing punishment for the unlawful disposition or the theft of any such property.

Commission Bill No. 3 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report of the Committee of the Whole was accepted, and the bill ordered on file for third reading.

Commission Bill No. 4. An Act creating the office of shipping commissioner, defining his duties, regulating the shipment and discharge of seamen in domestic vessels and the adjudication of wage disputes in certain cases.

Commission Bill No. 4 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report of the Committee of the Whole was accepted, and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 817.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,

On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, October 19, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, OCTOBER 19, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

By unanimous consent, the reading of the Journal for Friday, October 18, 1912, was postponed until the next meeting of the Commission.

ADJOURNMENT.

After an informal discussion of the means to be adopted to relieve the suffering occasioned by the recent typhoon in the Visayan Islands,

At 10 o'clock and 50 minutes antemeridian,

By unanimous consent,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, October 21, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, OCTOBER 21, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, and Branagan.

Absent: The President (on leave), the Acting President (on official business), and Commissioner Elliott (on leave).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal for Friday, October 18, 1912, and Saturday, October 19, 1912, was read and approved.

THIRD READING OF BILLS.

Commission Bill No. 205. An Act prohibiting in the territory under the exclusive legislative jurisdiction of the Philippine Commission the payment of wages except in legal-tender money of the Philippine Islands.

By unanimous consent, consideration of Commission Bill No. 205 was postponed.

Commission Bill No. 2. An Act authorizing the Secretary of Commerce and Police, with the approval of the Governor-General, to contract with any railroad company in the Philippine Islands for the construction and maintenance of joint railroad and highway bridges on its lines of railroad, appropriating the sum of five hundred thousand pesos to pay the Government's proportion of the cost of construction and maintenance of the bridges so contracted for, and providing for the apportionment by the Governor-General of the expense of maintenance of such bridges between the provinces and municipalities concerned.

Commission Bill No. 2 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 3. An Act prohibiting the sale, purchase, barter, exchange, pledge, loan, or giving away of the clothes, arms, ammunition, equipment, accouterments, stores, and other property furnished by the Government of the Philippine Islands to the Philippine Constabulary, and prescribing punishment for the unlawful disposition or the theft of any such property.

Commission Bill No. 3 was read the third time.

On motion by Commissioner Branagan,

Further consideration of Commission Bill No. 3 was postponed until the next meeting of the Commission.

Commission Bill No. 4. An Act creating the office of shipping commissioner, defining his duties, regulating the shipment and discharge of seamen in domestic vessels, and the adjudication of wage disputes in certain cases.

On motion by Commissioner Araneta, Commission Bill No. 4 was passed on file.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bill:

Commission Bill No. 5. An Act amending section twelve of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," as amended, by providing for the use of the Spanish language in certain cases after the first day of January, nineteen hundred and thirteen, and for other purposes.

By unanimous consent Commission Bill No. 5 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Commissioner Worcester introduced the following bill for the Acting President:

Commission Bill No. 6. An Act creating the crime of habitual criminality and providing punishment for the same.

By unanimous consent Commission Bill No. 6 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

MESSAGES FROM THE GOVERNOR-GENERAL.

[REPORT OF CODE COMMITTEE.]

MANILA, *October 19, 1912.*

GENTLEMEN: In accordance with the provisions of section 5, Act 1941, I have the honor to transmit to the Philippine Commission a copy of the report of the work of the Code Committee for the past year.

Very respectfully,

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE COMMISSION.

MANILA, *October 16, 1912.*

SIR: Pursuant to your letter of September 27, 1912, I have the honor herewith to present to the Office of the Governor-General the inclosed report of the work of the Code Committee, in accordance with the provisions of section 5 of Act No. 1941, for transmission to the Legislature.

Very respectfully,

(Sgd.) MANUEL ARAULLO,
President, Code Committee.

To the SECRETARY
to the GOVERNOR-GENERAL.

MANILA, *October 16, 1912.*

The HONORABLE,
the PHILIPPINE LEGISLATURE:

Pursuant to the provisions of section 5 of Act No. 1941, creating the Code Committee, it has the honor to submit the following report:

The personnel of the committee is the same as that set forth in the report transmitted on the 20th of last October, all of the members of the committee being now on duty, Member W. L. Goldsborough absent at that time having since returned from the United States.

The following work has been performed since said date of October 20, 1911, when the last report of the committee was submitted:

1. The proposed Code of Procedure has been completed and the committee is now engaged in the examination and discussion of same.

2. The discussion of Book I of the proposed Penal Code, which had been drafted at the time of the sending of the report of October 20 to the Legislature and which had been commenced at that time, has been postponed until the whole code shall be completed, it being the understanding that such discussion will then be easier, fuller, and more complete.

Said Penal Code is now complete and only needs revision in order to embrace all penal offenses punishable under existing statutes in order that all may be codified—that is, included in one single body of laws.

3. The work of revising, compiling, and codifying all of the general laws in force of the Philippine Commission and Philippine Leg-

islature—that is to say, the laws relating to the organization and administration of the Government of these Islands—is still going on in accordance with the provisions of Executive Order No. 113, dated November 5, 1909, for the purpose of a Political and Administrative Code, a great part of said code having been completed.

4. Books I and II of the proposed Civil Code have been drafted, the additional provisions which may be deemed necessary in relation to those of other codes being lacking, their inclusion depending on such resolutions as may be adopted after proper discussion.

5. That part of said Civil Code relating to obligations and contracts has also been completed and the necessary research has been made to begin the work of drafting the part of said code relating to successions.

6. A bill has been prepared dealing with the procedure to be followed in the cases of detention or arrest of male delinquents under 21 years of age and of females under 25, and of the manner of conducting criminal prosecutions thereof, with other provisions relating to the correction of minors who are rebellious to parental authority and arrest of all persons over said age, which was sent the Philippine Legislature on the 15th of last December, through the Chief Executive of the Islands.

7. Finally, another bill on habitual criminals is pending discussion and will be presented in due time to the Legislature for its consideration and approval.

Respectfully submitted.

MANUEL ARAULLO,
President of the Code Committee.

REPORT OF THE TREASURER OF OPERATIONS UNDER
ACT NO. 2083.

MANILA, *October 16, 1912.*

GENTLEMEN: In accordance with the provisions of section 4, Act 2083, I have the honor to transmit a copy of the report of the Insular Treasurer, which has been approved by me, containing a detailed account of all transactions during the preceding year under the provisions of this Act.

Very respectfully,

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE COMMISSION.

MANILA, *October 14, 1912.*

SIR: In compliance with the provisions of section 4 of Act 2083 of the Second Philippine Legislature, I have the honor to submit the following report of the operations of the gold standard fund under

the provisions of said Act, for the period December 8, 1911, to September 30, 1912.

The Act above referred to provides briefly as follows:

(1) That the gold standard fund shall be a sum equivalent to 35 per cent of the money of the Philippine Islands in circulation and available for that purpose, exclusive of silver certificates protected by a gold reserve.

(2) That the surplus in the fund in excess of the amount fixed in the preceding paragraph, on the date of the passage of the Act above referred to, December 8, 1911, and all subsequent accretions to the fund, shall be transferred to the general fund in the Insular Treasury as miscellaneous revenue and be available for appropriation for general purposes in the same manner as other monies of the general fund.

(3) Of the gold standard fund, as fixed above, not to exceed 50 per cent is made available for investment by the Insular Treasurer, with the prior approval of the Governor-General, in loans to provinces and municipalities and in temporary loans—on approved securities—to the Manila Railroad Company, to complete certain sections of their southern lines.

On December 8, 1911, the date on which the Act above referred to became effective, the surplus in the fund in excess of the amount fixed by the Act was ₱2,672,329.81, which amount was transferred to the general fund of the Insular Treasury on December 12, 1911.

In addition to the foregoing, subsequent accretions amounting to ₱1,053,202.75 have been transferred to the general fund of the Treasury, making the total amount transferred from the gold standard fund to the general fund, for the period December 8, 1911, to September 30, 1912, ₱3,725,532.56.

Under the provisions of section 3 of the Act loans to provinces and municipalities and to the Manila Railroad Company have been made as follows:

To provinces and municipalities	₱2,776,700
To Manila Railroad Company	700,000
	<hr/>
Total	3,476,700

I attach hereto an operation statement of the fund for the fiscal year 1912 and the first three months of the fiscal year 1913.

Very respectfully,

(Sgd.) J. L. MANNING,
Treasurer, Philippine Islands.

His Excellency,
the GOVERNOR-GENERAL.

Report of the gold standard fund from July 1, 1911, to September 30, 1912.

Balance, June 30, 1911:

Cash—			
In Treasury and other depositories.....	₱20,153,531.50		
In hands of officers.....	25,512.16		
		₱20,179,043.66	
Accounts receivable, due from United States mints.....		441,152.40	
			₱20,620,196.06

OPERATION, INCOME, AND EXPENSES:

Expenditures—			
Expenses of coinage.....	73,567.53		
Printing currency.....	16,386.30		
Freight and insurance.....	7,483.64		
Percentage paid on seized coin.....	6,866.67		
Miscellaneous expenses.....	5,426.51		
		109,730.65	
Surplus transferred to general fund, Act No. 2083.....		3,725,532.56	
			3,835,263.21
INCOME—			
Premium on exchange—			
New York exchange, commercial.....	228,195.61		
New York exchange, Government.....	46,489.45		
Interisland exchange.....	5,112.71		
			279,797.77
Interest on deposits—			
In banks in the United States.....	779,998.56		
In local banks.....	38,368.16		
			818,366.72
Interest on investments—			
Loans, municipal and provincial.....	26,027.00		
Seignorage on coinage.....	272,649.30		
New copper currency coined.....	30,000.00		
Sale of money boxes.....	75.00		
Sale of coin proof sets.....	12.00		
Coin confiscated under Act No. 1417.....	20,600.00		
Reimbursements covering provincial shipments of currency.....		4,025.60	
			1,451,553.39
Total income.....			2,383,709.82
Net expenditures.....			2,383,709.82

INVESTMENTS:

Loans to provinces and municipalities.....	2,826,700.00		
Loans to Manila Railroad Company (Act No. 2083).....	700,000.00		
		3,526,700.00	
Loans retired.....		50,000.00	
Net investments.....			3,476,700.00

Balance, September 30, 1912:

Investments—			
Loans to provinces and municipalities.....	2,776,700.00		
Loans to Manila Railroad Company (Act No. 2083).....	700,000.00		
		3,476,700.00	
Cash—			
Treasury and other depositories.....	14,257,312.02		
In hands of officers.....	17,994.28		
		14,275,306.30	
Spanish-Filipino and Mexican coin (cost).....		4,645.00	
Accounts receivable, due from United States mints.....		479,834.94	
			₱18,236,486.24
			20,620,196.06

Ordered filed.

FRIAR LANDS REPORTS.

The Secretary submitted for the information of the Commission the reports of the Director of Lands on the administration of the friar lands estates for the quarter ended September 30, 1912, and for the month of September, 1912.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see pp. 817, 818.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,

On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, October 22, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, OCTOBER 22, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, and Branagan.

Absent: The President (on leave), the Acting President (on official business), and Commissioner Elliott (on leave).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal for Monday, October 21, 1912, was read and approved.

MESSAGE FROM THE GOVERNOR-GENERAL—TELEGRAMS RELATIVE TO OPENING OF THIRD PHILIPPINE LEGISLATURE.

MANILA, *October 21, 1912.*

GENTLEMEN: I have the honor to inclose herewith, for the information of the Philippine Commission, copies of cablegrams exchanged between Manila and Washington relative to the opening of the present Philippine Legislature.

For, and in the absence of, the Acting Governor-General:

EDWARD BOWDITCH, Jr.,

Secretary to the Governor-General.

To the PHILIPPINE COMMISSION.

The cablegrams are as follows:

MANILA, *October 16 1912.*

SECWAR, *Washington.*

I have the honor to inform the President of the United States of America, through you, that a majority of both Houses of the Philippine Legislature have to-day convened in regular session in Manila and are organized and ready for business.

GILBERT.

WASHINGTON, *October 19, 1912.*

GILBERT, *Manila.*

The President desires you to convey his congratulations to the Philippine Legislature and to both Houses thereof on their convention in regular session, and to express his profound hope that their deliberations may result in profit to the country and happiness to the Filipino people.

CHARLES C. WALCUTT, Jr.

Ordered filed.

UNFINISHED BUSINESS.

Commission Bill No. 3. An Act prohibiting the sale, purchase, barter, exchange, pledge, loan, or giving away of the clothes, arms, ammunition, equipments, accouterments, stores, and other property furnished by the Government of the Philippine Islands to the Philippine Constabulary, and prescribing punishment for the unlawful disposition or the theft of any such property.

The Commission proceeded to the consideration of Commission Bill No. 3, read the third time at the session of October 21, 1912.

Commissioner Branagan moved the following amendment:

Section 2, page 2, lines 6 and 7, strike out the words "or through neglect loses or spoils."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

THIRD READING OF BILL.

Commission Bill No. 4. An Act creating the office of shipping commissioner, defining his duties, regulating the shipment and discharge of seamen in domestic vessels, and the adjudication of wage disputes in certain cases.

Commission Bill No. 4 was read the third time.

Commissioner Araneta moved the following amendment:

Section 3, page 1, line 16, strike out the words "at any port of entry" and insert in lieu thereof the words "for any port of entry."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 3, page 2, lines 3 and 4, strike out the words "or deputy collector of customs to whom such business shall be committed" and

insert in lieu thereof the words "or deputy collector of customs of such port."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 7, page 2, lines 27 and 28, amend subsection (a) to read "(a) To afford facilities for engaging seamen."

Insert a new subsection to read "(b) To keep a register of the names and addresses of seamen and a record of their character and service," and change the lettering of subsequent subsections.

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 7, page 3, line 10, add after the word "regulations" the words "to be performed by him."

The motion prevailed.

Commissioner Worcester moved the following amendment:

Section 12, page 5, lines 15 and 16, strike out the words "or for the purpose of affecting his official conduct in any other manner" and insert in lieu thereof the words "or for exercising his official powers or performing his official duties in any other manner."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 16, page 6, lines 25 and 31, strike out the words "The commissioner shall hold the balance as a deposit, and the seaman shall within fifteen days after the making of the deposit file a complaint in the Court of First Instance of the judicial district in which the commissioner holding the deposit has his office, against such commissioner for the recovery of said deposit. The case shall be tried as an ordinary civil proceeding," and insert in lieu thereof the words "The commissioner shall hold the balance as a deposit, and the seaman may within fifteen days after the making of the deposit present a complaint against such commissioner for the recovery of said deposit. The case arising from such complaint shall be cognizable, according to the amount involved in litigation, either by the Court of First Instance of the province or by the justice of the peace of the municipality in which the commissioner holding such deposit has his office, and shall be tried as an ordinary civil action."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 17, page 7, lines 6 to 10, strike out the words "The commissioner shall hold the sum which is in dispute until the controversy

is settled, and the master shall within fifteen days after making the deposit bring suit in the nearest Court of First Instance against the shipping commissioner for the recovery thereof" and insert in lieu thereof the words "The commissioner shall hold the sum which is in dispute until the controversy is settled, and the master may within fifteen days after making the deposit bring suit against the shipping commissioner for the recovery thereof. The suit shall be cognizable, according to the amount involved in litigation, either by the Court of First Instance of the province or by the justice of the peace of the municipality in which the commissioner holding such deposit has his office, and shall be tried as an ordinary civil action."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 21, page 8, line 24, after the words "the Reorganization Act" insert the words "as amended."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 3.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of the Interior, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the Philippine Legislature of October 16, 1912, relating to public health, and recommending particularly an early appropriation for the maintenance of the Southern Islands Hospital at Cebu, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

This matter has already been given careful attention by the Director of Health, and reasonably adequate provisions to make possible the opening of this very important institution have been included in the request for appropriation for the coming fiscal year.

Should the Philippine Legislature decide to consider an appropriation bill for the second half of the present fiscal year, it is recommended that a proportionate share of the total amount requested for the Southern Islands Hospital Division for the coming fiscal year be appropriated, so that the institution may be opened as soon as possible.

Respectfully submitted.

DEAN C. WORCESTER,

*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

Commissioner Araneta moved that the report be received and referred to the Committee on Appropriations for report and recommendation.

The motion prevailed.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bills:

Commission Bill No. 7. An Act to amend Act Numbered Seventeen hundred and fifty-seven by providing for the confiscation and disposition of money, articles, instruments, appliances and devices used in gambling prohibited by said act or by the municipal ordinances.

Commission Bill No. 7 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

Commission Bill No. 8. An Act amending articles fifty-six, fifty-seven, one hundred and six, two hundred and fifty, two hundred and fifty-two, three hundred, three hundred and one, three hundred and three, and three hundred and sixteen of the Penal Code, by making certain changes in the penalties.

Commission Bill No. 8 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

Commission Bill No. 9. An Act amending Act Numbered Nineteen hundred and forty-four, entitled "An Act authorizing the Governor-General to specify by Executive Order the kinds of native wines or liquors which shall be subject to the prohibitions contained in sections nine and twenty-four of Act Numbered Fifty-nine, entitled 'The Manila Liquor Licenses Act,' Act Numbered Thirteen hundred and two, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Cavite, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,' and Act Numbered Thirteen hundred and sixty-nine, entitled 'An Act prohibiting

the sale, gift, or other disposal, in the Province of Zambales, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,'” by defining the words “native wines or liquors” and for other purposes.

Commission Bill No. 9 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session, see p. 818.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 15 minutes antemeridian,
On motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, October 23, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, OCTOBER 23, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, and Branagan.

Absent: The President (on leave), the Acting President (on official business), and Commissioner Elliott (on leave).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal for Tuesday, October 22, 1912, was read and approved.

THIRD READING OF BILLS.

Commission Bill No. 7. An Act to amend Act Numbered Seventeen hundred and fifty-seven by providing for the confiscation and disposition of money, articles, instruments, appliances and devices used in gambling prohibited by said Act or by the municipal ordinances.

Commission Bill No. 7 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 8. An Act amending articles fifty-six, fifty-seven, one hundred and six, two hundred and fifty, two hundred and fifty-two, three hundred, three hundred and one, three hundred and three, and three hundred and sixteen of the Penal Code, by making certain changes in the penalties.

Commission Bill No. 8 was read the third time.

Commissioner Araneta moved the following amendment:

Strike out the following section:

"SEC. 11. This Act shall take effect upon its passage."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 9. An Act amending Act Numbered Nineteen hundred and forty-four, entitled "An Act authorizing the Governor-General to specify by Executive Order the kinds of native wines or liquors which shall be subject to the prohibitions contained in sections nine and twenty-four of Act Numbered Fifty-nine, entitled 'The Manila Liquor Licenses Act,' Act Numbered Thirteen hundred and two, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Cavite, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,' and Act Numbered Thirteen hundred and sixty-nine, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Zambales, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,'" by defining the words "native wines or liquors" and for other purposes.

Commission Bill No. 9 was read the third time.

Commissioner Araneta moved to strike out the following section:

"Sec. 3. This Act shall take effect on its passage."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 4.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 17, 1912, Resolution No. 170 of the Convention of Municipal Presidents of the Province of Antique, held on September 17, 1912, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the above-mentioned resolution be laid on the table.

Act No. 2041 provides that municipalities shall pay the fees in criminal proceedings tried by justices of the peace. These fees are paid into the Insular Treasury to the credit of the appropriation for the payment of the salaries of the justices of the peace. Prior to the passage of Act No. 2041, justices of the peace were not paid

salaries, but were entitled to certain fees to be paid by the respective municipalities, and among such fees were those in criminal proceedings paid by the municipalities. Under the old law, justices of the peace could not receive in fees in any one month more than the salary of the municipal president. In cases, which were very exceptional, where such fees amounted to more than the president's salary, the justice of the peace received from the fees in criminal proceedings an amount equal to the difference between the fees collected from individuals and the salary of the municipal president.

By Act No. 2041 justices of the peace are given salaries, and to pay these salaries the fees collected are not sufficient. For the fiscal year 1912 there was appropriated the sum of two hundred and fifty thousand pesos, which amount proved insufficient to pay the salaries of the justices of the peace for that year.

The request contained in the aforesaid resolution, which is that a law be passed completely relieving municipalities from the payment of fees payable to justices of the peace in civil and criminal cases, and that the costs collected from the solvent defendants be paid into the Insular Treasury, would involve a large increase in the appropriation for the payment of the salaries of justices of the peace.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 5.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on October 17, 1912, the petition of Guillermo Puatú, an agriculturist, suggesting the amendment of section 40 (i) of the Municipal Code, so as to include swine among the animals to which said provision refers, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the proposed amendment be approved and that in accordance therewith swine be included amongst the animals subject to the provisions of said section 40 (i) of the Municipal Code.

Comment is unnecessary in favor of this proposition, it being necessary to be convinced of the necessity and utility thereof only to bear in mind the losses and damage caused by swine running at large through plantations and seed beds of sugar cane, rice and corn and every kind of minor crop, in addition to the objections resulting from having such animals running at large in towns on account of

their filthy appearance and repugnant habits, and further from the trouble and litigation which they promote amongst residents of the pueblos as a result of their harmful depredations.

For the reasons above stated your committee is of the opinion that section 40 (i) of the Municipal Code, as amended, should be further amended by the passage of an Act such as that purported by the accompanying bill.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the following bill accompanying the same was taken up:

Commission Bill No. 10. An Act amending subsection (i) of section forty of the Municipal Code as amended by Act Numbered Twenty-one hundred and forty-nine.

Commission Bill No. 10 was read the first and second times and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 1, line 3, after the word "amended" strike out the words "by Act Numbered Twenty-one hundred and forty-nine;" and in line 7, insert after the words "large cattle" the words "as defined by section one of Act Numbered Eleven hundred and forty-seven."

Strike out section 2 reading—

"SEC. 2. This Act shall take effect on its passage."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bills:

Commission Bill No. 11. An Act prohibiting slavery, involuntary servitude, peonage, and the sale or purchase of human beings in the Philippine Islands, and providing punishment therefor.

Commission Bill No. 11 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

Commission Bill No. 12. An Act amending section six of Act Numbered Four hundred and ninety-six, known as the Land Registration Act, as amended, by providing that in the absence of the judge of the Court of Land Registration his duties shall be performed by the senior associate judge.

Commission Bill No. 12 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

Commission Bill No. 13. An Act to amend Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by including vessels within the provisions of sections three hundred and twenty-two and three hundred and twenty-three thereof, and by making it the duty of the prosecuting attorney of the city of Manila to prosecute violations of the customs laws in said city.

Commission Bill No. 13 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out the following section:

"SEC. 4. This Act shall take effect on its passage."

The amendment recommended by the Committee of the Whole was adopted, and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,
On motion by Commissioner Sumulong,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Thursday, October 24, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, OCTOBER 24, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Wednesday, October 23, 1912, was read and approved.

THIRD READING OF BILLS.

Commission Bill No. 205. An Act prohibiting, in the territory under the exclusive legislative jurisdiction of the Philippine Commission, the payment of wages, except in legal-tender money of the Philippine Islands.

Commission Bill No. 205 was read the third time.

Commissioner Araneta moved the following amendment:

Section 1, page 1, lines 4 and 5, strike out the words "force, compel, or require" and insert in lieu thereof the words "force, compel, or oblige."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 1, page 1, lines 3 and 4, strike out the words "territory under the exclusive legislative jurisdiction of the Philippine Commission" and insert in lieu thereof the words "territory inhabited by Moros or other non-Christian tribes."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

An Act to prohibit in the territory inhabited by Moros or other non-Christian tribes the forcing, compelling, or obliging of any laborer or other employee to purchase merchandise, commodities, or personal property under certain conditions.

The motion prevailed and the title as amended was read and approved.

Ordered, That Commission Bill No. 205 be enrolled and printed as an Act, the enactment of same being within the exclusive general legislative jurisdiction of the Commission over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

Commission Bill No. 10. An Act amending subsection (i) of section forty of the Municipal Code as amended by Act Numbered Twenty-one hundred and forty-nine.

Commission Bill No. 10 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title by striking out the words "by Act Numbered Twenty-one hundred and forty-nine."

The motion prevailed and the title as amended was read and approved.

Commission Bill No. 11. An Act prohibiting slavery, involuntary servitude, peonage, and the sale or purchase of human beings in the Philippine Islands, and providing punishment therefor.

Commission Bill No. 11 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 12. An Act amending section six of Act Numbered Four hundred and ninety-six, known as the Land Registration Act, as amended, by providing that in the absence of the judge of the Court of Land Registration his duties shall be performed by the senior associate judge.

Commission Bill No. 12 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 13. An Act to amend Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by including vessels within the provisions of sections three hundred and twenty-two and three hundred and twenty-three thereof, and by making it the duty of the prosecuting attorney of the city of Manila to prosecute violations of the customs laws in said city.

Commission Bill No. 13 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bill:

Commission Bill No. 14. An Act amending section three hundred and forty-eight of Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by providing that compensation to informers and seizing officers shall be paid with the approval of the Secretary of Finance and Justice, by punishing certain persons who fail to report to a collector of customs any information in their possession concerning any fraud upon the customs revenue and for other purposes.

Commission Bill No. 14 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

The Acting President introduced the following bills:

Commission Bill No. 15. An Act amending Act Numbered Eighty-two, entitled "The Municipal Code," by authorizing municipal councils to close municipal roads, streets, alleys, parks, or squares for governmental purposes.

Commission Bill No. 15 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

Commission Bill No. 16. An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands.

By unanimous consent Commission Bill No. 16 was read the first time by title only and referred to Commissioner Worcester as a select committee for report and recommendation.

Commission Bill No. 17. An Act to amend Act Numbered Six hundred and sixty-six, entitled "An Act defining property in trade-marks and in trade names and providing for the protection of the same, defining unfair competition and providing remedies against the same, providing registration for trade-marks and trade names, and defining the effect to be given to registration under the Spanish Royal Decree of Eighteen hundred and eighty-eight relating to the registration of trade-marks, and the effect to be given to registration under this Act," by providing for the publication of applications for registration of trade-marks and trade names and for the filing of opposition to such registration by persons considering themselves damaged thereby, and forbidding the importation of certain merchandise, and for other purposes.

Commission Bill No. 17 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

Commission Bill No. 18. An Act to repeal section three of Act Numbered Eighteen hundred and fifty-five entitled "An Act appropriating the sum of one hundred and fifty thousand pesos for the purchase and preparation of land for cattle quarantine stations in the cities of Manila, Cebu, and Iloilo, and making provision for the reimbursement of the Insular Treasury for the said amount with the proceeds of the sale of the Singalong experimental station, Malate, Manila," and directing the Director of Agriculture to take charge of that part of the Singalong experimental station not already sold.

Commission Bill No. 18 was read the first time and ordered on file for second reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see p. 818.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 35 minutes antemeridian,
On motion by Commissioner Worcester,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Friday, October 25, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, OCTOBER 25, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal of Thursday, October 24, 1912, was read and approved.

RESOLUTION.

The Acting President introduced the following resolution:

Commission Resolution No. 2. Whereas the judge of the Court of First Instance for the Seventh Judicial District recommends the appointment of a justice of the peace for the township of Caluya, Province of Mindoro; and

Whereas section sixty-seven of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one, provides that places other than organized municipalities for which appointments of justices of the peace and auxiliary justices of the peace are made shall be determined by resolution of the Commission: Now, therefore, be it

Resolved, That the appointment of a justice of the peace and an auxiliary justice of the peace for the township of Caluya, Province of Mindoro, with jurisdiction over the entire territory included within said township is hereby authorized in accordance with section sixty-seven of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one.

The resolution was adopted.

THIRD READING OF BILLS.

Commission Bill No. 14. An Act amending section three hundred and forty-eight of Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by providing that compensation to informers and seizing officers shall be paid with the approval of the Secretary of Finance and Justice, by punishing certain persons who fail to report to a collector of customs any information in their possession concerning any fraud upon the customs revenue and for other purposes.

Commission Bill No. 14 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 15. An Act amending Act Numbered Eighty-two, entitled "The Municipal Code," by authorizing municipal councils to close municipal roads, streets, alleys, parks, or squares for governmental purposes.

Commission Bill No. 15 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title by adding the words "under certain conditions" after the words "municipal councils."

The motion prevailed and the title as amended was read and approved.

Commission Bill No. 17. An Act to amend Act Numbered Six hundred and sixty-six, entitled "An Act defining property in trade-marks and in trade names and providing for the protection of the same, defining unfair competition and providing remedies against the same, providing registration for trade-marks and trade names, and defining the effect to be given to registration under the Spanish Royal Decree of Eighteen hundred and eighty-eight relating to the registration of trade-marks, and the effect to be given to registration under this Act," by providing for the publication of applications for registration of trade-marks and trade names and for the filing of opposition to such registration by persons considering themselves damaged thereby, and forbidding the importation of certain merchandise, and for other purposes.

Commission Bill No. 17 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

SECOND READING OF BILL.

Commission Bill No. 18. An Act to repeal section three of Act Numbered Eighteen hundred and fifty-five entitled "An Act appropriating the sum of one hundred and fifty thousand pesos for the purchase and preparation of land for cattle quarantine stations in the cities of Manila, Cebu, and Iloilo, and making provision for the reimbursement of the Insular Treasury for the said amount with the proceeds of the sale of the Singalong experimental station, Malate, Manila," and directing the Director of Agriculture to take charge of that part of the Singalong experimental station not already sold.

Commission Bill No. 18 was read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 19. An Act to provide for the acquisition of Philippine citizenship.

By unanimous consent Commission Bill No. 19 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see p. 819.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,

On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, October 26, 1912.

Attest:

GEO. C. SCHWEIKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, OCTOBER 26, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Friday, October 25, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 18. An Act to repeal section three of Act Numbered Eighteen hundred and fifty-five entitled "An Act appropriating the sum of one hundred and fifty thousand pesos for the purchase and preparation of land for cattle quarantine stations in the cities of Manila, Cebu, and Iloilo, and making provision for the reimbursement of the Insular Treasury for the said amount with the proceeds of the sale of the Singalong experimental station, Malate, Manila," and directing the Director of Agriculture to take charge of that part of the Singalong experimental station not already sold.

Commission Bill No. 18 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF STANDING COMMITTEE.

[Committee Report No. 6.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to

the Third Philippine Legislature headed "Philippine University," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the request which has been incorporated in the Public Works and Permanent Improvements Bill which will be submitted to the Legislature at its present session, that ₱250,000 be appropriated for a building to be known as "Rizal Hall," together with ₱61,000 for permanent improvements at the College of Agriculture at Los Baños, receive the support of the Commission.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and referred to the Committee on Appropriations.

[Committee Report No. 7.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October 24, 1912, a resolution of the Bar Association of the Province of Albay, recommending that the use of Spanish as official language be extended until January 1, 1920, in the courts of justice and in all branches of the Government of the Philippine Islands, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this recommendation be not acted upon favorably.

In view of the many times that this matter has been before the Legislature for consideration, it is believed that any extended review of the reasons against the taking of so backward a step as a favorable consideration of this recommendation would be unnecessary in this report. Your committee has recently reported that Commission Bill No. 5, amending the present law so that the change from Spanish to English may be made without working hardship upon any judge or litigant, should be passed, and attention is invited to that report.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 8.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October

16, 1912, an excerpt from the message of the Governor-General to the Third Philippine Legislature on October 16, 1912, headed "Official language," has examined the same and has the honor to report it back to the Commission inviting attention to Commission Bill No. 5, which has to-day been favorably reported by your committee.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

[Committee Report No. 9.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October 21, 1912, Commission Bill No. 5, entitled "An Act amending section twelve of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing for the use of the Spanish language in certain cases after the first day of January, nineteen hundred and thirteen, and for other purposes," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed.

Unless the present law which makes English the exclusive language of the courts after January 1, 1913, is amended it will undoubtedly work considerable hardship on many judges and litigants. The present bill, while adhering to the principle that English shall be the official language in all branches and departments of the Government, is sufficiently broad in its scope to make the change from Spanish into English without in any way embarrassing or interfering with the administration of justice and the prompt dispatch of business.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 5 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out all beginning with "Sec. 12. Official language" to the end of the bill and insert in lieu thereof the following:

"Sec. 12. *Official language.*—The official language of all courts and their records shall be the Spanish language until the first day of January, nineteen hundred and thirteen. After that date English shall be the official language: *Provided*, That the Supreme Court, any Court of First Instance, or Court of Land Registration, justice of the peace court, municipal court, or any other court which may hereafter be established may in its discretion order the record to be made in the Spanish language; that any party or his counsel may examine or cross-examine witnesses or make an oral argument in Spanish which shall then and there be clearly interpreted into English by a court interpreter whenever the judge shall so require and have the examination, cross-examination, or oral argument, if made in English interpreted in Spanish by such court interpreter, and the party or his counsel may submit any petition, motion, pleading, brief, document, or evidence in Spanish without an accompanying English translation: *And provided further*, That in cases in which all the parties or counsel so stipulate in writing, the proceedings shall be conducted in Spanish."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session, see p. 819.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, October 28, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, OCTOBER 28, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal of Saturday, October 26, 1912, was read and approved.

MESSAGE FROM THE GOVERNOR-GENERAL.

MANILA, *October 28, 1912*

GENTLEMEN: I have the honor to transmit for your consideration the report of the committee appointed May 20, 1912, to study the question of a pension and retirement fund for the Philippine Constabulary.¹

Very respectfully,

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE COMMISSION.

Referred to a select committee consisting of Commissioners Sumulong and Palma for report and recommendation.

COMMUNICATION.

The Secretary read a resolution of the municipal council of Vintar, Ilocos Norte, of October 17, 1912, saluting the

¹ The report referred to in this message has been printed in pamphlet form.

Commission on the occasion of the assumption of office by the said council.

Ordered acknowledged and filed.

THIRD READING OF BILL.

Commission Bill No. 5. An Act amending section twelve of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," as amended, by providing for the use of the Spanish language in certain cases after the first day of January, nineteen hundred and thirteen, and for other purposes.

Commission Bill No. 5 was read the third time,

Commissioner Araneta moved that the bill be amended by striking out all that part of the bill beginning "Sec. 12. Official language," and inserting in lieu thereof the following:

"SEC. 12. *Official language.*—The official language of all courts and their records shall be the Spanish language until the first day of January, nineteen hundred and thirteen. After that date English shall be the official language: *Provided*, That the Supreme Court, any Court of First Instance, or Court of Land Registration, justice of the peace court, municipal court, or any other court which may hereafter be established may order the record to be made in the Spanish language whenever it shall determine that such order would promote the public convenience or the interests of the parties; that any party or his counsel may examine or cross-examine witnesses or make an oral argument in Spanish which shall then and there be interpreted into English by a court interpreter whenever the judge or the other party shall so require; that the examination, cross-examination, or oral argument, if made in English shall be interpreted into Spanish by such court interpreter whenever the judge or the other party shall so require; and that the party or his counsel may submit any petition, motion, pleading, brief, document, or evidence in Spanish without an accompanying English translation: *And provided further*, That in cases in which all the parties or counsel so stipulate in writing, the proceedings shall be conducted in Spanish."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

EXPLANATION OF VOTE.

Commissioner PALMA. As I opposed this bill last year I would like to explain my affirmative vote at this time. I believe existing conditions do not justify the use of English as the exclusive official language in the courts, for the reasons I stated last year. But I think the bill contains liberal provisions to meet present conditions. Besides, if this bill does not pass, the result will be that from the 1st of January, 1913, English will be the only language which can be used in the courts, and such a condition must be prevented. The present bill avoids any hardships on litigants or their attorneys by practically making the use of either English or Spanish optional on the part of the interested parties.

INTRODUCTION OF BILLS.

The Acting President introduced the following bill:

Commission Bill No. 20. An Act to amend Act Numbered Eleven hundred and twenty-four as amended by Act Numbered Nineteen hundred and twenty-five, by authorizing the payment of certain expenses incurred by authority of the Governor-General in the case of sick officers or employees under certain circumstances.

Commission Bill No. 20 was read the first time and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Commissioner Araneta introduced the following bill:

Commission Bill No. 21. An Act to amend section ninety-one of Act Numbered Eleven hundred and eighty-nine, as amended, entitled "The Internal Revenue Law of Nineteen hundred and four," by increasing the percentage of alcohol that wine may contain and still be subject to the lower tax rate per gauge liter.

Commission Bill No. 21 was read the first and second times.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,
On motion by Commissioner Worcester,
The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, October 29, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, OCTOBER 29, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Monday, October 28, 1912, was read and approved.

APPOINTMENT OF COMMITTEE.

The Acting President announced the appointment of the committee on amendments to the Election Law as follows:

Commissioner Araneta, chairman, and Commissioners Palma and Gilbert, members.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 22. An Act giving to municipalities and provinces and to the Governor-General in behalf of the Government of the Philippine Islands the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on Courts of First Instance exclusive original jurisdiction thereof and for other purposes.

By unanimous consent Commission Bill No. 22 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session, see p. 819.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 42 minutes antemeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and
30 minutes antemeridian on Wednesday, October 30, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, OCTOBER 30, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Tuesday, October 29, 1912, was read and approved.

COMMUNICATION.

The Secretary read a communication from the municipal council of San Luis, Pampanga, adopted October 16, 1912, advising the Commission that it had assumed its duties, and sending its greetings.

Ordered acknowledged and filed.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 10.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October 28, 1912, an extract from the minutes of a mass meeting held at Paniqui, Tarlac, on October 6, 1912, in which it was resolved that authority be requested for the use of Spanish by that municipality until December 31, 1912, and requesting that an Act be passed making English and Spanish the official languages in all the Government dependencies beginning with January 1, 1913, until English shall have become general among all the inhabitants of the Philippine

Islands, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this petition be laid on the table.

Although Executive Order No. 44, series of 1912, requires that wherever possible the minutes of meetings of provincial boards and municipal councils be kept in English, provision is made whereby in all cases in which the use of this language would work hardship permission can be obtained to continue the recording of the minutes in Spanish.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILLS.

The Acting President introduced the following bills:

Commission Bill No. 23. An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," so as to require every person engaged in any business, trade, or occupation, subject by the provisions of said Act to a license or occupation tax, to register with the provincial treasurer on the date on which he engages in such business, trade or occupation, his name, residence, name of business, trade, or occupation, and place where same is to be carried on; and to require all merchants, manufacturers, and common carriers, subject to any of the taxes imposed by Article XVI of said Act with certain exceptions, to keep regular commercial accounts, and for other purposes.

By unanimous consent Commission Bill No. 23 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Commission Bill No. 24. An Act to amend Act Numbered One hundred and ninety providing a code of procedure for civil actions and special proceedings in the Philippine Islands.

By unanimous consent Commission Bill No. 24 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see p. 819.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,

On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, October 31, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, OCTOBER 31, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Luzuriaga, Araneta (after roll call), Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave), Commissioners Worcester (excused) and Elliott (on leave).

READING OF JOURNAL.

The Journal for Wednesday, October 30, 1912, was read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 11]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the Third Philippine Legislature, headed "Sales Agency" and recommending an appropriation of ₱50,000 therefor, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That no action be taken for the present pending action by the Assembly on Bill No. 104 which has been introduced into that body and in which an appropriation of ₱50,000 is made to enable the Sales Agency to extend its work throughout the Archipelago.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

At this point Commissioner Araneta entered the session chamber.

INTRODUCTION OF BILLS.

The Acting President introduced the following bills:

Commission Bill No. 25. An Act providing for a Director of Physical Education.

Commission Bill No. 25 was read the first time and referred to a select committee consisting of Commissioners Palma and Branagan for report and recommendation.

Commission Bill No. 26. An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service."

By unanimous consent Commission Bill No. 26 was read the first time by title only and referred to Commissioner Sumulong as a select committee for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see p. 819.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by the Acting President,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, November 1, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, NOVEMBER 1, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Thursday, October 31, 1912, was read and approved.

COMMUNICATION.

The Secretary read a resolution of the municipal council of Culasi, Antique, adopted October 18, 1912, and saluting the Commission on the assumption of the duties of the council.

Ordered acknowledged and filed.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 12.]

MR. PRESIDENT: Your Committee on Amendments to the Election Law, to which was referred on October 29, 1912, an excerpt from the message of the Acting Governor-General to the Third Philippine Legislature, under the heading of "Elections," has examined the same and has the honor to report it back to the Commission as follows:

Your committee has no legislation to recommend at the present time.

Respectfully submitted.

GREGORIO ARANETA,
RAFAEL PALMA,
NEWTON W. GILBERT,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see pp. 819, 820.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,

On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, November 2, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, NOVEMBER 2, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Friday, November 1, 1912, was read and approved.

COMMUNICATION.

The Secretary read a resolution of the municipal council of Polangui, Albay, saluting the Commission on the occasion of the council's assumption of duties.

Ordered acknowledged and filed.

REPORT OF DIRECTOR OF FORESTRY ON FOREST SCHOOL.

The Secretary then submitted the report of the Director of Forestry regarding the filling of scholarships and the standing of students in the Forest School rendered in accordance with section 2 of Act No. 2050.

Ordered filed.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 27. An Act to authorize the Secretary of Public Instruction to make an allotment from the amount appropriated in Act Numbered Two thousand and twenty-nine for the construction of a school on land belonging to the Government of the United States in the Naval Reservation at Olongapo.

Commission Bill No. 27 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Amend section 1 to read as follows:

"SECTION. 1. The Secretary of Public Instruction is hereby authorized to allot from the amount appropriated by Act Numbered Two thousand and twenty-nine a sum to be used for the purpose of constructing a public school on land the property of the Government of the United States in the Naval Reservation at Olongapo, the provisions of subsection (c) of section one of Act Numbered Two thousand and twenty-nine to the contrary notwithstanding."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 820.)

MESSAGE FROM THE ASSEMBLY.

NOVEMBER 2, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 2, 1912, passed the following A. J. R. No. 6, in which it requests the concurrence of the Commission: Joint Resolution expressing the grief of both Houses of the Legislature on account of the death of the Honorable James Schoolcraft Sherman, Vice-President of the United States, and providing for the adjournment of both Houses as a token of sorrow.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Joint Resolution No. 6. Joint Resolution expressing the grief of both Houses of the Legislature on account of the death of the Honorable James Schoolcraft Sherman, Vice-President of the

United States, and providing for the adjournment of both Houses as a token of sorrow.

Resolved by the Philippine Commission and the Philippine Assembly, That they express, as they hereby do express, the profound sorrow with which they have received the announcement of the death of the Honorable James Schoolcraft Sherman, Vice-President of the United States;

Resolved further, That the session of both Houses be and hereby is immediately adjourned in token of their sorrow for this day;

And resolved further, That the Secretary of the Philippine Commission or the Secretary of the Philippine Assembly shall furnish a certified copy of this resolution to the President of the United States, through the Chief Executive of the Philippines, and to the family of the deceased.

By unanimous consent Assembly Joint Resolution No. 6 was read once and put upon its passage.

The roll was called and the resolution was adopted and the title read and approved.

ADJOURNMENT.

Thereupon, in accordance with said resolution,

The Commission adjourned, the hour being 10 o'clock and 40 minutes antemeridian.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, NOVEMBER 4, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Saturday, November 2, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 27. An Act to authorize the Secretary of Public Instruction to make an allotment from the amount appropriated in Act Numbered Two thousand and twenty-nine for the construction of a school on land belonging to the Government of the United States in the Naval Reservation at Olongapo.

Commission Bill No. 27 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 13.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on November 2, 1912, an excerpt from the minutes of the convention of municipal presidents held at Capiz, Capiz, on September 5, 1912, in which it was resolved, "That the Convention of Municipal Presidents of the Province of Capiz, voicing the unanimous opinion of the inhabitants of their respective municipalities, cannot but recommend to the Philippine Legislature the indefinite retention of Spanish as the official language of the Government of the Philippine Islands, or that

both Spanish and English be declared official languages of the Government, in the sense that the use of the latter be required wherever possible, but that municipalities lacking personnel capable of handling the business in English be not obliged to use said language," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this resolution be laid on the table.

In this connection, attention is invited to the undersigned's report on an extract from the minutes of a mass meeting at Paniqui, Tarlac, which was submitted to the Commission on October 30, 1912.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 14.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 29, 1912, Commission Bill No. 22, entitled "An Act giving to municipalities and provinces and to the Governor-General in behalf of the Government of the Philippine Islands the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on Courts of First Instance exclusive original jurisdiction thereof and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 22 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 5, page 2, line 31 and page 3, line 1, strike out the words "The sum or sums so awarded shall be governed" and insert in lieu

thereof the words "In fixing the sum or sums to be awarded the court shall be governed."

Add to section 7 the words "For the purposes of this section the city of Manila shall be considered a province."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 15.]

MR. PRESIDENT: Your select committee of two, to which was referred on October 31, 1912, Commission Bill No. 25, entitled "An Act providing for a Director of Physical Education," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

"SECTION 1. The position of Director of Physical Education is hereby created. He shall be appointed by the Governor-General by and with the advice and consent of the Philippine Commission, and shall be under the direct control and supervision of the Secretary of Public Instruction. He shall receive a salary not to exceed pesos per annum.

"SEC. 2. The duties of the Director of Physical Education shall be to promote and encourage physical training and muscular development throughout the Philippine Islands by means of athletic sports of all kinds with a view to the promotion of health and vigor, to organize and instruct training classes in athletics, to coöperate with and assist existing athletic organizations associated with public and private institutions, and to perform such other duties of a similar character as the Secretary of Public Instruction may assign to him.

"SEC. 3. There is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, the sum of ten thousand pesos for the salary and expenses incident to the carrying out of the provisions of this Act."

Respectfully submitted.

RAFAEL PALMA,
FRANK A. BRANAGAN,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 25 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

INTRODUCTION OF BILL.

Commissioner Worcester introduced the following bill:

Commission Bill No. 28. An Act amending Act Numbered Nine hundred and twenty-six, entitled "The Public Land Act," by providing that persons, associations and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes.

By unanimous consent Commission Bill No. 28 was read the first time by title only and referred to a select committee consisting of Commissioners Luzuriaga and Araneta for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 820.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 45 minutes antemeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, November 5, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, NOVEMBER 5, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Monday, November 4, 1912, was read and approved.

UNFINISHED BUSINESS—CONSIDERATION OF C. B. NO. 25 IN COMMITTEE OF THE WHOLE.

The Commission then resolved itself into Committee of the Whole to continue consideration of Commission Bill No. 25, entitled "An Act providing for a Director of Physical Education."

After some consideration the committee rose and reported with the recommendation that the amendment recommended by the select committee be amended as follows and that as so amended it be concurred in:

SECTION 1. The Secretary of Public Instruction is hereby authorized to employ temporarily for the term of not exceeding two years a person proficient in athletics who shall be known as the Instructor in Athletics at a salary not to exceed six thousand pesos per annum.

SEC. 2. The duties of the instructor in athletics shall be to promote and encourage physical training and development throughout the Philippine Islands by means of athletic sports of all kinds with a view to the promotion of the health and vigor of the inhabitants thereof, to organize and instruct training classes in athletics, to cooperate with and assist athletic organizations and to perform such other duties of a similar character as the Secretary of Public Instruction may assign to him under whose direct control and supervision he is hereby placed.

SEC. 3. There is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, the sum of ten thousand pesos for each year of such employment for the salary and expenses incident to the carrying out of the provisions of this Act, to be disbursed under the direction of the Executive Secretary.

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

THIRD READING OF BILL.

Commission Bill No. 22. An Act giving to municipalities and provinces and to the Governor-General in behalf of the Government of the Philippine Islands the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on Courts of First Instance exclusive original jurisdiction thereof and for other purposes.

Commission Bill No. 22 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Branagan moved to amend the title to read as follows:

An Act giving to the Governor-General in behalf of the Government of the Philippine Islands and to municipalities and provinces the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on courts of First Instance exclusive original jurisdiction thereof and for other purposes.

The motion prevailed and the title as amended was read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 16.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on October 17, 1912, resolution No. 83 of the municipal council of Balasan, Province of Iloilo, adopted on June 29, 1912, requesting the amendment of sections 22 and 23 of Act No. 2169 relative to the use of revolvers and carbines by the municipal police, has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

The municipal council of Balasan misunderstands our policy with regard to the arming of municipal police. It is not the plan to take

all firearms out of the hands of the police, but to regulate their number and kind, as outlined in the following excerpt from a letter to all senior inspectors of Constabulary dated August 19, 1912:

"The number of revolvers to be held by the municipal police of any municipality will not exceed two, except in cases where they are now in excess of two, and the governor, senior inspector, and treasurer concur in recommending that the number be continued at more than two; but in no case will it be greater than the number of revolvers now in the hands of such municipal police."

As to the question of the uniform prescribed for municipal police, against which the municipal council of Balasan protested, it is similar to that worn by the Philippine Constabulary, and almost identical with that of the police of the city of Manila, and was adopted with the approval of the Secretary of Commerce and Police.

A few municipalities in the Province of Iloilo are the only ones in the Islands which have seen fit to object to this uniform, and it is believed that their protests were formed after reading a circular sent out by the provincial inspector of police of Iloilo, for the sending of which Governor Montinola demanded and accepted his resignation.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 17.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on November 4, 1912, an extract from the minutes of a meeting of the municipal council of Pulilan, Bulacan, held October 30, 1912, requesting the continuation of the Spanish language as the official language of the Government, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this petition be laid on the table, for the reasons given in a report which the undersigned submitted on October 30, 1912, on a similar resolution of the inhabitants of Paniqui, Tarlac, at a mass meeting held on October 6, 1912.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 820.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, November 6, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, NOVEMBER 6, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Tuesday, November 5, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 25. An Act providing for a Director of Physical Education.

Commission Bill No. 25 was read the third time.

The Acting President moved the following amendment:

Section 2, page 1, line 14, strike out the words "may assign to him," and insert them after the word "placed" in line 15.

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

"An Act providing for an instructor in athletics."

The motion prevailed and the title as amended was read and approved.

COMMUNICATIONS.

The Secretary brought to the attention of the Commission the fact that he was receiving a number of resolutions from municipal councils regarding the extension of the time for the use of Spanish as the official language, and asked if it were the desire of the Commission that he should continue referring them to the Committee on Matters Pertaining to the Department of Public Instruction in accordance with Rule XVI (b), rules of the Commission, that Committee having already rendered a number of reports on similar petitions which were adopted by the Commission.

The Acting President moved that all petitions of this nature received in future be referred to the Executive Secretary with the request that he take the matter up with the municipal councils and explain to them the provisions of Executive Order No. 44.

The motion prevailed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business the Commission returned to regular session.

(For appointments confirmed in executive session see p. 820.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, November 7, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, NOVEMBER 7, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Wednesday, November 6, 1912, was read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 18.]

Mr. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the Legislature, under the heading "Education," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the accompanying bill be passed.

The only matter touched in this excerpt which requires legislative action is an amendment to the Municipal Code by which municipalities will be able to increase the rate of taxation, and the bill in question eliminates a maximum tax while restricting expenditures for current expenses to one-fourth of 1 per cent. The bill submitted herewith, if passed, will enable municipal councils to levy taxes at a higher rate than one-half of 1 per cent and, by thus enabling them to raise funds for permanent improvements which must now be met from the one-fourth of 1 per cent permit of some increase in current expenditures.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill accompanying the same was taken up as follows:

Commission Bill No. 29. An Act amending Act Numbered Eighty-two, entitled "A general Act for the organization of municipal governments in the Philippine Islands."

Commission Bill No. 29 was read the first time and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 30. An Act making appropriations for sundry expenses of the Insular Government for the period from January first to June thirtieth, nineteen hundred and thirteen, inclusive, and other designated periods.

By unanimous consent, Commission Bill No. 30 was read the first and second times by title only and referred to the Committee of the Whole.

After some consideration, the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 10 o'clock and 47 minutes antemeridian, On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, November 8, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, NOVEMBER 8, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Thursday, November 7, 1912, was read and approved.

UNFINISHED BUSINESS.—APPROPRIATIONS FOR LAST HALF OF FISCAL YEAR 1913.

Commission Bill No. 30, entitled "An Act making appropriations for sundry expenses of the Insular Government for the period from January first to June thirtieth, nineteen hundred and thirteen, inclusive, and other designated periods," appearing on the calendar for consideration in Committee of the Whole on this date,

By unanimous consent, consideration was postponed.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 19.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on November 2, 1912, resolution No. 7 of the convention of municipal presidents of Capiz, recommending that the law relating to justices of the peace be amended so that all fees and costs collected in justice of the peace courts be covered into municipal treasuries in cases of violations of municipal ordinances and delinquency in the payment of

the cedula tax, has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the above-mentioned resolution be laid on the table.

In report No. 4 your committee recommended that resolution No. 170 of the convention of municipal presidents of Antique, praying for the passage of a law completely relieving municipalities from the payment of fees payable to justices of the peace in civil and criminal cases, and that the costs collected from solvent defendants be paid into the Insular Treasury, be laid on the table. This report of your committee was adopted by the Commission on October 23, 1912. The reasons advanced by your committee in the above-mentioned report apply with equal force to resolution No. 7 of the convention of municipal presidents of Capiz.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 20.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on October 17, 1912, resolution No. 180 of the convention of municipal presidents of Antique, recommending that the Philippine Legislature amend Act No. 1909 by declaring all municipalities which have failed to take advantage thereof entitled to the benefits of said Act, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this petition be denied.

This petition is based, in the first place, on the failure of the municipalities mentioned in the resolution, through inadvertence, but not through voluntary renunciation, to fix the dates of their respective municipal fiestas within the time granted by Act No. 1909 three years ago. In this connection it must be mentioned that subsequent to said Act No. 1909 the Legislature passed Act No. 2054 granting an extension of time, doubtless in order that those municipalities which for any reason failed to take advantage of the first time limit, might make up for their neglect if they so desired. This second time limit, which expired on December 31, 1911, was likewise not taken advantage of by the municipalities of Antique on whose behalf the petition is made.

Another argument made in support of the petition is that the municipalities mentioned need their municipal fiestas, with their three consecutive days of cockfighting, since they can not enjoy amusements,

such as theaters, cinematographs, etc., as the inhabitants of Manila, Iloilo, Cebu, and other towns. If this reason, as well as the one stated at the beginning, were sufficient to recommend the petition, there would be no grounds whatsoever for not making the same concession to many other municipalities who are in the same situation and could adduce the same arguments in their favor. In that case the proper thing to do would be to pass an Act of a general character, authorizing not alone the municipalities interested in the petition mentioned, but all others in the same situation, to have their municipal fiestas and cockfights. Such an Act would at least have the advantage of neither making distinctions nor establishing preferences.

Your committee is not inclined to recommend the passage of a special Act, as suggested in the petition, extensive only to the municipalities of a determined province, because not only would this establish an unjustified privilege, but your committee is of the opinion that every opportunity presenting itself for restricting cockfighting wherever practicable should be taken advantage of, and for this reason it has, during the last sessions of the preceding Legislature, invariably recommended the denial of petitions like the one now before us.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 21.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on October 30, 1912, Commission Bill No. 20, entitled "An Act to amend Act Numbered Eleven hundred and twenty-four, as amended by Act Numbered Nineteen hundred and twenty-five, by authorizing the payment of certain expenses incurred by authority of the Governor-General in the case of sick officers or employees under certain circumstances," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Substitute the words "other qualified subordinate" for the word "nurse," in line 13, page 1; and substitute the words "a qualified subordinate" for the word "nurse," in line 10, page 2, for the reason that the services of a nurse are not always available when those of a competent sanitary inspector or other employee who would be very useful, might be availed of.

The Director of Health has suggested that in view of the fact that calls for services of this kind frequently come after office hours and on holidays and Sundays, when the Governor-General is difficult

to find, or during his absence from Manila when he cannot be reached, and as the conditions requiring to be dealt with are not infrequently emergency conditions, it might be well to substitute the words "the Director of Health" for the words "the Governor-General" in line 12, page 1, and in line 11, page 2.

Your committee submits this suggestion for the consideration of the Commission.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 20 was thereupon read the second time and, together with the report of the Standing Committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the standing committee be concurred in.

The report of the Committee of the Whole was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 821.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, November 9, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, NOVEMBER 9, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Friday, November 8, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 20. An Act to amend Act Numbered Eleven hundred and twenty-four, as amended by Act Numbered Nineteen hundred and twenty-five, by authorizing the payment of certain expenses incurred by authority of the Governor-General in the case of sick officers or employees under certain circumstances.

Commission Bill No. 20 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 22.]

MR. PRESIDENT: The committee on amendments to the Election Law, to which was referred on November 2, 1912, resolution No. 8 of the convention of municipal presidents of Capiz, held on September 6, 1912, recommending the amendment of section 27 of the Election Law to provide that an appeal may be taken from the decisions of the judges of the Courts of First Instance to the Supreme Court for the revision, amendment, repeal, or confirmation of said decisions,

has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the above-mentioned resolution be laid on the table.

The question involved in the proposed amendment was considered by the Legislature when it passed Act No. 2170. This Act as it originally came from the Assembly amended section 27 of the Election Law by granting the right of appeal to the Supreme Court from the decision of the Court of First Instance on contests of elections for provincial officers. The Assembly did not deem it wise to change the law to the extent of permitting appeals from decisions relative to elections for municipal officers, and the Legislature in passing Act No. 2170 limited such appeals to contests of elections for provincial governors, not believing it best to extend the right of appeal to decisions relative to elections of third members.

In the opinion of your committee the proposed amendment would still further increase the number of election contests, to which increase the Governor-General called the attention of the Legislature in his last message. Many candidates holding office at the time of the election would make contest solely for the purpose of continuing in office until the decision of the contest. Moreover, the work of the Supreme Court would be needlessly increased by the proposed amendment.

Respectfully submitted.

GREGORIO ARANETA,
RAFAEL PALMA,
NEWTON W. GILBERT,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 821.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by the Acting President,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, November 11, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, NOVEMBER 11, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong (after roll call), Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Saturday, November 9, 1912, was read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 23.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of the Interior, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the Legislature under the heading "Cadastral Surveys," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the accompanying bill be passed.

This bill is substantially the same as Commission Bill No. 124 of the Second Legislature as passed by the Commission, which bill failed in conference on the last day of the last session. The changes from Commission Bill No. 124 in the accompanying bill have been suggested by the Director of Lands as the result of the experience which his office and the Court of Land Registration have had with the actual working of the Cadastral Act for the non-Christian provinces, and are explained as follows:

Section 27 of the accompanying bill provides that the rules of construction laid down in sections 1 to 4, inclusive, of the Code of Civil Procedure are extended to this Act, among which rules are

found the following: "Any words in the plural include the singular and any in the singular include the plural number." In this bill therefore, the plural form has uniformly been used, instead of both singular and plural as in the old bill.

Page 1, section 1, line 13, the words "lands to be surveyed" have been substituted for the words "lands included in the petition," the latter phrase having been used inadvertently in Act No. 2075 and was therefore amended by Act No. 2080 for the reason that at this stage of the proceedings there is no petition pending before the Court.

Page 1, section 2, "surveyor or other employee of the Bureau of Lands in charge of the survey," is used instead of "the officer or the employee of the Bureau of Lands making the survey," for the reason that it is believed that a judicial interpretation of the word officer would exclude all persons connected with the Bureau of Lands with the exception of the Director and Assistant Director. The word "thereon" in line 13, page 2 of this section is used to avoid the unnecessary repetition of the word "lands."

Page 2, section 4, lines 21 and 22, the words "surveyor and other employees of the Bureau of Lands," are used instead of "officer and his assistants," for the reason as above stated that it is doubtful whether the surveyor could be designated as an officer of the Bureau. Lines 2 and 3, page 3, the words "or the placing of monuments" have been inserted; this phrase should undoubtedly be inserted for the reason that a refusal to allow the placing of monuments upon the lands wherever necessary is as much interference with the work of the survey as a refusal to permit the survey itself. Lines 7 and 8, the words "shall be guilty of a misdemeanor, and upon conviction thereof by a court of competent jurisdiction," have been inserted for the reason that before an Act or omission can be made punishable it must first be declared unlawful.

Page 6, section 8, line 12, the words "a copy of the notice in the English and Spanish languages," have been substituted by the word "notice." In recent cadastral cases in the Moro Province the court mailed notices in both the English and the Spanish languages to all persons occupying or claiming interests in the lands, thereby causing considerable unnecessary labor and expense. By leaving out the words "English and Spanish" the clerk of the court may use his discretion in sending out notices in whatever language is found necessary to meet the requirements of each individual case. Furthermore, by the use of the word "notice," instead of "a copy of the notice," the clerk of the court may use a short form which may include all essential information connected with the registration proceedings, but may include only the name of the party to be notified, thereby avoiding the unnecessary repetition of from 500 to 1,000 names in every notice so mailed. This is a matter that may be left to the discretion of the clerk of the court and the intention of this amendment is to allow this discretion.

Page 7, section 9, lines 3 to 13, inclusive, the words "shall be prepared by and executed before such person as may be specifically authorized and designated by the court for this purpose, and for the purposes of this section, the person so designated shall be an *ex officio* notary public. No fees shall be charged for the preparation, acknowledgment and filing of the answer, nor shall documentary stamps as provided by the Internal Revenue Law be required, and the provisions of section eighty-seven of Act Numbered One hundred thirty-six as amended, relative to the keeping of notarial registers, shall not be applicable to the answers required by this section. The answer" have been inserted. This amendment is offered for the reason that experience in land registration under the Cadastral Act, No. 2075, has demonstrated the inclination on the part of certain unscrupulous notaries public to induce the defendants in the case to have the answer executed before them and for which they charged most exorbitant fees. As this Act is intended primarily for the benefit of property owners of very small means any enactment which will prevent exploitation on the part of unscrupulous officials is thought desirable.

The object in exempting the answers from the provisions of the notarial law relative to the keeping of notarial registers is that no practical purpose is served by recording such documents, and the time and labor involved in making such records will seriously interfere with the expedition of the business of the court.

Page 8, section 10, lines 13 to 17, inclusive, the words "and the court shall, at some convenient date prior to the beginning of the trial, cause such general notice to be issued to all persons interested as may be necessary fully to inform them of the purposes of this section and their rights with respect thereto" have been inserted. This change is made at the suggestion of one of the judges of the Court of Land Registration, who is of the opinion that it is the duty of the court to call the attention of all parties in interest to the fact that the Government stands prepared to furnish gratuitous assistance in the matter of securing their titles of registration, thereby preventing a number of more ignorant people from falling into the hands of unscrupulous attorneys whose charges for legal service in a number of cases exceed the value of the lands.

Lines 19 to 22, the insertion of the words "or with the approval of the Attorney-General or the Director of Lands may detail any employee of the Bureau of Justice or the Bureau of Lands to perform such services, or" provides an additional method by which employees of the Bureau of Justice or the Bureau of Lands may be detailed for the purpose of assisting the defendants in registration proceedings to present their evidence without cost.

Lines 27, on page 8, to 3, on page 9, of section 10, the words "the court shall permit private counsel to appear only upon written request signed by said defendants, which shall bear the certificate of counsel

that said defendants have been personally informed by him of their rights to the services of the officer or employee detailed by the court as herein provided, and that they prefer to employ said private counsel," are inserted for the purpose of giving the court control over certain unscrupulous attorneys who might not hesitate to take advantage of the ignorance and misinformation of the landowners and exact exorbitant fees for services which might be performed without charge by employees of the Government provided for the purpose.

Page 11, section 17 of Commission Bill No. 124 has been excluded for the reason that it is thought advisable to extend to the Cadastral Act the provisions of the land registration law relative to the collection of one-tenth of one per cent of the value of the land for the assurance fund, for there appears to be no reason why lands registered under the proposed Act should be exempt from this payment. The provision relative to no charges being exacted for the filing of an answer has been added to the section to which same properly belongs, No. 9.

The following new section 17 has been inserted:

"SEC. 17. Any attorney who shall personally or through an agent solicit clients in any registration proceeding instituted in accordance with the provisions of this Act, or who shall take advantage of the ignorance of any defendant in such registration proceeding or the misunderstanding of such defendant of the provisions of section ten of this Act, for the purpose of having said defendant retain said attorney as his counsel, shall be considered guilty of malpractice; and in all proceedings arising under the provisions of this Act the judges of the Court of Land Registration shall have the same disciplinary and supervisory authority over attorneys and notaries public as those conferred upon judges of the Courts of First Instance by the provisions of section eighty-two of Act Numbered One hundred and thirty-six and sections twenty-two, twenty-three, twenty-four and twenty-five of Act Numbered One hundred and ninety."

This new section is intended to strengthen the provisions of the amendments to section 10 relative to the unethical and improper action on the part of certain attorneys who have in the past and who will in the future continue to solicit claimants among the more ignorant and uninformed land owners, for the purpose of making exorbitant charges for services which would otherwise be performed free of charge. It is very necessary, if this Act is to accomplish the good for which it is intended that this provision be adopted, as it can in no way affect those upright members of the bar who would not resort to such practices, but will only curb those whose actions have a tendency to bring the profession into disrepute.

Section 19, page 13, lines 5 to 9, inclusive, the following words have been inserted: "*And provided further, That for lands situated within the city of Manila the proportion of the cost ordinarily borne*

by the province where the land is situated, shall be added to the proportion to be paid by the respective owners of the lands." As the city of Manila is not included within any province it is evident that the one-tenth of the cost ordinarily borne by the provincial governments must be added to some of the other parties against whom costs are taxed, and it is believed that same should be taxed against the property owners in these cases.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the following bill accompanying same was taken up:

Commission Bill No. 31. An Act providing certain special proceedings for the settlement and adjudication of land titles.

By unanimous consent Commission Bill No. 31 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

At this point Commissioner Sumulong entered the Session Chamber.

[Committee Report No. 24.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the Legislature, headed "Abandonment of Railway Construction on the Islands of Negros and Panay," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the accompanying bill be passed.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the following bill accompanying same was taken up:

Commission Bill No. 32. An Act amending the second paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven by omitting certain routes over which railroads are to be constructed and repealing the third paragraph of

the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven, as amended by Act Numbered Eighteen hundred and eighty-nine.

Commission Bill No. 32 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out the preamble in its entirety.

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 821.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, November 12, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, NOVEMBER 12, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

The Acting President being temporarily absent, Commissioner Worcester took the chair.

READING OF JOURNAL.

The Journal for Monday, November 11, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 32. An Act amending the second paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven by omitting certain routes over which railroads are to be constructed and repealing the third paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven, as amended by Act Numbered Eighteen hundred and eighty-nine.

Commission Bill No. 32 was read the third time.

At this point the Acting President entered the Session Chamber and assumed the chair.

Commissioner Araneta moved to amend section 1. to read as follows:

SECTION 1. Paragraph two of subsection one of the first section of Act Numbered Fourteen hundred and ninety-seven is hereby amended to read as follows:

"On the Island of Panay: (a) A line from Iloilo in the Province of Iloilo and Island of Panay, in a northerly direction to the town of Capiz, in the Province of Capiz, a distance, approximately, of seventy-three miles."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending the second paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven, by omitting certain routes over which railroads are to be constructed, and repealing the third paragraph of said subsection as amended.

The motion prevailed and the title as amended was read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 25.]

MR. PRESIDENT: Your Committee on Taxation and Revenue has the honor to submit for the consideration of the Commission the accompanying bill, entitled "An Act providing that the assessment of and tax on real estate shall not include machinery as herein defined."

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill accompanying the same was taken up as follows:

Commission Bill No. 33. An Act providing that the assessment of and tax on real estate shall not include machinery as herein defined.

Commission Bill No. 33 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Amend section 1 to read as follows:

"SECTION 1. In all future assessments of property the value of machinery, as defined in section seven of this Act, shall be excluded, and such machinery shall not be assessed or taxed as part of the improvements on or to real property, or otherwise."

Section 2, page 1, lines 7 and 8, strike out the words "in provinces organized under the Provincial Government Act."

Section 3, page 1, line 12, strike out the words "as an improvement to real property."

Insert the following new section after the present section 5, renumbering subsequent sections accordingly:

"SEC. 6. For the purposes of this Act the duties of the board of tax appeals in provinces not organized under the Provincial Government Act shall be performed by the board of assessors provided for in section fifty of Act Numbered Thirteen hundred and ninety-seven."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

CONSIDERATION OF APPROPRIATIONS FOR LAST HALF OF FISCAL YEAR 1913.

The Commission then resolved itself into Committee of the Whole to continue consideration of Commission Bill No. 30, entitled "An Act making appropriations for sundry expenses of the Insular Government for the period from January first to June thirtieth nineteen hundred and thirteen, inclusive, and other designated periods."

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 821.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 50 minutes antemeridian,
On motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, November 13, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, NOVEMBER 13, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Tuesday, November 12, 1912, was read and approved.

UNFINISHED BUSINESS—CONSIDERATION OF APPROPRIATIONS FOR LAST HALF OF FISCAL YEAR 1913.

The Commission then resolved itself into Committee of the Whole to continue consideration of Commission Bill No. 30, entitled "An Act making appropriations for sundry expenses of the Insular Government for the period from January first to June thirtieth, nineteen hundred and thirteen, inclusive, and other designated periods."

After some consideration the committee rose and reported with the recommendation that the bill pass with the following amendment:

Section 1 (8), page 17, Bureau of Health, Baguio Hospital Division, insert after the word "quarters" in line 5, the words "subsistence and quarters as additional compensation to any employee of another branch of the Government whose partial services may be required and secured, the provisions of existing law to the contrary notwithstanding: *Provided*, That the charges at the Baguio Hospital as fixed by law, prior to November first, nineteen hundred and five, may thereafter be changed by the Director of Health, with the approval

of the Secretary of the Interior;" page 19, Philippine General Hospital, insert between lines 23 and 24 the following: "Rules governing the admission of patients to the Philippine General Hospital, charges for hospital service and hospital administration shall be made by the Director of Health, subject to the approval of the Secretary of the Interior: *Provided*, That the selection of patients for admission to free beds set aside for the use of the College of Medicine and Surgery of the University of the Philippines, shall be subject to such rules as the Board of Regents of the University of the Philippines may prescribe: *And provided further*, That the Secretary of the Interior, subject to the approval of the proper head of department or of the Board of Regents of the University of the Philippines as the case may be, may require the service without additional compensation of any medical officer or employee in the Government service;" page 19, Hospital Service, insert at the end of line 30, after the word "laundry" the following: "*Provided*, That internes may be allowed subsistence, quarters, and laundry in kind, with or without other compensation and at the expense of the hospitals or other institutions at which said internes may be assigned to duty: *And provided further*, That said internes shall be selected by the Director of Health after competitive examination to be prescribed by him, and the provisions of Act Numbered Sixteen hundred and ninety-eight shall not apply to these positions; and that in the event of the selection of a person for appointment residing outside the Philippine Islands, such person shall be entitled to actual and necessary traveling expenses from his place of residence to Manila, and after two years' satisfactory service he shall be entitled to actual and necessary traveling expenses from Manila to his place of residence, if such expenses be not greater than to place of appointment: *And provided further*, That any medical officer of the United States or Philippine Government, when detailed by the Director of Health for duty in hospitals of the Bureau of Health, may be allowed subsistence, quarters, and laundry: *And provided further*, That all persons rendering service in any hospital of the Bureau are under the direction of the Director of Health while rendering such service." and page 22, line 3, insert after the word "expenses" the words "*Provided*, That commutation of subsistence at rates to be approved by the Secretary of the Interior may be paid in lieu of subsistence in kind: *And provided further*, That the city of Manila shall pay at rates to be approved by the Secretary of the Interior for the maintenance of all insane persons committed after the date of this Act who shall have resided in Manila for a period of one or more years prior to the date of application for commitment, so long as the number of insane persons maintained at the expense of the Insular Government on account of the city of Manila shall exceed the latter's pro rata share of such persons on the basis of population: *And provided further*, That in the event of the marriage of any female

inmate of a charitable institution who is maintained at the expense of the Government a dowry equal to the expense of maintenance for two years may be paid to her from this appropriation in the discretion of the Secretary of the Interior: *And provided further*, That the Bureau of Health is hereby authorized to continue the construction work at Cullion without the intervention of the Bureau of Public Works or the Consulting Architect, existing law to the contrary notwithstanding: *And provided further*, That the expenditure of funds hereinbefore made available shall be under the direction and control of the Director of Health."

Section 1 (12), page 32, line 16, after the words "incidental expenses" insert the words "*And provided further*, That the Bureau of Quarantine Service is hereby authorized to continue the construction work at quarantine stations without the intervention of the Bureau of Public Works or the Consulting Architect, existing law to the contrary notwithstanding, from funds made available for permanent improvements."

Section 1 (13), page 34, Weather Bureau, line 1, insert after the word "expenses" the words "*Provided*, That the Director, with the approval of the Secretary of the Interior, may reduce, suppress, or transfer any station maintained by the Bureau."

Section 1 (14), page 40, Bureau of Constabulary, insert between lines 14 and 15 the following: "*Provided*, That with the authority of the Governor-General, the Director may increase the number of Constabulary districts, the provisions of section five of Act Numbered One hundred and seventy-five to the contrary notwithstanding."

The amendment recommended by the Committee of the Whole was adopted, and the bill ordered on file for third reading.

THIRD READING OF BILL.

Commission Bill No. 33. An Act providing that the assessment of and tax on real estate shall not include machinery as herein defined.

Commission Bill No. 33 was read the third time.

Commissioner Worcester moved the following amendment:

Section 4, page 2, line 8, strike out the words "land tax declarations" and insert in lieu thereof the words "land and property tax declarations."

The motion prevailed.

Commissioner Araneta moved to amend section 8 to read as follows:

"Sec. 8. This Act shall take effect upon its passage."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Section 4, page 2, lines 9 and 10, strike out the words "of the land and improvements to which such machinery belongs or pertains."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was passed, Commissioner Sumulong voting in the negative.

Commissioner Araneta moved to amend the title by striking out the words "real estate" and inserting in lieu thereof the words "real and personal property."

The motion prevailed, and the title as amended was read and approved.

EXPLANATIONS OF VOTES.

Commissioner WORCESTER: I voted "aye" after hesitation because I feel that companies like the Mindoro Company and property owners like the owners of the San Jose Estate might well be required to pay on the very valuable machinery which they have installed. But, if the passage of this bill will, as in my opinion seems probable, stimulate the use of machinery among comparatively poor people and so lead to increased agricultural production, I think it will be a good bill.

Commissioner ARANETA: In explanation of my vote in favor of this bill and of my vote against it at the last session of the Legislature, I desire to state as follows:

I voted against the bill at that time on the ground that, since real property is taxed, there would seem to be no good reason why machinery forming a part of the real property should not also be subject to the same tax. After mature consideration of the matter, I think that the question should not be decided on that ground. There being a tax on real property and none on personal property, if machinery, which is a part of the real property, is not exempted an injustice would be done; some machinery would be subject to tax while other machinery would not; some industries using machinery fixed to the ground would pay a tax on such machinery, while other industries using

machinery equally and possibly more productive, but not so attached to the ground, would bear no share of the public burden. For example, a distillery would be required to pay the tax, while a cigarette factory or a hat factory would be exempt. Aside from this manifest injustice, it must be remembered that all machinery as defined by law is a factor in the production of merchandise which on being sold must pay the tax of one-third of one per cent which merchants pay on their sales.

In view of the foregoing, I think it only equitable and just that machinery attached to real property should be exempt from taxation.

Commissioner SUMULONG: The purpose of this bill is said to be, in the first place, to encourage the use of machinery in this country, but more especially among the agriculturists, in order to increase and improve production; in the second place it is alleged that since the present legislation does not tax machinery not fixed to the soil, it is an injustice to tax machinery attached to the soil.

This bill would, in my judgment, be less disputable if it exempted only agricultural machinery from taxation, though there would be objections to it even then, one of them being that the exemption would favor precisely those agriculturists who have capital and who, being able to produce better and more cheaply with the aid of machinery, are so much the more under the obligation to aid in bearing the public burdens. The small agriculturist will not be excused from paying taxes on his home or on the camarin built on his property, which he uses only to live in or to shelter his products, without their producing revenue or increasing production, while the landowner on a large scale will not pay for the machinery which aids him to double or perhaps even treble his production and his revenues. To do justice to all the agriculturists it must be said, however, that the machinery tax has been in force in the provinces for a long time without any complaints being received from said agriculturists. Only when it was attempted to apply the tax to machinery in Manila where, for reasons which this is not the opportunity to explain, it has not been applied,

the alleged advisability of abolishing the tax began to be discussed seriously. The persons or entities who have raised their voices against this tax are not agriculturists who have been suffering from the consequences of bad crops, rinderpest, depreciation of their products, and other calamities, but manufacturers, industrials, and large proprietors whose business has fortunately almost always been in a prosperous condition. The truth is, that if this bill is passed, the element most benefited will be the agriculturists on a large scale who have modern machinery wherewith to exploit their property, such as sugar centrals, and industrials owning distilleries, sawmills, mining machinery, dockyards, ricemills, etc.—that is, persons who cannot apply for this kind of assistance on the plea that their business is not prospering.

I acknowledge that from a general point of view it is not just to require machinery fixed to the soil to pay taxes while the same is not done with regard to machinery coming under the heading of personal property. But why not tax movable machinery also, instead of abolishing the tax on all classes of machinery? If this were reasonable and advisable, what could one say if the owners of real estate in general were to request exemption from taxation for their property on the plea that certain kinds of property, such as that set aside for religious, educational, or beneficent purposes, are exempt from taxation?

The argument that the machinery is always a factor in the production of merchandise which pays internal-revenue taxes when sold or conveyed, is not very convincing. There is much machinery, like that used on sugar estates or in dockyards, which does not produce anything on which internal-revenue taxes can be collected. One of the effects of this bill in the localities where machinery is used on a large scale would be to reduce the revenues of the municipalities concerned in proportion to the amount of machinery exempted from taxation, and it is certain that said municipalities would increase the rate of the land tax in order to fill the void caused by the abolition of the machinery tax, and thus the abolition of the machinery tax

would, in the last instance, involve the increase of the present tax burden on real estate. If one takes into consideration that the Government has almost always refused to abolish or reduce the land tax, even in times of crises and calamities, the injustice of the abolition of the tax on machinery used by persons or entities who generally do good business is shown up in a more evident and shocking light.

For this reason I again vote against the bill, as I did last year when the same measure was under discussion.

INTRODUCTION OF BILL.

Commissioner Branagan introduced the following bill:

Commission Bill No. 34. An Act to afford relief to sufferers from the typhoon of October fifteenth and sixteenth, nineteen hundred and twelve.

Commission Bill No. 34 was read the first and second times and ordered on file for consideration in Committee of the Whole.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 50 minutes antemeridian,
On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, November 14, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, NOVEMBER 14, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Wednesday, November 13, 1912, was read and approved.

POSTPONEMENT OF THIRD READING OF COMMISSION BILL NO 30.

Commission Bill No. 30, entitled "An Act making appropriations for sundry expenses of the Insular Government for the period from January first to June thirtieth, nineteen hundred and thirteen, inclusive, and other designated periods," appearing on the calendar for third reading on this date,

Third reading was postponed.

WITHDRAWAL OF COMMISSION BILL NO. 34.

Commissioner Branagan asked leave to withdraw Commission Bill No. 34, entitled "An Act to afford relief to sufferers from the typhoon of October fifteenth and sixteenth, nineteen hundred and twelve," pending further investigation of the subject matter.

Permission was granted.

SPECIAL ORDER FIXED.

On motion by Commissioner Worcester,
Consideration of the appropriations for permanent improvements in the non-Christian provinces was made a special order for Monday morning, immediately after the reading of the Journal.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see pp. 821, 822.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,

On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, November 15, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, NOVEMBER 15, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Thursday, November 14, 1912, was read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 26.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on November 6, 1912, resolution No. 100 of the municipal council of Santa Rosa, Laguna, petitioning the Legislature for the enactment of a law granting per diems for vice-president and councilors attending regular meetings of the council, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this resolution be laid on the table

It is not the first time that your committee has had matters of a similar character to deal with, but in no case has it been able to make a favorable recommendation, owing to the lack of revenues of the municipalities. Since the economic situation of the municipalities does not seem to have improved so far, your committee persists in its opinion that petitions like the one now before us should be denied.

Respectfully submitted.

JOSE R. LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 27.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on November 2, 1912, resolution No. 4 of the convention of municipal presidents of Capiz, adopted on September 5, 1912, recommending that Act No. 2169 be amended relative to the limitation of the number of firearms permitted in each municipality, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

In report No. 16 your committee recommended that resolution No. 83 of the municipal council of Balasan, Province of Iloilo, requesting the amendment of sections 22 and 23 of the above-mentioned Act relative to the carrying of firearms by the municipal police, be laid on the table. This report of your Committee was adopted by the Commission on November 5, 1912. The reasons advanced by your committee in the afore-mentioned report apply equally to resolution No. 4 of the convention of municipal presidents of Capiz.

No bonds are now required as security for firearms in the hands of police, the law now requiring that they be owned by the municipalities.

Respectfully submitted.

FRANK A. BRANAGAN,

*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

FRIAR LANDS REPORT.

The Secretary submitted for the information of the Commission the report of the Director of Lands on the administration of the Friar Lands Estates for the month of October, 1912.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 822.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Worcester.

The Commission adjourned to meet on Saturday, November 16, 1912, at the call of the Chair.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, NOVEMBER 16, 1912.

The Commission met at the call of the Acting President at 12 o'clock and 10 minutes postmeridian.

Present: Commissioners Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave), Commissioner Worcester (excused), and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Friday, November 15, 1912, was read and approved.

INTRODUCTION OF BILL.

Commissioner Araneta introduced the following bill:

Commission Bill No. 35. An Act providing that on and after the first day of January, nineteen hundred and thirteen, the register of deeds for the city of Manila shall perform the duties of commercial register in said city, and validating the acts performed by the present commercial register of the city of Manila since the passage of Act Numbered Twelve hundred and eighty-eight.

Commission Bill No. 35 was read the first and second times and referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 12 o'clock and 15 minutes postmeridian,
On motion by Commissioner Palma,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Monday, November 18, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, NOVEMBER 18, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave.)

READING OF JOURNAL.

The Journal for Saturday, November 16, 1912, was read and approved.

SPECIAL ORDER.

Consideration of the appropriations for permanent improvements in the non-Christian provinces having been made a special order for this date,

Commissioner Worcester introduced the following bill:

Commission Bill No. 36. An Act making appropriation for public works and permanent improvements in the Provinces of Agusan, Nueva Vizcaya, the Mountain Province, and the Moro Province.

Commission Bill No. 36 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 1, page 2, Mountain Province, line 14, strike out the words "For the maintenance and improvement of the Naguilian Road" and insert in lieu thereof the words "For the improvement of the Naguilian Road;" same section and page, Bureau of Public Works, lines 27 to 31, and page 3, lines 1 to 5, strike out the words "for the alteration of the Baguio automobile station, the construction of additional buildings, for housing of transportation for the Benguet Road service, and for the construction of quarters, power and pump-

ing plant at Camp One, twenty-two thousand one hundred and forty pesos; for the extermination of flies and mosquitoes, and for other sanitary precautions at Baguio, ten thousand pesos; for the construction of additional cottages at Baguio, fifty thousand pesos; for the construction of a Filipino Dormitory at Baguio, forty thousand pesos; for the improvement of parks and lagoons at Baguio, ten thousand pesos" and insert in lieu thereof the words "for the improvement of sanitary conditions in Baguio, ten thousand pesos;" in lines 6 and 7, page 3, strike out the words "In all, for the Bureau of Public Works, two hundred and twelve thousand one hundred and forty pesos" and insert in lieu thereof the words "In all, for the Bureau of Public Works, ninety thousand pesos;" same section, page 3, Bureau of Constabulary, lines 9 to 11, inclusive, strike out the words "For the construction of permanent buildings for the Bureau of Constabulary, to be allotted in the discretion of the Secretary of Commerce and Police, fifty thousand pesos," and insert in lieu thereof the words "For the completion of the barracks at Bontoc and the construction of a storehouse at Baguio, to be allotted in the discretion of the Secretary of Commerce and Police, fourteen thousand pesos;" same section and page, Bureau of Health, line 16, strike out the words "for equipment of doctors' quarters," and in line 17, strike out the words "eighteen thousand pesos" and insert in lieu thereof the words "fourteen thousand pesos;" same section and page, Bureau of Education, lines 20 and 21, strike out the words "seventy thousand one hundred and fifty pesos" and insert in lieu thereof the words "fifty-three thousand seven hundred and fifty pesos," and in lines 25 and 26, strike out the words "one hundred and thirty thousand one hundred and fifty pesos" and insert in lieu thereof the words "one hundred and thirteen thousand seven hundred and fifty pesos;" same section, and page, Bureau of Forestry, lines 28 and 29, strike out the words "for the construction of forester's quarters at Baguio, seven thousand pesos," and on page 4, lines 1 and 2, strike out the words "eleven thousand and fifty pesos" and insert in lieu thereof the words "four thousand and fifty pesos;" same page, lines 3 and 4, strike out the words "Total appropriation for all purposes, five hundred and forty-six thousand eight hundred and forty pesos" and insert in lieu thereof the words "Total appropriations for all purposes, three hundred and sixty-one thousand three hundred pesos."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

The Director of Public Works, the Director of Constabulary, and the Director of Education were present during the consideration of appropriations for their respective Bureaus.

ADJOURNMENT.

Thereupon, at 12 o'clock and 20 minutes postmeridian,
On motion by Commissioner Worcester,
The Commission adjourned to meet at 10 o'clock and
30 minutes antemeridian on Tuesday, November 19, 1912.
Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, NOVEMBER 19, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Monday, November 18, 1912, was read and approved.

UNFINISHED BUSINESS—CONSIDERATION OF COMMISSION BILL NO. 35 IN COMMITTEE OF THE WHOLE.

The Commission then resolved itself into Committee of the Whole for the purpose of continuing consideration of Commission Bill No. 35, entitled "An Act providing that on and after the first day of January, nineteen hundred and thirteen, the register of deeds for the city of Manila shall perform the duties of commercial register in said city, and validating the acts performed by the present commercial register of the city of Manila since the passage of Act Numbered Twelve hundred and eighty-eight."

After some consideration the committee rose and reported with the recommendation that the bill pass with the following amendment:

Strike out the following: "Section 1. On and after the first day of January, nineteen hundred and thirteen, Enrique Barrera y Caldes shall cease to act as commercial register of the city of Manila, and shall deliver all books, papers and documents pertaining to that office to the register of deeds of the city of Manila, who will from said date perform the duties of commercial register of the city of Manila, as provided in section one of Act Numbered Twelve hundred and eighty-eight," renumbering subsequent sections accordingly.

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

THIRD READING OF BILL.

Commission Bill No. 36. An Act making appropriations for public works and permanent improvements in the Provinces of Agusan, Nueva Vizcaya, the Mountain Province, and the Moro Province.

Commission Bill No. 36 was read the third time.

The Acting President moved the following amendment:

Section 1, page 1, Province of Agusan, lines 8 and 9, strike out the words "fifteen thousand pesos;" line 10, strike out the words "five thousand pesos;" line 11, strike out the words "ten thousand pesos;" line 12, strike out the words "three thousand pesos;" line 13, strike out the words "one thousand pesos;" line 14, strike out the words "three hundred pesos;" line 15, strike out the words "eight hundred pesos," line 18, and page 2, line 1, strike out the words "six thousand pesos;" and page 2, lines 1, 2, and 3, strike out the words "one thousand eight hundred pesos. In all, for the Province of Agusan."

The motion prevailed.

The Acting President moved the following amendment:

Section 1, page 2, Province of Nueva Vizcaya, line 8, strike out the words "forty-one thousand two hundred pesos;" line 9, strike out the words "four hundred pesos;" and lines 10 and 11, strike out the words "fifteen hundred pesos. In all, for the Province of Nueva Vizcaya."

The motion prevailed.

Commissioner Worcester moved the following amendment:

Section 1, page 2, Mountain Province, lines 14 and 15, strike out the words "from January first to December thirty-first, nineteen hundred and thirteen."

The motion prevailed.

Commissioner Branagan moved the following amendment:

Section 1, page 2, Department of Commerce and Police, lines 20 and 21, strike out the words "to be allotted in the discretion of the Secretary of Commerce and Police, ten thousand pesos," and insert in lieu thereof the word "and;" and in lines 23 and 24, strike out the words "ten thousand pesos" and insert in lieu thereof the words "twenty thousand pesos."

The motion prevailed.

The Acting President moved the following amendment:

Section 1, page 2, Bureau of Public Works, lines 27 and 28, strike out the words "for the improvement of sanitary conditions in Baguio, ten thousand pesos" and insert in lieu thereof the words "for the construction and improvement of septic vaults, drains and other sanitary works in Baguio, ten thousand pesos."

The motion prevailed.

Commissioner Worcester moved the following amendment:

Section 1, page 3, Bureau of Health, lines 7 and 8, strike out the words "doctors' quarters."

The motion prevailed.

The Acting President moved the following amendment:

Section 1, page 3, Bureau of Forestry, lines 22 to 25, strike out the words "For the construction of ranger's quarters at Baguio, one thousand eight hundred pesos; for laborers' quarters at Baguio, two thousand two hundred and fifty pesos. In all, for the Bureau of Forestry," and insert in lieu thereof the words "For the construction of rangers' quarters and laborers' quarters at Baguio."

The motion prevailed.

The Acting President moved to strike out the following section in its entirety, renumbering subsequent sections accordingly:

SEC. 2. The road and bridge fund available for expenditure by the provincial board of any province exclusively under the control of the Philippine Commission, shall be expendable for the construction or maintenance of roads, trails, and bridges; but adequate provision shall first be made for the maintenance of existing roads, trails and bridges, and only the amount available after such maintenance has been provided for shall be expended for new construction.

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Ordered, That Commission Bill No. 36 be enrolled and printed as an Act, the enactment of same being within

the exclusive general legislative jurisdiction of the Commission over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 28.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on November 11, 1912, Commission Bill No. 31, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Section 9, page 7, strike out all after the words "his behalf, and" in line 3, until the words "shall state" in line 13.

Strike out section 10 and insert in lieu thereof the following:

"SEC. 10. The governor of the province shall, upon the request of the court, detail an officer or employee of the province to assist the defendants in any action brought under this Act in the preparation of their pleadings and evidence, without cost to them: *Provided, however,* That the court may, in its discretion, detail any of its employees to perform such service, and in case of the failure of the provincial governor to make suitable provision for the assistance of the defendants as above set forth, the court may, with the approval of the Secretary of Finance and Justice, employ for such purpose the necessary personnel, to be paid out of provincial funds. The officer or employee detailed, or the person employed to assist the defendants, shall prepare their answer, which shall be sworn to before such officer, employee or person. No fees shall be charged for the preparation, acknowledgment and filing of the answer, nor shall a documentary stamp be required. The court shall, at some convenient date prior to the expiration of the time for filing the answer, cause such general notice to be issued to all persons interested as may be necessary fully to inform them of the purposes of this section and their rights with respect thereto. The court shall permit private counsel to appear for the defendants or prepare their answer only upon written request signed by said defendants, which shall bear the certificate of the counsel that said defendants have been personally informed by him of their rights to the services of the officer or employee detailed or person employed as herein provided, and that they preferred to employ said private counsel."

Strike out section 17 and renumber the succeeding sections accordingly.

In section 19, page 12, line 24, after the words "apportioned by the Court," insert the words "the city of Manila to be considered for this purpose both as a province and as a municipality."

In the same section 19, page 13, strike out the proviso beginning in line 5 and ending in line 9.

Page 13, line 30, strike out the word "further."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 822.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, November 20, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, NOVEMBER 20, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave), Commissioner Araneta (excused), and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Tuesday, November 19, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

NOVEMBER 15, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 15, 1912, passed the following A. J. R. No. 8, in which it requests the concurrence of the Commission: Joint Resolution correcting section twenty-two of Act Numbered Two thousand one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Joint Resolution No. 8. Joint Resolution correcting section twenty-two of Act Numbered Two thousand one hundred

and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

Whereas an error has been discovered at the end of section twenty-two of Act Numbered Two thousand one hundred and fifty-nine, consisting in the omission of the words "or by both such fine and imprisonment;,"

Whereas said words appeared in the original bill (No. 1001) of the Assembly and it does not appear that the same were stricken out by the Philippine Commission upon considering the said bill, and supposing that they were stricken out, it does not appear that the Assembly concurred in such elimination;

Whereas the omission was evidently due to an error in the translation of the said Assembly Bill into English: Now, therefore, be it

Resolved by the Philippine Commission and the Philippine Assembly, That section twenty-two of Act Numbered Two thousand one hundred and fifty-nine be corrected by adding at the end of said section, after the word "month," the words "or by both such fine and imprisonment," so that the last paragraph of said section twenty-two shall read as follows:

"Every person violating the foregoing provisions of this section, and every person found guilty of stealing any certificate, number plate, mark, permit, or license issued under this Act, or taking and carrying away the same without the knowledge of the person lawfully entitled thereto or against the will of such person shall be punished by a fine of not less than five nor more than two hundred pesos or imprisonment of not less than one nor more than six months, or by both such fine and imprisonment."

Assembly Joint Resolution No. 8 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the joint resolution ordered on file for third reading.

NOVEMBER 18, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 18, 1912, passed the following Assembly Bill No. 48, in which it requests the concurrence of the Commission: An Act amending section one of Act Numbered Sixty-three of the Commission, entitled "An Act prescribing the method to be adopted in the construction of laws," as amended by

section one of Act Numbered seventeen hundred and eighty-eight of the Commission, by providing for the method to be observed in the construction of the laws promulgated by the Philippine Legislature.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 48 was read the first time by title only and referred to the Acting President of the Commission as a select committee, for report and recommendation.

THIRD READING OF BILL.

Commission Bill No. 35. An Act providing that on and after the first day of January, nineteen hundred and thirteen, the register of deeds for the city of Manila shall perform the duties of commercial register in said city, and validating the acts performed by the present commercial register of the city of Manila since the passage of Act Numbered Twelve hundred and eighty-eight.

Commission Bill No. 35 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

An Act validating the acts performed by the present commercial register of the city of Manila since the passage of Act Numbered Twelve hundred and eighty-eight.

The motion prevailed and the title as amended was read and approved.

SECOND READING OF BILL.

Commission Bill No. 31, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles," appearing on the calendar for second reading on this date,

On motion by Commissioner Worcester, second reading was postponed.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 37. An Act defining the purposes for which the road and bridge fund of provinces exclusively under the control of the Philippine Commission may be used.

Commission Bill No. 37 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 10 o'clock and 50 minutes antemeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, November 21, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, NOVEMBER 21, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Wednesday, November 20, 1912, was read and approved.

THIRD READING OF BILLS.

Assembly Joint Resolution No. 8. Joint Resolution correcting section twenty-two of Act Numbered Two thousand one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

Assembly Joint Resolution No. 8 was read the third time.

The question then being upon its adoption, the roll was called and the resolution was adopted and the title and preamble were read and approved.

Commission Bill No. 37. An Act defining the purposes for which the road and bridge fund of provinces exclusively under the control of the Philippine Commission may be used.

Commission Bill No. 37 was read the third time.

Commissioner Araneta moved the following amendment:

Section 1, page 1, lines 2 and 3, strike out the words "by the provincial board of any province exclusively under the control of the Philippine Commission," and insert in lieu thereof the words "in any province in the territory inhabited by Moros or other non-Christian tribes."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act defining the purposes for which the road and bridge fund of provinces in the territory inhabited by Moros or other non-Christian tribes may be used.

The motion prevailed and the title as amended was read and approved.

Ordered, That Commission Bill No. 37 be enrolled and printed as an Act, the enactment of same being within the exclusive general legislative jurisdiction of the Commission over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 29.]

MR. PRESIDENT: Your select committee of two, to which was referred on November 4, 1912, Commission Bill No. 28, entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 2, line 1, strike out the word "foreshore," and insert in lieu thereof the word "mineral."

Page 2, line 9, strike out the word "foreshore," and insert in lieu thereof the word "mineral."

Page 2, line 31, after the word "state," insert the following: "the citizenship of the applicant and his post-office address."

Page 2, line 33, strike out the word "contain."

Page 3, lines 19, 20, and 21, strike out the clause "and the Director of Lands shall decide whether the proof submitted is sufficient."

Page 3, line 33, after the word "hereof," insert the following: "and whether the land is needed, in whole or in part, for the prosecution of the trade, manufacture, or other productive industry, for which purpose the application is made."

Page 4, line 1, strike out the words "to determine."

Page 4, line 9, after the word "appraisement," insert the words "and make his recommendation."

Page 4, lines 10 and 11, strike out all after the word "consideration," and insert in lieu thereof the following: "will decide the matter, ordering the sale of the land or denying the application."

Page 4, line 12, after the word "shall," insert the words "before making the sale."

Page 4, lines 21, 22, and 23, strike out all after the words "allowed," inserting in lieu thereof the following: "The sale shall be advertised by publishing a notice thereof, for six consecutive weeks, in a newspaper published at Manila and in a newspaper published in the province where the land is situated, if any such there be, such notice to be published in both the English Language and the Spanish Language; and in addition to the publication of the notice in newspapers, as above provided, a copy of the notice shall be posted on the municipal building of the municipality wherein the land is situated. The notice shall state that if no opposition is presented to the Director of Lands by any person claiming an interest in the land applied for, the same will be sold ten days after the date of the last publication of the notice in the newspapers. If after the expiration of such period no valid claim shall have been presented, the sale shall then be made to the applicant at the appraised valuation, on completion of the required survey."

Page 5, at the end of line 11, add the following proviso: "*Provided, however,* That no patent shall issue while there is any pending suit in the court instituted by any person claiming an interest in the land, nor until the applicant has established the trade, manufacture or other productive industry for which purpose the application was made; and the land shall be reverted to the Government, and all payments of purchase money shall be forfeited, if five years after the date of sale such trade, manufacture or other productive industry has not been established."

Page 5, strike out lines 19, 20 and 21.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
GREGORIO ARANETA,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

RECESS.

At 11 o'clock antemeridian, the Acting President declared a recess until 5 o'clock and 30 minutes postmeridian.

RECONVENED.

At 5 o'clock and 30 minutes postmeridian the Commission reconvened, the following Commissioners being present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Branagan, and the Acting President.

The Acting President in the chair.

ELECTION OF RESIDENT COMMISSIONERS.

Presently the Assistant Secretary of the Philippine Assembly appeared and stated that he had been directed by the Assembly to announce to the Commission that the Assembly, sitting in Committee of the Whole and following the procedure prescribed by Joint Resolution No. 2 of the First Philippine Legislature, had nominated Manuel L. Quezon to be voted for in formal session as one of the Resident Commissioners to the United States provided for by section 8 of the Act of Congress of July 1, 1902, and the Act of Congress of February 15, 1911.

The Acting President then made the following statement:

Because of the failure of the Philippine Legislature to elect two years ago, or subsequent to that time, Resident Commissioners to the United States, the terms of the present Resident Commissioners are extended to the 4th day of next March, and the Act of Congress provided that at this session of the Legislature two Resident Commissioners should be elected for the term of four years beginning on the 4th day of March, 1913. This is the election which we are now proposing to make and one of these positions is the one to which the Assembly has just nominated Manuel L. Quezon. Under the joint resolution which governs this Legislature it will be necessary for us either to approve or disapprove of the nomination of Mr. Quezon and to nominate and submit to the Assembly the name of another man to be the other Resident Commissioner.

On motion by Commissioner Branagan,

The Commission resolved itself into Committee of the Whole, the Acting President in the chair.

After some time spent therein the committee rose and, through the Acting President, reported itself as agreeable to the election of Manuel L. Quezon as one of the Resident Commissioners to the United States under the provisions of section 8 of the Act Congress of July 1, 1902, and section 2 of the Act of Congress of February 15, 1911, and had nominated Manuel Earnshaw as the candidate for the other position of Resident Commissioner.

Ordered, That the Secretary notify the Assembly of the action taken.

Presently the Assistant Secretary of the Assembly appeared and announced that the Assembly had agreed in Committee of the Whole to the nomination by the Commission of Manuel Earnshaw as a candidate for one of the positions of Resident Commissioner to the United States under the provisions of section 8 of the Act of Congress of July 1, 1902, and section 2 of the Act of Congress of February 15, 1911.

Commissioner Worcester then moved that the Commission proceed to the formal election of the candidates nominated.

The question then being upon the election of Manuel L. Quezon and Manuel Earnshaw as Resident Commissioners to the United States for the term beginning March 4, 1913, in accordance with section 8 of the Act of Congress of July 1, 1902, and section 2 of the Act of Congress of February 15, 1911, the roll was called with the following results:

Yeas: Commissioners Worcester, Luzuriaga, Araneta, Palma, Branagan, and the Acting President.

Nays: None.

Whereupon, the Acting President declared Manuel Earnshaw and Manuel L. Quezon elected on the part of the Commission to the positions of Resident Commissioners to the United States for the term beginning March 4, 1913, in accordance with the provisions of section 8 of the Act of Congress of July 1, 1902, and section 2 of the Act of Congress of February 15, 1911.

Ordered, That the Secretary notify the Assembly of the action of the Commission.

Later the Assistant Secretary of the Assembly appeared and stated that he had been directed by the Assembly to announce to the Commission that the Assembly, sitting in formal session, had elected to the positions of Resident Commissioners to the United States for the term beginning March 4, 1913, in accordance with the provisions of section 8 of the Act of Congress of July 1, 1902, and section 2 of the Act of Congress of February 15, 1911, Messrs. Manuel L. Quezon and Manuel Earnshaw.

ADJOURNMENT.

Thereupon, at 6 o'clock and 30 minutes postmeridian,
On motion by Commissioner Worcester,
The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, November 22, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, NOVEMBER 22, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Thursday, November 21, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

NOVEMBER 19, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 19, 1912, passed the following Assembly Bill No. 10, in which it requests the concurrence of the Commission: An Act appropriating the sum of two hundred thousand pesos for the construction of a custom-house and the installation of an arrastre plant in the Port of Iloilo.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 10 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

NOVEMBER 19, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 19, 1912, passed the following Assembly Bill No. 156, in which it requests the concurrence of the

Commission: An Act appropriating the sum of fifty thousand pesos, Philippine currency, out of any funds in the Insular Treasury not otherwise appropriated, for the extermination of locusts in accordance with the provisions of Act Numbered Twenty-one hundred and twenty-one.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Assembly Bill No. 156 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by the Acting President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed, and the title read and approved.

SECOND READING OF BILL.

Commission Bill No. 28, entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations, and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities, or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes," appearing on the calendar for second reading on this date, was passed on file.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 30.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to

the Third Philippine Legislature recommending the passage of a law to relieve provincial governors from acting as sheriff, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the accompanying bill be passed.

Following the recommendation of the Governor-General, this bill relieves provincial governors from their duties as sheriff and confers such duties upon the clerks of court and such deputy sheriffs as may be necessary. In drawing up this bill your committee has kept in mind the successful experience in the Court of First Instance of Manila, where the clerk has been given the additional duties of sheriff.

Undoubtedly deputy sheriffs will be needed, It being difficult at this time to fix the number of deputy sheriffs and their salaries, the Attorney-General is authorized to appoint, with the approval of the Secretary of Finance and Justice, as many deputy sheriffs as may be necessary, at a salary of not less than three hundred and sixty nor more than twelve hundred pesos per annum. To meet this expense, the bill provides that sheriffs' fees shall be paid into the Insular Treasury and credited to the appropriation for the Judiciary.

In order to compensate the clerks of court for their additional responsibilities until such time as a salary is provided for the combined positions of clerk of court and sheriff, it is also provided that the Attorney-General, with the approval of the Secretary of Finance and Justice, may pay the clerks of court who act as sheriff an additional compensation not exceeding twenty-five per cent of their respective salaries as clerk of court.

Act No. 1739, which created the fidelity bond premium fund, provides in section 15 that the provisions of said Act shall not be applicable to sheriffs of provinces. In practice it has been found difficult for sheriffs to give bond. To obviate this difficulty it is provided in this bill that the provisions of Act No. 1739 shall be applicable to deputy sheriffs. The Auditor and the Insular Treasurer have been consulted in regard to this provision, and they see no objection to it.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the following bill accompanying the same was taken up and considered:

Commission Bill No. 38. An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of

sheriffs' fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four hundred and ninety-six and Seventeen hundred and thirty-nine, and repealing all contrary provisions.

By unanimous consent Commission Bill No. 38 was read the first time by title and referred to a Select Committee consisting of Commissioners Palma and Sumulong for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 822.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, November 23, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, NOVEMBER 23, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong and Branagan.

Absent: The President (on leave), the Acting President (on official business), and Commissioner Elliott (on leave).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal for Friday, November 22, 1912, was read and approved.

SECOND READING OF BILL.

Commission Bill No. 28, entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes," appearing on the calendar for second reading on this date, was passed on file.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 81.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of the Interior, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the

Philippine Legislature of October 16, 1912, relating to infant mortality, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That legislation be enacted continuing this committee for at least one year. Your committee believes that a year is a minimum time in which it is reasonable to expect that the many phases of so complex a subject as infant mortality can be investigated and reported upon.

The work already performed by this Committee, the results of which are set forth in its report, makes it evident, in the opinion of your committee, that further time should be available in which to prosecute this very important investigation.

Respectfully submitted.

DEAN C. WORCESTER,

*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 823.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, November 25, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, NOVEMBER 25, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Saturday, November 23, 1912, was read and approved.

MESSAGE FROM THE ASSEMBLY.

NOVEMBER 20, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 20, 1912, passed the following Assembly Bill No. 179, in which it requests the concurrence of the Commission: An Act providing for a more expeditious procedure in cases of suspensions of municipal officers.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 179 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

SECOND READING OF BILL, COMMISSION BILL NO. 28 POSTPONED.

Commission Bill No. 28, entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations and corporations may acquire by purchase certain public

lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes," appearing on the calendar for second reading on this date,

On motion by Commissioner Worcester,
Second reading was postponed.

COMMUNICATION.

The Secretary read a communication from Ysmael Imperial making application for the position of justice of the peace of Malinao, Capiz.

Referred to the Secretary of Finance and Justice.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 32.]

GENTLEMEN: Your select committee of one, to which was referred on November 20, 1912, Assembly Bill No. 48, amending Act No. 63, as amended by Act No. 1788, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The theory upon which this bill is founded is evidently that the language in which a bill is originally introduced is a fairer criterion as to its meaning than any other language into which it may be translated. While this may be true, the passage of such a bill as is hereby proposed would lead to great confusion. It would be necessary for a person examining laws at all times to examine into the question as to which House of the Legislature originated the bill. Some time after the laws were compiled it would then be necessary to find out in which House each section originated. This would lead to endless confusion and would mean that some would be interpreted from the English and others from the Spanish. Your committee is very sure it would serve to confuse rather than to aid in the interpretation of the law. If there is any difficulty in this direction now it can be overcome by giving greater care to the matter of translation.

Respectfully submitted.

NEWTON W. GILBERT,
Committee.

To the PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bills:

Commission Bill No. 39. An Act providing for the apportionment and disposition of internal-revenue taxes collected in the Philippine Islands from July first, nineteen hundred and twelve.

By unanimous consent, Commission Bill No. 39 was read the first time by title only and referred to a Select Committee consisting of Commissioners Branagan and Palma, for report and recommendation.

Commission Bill No. 40. An Act amending section one hundred and fifty of Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," as amended, by providing that the provisions of said section as to the use of the road and bridge fund shall not be construed to repeal the provisions of subsection (*nn*) of section thirteen of the Provincial Government Act, as amended.

By unanimous consent, Commission Bill No. 40 was read the first time by title only and referred to a Select Committee consisting of Commissioners Branagan and Palma, for report and recommendation.

REPORT OF PHILIPPINE BOARD OF PANAMA-PACIFIC EXPOSITION.

The Secretary then submitted to the Commission the report of the Philippine Board of the Panama-Pacific Exposition, rendered in accordance with section 11 of Act No. 2163.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 5 minutes antemeridian,
On motion by Commissioner Palma,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, November 26, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, NOVEMBER 26, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Monday, November 25, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

NOVEMBER 22, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 22, 1912, passed the following Assembly Bill No. 83, in which it requests the concurrence of the Commission: An Act providing for the punishment of persons guilty of infidelity in the custody of prisoners detained for or convicted of a crime punished by the laws promulgated by the Philippine Civil Commission or the Philippine Legislature.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 83 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, for report and recommendation.

NOVEMBER 21, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 21, 1912, passed the following

Assembly Bill No. 151, in which it requests the concurrence of the Commission: An Act authorizing the municipality of Capiz, Province of Capiz, to again change the date of its local fiesta.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 151 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 33.]

MR. PRESIDENT: Your select committee of one, to which was referred on October 31, 1912, Commission Bill No. 26, entitled "An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled 'An Act for the regulation of the Philippine Civil Service,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed, with the following amendments:

In section 1, subsection (b), on page 2, lines 8, 10, 15, and 16, insert the words "or document" after the word "certificate;" in line 18, same page, strike out the words "Revised Civil Service Act" and insert in lieu thereof the words "provisions of this Act," and on the same page, line 20, strike out the word "that" and insert in lieu thereof the word "this."

In section 2, on page 2, line 29, strike out the word "town" and insert in lieu thereof the word "municipalities," and strike out the words "civil divisions" and insert in lieu thereof the words "political subdivisions;" in the same section, on page 3, line 4, between the words "shall" and "directly," insert the words "require any political service or," and on the same page, line 9, strike out the word "subsection" and insert in lieu thereof the word "section."

The amendments proposed by your committee are of small importance and leave the bill substantially as originally introduced.

The purpose of the present bill is to introduce in the existing civil service legislation two important amendments, among others of which no particular mention needs to be made as they are self-explanatory.

The purpose of one of these amendments is, in the first place, to change the text of section 8 of the existing Civil Service Act and add thereto new provisions in order that no falsification or

fraud committed against said Act and the civil service rules remain unpunished, as has at times been the case owing to deficiencies in the present letter of the law. To secure this, not only have cases of falsification and fraud not included in the present legislation been specified, as suggested by experience, but it has further been endeavored, by means of a provision of a general character, to secure the punishment of all other possible offenses of this nature which may not be covered otherwise.

Another not less important amendment introduced in the existing civil service legislation is the addition of a proviso at the end of subsection (d) of section 23, which will allow teachers appointed after the beginning of the school year, but before the Christmas vacation, to enjoy at the beginning of their second long vacation the same privileges as a teacher who has completed two full school years of service in the Islands, and to be granted, at the beginning of their third long vacation, the same privileges as a teacher who has completed three full school years of service in the Islands.

The beginning of the school year here coincides with the time when colleges and universities close in the United States, and it is therefore not easy to bring persons who have just graduated to the Islands at the very moment when the school year begins here, and if the appointees are already teachers, they have to remain in the United States until the expiration of their contracts, which is generally the end of the school year.

On the other hand, as teachers, unlike other employees, can enjoy leave of absence only during the period of the school vacations, a teacher who has assumed the duties of his position after the beginning of the school year here would, without the amendment proposed, not be able to enjoy the same privileges as, for instance, a clerk, without waiting for the beginning of the next school year, in order to complete the two or three years, as the case may be, required by law for the enjoyment of certain privileges as regards salary and travel expenses.

The amendment proposed causes no detriment to any other class of employees, while on the other hand an act of justice is performed with regard to teachers who, through no fault of their own, arrive in the Islands after the school year has begun here.

Respectfully submitted.

JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

INTRODUCTION OF BILLS.

The Acting President introduced the following bill:

Commission Bill No. 41. An Act empowering the Judges of the Courts of First Instance to render final judgment in those cases where commissioners of appraisal intervene, in condemnation proceedings, notwithstanding their report and even in case objection be made by any of the parties thereto.

Commission Bill No. 41 was read the first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Commissioner Araneta introduced the following bill:

Commission Bill No. 42. An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein.

By unanimous consent, Commission Bill No. 42 was read the first time by title only and referred to a Select Committee consisting of Commissioners Sumulong and Palma.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 823.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian.

On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, November 27, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, NOVEMBER 27, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Tuesday, November 26, 1912, was read and approved.

SECOND READING OF BILL.

Commission Bill No. 26. An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service."

Commission Bill No. 26 was read the second time and referred to the Committee of the Whole.

It was considered in Committee and reported back to the Commission with the recommendation that the amendment recommended by the Select Committee in Report No. 33 be concurred in with the following amendment:

Strike out section 2 in its entirety.

Section 3, subsection (a), change to section 2.

Subsection (b) of section 3, change to section 3.

Section 3, page 3, line 31, strike out the words "and through no fault of his own."

and that as so amended the bill pass.

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 34.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on November 15, 1912, resolution No. 112 of the municipal council of Tanauan, Batangas, petitioning for the amendment of section 45 of Act No. 83, as amended by section 1 of Act No. 1652, so as to cover into the municipal treasuries certain road and bridge funds of the province, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this petition be laid on the table.

Your committee concurs in the opinion expressed by the municipal council of Tanauan, Batangas, under resolution No. 112, in that the construction of certain barrio roads is essential to the material development of the Islands. The remedy for present conditions, however, can not possibly lie in diverting a portion of the accruing road and bridge funds to barrio road work when large sections of through provincial and intermunicipal roads still remain in a deplorable and unimproved condition. With the road and bridge revenues accruing under present laws, even though their entire expenditure is concentrated on road projects where the productive traffic will completely justify an expenditure required for the construction of a first-class road, the Province of Batangas will be unable to undertake barrio road work for a number of years to come. This is generally true of practically all the provinces.

Amongst the important intermunicipal road projects of this province are those from Balayan to Tuy and Batangas to San Juan through Ibaan and Rosario. These roads now become impassable to the same extent that barrio roads are impassable during the rainy season. The municipalities of Tuy and Ibaan produce thousands of piculs of sugar as well as a large variety of other products, the amount thereof being limited only through inability to market such products. Constructing these roads as first class at an average cost of ₱12,000 per kilometer, the traffic thereon would be such that in applying existing passengers and freight rates of railroads in the Islands these roads would readily pay for themselves, including maintenance, in less than five years' time.

Any attempt to divert a part of the limited amount of road and bridge funds now accruing to the provinces would only retard the development of the country, resulting in no permanent construction, with practically the entire expenditure being made on dirt roads without effective development.

In the opinion of your committee the remedy for the present economic situation lies solely in providing for a very material increase of road and bridge revenue, which it is hoped will be done by the authorization of a bond issue for public works by Congress.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILL.

Commissioner Branagan introduced the following bill:

Commission Bill No. 43. An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

By unanimous consent Commission Bill No. 43 was read the first time by title only and referred to Commissioner Sumulong as a select committee for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 2 minutes antemeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, November 29, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, NOVEMBER 29, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Wednesday, November 27, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 26. An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service."

Commission Bill No. 26 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved that the title be amended to read as follows:

An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service," by making certain provisions relative to examinations, vacations, accrued leave and traveling allowances.

The motion prevailed and the title as amended was read and approved.

INTRODUCTION OF BILL.

Commissioner Araneta introduced the following bill:

Commission Bill No. 44. An Act amending chapter twenty-nine of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for the summary settlement of estates of deceased persons in certain cases.

By unanimous consent, Commission Bill No. 44 was read the first time by title only and referred to a Select Committee consisting of Commissioners Luzuriaga and Palma for report and recommendation.

ADJOURNMENT.

Thereupon, at 10 o'clock and 50 minutes antemeridian,
On motion by Commissioner Palma,
The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, November 30, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, NOVEMBER 30, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Friday, November 29, 1912, was read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 35.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on October 17, 1912, resolution No. 166 of the convention of municipal presidents of Antique, held on September 17, 1912, recommending that the Philippine Legislature pass an Act appropriating sufficient funds out of the Insular Treasury for the provinces who have appropriated the sum of ₱5,000 each, and who have been unable during the year, with the ₱10,000 of Insular aid, to provide all their municipalities with artesian wells, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the petition be laid on the table.

The ruling that one-third of the cost of deep well drilling must be paid by the provinces or municipalities interested was made by the Secretary of Commerce and Police. It is not a matter of much importance to the Bureau of Public Works whether the payment is made in this way, or whether the Insular Government

appropriates for the whole cost, except that in the latter case, as the provinces and municipalities would not have to bear any of the expense, there would be a clamor to have wells drilled in every locality.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 36.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of the Interior, to which was referred on November 26, 1912, a communication from the justice of the peace of the municipality of Noveleta, Cavite, petitioning the Philippine Legislature to enact a law prohibiting the sale of certain nostrums, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That no action be taken in this matter, unless it should appear that some nostrum or nostrums, having for their purpose the prevention of conception, are being advertised or offered for sale in these Islands.

The prohibition of the sale of any substances which kill spermatozoa is impracticable. * * *

All of these substances are constantly used for perfectly legitimate and very important purposes, and restrictions should not be put on their sale because of the possibility of their abuse. The proving that they had been improperly used would obviously be excessively difficult, and in most cases entirely impossible.

The object had in mind by the author of this petition is a most worthy one, but, in the judgment of your committee, cannot be attained in the manner suggested by him. The effort to attain it by legislation might result in more harm than good by disseminating information of very doubtful usefulness to the public at large.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 37.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on November 22, 1912, Assembly Bill No. 10, entitled "An

Act appropriating the sum of two hundred thousand pesos for the construction of a custom-house and the installation of an arrastre plant in the port of Iloilo," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That consideration of this bill be postponed, and that it be taken up in connection with the general appropriation for public works and improvements for the fiscal year 1914.

Your committee is, of course, entirely in accord with the appropriation provided in this bill, but does not believe it to be good practice to pass separate appropriation bills for different public works projects, but thinks that the practice heretofore observed of passing a general appropriation bill for such purposes should be followed.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 38.]

MR. PRESIDENT: Your Select Committee of two, to which was referred on November 22, 1912, Commission Bill No. 38, entitled "An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of sheriffs' fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four hundred and ninety-six, and Seventeen hundred and thirty-nine, and repealing all contrary provisions," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Section 8, page 5, line 21, insert the word "two" between the words "one" and "three."

Your committee believes that in drafting the bill the acts or parts of acts establishing the duties of the governor as sheriff have been taken into consideration in order to relieve him from said duties, and impose the same on the clerks of the courts. The law likewise contains certain necessary provisions for providing the clerks of courts with the deputy sheriffs required by the needs of the service, and to guarantee the performance of the duties of their office by an additional bond.

The amendment is proposed because of a slight omission made in citing the acts repealed by the present bill.

Respectfully submitted.

RAFAEL PALMA,
JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 38 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment of the select committee be concurred in; that the bill be further amended as follows:

Section 2, page 2, lines 2 to 7, strike out the words "The officer of the Court of First Instance to serve its process and enforce good order in and about the court room shall be the clerk of the court, who will act as sheriff of the province or subprovince in which the court is held, or his deputy sheriff," and insert in lieu thereof the following: "The officer of the Court of First Instance to serve its process and enforce good order in and about the court room shall be the sheriff or deputy sheriff. The clerk of the court shall act as sheriff of the province, subprovince, or municipality in which the court is held;" same page, line 17, after the words "municipal president" insert the words "or in the city of Manila by the Chief of Police;" same page, line 23, after the word "appoint" insert the words "for the provinces."

Section 3, page 3, line 14, after the words "court house" insert the words "or the court rooms," and in the section heading insert after the words "Court Houses" the words "Court Rooms."

and that as so amended the bill pass.

The amendment was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 823.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 5 minutes antemeridian,
on motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and
30 minutes antemeridian on Monday, December 2, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, DECEMBER 2, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Saturday, November 30, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 38. An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of sheriffs' fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four hundred and ninety-six, and Seventeen hundred and thirty-nine, and repealing all contrary provisions.

Commission Bill No. 38 was read the third time.

Commissioner Araneta moved the following amendment:

Section 7, page 5, lines 1 and 2, strike out the words "to the credit of" and insert in lieu thereof the words "and those collected in the provinces shall be credited to;" line 4, after the word "treasurer" insert the words "or in the city of Manila with the Insular Treasurer;" line 10, strike out the words "provincial treasurer" and insert in lieu thereof the words "Insular or provincial treasurer;" and in line 11, strike out the words "district auditor" and insert in lieu thereof the words "Insular Auditor."

The motion prevailed.

Commissioner Araneta moved the following amendment:

Strike out the following section:

"SEC. 9. This Act shall take effect on January first, nineteen hundred and thirteen."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title by striking out the word "and" before the word "repealing," and inserting after the word "provisions" the words "and for other purposes."

The motion prevailed and the title as amended was read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 39.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on November 7, 1912, Commission Bill No. 29, amending Act No. 82, entitled "A General Act for the organization of municipal governments in the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed, with the following amendment:

Strike out section two in its entirety and insert in lieu thereof the following:

"SEC. 2. Paragraph (b) of section forty-three is hereby amended to read as follows:

"(b) The proceeds of at least one-fourth of one per centum of the lands, buildings, and improvements as assessed shall be devoted exclusively for the administration and maintenance of free public primary schools, for the acquirement of the plant and equipment therefor, and for all other lawful school purposes; the proceeds of any levy in excess of one-fourth of one per centum up to but not exceeding one-half of one per centum may be devoted to any lawful municipal purpose; and the proceeds of any levy in excess of one-half of one per centum shall be devoted exclusively to the acquirement of lands, the construction of buildings, streets, bridges, and other public works, for either general or school purposes, and as an aid, in addition to the one-fourth of one per cent hereinbefore made available, for the administration and maintenance of free public primary schools."

The new wording of section two herewith submitted involves no essential change, but gives, in the judgment of your committee,

more clearness and precision to its provisions, this being a necessary feature in a measure which, in authorizing the increase of the land tax, has to provide for a new and adequate distribution of the increased revenues which it is expected will be obtained. It has been deemed especially advisable to specify that the portion of the land tax in excess of one-half of one per centum of the assessed value of the property shall not be devoted to anything except public works and improvements, the neglect whereof, in a greater or lesser degree, has so far been the weak point in the administration of the municipalities.

It is hoped that with the restrictions provided for in section 2, the elimination of the maximum limit of one-half of one per centum of the assessed value, above which the land tax can not be increased under existing law, will be a great boon to the municipalities, especially those imbued with a progressive spirit.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 29 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the following recommendation:

That the amendment recommended by the Committee on Municipal and Provincial Governments be not concurred in; that the bill be amended as follows:

Section 1, page 1, line 11, after the words "one-fourth of one per centum" insert the words "and not more than one and one-half per centum,"

and that as so amended the bill pass.

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 20 minutes antemeridian,
On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Tuesday, December 3, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, DECEMBER 3, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliott (on leave).

READING OF JOURNAL.

The Journal for Monday, December 2, 1912, was read and approved.

THIRD READING OF BILL.

Commission Bill No. 29. An Act amending Act Numbered Eighty-two, entitled "A General Act for the organization of municipal governments in the Philippine Islands."

Commission Bill No. 29 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title by adding at the end thereof the words "by increasing the limit of the land tax which may be levied, and for other purposes."

The motion prevailed and the title as amended was read and approved.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bill:

Commission Bill No. 45. An Act amending section two hundred and seventy of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by making further provisions for the indemnification of court officers in certain cases.

By unanimous consent, Commission Bill No. 45 was read the first time by title only and referred to Commissioner Palma as a select committee for report and recommendation.

The Acting President introduced the following bills:

Commission Bill No. 46. An Act further to amend section eighteen of Act Numbered Fourteen hundred and seven, so as to extend the provisions of said section to employees of the United States dying in the Philippine Islands and for other purposes.

By unanimous consent Commission Bill No. 46 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Commission Bill No. 47. An Act authorizing the appointment of one hundred high school students as Government pupils, and making an annual appropriation for carrying out the provisions of this Act.

By unanimous consent, Commission Bill No. 47 was read the first time by title only and referred to Commissioner Sumulong as a select committee for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 823.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 50 minutes antemeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, December 4, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, DECEMBER 4, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President and Commissioner Elliot (on leave.)

READING OF JOURNAL.

The Journal for Tuesday, December 3, 1912, was read and approved.

MESSAGE FROM THE GOVERNOR-GENERAL.

MANILA, *December 2, 1912.*

GENTLEMEN: I have the honor to present to you by special message the following subject, which I deem of very great importance to the people of the Philippine Islands.

One of the most important factors in the present economic development of the Philippine Islands is the construction of railroads which, while being done by private capital, bears such an intimate relation to the Government as to be almost a governmental enterprise. It has become well-known to all who have given attention to the matter that our present law providing for the exercise of the power of eminent domain is so far defective as applied to the conditions existing here as to result in fraudulent practices upon a large scale which damage the public interests in many ways. By reason of the finality given the findings of the commissioners in expropriation proceedings under existing statutes as interpreted by the courts, it almost invariably happens that the award made is practically prohibitive of undertakings of this character.

Although such unworthy practices have been covered up with all the skill known to conscienceless men, continued investigation has at last developed beyond question that in the operations, particularly of the Right-of-Way Department of the Manila Railroad Company, sums greatly in excess of the value of the right of way have been repeatedly paid and the cost of the improvement thereby greatly enhanced whether or not expropriation proceedings have been had. It is worthy of note that the original property owner in most cases received not more, and probably less, than the true value of his property, but that the sum so paid fell into the hands of a coterie of middlemen who served absolutely no good purpose but enriched themselves at the expense of the people. Among the results of this state of affairs are: (1) Inadequate prices received in most cases by the landowners; (2) unduly enhanced cost of the public improvement which will entail a continuing charge upon the people of the Philippine Islands for all time to come, which charge necessarily will be added to the cost of the service of such railroad company; (3) increased cost of construction the interest upon which has been guaranteed by the Government and is a contingent charge upon its Treasury; and (4) corruption of public officials and other persons in municipalities through which such railroad is being constructed. These lamentable results have only been made possible because of the provisions of the Expropriation Law. This fact now having been established, it is necessary to act immediately in order that further prejudice to the public interest may be obviated.

There is pending to-day the question of the right of way of the Manila Railroad Company in the southeastern portion of the Province of Tayabas. This section is some eighty kilometers long and includes approximately 240 hectares of land; much of this land is more or less broken and undesirable; it is all far removed from Manila or other large centers where products may be marketed; and yet an association of middlemen has obtained control of this right of way and is demanding from the Manila Railroad Company, and therefore ultimately from the people of the Philippine Islands, for this small strip of land the fabulous sum of six hundred thousand pesos. One-fifth of this amount would be a liberal compensation. Therefore, in this one transaction it is endeavored to saddle upon the Philippine people an unnecessary expenditure of one-half million pesos.

This is only one of many expropriations yet to be made, with compelling force demanding of the Legislature a suitable statute. I accompany this message with a draft of a bill which is believed to be adequate to remedy the conditions heretofore mentioned.

I recommend to the Legislature that it be passed without delay as the negotiations now pending should be brought under the provisions of the proposed Act. Unless this is done at once more than

a thousand laborers will be thrown out of work in railway construction.

Very respectfully,

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE LEGISLATURE.

The following bill accompanying the message was then taken up:

Commission Bill No. 48. An Act to abolish the use of commissioners in condemnation proceedings and requiring their duties and jurisdiction to be performed by the Courts of First Instance, and for other purposes.

Commission Bill No. 48 was read the first time.

It appearing that this bill had already been introduced in the Assembly, further consideration was postponed for the time being.

MESSAGE FROM THE ASSEMBLY.

NOVEMBER 29, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 29, 1912, passed the following Assembly Bill No. 25, in which it requests the concurrence of the Commission: An Act amending Act Numbered Nineteen hundred and thirty-two, entitled "An Act providing for the expenditure within the municipality where collected of at least thirty per centum of the additional amount of the cedula tax in provinces whose provincial boards shall have provided by resolution that the cedula tax be increased in accordance with Act Numbered Sixteen hundred and fifty-two," so that said thirty per centum shall be expended exclusively by each municipal council.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 25 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 5 minutes antemeridian,
On motion by Commissioner Worcester,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Thursday, December 5, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, DECEMBER 5, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave.)

READING OF JOURNAL.

The Journal for Wednesday, December 4, 1912, was read and approved.

REPORTS OF STANDING COMMITTEE.

[Committee Report No. 40.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 17, 1912, resolution No. 88 of the municipal council of Sexmoan, Pampanga, dated August 15, 1912, praying that the owners of mangrove lands in that municipality be exempted from the percentage tax on their sales, required of them by the Bureau of Internal Revenue, has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

The municipal council of Sexmoan, according to the resolution above-mentioned, believes the action of the Bureau of Internal Revenue in imposing said tax to be illegal, alleging that the owners of such mangrove lands should be treated as agriculturists, and as such under the law exempted from the payment of a tax on sales of their own products.

The whole question hinges on whether or not as a matter of fact the owners of such lands can be considered as agriculturists. If they are agriculturists, no law is needed for the desired exemption, since under existing law agriculturists are exempt. If they are not agriculturists, there is no ground for including them in the exemption.

In support of the contention that the owners of these mangrove lands are agriculturists, the resolution alleges that they have to clear the land, plant the bacauan seed, and cultivate the growing plants for a long period of years before the product can be gathered.

The Collector of Internal Revenue, on the other hand, states that his investigation shows that the clearing of the land consists principally of cutting down trees which have attained sufficient size and converting them into firewood, and that the alleged cultivation consists merely of dropping the seeds overboard from a canoe and occasionally cutting away the vines for the first, two, or three years until the growth of the tree is well under way.

The Attorney-General, to whom the matter was referred, holds that the owners of such lands, under the facts stated by the Collector of Internal Revenue, cannot be considered agriculturists.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 41.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on November 26, 1912, Commission Bill No. 41, entitled "An Act empowering the Judges of the Courts of First Instance to render final judgment in those cases where commissioners of appraisal intervene, in condemnation proceedings, notwithstanding their report and even in case objection be made by any of the parties thereto," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The Governor-General in a special message to the Philippine Legislature, dated December 2, recommends the passage of a bill, draft of which accompanied his message, entitled "An Act to abolish the use of commissioners in condemnation proceedings and requiring their duties and jurisdiction to be performed by the Courts of First

Instance, and for other purposes." Your committee recommends that this bill be considered instead of Commission Bill No. 41.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 42.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 30, 1912, Commission Bill No. 23, entitled "An Act to amend Act Numbered Eleven hundred and eighty-nine, known as 'The Internal Revenue Law of Nineteen hundred and four,' so as to require every person engaged in any business, trade, or occupation, subject by the provisions of said Act to a license or occupation tax, to register with the provincial treasurer on the date on which he engages in such business, trade or occupation, his name, residence, name of business, trade, or occupation, and place where same is to be carried on; and to require all merchants, manufacturers, and common carriers, subject to any of the taxes imposed by Article XVI of said Act, with certain exceptions, to keep regular commercial accounts, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, line 6, after the word "license," insert the word "business."

Page 1, line 8, after the word "Treasurer" insert the following: "—in Manila with the Collector of Internal Revenue—."

Page 2, line 9, after the word "section" insert the following: "or in case of a firm, association, corporation, or other legal entity, its manager."

Page 2, line 13, after the word "court" insert the words "or fined administratively by the Collector of Internal Revenue, with the approval of the Secretary of Finance and Justice in a sum not exceeding one hundred pesos."

Page 3, line 9, strike out the words "merchant, manufacturer, and common carrier," and insert in lieu thereof the word "person."

Page 3, line 10, strike out the words "by the provisions of this article."

Page 3, line 12, after the words "shall keep" insert the words "in the English or Spanish language."

Page 3, line 16, strike out the words "merchant, manufacturer or common carrier," and insert in lieu thereof the word "person."

Page 3, line 17, after the word "occurrence" insert the words

"according to a known and intelligible system of bookkeeping, or in lieu thereof a daily record of his purchases and sales, or a daily record of his gross receipts as the case may be, in such form as the Collector of Internal Revenue shall by regulation prescribe: *Provided, however,* That the Collector of Internal Revenue, with the approval of the Secretary of Finance and Justice, may require any such person to keep all or any of the account books hereinbefore provided whenever it shall be shown to his satisfaction that the volume of business transacted by such person is so large as to render it necessary to keep all or any of such books for the proper collection of the tax."

Page 3, lines 18 and 19, strike out the sentence "All such books or accounts shall, before use is commenced, be approved by the Bureau of Internal Revenue."

Page 3, line 19, after the words "such books" insert the words "and records."

Page 3, lines 22, 23, 24 and 25, strike out the clause "and such books and no other, shall be accepted as evidence in court in favor of the merchant, manufacturer, or common carrier keeping them."

Pages 3 and 4, strike out paragraphs "(c)" and "(d)" and make paragraph "(e)" paragraph "(c)."

Page 4, line 10, after the word "section," insert the following: "or in case of a firm, association, corporation, or other legal entity, its manager."

Page 4, line 14, after the word "court" add the words "or fined administratively by the Collector of Internal Revenue, with the approval of the Secretary of Finance and Justice, in a sum not exceeding two hundred pesos."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 23 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the following recommendation:

That the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following amendment:

Section 1, paragraph (b), on page 2, add at the end thereof after the word "treasurer" the words "or in the city of Manila

with the Collector of Internal Revenue;" and strike out section 3, reading "Sec. 3. This Act shall take effect * * *."

and that as so amended the bill pass.

The amendment was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 823.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 7 minutes antemeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, December 6, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, DECEMBER 6, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Thursday, December 5, 1912, was read and approved.

Commissioner Sumulong left the Session Chamber during the reading of the Journal.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 4, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 4, 1912, passed without amendment Commission Bill No. 33, entitled: "An Act providing that the assessment of and tax on real and personal property shall not include machinery as herein defined."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 33 be enrolled and printed as an Act.

NOVEMBER 30, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on November 30, 1912, passed the following Assembly Bill No. 66, in which it requests the concurrence of the Commission: An Act suspending the collection of the land tax for

the year nineteen hundred and thirteen in all the provinces and municipalities governed by Acts Numbered Eighty-two and Eighty-three, and appropriating funds out of the Insular Treasury to reimburse said provinces and municipalities for the sums which they will lose by reason of the suspension of the land tax.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 66 was read the first time by title only and referred to the Committee on Taxation and Revenue for report and recommendation.

DECEMBER 2, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 2, 1912, passed the following Assembly Bill No. 197, in which it requests the concurrence of the Commission: An Act to exempt newspaper enterprises in the Philippines from every impost or tax.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 197 was read the first time by title only and referred to the Committee on Taxation and Revenue for report and recommendation.

THIRD READING OF BILL.

Commission Bill No. 23. An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," so as to require every person engaged in any business, trade, or occupation, subject by the provisions of said Act to a license or occupation tax, to register with the provincial treasurer on the date on which he engages in such business, trade, or occupation, his name, residence, name of business, trade, or occupation, and place where same is to be carried on; and to require all merchants, manufacturers, and common carriers, subject to any of the taxes imposed by Article XVI of said Act, with certain exceptions, to keep regular commercial accounts, and for other purposes.

Commission Bill No. 23 was read the third time.

Commissioner Palma moved the following amendment:

Section 1, page 1, line 8, insert before the words "in Manila" the word "or;" lines 8 and 9, strike out the dashes after the words

“treasurer” and “revenue,” and substitute commas therefor; page 2, lines 9 and 10, strike out the dashes after the word “section” and “manager,” and substitute commas therefor.

Section 2, page 4, lines 8 and 9, strike out the dashes after the words “section” and “manager,” and substitute commas therefor.

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act to amend Act Numbered Eleven Hundred and eighty-nine, known as “The Internal Revenue Law of Nineteen hundred and four,” so as to require every person engaged in any business, trade, or occupation, subject by the provisions of said Act to a license or occupation tax, to register with the provincial treasurer or the Collector of Internal Revenue on the date on which he engages in such business, trade or occupation, his name, residence, name of business, trade, or occupation, and place where same is to be carried on; and to require all merchants, manufacturers, and common carriers, subject to any of the taxes imposed by Article XVI of said Act, with certain exceptions, to keep in the English or Spanish languages certain records of their transactions, and for other purposes.

The motion prevailed and the title as amended was read and approved.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, December 7, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, DECEMBER 7, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, and Branagan.

Absent: The President (on leave), the Acting President (on official business), and Commissioner Sumulong (excused).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal for Friday, December 6, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 3, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 3, 1912, passed the following Assembly Bill No. 77, in which it requests the concurrence of the Commission: An Act granting duly registered dentists the right granted by Act Numbered Seventeen hundred and sixty-one to physicians, for dental purposes only.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 77 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior, for report and recommendation.

DECEMBER 2, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 2, 1912, passed the following Assembly Bill No. 220, in which it requests the concurrence of the Commission: An Act providing for an increase of the part of the internal-revenue taxes collected in the Philippine Islands which corresponds to municipal governments, allotting said increase for the betterment of the salaries paid municipal teachers in the municipalities of the provinces organized in accordance with the provisions of Act Numbered Eighty-three, and specifying the qualifications required of candidates for the position of municipal teacher.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 220 was read the first time by title only and referred to a Select Committee consisting of Commissioners Branagan and Palma for report and recommendation.

TELEGRAM.

The Secretary read the following telegram for the information of the Commission:

WASHINGTON, *December 6, 1912.*

GILBERT, *Manila.*

Referring to telegram from this office of the sixteenth ultimo, the President has accepted resignation of Charles B. Elliott.

WALCUTT.

Ordered filed.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 43.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on November 29, 1912, a resolution of the municipal council of San Fernando, La Union, petitioning the Philippine Legislature for the passage of an Act providing for the payment of per diems to vice-presidents and councilors attending regular and justified special meetings, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this resolution be laid on the table.

This committee has on various occasions dealt with matters like the one now before it, but has never been able to recommend the

payment of such per diem. In view of the lack of means of the municipalities affected in each case, and considering that the economic situation of the municipalities in general has not improved so far, your committee, in order to be consistent, finds it necessary to insist upon making the recommendation hereinbefore set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 824.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Araneta.

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, December 9, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, DECEMBER 9, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave) and Commissioner Worcester (on official business).

READING OF JOURNAL.

The Journal for Saturday, December 7, 1912, was read and approved.

REPORT OF COMMITTEE TO INVESTIGATE CAUSES OF INFANT MORTALITY.

The Secretary submitted the preliminary report of the committee created by Act No. 2116 to investigate the causes of excessive infant mortality in the Philippine Islands, and the methods which should be adopted to decrease it.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 10 o'clock and 40 minutes antemeridian, On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, December 10, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, DECEMBER 10, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Monday, December 9, 1912, was read and approved.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 44.]

MR. PRESIDENT: Your Select Committee of two, to which was referred on November 29, 1912, Commission Bill No. 44, entitled "An Act amending chapter twenty-nine of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by providing for the summary settlement of estates of deceased persons in certain cases," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendments:

(a) Section 1, page 2, line 4, insert the words "two thousand pesos" in lieu of "five thousand pesos."

(b) Section 1, page 2, line 20, after the word "respectively" insert "subject, however, within two years to any claim by any creditor, heir or other person deprived of his lawful participation in the estate as provided in the next section."

(c) Section 1, page 3, line 6, strike out the word "and" after the word "interest," and begin a new sentence with the word "the."

Respectfully submitted.

JOSE R. DE LUZURIAGA,
RAFAEL PALMA,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 44 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the following recommendation:

That the amendment to section 1, page 2, line 4, be not concurred in;

That the other amendments recommended by the select committee be concurred in;

That the bill be further amended by inserting the words "and without delay" before the words "to grant allowance of the will" in line 11, page 2, section 1, and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 824.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,

On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, December 11, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, DECEMBER 11, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong (after roll call), Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Tuesday, December 10, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 6, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 6, 1912, passed without amendment Commission Bill No. 27, entitled: An Act to authorize the Secretary of Public Instruction to make an allotment from the amount appropriated in Act Numbered Two thousand and twenty-nine for the construction of a school on land belonging to the United States in the Naval Reservation at Olongapo.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 27 be enrolled and printed as an Act.

DECEMBER 5, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 5, 1912, passed the following Assembly Bill No. 130, in which it requests the concurrence of the Commission: An Act declaring invalid the confession or declaration

of a defendant against himself, when made under certain circumstances.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 130 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

THIRD READING OF BILL.

Commission Bill No. 44: An Act amending Chapter XXIX of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for the summary settlement of estates of deceased persons in certain cases.

Commission Bill No. 44 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF STANDING COMMITTEES.

[Committee Report No. 45.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on December 9, 1912, resolution No. 231, of the municipal council of Palo, Leyte, petitioning for the remission of the land and cedula taxes for the year 1913, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table awaiting action by the Assembly on the same resolution.

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 46.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 4, 1912, resolution

No. 238 of the municipal council of Bangar, Province of La Union, petitioning the Philippine Legislature for the passage of an Act granting per diems to the vice-president and councilors attending regular and duly justified special meetings, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this resolution be laid on the table.

Your committee has often had to consider matters of the same nature as the one on hand, but in view of the lack of means of the municipalities affected in each case, it has not been able to recommend the payment of per diems, and inasmuch as the economic situation of the municipalities has not undergone any change so far, your committee finds it necessary to make the recommendation set forth at the beginning.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 47.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 7, 1912, resolution No. 148 of the municipal council of Rosario, Province of La Union, petitioning the Philippine Legislature for the passage of an Act providing for the payment of per diems to the vice-president and councilors attending regular meetings, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this resolution be laid on the table.

Your committee has repeatedly had to give its opinion on matters of the same nature as the one now before it, and has never been able to recommend the payment of per diems, because of the lack of means of the municipalities affected in each case, and considering that this economic situation has apparently not undergone a change for the better, the municipal revenues in general being the same as in the past, your committee finds it necessary to make the recommendation hereinbefore set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 48.]

MR. PRESIDENT: Your Committee on Taxation and Revenue, to which was referred on December 6, 1912, Assembly Bill No. 66, entitled: "An Act suspending the collection of the land tax for the year nineteen hundred and thirteen in all the provinces and municipalities governed by Acts Numbered Eighty-two and Eighty-three, and appropriating funds out of the Insular Treasury to reimburse said provinces and municipalities for the sums which they will lose by reason of the suspension of the land tax," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Several petitions and other bills to similar effect as this bill have been laid on the table by the Commission, and your committee sees no change in conditions which would warrant the proposed legislation, in view of the liberal provisions of existing law relative to extension of time for collection of the land tax, etc.

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 49.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on November 26, 1912, Assembly Bill No. 151, changing the date for the celebration of the annual local fiesta of the municipality of Capiz, Province of Capiz, to December 29, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed, with the following addition to section 1 thereof: "instead of the twenty-third of said month, which date was previously fixed by said municipality of Capiz, in accordance with law," so that said section shall read as follows:

"SECTION 1. The twenty-ninth day of December of each year is hereby fixed for the celebration of the local fiesta of the municipality of Capiz, Province of Capiz, instead of the twenty-third of said month, which date was previously fixed by said municipality of Capiz, in accordance with law."

The new wording of section 1 here submitted does not involve any essential modification thereof, but merely explains the text by showing that this is nothing but a change in the date of the celebration

of the local fiesta of the municipality of Capiz, Province of Capiz, and that the bill does in no manner authorize the creation and celebration of another distinct fiesta.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The undersigned does not concur with the report. In his opinion, sufficient reasons have not been shown to change the date of the local fiesta of Capiz.

RAFAEL PALMA,
*Member, Committee on Municipal and
Provincial Governments.*

Commissioner Palma moved that the report of the Minority be substituted for the report of the majority.

The motion was lost.

The question then being upon the acceptance of the report, the report was accepted.

The Acting President then moved that the bill and the report be referred to a select committee consisting of Commissioners Araneta and Palma for the purpose of considering the bill in connection with general legislation affecting the fiesta days in the municipalities.

The motion was seconded by Commissioner Worcester and, being put to a vote, was carried.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 50.]

MR. PRESIDENT: Your select committee of one, to which was referred on December 3, 1912, Commission Bill No. 45, entitled "An Act amending section two hundred and seventy of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by making further provision for the indemnification of court officers in certain cases," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass.

The amendment proposed to section 270 affects also sections 442 and 451 of Act No. 190. The reasons given in the explanatory statement seem to justify the adoption of the amendment, and the bill in its present form accomplishes the purpose sought.

Respectfully submitted.

RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 45 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 49. An Act to prohibit the introduction into the Philippine Islands and the manufacture, sale, or public exhibition therein of moving picture films or of pictures of immoral, indecent, obscene, vicious, or a disorderly character or tendency.

By unanimous consent, Commission Bill No. 49 was read the first time by title only and referred to a Select Committee consisting of Commissioners Branagan, Palma, and Sumulong for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 20 minutes antemeridian,
On motion by Commissioner Palma,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, December 12, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, DECEMBER 12, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Wednesday, December 11, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 6, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 6, 1912, passed the following Assembly Bill No. 154, in which it requests the concurrence of the Commission: An Act providing for the adoption of military instruction in the public schools of the Philippine Islands.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 154 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

DECEMBER 5, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 5, 1912, passed the following Assembly Bill No. 15, in which it requests the concurrence of the

Commission: An Act providing for the holding, under certain conditions, of municipal and provincial exposition fiestas of products, means, industries or manufactures, sources of wealth, art, and education, for the permanent maintenance thereof, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 15 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

DECEMBER 7, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 7, 1912, passed the following Assembly Bill No. 54, in which it requests the concurrence of the Commission: An Act amending section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine known as the Internal Revenue Law of Nineteen hundred and four.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 54 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

DECEMBER 7, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 7, 1912, passed the following A. C. R. No. 2, in which it requests the concurrence of the Commission: Concurrent Resolution establishing common rules for the drafting of the appropriation Act for the last six months of the present fiscal year and the appropriation Act for the fiscal year nineteen hundred and fourteen.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows :

Assembly Concurrent Resolution No. 2. Concurrent Resolution establishing common rules for the drafting of the appropriation Act for the last six months of the present fiscal year and the appropriation Act for the fiscal year nineteen hundred and fourteen.

Whereas it is necessary to establish common rules which are to serve both Houses of the Legislature as norms in the drafting of an appropriation Act, and it is believed that one of the principal causes of the failure of the appropriation Act in prior years was principally due to the absence of a previous understanding between the Commission and the Assembly regarding certain principles or rules that ought to be fixed jointly;

Whereas the establishment of these principles or common rules for the observance of both Houses in the preparation, drafting, and passage of the appropriations would certainly facilitate the work of each House, in the first place, and a better understanding between both Houses, subsequently, as, if such principles or rules are previously adopted, all that would be left to be done would be the mere assignment of sums to each bureau or office;

Whereas it is necessary and suitable, furthermore, for the country that the appropriations in force during each fiscal year be duly approved by both Houses of the Legislature: Now, therefore, be it

Resolved by the Philippine Assembly, the Philippine Commission concurring, That for the preparation, drafting, and passage of the appropriation Act appertaining to the last six months of the present fiscal year, and for the preparation, drafting, and passage of the appropriation Act appertaining to the fiscal year nineteen hundred and fourteen, the following common rules shall govern for each House:

RULE I.

Every appropriation Act shall originate in the Philippine Assembly.

RULE II.

Elimination of any provision of organic or reorganic character in an appropriation bill.

RULE III.

Inclusion in the appropriation bill of those bureaus or offices which have revenues of their own. Upon preparing the estimate of expenses of the latter, not only the expenditures for the maintenance of said bureaus shall be included, but also the expenditures for the production of the services in which said bureaus are engaged.

RULE IV.

Specification of the expense items for salaries of the personnel as well as for material: *Provided,* That for salaries of the personnel

of each bureau, only those sums shall be appropriated that will actually and necessarily be expended during the six months or during the fiscal year, as the case may be.

RULE V.

Complete separation of the totals of expenditures for personnel, material, and contingent expenses of each office or bureau: *Provided*, That the expenditures so assigned can not be disbursed for a different purpose than that which appears in the appropriation Act.

RULE VI.

All the revenues of each office or bureau must be deposited in the Insular Treasury to be placed with the general funds.

RULE VII.

Elimination from the appropriation Act of any appropriation of a permanent character.

RULE VIII.

Inclusion in the appropriation Act, or complete exclusion therefrom, for a special Act, of all the expenditures relative to public works of permanent character.

RULE IX.

Complete and separate specification of the sum necessary for the commutation and payment of accrued leaves of absence, travel expenses, transportation, et cetera: *Provided*, That the sum appropriated for this purpose cannot be destined for other purposes.

RULE X.

All sums not expended at the end of the fiscal year shall in fact revert to the Insular Treasury and again be placed with the general funds.

By unanimous consent, Assembly Concurrent Resolution No. 2 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

THIRD READING OF BILL.

Commission Bill No. 45. An Act amending section two hundred and seventy of Act Numbered One hundred and ninety entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by making further provision for the indemnification of court officers in certain cases.

Commission Bill No. 45 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

INTRODUCTION OF BILL.

Commissioner Worcester introduced the following bill:

Commission Bill No. 50. An Act amending Act Numbered Seventeen hundred and ninety-eight, entitled "An Act to provide for the protection of animal life in the Philippine Islands," by providing a penalty for the violation of the provisions of sections 1 and 2 thereof.

Commission Bill No. 50 was read the first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 824.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Sumulong,
The Commission adjourned to meet at 10 o'clock and
30 minutes antemeridian on Friday, December 13, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, DECEMBER 13, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Thursday, December 12, 1912, was read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 51.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 21, 1912, Commission Bill No. 6, entitled "An Act creating the crime of habitual criminality and providing punishment for the same," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Strike out sections 1, 2, 3, and 4, and insert in lieu thereof the following:

"SECTION 1. Whoever, having been two or more times finally convicted of an offense against any law of the Philippine Islands and sentenced to imprisonment in at least two convictions for more than two years, shall commit a subsequent offense against any law of the Philippine Islands which in the judgment of the trial court or according to law should be punished by more than two years' imprisonment, shall receive a punishment for the last offense committed increased by not less than six nor more than twelve years' imprisonment; and for this purpose if the offense committed is one punished by the Penal Code, the corresponding higher punishment established in said Code shall be inflicted: *Provided, however,* That the penalty

thus increased shall in no case exceed twenty years' imprisonment, or twenty years' *cadena temporal* or *reclusión temporal* in case of an offense punished by the Penal Code.

"SEC. 2. Whoever, having been two or more times finally convicted of an offense against any law of the Philippine Islands or against any municipal ordinance punishing vagrancy, gambling, disorderly conduct or drunkenness, and sentenced to imprisonment for terms, shall commit a subsequent offense against any law of the Philippine Islands or against any municipal ordinance punishing vagrancy, gambling, disorderly conduct or drunkenness, which in the judgment of the trial court and according to law should be punished by imprisonment not exceeding two years, shall receive a punishment for the last offense committed increased by not less than three nor more than six years' imprisonment; and for this purpose if the offense committed is one punished by the Penal Code, the corresponding higher punishment established in said Code shall be inflicted: *Provided, however,* That the penalty thus increased shall in no case exceed ten years' imprisonment, or ten years' *presidio mayor* or *prisión mayor* in the case of an offense punished by the Penal Code. The Court of First Instance of the province wherein the last offense was committed shall have exclusive original jurisdiction to try the accused who may be punished under the provisions of this section."

Renumber sections 5 and 6, making the same numbers 3 and 4, respectively.

Page 2, line 21, strike out the words "imposing the punishment," and insert in lieu thereof the words "increasing the penalty as."

Page 2, line 22, strike out the words "by this Act," and insert in lieu thereof the words "in the preceding sections."

Page 2, line 24, strike out the words "he was," and insert in lieu thereof the words "the accused has been."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 6 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in. and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted, and the bill ordered on file for third reading.

REPORT OF SELECT COMMITTEE.

[Committee Report No. 52.]

MR. PRESIDENT: Your Select Committee of two, to which was referred on November 26, 1912, Commission Bill No. 42, entitled "An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

The crime of less serious physical injuries defined in article 418 of the Penal Code is at present penalized with *arresto mayor* or *destierro* and a fine of from 325 to 3,250 pesetas.

Experience has shown that many judges of Courts of First Instance impose, and justly so, upon persons convicted of the crime of less serious physical injuries only the penalty of *arresto mayor* in its various degrees, and in nearly all cases leave out the penalties of *destierro* and fine, as they deem both too severe and besides consider the penalty of *destierro* as inefficient and contrary to the spirit of the existing institutions. The result is that many of the judges of Courts of First Instance, in punishing the crime of less serious physical injuries, impose a penalty which lies within the authority of the justice of the peace courts.

The amendments of article 418 of the Penal Code proposed in the bill herewith are for the purpose of substituting the penalty of *arresto mayor* for that of *destierro* and fixing the maximum of the fine at ₱200, thereby removing the obstacle which now prevents justices of the peace from trying the crime of less serious physical injuries.

It is believed that the passage of this bill will save expense and trouble to the accused and to the Government as well, and will reduce the work of the Courts of First Instance to a considerable extent without resulting in any important increase in the work of the justice of the peace courts who are now at any rate obliged to conduct the preliminary investigation in crimes of less serious physical injuries.

Respectfully submitted.

JUAN SUMULONG,
RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 42 was thereupon read the second time and referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, December 14, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, DECEMBER 14, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave) and Commissioner Worcester (on official business).

The Acting President being temporarily absent, Commissioner Luzuriaga took the Chair.

READING OF JOURNAL.

The Journal for Friday, December 13, 1912, was read and approved.

UNFINISHED BUSINESS—COMMISSION BILL NO. 42 IN COMMITTEE OF WHOLE.

Commission Bill No. 42, entitled "An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein," appearing on the calendar for consideration in Committee of the Whole, consideration was postponed until the next meeting of the Commission.

THIRD READING OF BILL.

Commission Bill No. 6. An Act creating the crime of habitual criminality and providing punishment for the same.

Commission Bill No. 6 was read the third time.

Commissiner Palma moved the following amendment:

Section 1, page 1, lines 7 and 8, strike out the words "shall receive a punishment for the last offense committed, increased by" and

insert in lieu thereof the words "shall receive for the last offense committed a punishment increased by."

Section 2, page 2, lines 29 and 30, strike out the words "shall receive a punishment for the last offense committed, increased by" and insert in lieu thereof the words "shall receive for the last offense committed a punishment increased by."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act providing an increased punishment for habitual criminals.

The motion prevailed and the title as amended was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 53.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 11, 1912, Assembly Bill No. 130, entitled "An Act declaring invalid the confession or declaration of a defendant against himself, when made under certain circumstances," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill proceeds on the assumption that a confession made by an accused while in confinement, or while in the custody of the officer or person to whom he makes the confession, is not made voluntarily. Such an assumption is contrary to the principle of the law of evidence relative to the admissibility of confessions in criminal cases. It is a general principle that a free and voluntary confession is deserving of the highest credit, and it is therefore admitted as evidence against the accused.

"The fact that a confession was made by the accused while under arrest or in confinement, and to the sheriff, constable, jailer, or other officer having him in custody at the time, will not render it involuntary so as to exclude it from evidence, unless there is also proof that it was induced by hope or fear. In such case it is not necessary that the confession should be preceded by an admonition placing the prisoner on his guard.

"Nor is the rule altered by the fact that the prisoner was manacled at the time.

"Nor is it material that the officer having him in charge was armed.

"And, according to the weight of authority, a confession, if otherwise admissible, cannot be rejected for the reason that the officer to whom it was made held the prisoner in custody upon an invalid process, or without any process or legal right."

(American and English Encyclopædia of Law, Vol. VI, pp. 536-539, and cases cited.)

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

. The report was adopted.

[Committee Report No. 54.]

MR. PRESIDENT: Your select committee of one, to which was referred on December 3, 1912, Commission Bill No. 47, entitled "An Act authorizing the appointment of one hundred high-school students as Government pupils, and making an annual appropriation for carrying out the provisions of this Act," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

This bill is, in its purpose, indetical with those that have been passed by the Legislature every year since 1909, providing for pensions for a certain number of high-school students in order to enable them to follow special courses in training for teaching in some of the Insular schools, such as the Normal School and the School of Arts and Trades. The bill now submitted differs, however, from its predecessors in that it provides for the permanent annual appropriation of the accustomed sum of thirty thousand pesos beginning with the year 1914, for carrying out the purposes set forth in the bill.

Your committee recommends favorable action on this permanent appropriation, for the following reasons:

(a) In view of the results obtained by the granting of government allowances to high-school students, which provides the Government with a select contingent of competent and thoroughly trained teachers of both sexes, it is desirable that the pensionado system be no longer considered as something of a provisional nature, and that the necessary means be provided for its continuation for an indefinite period.

(b) Although the day may come when it will, perhaps, be possible to discontinue this system, for the reason that the number of teachers with the qualifications which it is proposed to obtain by this bill has reached the number required by the needs of public instruction, yet a permanent appropriation is recommended as advisable, because

this will permit the Bureau of Education to develop a more definite and less uncertain policy in this matter, and, moreover, it does not seem prudent to expose the continuation of the work already begun to the possibility, though it may be remote, that the proper appropriation be not made in any given year. On the other hand, whenever the Legislature believes that the moment for putting an end to this pensionado system is come, it will always be easy to discontinue the appropriation now recommended.

(c) Act No. 2048, passed by the last Legislature, authorized a permanent annual appropriation for the granting of allowances to Insular and municipal teachers, which pursued ends similar to those provided for in this bill, and which theretofore depended likewise on appropriations made each year by the Legislature. There is no reason whatever for not making a like permanent appropriation for the system of allowances provided for in the bill.

Attention is invited to the attached memorandums of the Director of Education relative to this matter.

Respectfully submitted.

JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The memorandums referred to in the above report are as follows:

THE PENSIONADO SYSTEM.

The present system of allowing pensions to students in the Philippine Normal School or the Philippine School of Arts and Trades, Manila, is considered desirable for the following reasons:

1. It provides for higher education among students who otherwise, on account of the lack of funds, would find it impossible to attend the Normal or Trade School after completing the course of study in the province.

2. By giving an allowance to deserving students the Government encourages advanced education and special training, thus preparing a large number of capable men and women with the education necessary to fit them for the higher positions which are increasing rapidly throughout the Islands.

3. By providing funds for deserving but financially poor students the Government gives equal privileges to rich and poor alike, in this manner placing all students on an equal basis.

4. It is a good investment for the Government since these students, upon completion of their course of special training in Manila, go back to the province under contract with the Government for a period of time equal to that spent by them as pensionados. In this way, the Government is insured of securing competent well-trained men and women for its development work in the Islands.

5. The large number of trained students graduated each year provides a source from which municipalities may select able teachers to carry instruction throughout the barrios.

6. By bringing such students together in Manila, they are taught by the same instructors, enjoy similar environments while here, and form common ideas in regard to the general policy of the Government, which education when disseminated throughout the provinces tends to unify the work of this Bureau.

7. The pensionado system is not an experiment but has been worked out to good advantage by many foreign nations, such as Germany, Switzerland, China, Japan, and other countries.

ADVANTAGES OF PROVIDING RECURRENT ANNUAL APPROPRIATION FOR
PENSIONADO PURPOSES.

1. A recurrent appropriation such as Act No. 2048 gives definite assurance of funds to carry out a policy.

(When the Philippine Legislature accepted the pensionado system, there was much debate as to whether same would work to advantage. This has been very definitely settled and the people of these Islands know from experience the great benefits derived therefrom. It is no longer an experiment, but as long as annual appropriations must be made no definite policy can be adopted.)

2. It gives the Director of Education a fixed basis on which to issue instructions to division superintendents and other officials calling for recommendations for appointments.

3. It is convenient and conservative.

(By providing a recurrent appropriation, the necessity of submitting an annual estimate and of bringing same up for reading and discussion in the Philippine Legislature is obviated. From experience gained in the past and official statistics now on file, the exact amount required for any number of students can be determined accurately. The saving in time and labor should be considered.)

4. The wording of Act No. 2048 is definite. However, the provisions of this Act may be amended or the entire Act canceled at any time providing the Legislature so desires.

5. At the present time the large number of proposed bills makes action on any of them doubtful. In order to act intelligently on these special appropriations, members of both Houses of the Legislature must investigate these bills thoroughly. This action has already been taken by several former legislatures and the pensionado bills have always been accepted. It is believed that the saving in time and legislation alone would recommend the recurrent bill favorably.

6. By providing an annual appropriation which is recurrent, the Philippine Legislature puts itself on record as favoring stability and economy.

The report was accepted.

Commision Bill No 47 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 2, page 1, line 10, strike out the words "provinces excepting Agusan, Mountain, Nueva Vizcaya, and Moro" and insert in lieu thereof the words "provinces organized under the Provincial Government Act and the Provinces of Mindoro, Palawan, and Batanes."

The Acting President entered the Session Chamber during the consideration of the bill in Committee of the Whole and assumed the chair.

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

[Committee Report No. 55.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 12, 1912, Commission Bill No. 50, entitled "An Act amending Act Numbered Seventeen hundred and ninety-eight, entitled 'An Act to provide for the protection of animal life in the Philippine Islands,' by providing a penalty for the violation of the provisions of sections one and two thereof," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Section 1, line 5, insert after the words "provisions of this" the word "section," and add at the end of the same line the words "subsection (a) of."

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorabe,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commision Bill No. 50 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to

the Department of Finance and Justice be concurred in, and that as so amended the bill pass.

The amendment, as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

RESOLUTION.

The Acting President introduced a resolution granting and conveying to the Government of the United States through public land a right of way for a wagon road and narrow gauge railroad between the military reservations of Camp Overton and Camp Keithley on the Island of Mindanao.

Referred to a select committee consisting of Commissioners Palma and Sumulong.

INTRODUCTION OF BILL.

Commissioner Araneta introduced the following bill:

Commission Bill No. 51. An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands, by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value.

Commission Bill No. 51 was read the first time and ordered on file for second reading.

ADJOURNMENT.

Thereupon, at 11 o'clock and 8 minutes antemeridian,

On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, December 16, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, DECEMBER 16, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave) and Commissioner Worcester (on official business).

READING OF JOURNAL.

The Journal for Saturday, December 14, 1912, was read and approved.

UNFINISHED BUSINESS—COMMISSION BILL NO. 42 IN COMMITTEE OF THE WHOLE.

The Commission then resolved itself into Committee of the Whole to continue consideration of Commission Bill No. 42, entitled "An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein."

After some consideration the committee rose and reported with the recommendation that the bill be passed with the following amendment:

Section 1, page 1, line 9, strike out the words "*arresto mayor*" and insert in lieu thereof the words "*arresto menor*;" and on page 1, lines 13 to 16, and page 2, lines 1 to 4, strike out the words "Whenever any less serious physical injuries shall have been inflicted with the manifest intent to insult or offend the injured person, or under circumstances adding ignominy to the offense, both fine and imprisonment shall be imposed."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

MESSAGE FROM THE ASSEMBLY.

DECEMBER 10, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 10, 1912, passed the following Assembly Bill No. 6, in which it requests the concurrence of the Commission: An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 6 was read the first time by title only and referred to the Committee on Taxation and Revenue for report and recommendation.

RESOLUTION.

The Acting President introduced a resolution excluding certain land from the Jolo townsite.

Referred to a Select Committee consisting of Commissioners Palma and Sumulong, for report and recommendation.

THIRD READING OF BILLS.

Commission Bill No. 47. An Act authorizing the appointment of one hundred high-school students as Government pupils, and making an annual appropriation for carrying out the provisions of this Act.

Commission Bill No. 47 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 50. An Act amending Act Numbered Seventeen hundred and ninety-eight, entitled "An Act to provide for the protection of animal life in the Philippine Islands," by providing a penalty for the violation of the provisions of sections one and two thereof.

Commission Bill No. 50 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

An Act amending Act Numbered Seventeen hundred and ninety-eight, entitled "An Act to provide for the protection of animal life in the Philippine Islands," by providing a penalty for the violation of certain provisions thereof.

The motion prevailed, and the title as amended was read and approved.

SECOND READING OF BILL.

Commission Bill No. 51. An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value.

Commission Bill No. 51 was read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted, and the bill ordered on file for third reading.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 52. An Act to amend section six of Act Numbered Two thousand and ninety-five of the Philippine Legislature to authorize reimbursements to holders of fellowships appointed under said Act of expenses for implements necessary to carry on their studies and for surgical and hospital attendance in case of necessity.

By unanimous consent, Commission Bill No. 52 was read the first time by title only and referred to Commissioner Palma as a select committee for report and recommendation.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 10, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 10, 1912, passed the following Assembly Bill No. 254, in which it requests the concurrence of the

Commission: An Act amending the law relative to vacations and leaves of absence of judges of Courts of First Instance.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 254 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

DECEMBER 11, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 11, 1912, passed the following Assembly Bill No. 4, in which it requests the concurrence of the Commission: An Act declaring exempt from attachment and execution for delinquency in the payment of the land tax the clothing and the household furniture of the debtor.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 4 was read the first time by title only and referred to the Committee on Taxation and Revenue for report and recommendation.

DECEMBER 12, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 12, 1912, passed the following Assembly Bill No. 171, in which it requests the concurrence of the Commission: An Act to define the liability of the Government of the Philippine Islands for travel expense of persons in the service of the Government, and prescribing a penalty for presentation of false claims against the Government for reimbursement of travel expense.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 171 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General.

RECOMMITMENT OF ASSEMBLY BILL NO. 10.

Commissioner Branagan moved that Assembly Bill No. 10, entitled "An Act appropriating the sum of two hundred thousand pesos for the construction of a custom house and the installation of an arrastre plant in the port of Iloilo," heretofore postponed, be taken up and recommitted to the Committee on Appropriations.

The motion prevailed.

ADJOURNMENT.

Thereupon, at 11 o'clock and 30 minutes antemeridian,
On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, December 17, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, DECEMBER 17, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Monday, December 16, 1912, was read and approved.

THIRD READING OF BILLS.

Commission Bill No. 42. An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein.

Commission Bill No. 42 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 51. An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value.

Commission Bill No. 51 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORT OF COMMITTEE.

[Committee Report No. 56.]

MR. PRESIDENT: Your Committee on Taxation and Revenue, to which was referred on December 6, 1912, Assembly Bill No. 197, entitled "An Act to exempt newspaper enterprises in the Philippines from every impost or tax," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Strike out section 1, and insert in lieu thereof the following:

"SECTION 1. Section one hundred and forty-two of the Internal Revenue Law of Nineteen hundred and four is hereby amended by adding at the end thereof the following subsection:

"(j) Persons engaged in the publication or printing and publication of any newspaper, review or bulletin having a fixed date of publication and having fixed prices for subscription and sale, on receipts derived from the sale of, subscriptions to, or advertisements in such newspaper, review or bulletin: *Provided, however,* That this provision shall not be applicable to persons engaged in the publication or printing and publication of any newspaper, review, or bulletin having for its principal purpose the publication of advertisements.'"

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 197 was thereupon read the second time and referred to the Committee of the Whole, together with the report of the Committee on Taxation and Revenue thereon.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Taxation and Revenue be concurred in with the following further amendment:

After the word "newspaper" wherever the same occurs, insert the word "magazine."

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

ADJOURNMENT.

Thereupon, at 11 o'clock and 10 minutes antemeridian,
On motion by Commissioner Sumulong,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Wednesday, December 18, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, DECEMBER 18, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Tuesday, December 17, 1912, was read and approved.

COMMUNICATION FROM THE GOVERNOR-GENERAL.

The Secretary submitted a communication from the Insular Collector of Customs of December 14, 1912, referred to the Commission by the Governor-General, recommending that Congress be requested to repeal that portion of the Philippine Tariff Act of 1909, which requires that all export duties upon articles exported from the Philippine Islands into and consumed in the United States shall be refunded.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

THIRD READING OF BILL.

Assembly Bill No. 197. An Act to exempt newspaper enterprises in the Philippines from every impost or tax.

Assembly Bill No. 197 was read the third time.

The Acting President moved the following amendment:

Section 1, insert after the word "Section one hundred and forty-two of" the words "Act Numbered Eleven hundred and eighty-nine, entitled."

The motion prevailed.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, entitled "The Internal Revenue Law of Nineteen hundred and four," by providing further exemptions from the taxes imposed by section one hundred and thirty-nine of said Act.

The motion prevailed and the title as amended was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 57.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on December 12, 1912, Assembly Bill No. 154, entitled "An Act providing for the adoption of military instruction in the public schools of the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

Military training could be introduced in the public schools only at the expense of subjects now included in the course of study, which is already somewhat overcrowded. Your committee does not, therefore, deem it advisable to enlarge this course by the addition of the subject in question, which might tend to tax the efficiency of our public school system.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 58.]

MR. PRESIDENT: Your select committee of one, to which was referred on December 16, 1912, Commission Bill No. 52, entitled

"An Act to amend section six of Act Numbered Two thousand and ninety-five of the Philippine Legislature to authorize reimbursements to holders of fellowships appointed under said Act of expenses for implements necessary to carry on their studies and for surgical and hospital attendance in case of necessity," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Act No. 2095 is amended so that fellowship appointees may be reimbursed, not only for textbooks, but also for stationery, implements, instruments, etc., that may be required in the pursuit of their courses of study, and moreover for medical fees, hospital attendance and nurse hire in certain cases.

The purpose of the amendment introduced and the form in which it is presented in the bill are entirely satisfactory to your committee. In its opinion, it is only fair for the Government to provide the fellowship appointee with all the necessary means incidental to his studies and to take care of him in case of serious and continuous illness while fulfilling his contract with the Government.

Respectfully submitted.

RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 52 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 1, page 2, line 3, strike out the word "long" before the words "continued illness."

The amendment recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

[Committee Report No. 59.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on December 7, 1912, Assembly Bill No. 77, entitled "An Act granting duly registered dentists the right granted by Act Numbered Seventeen hundred and sixty-one to physicians, for dental purposes only," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

In the opinion of your committee, it is proper that regularly licensed dentists should have the same privileges in respect to the use of opium, cocaine, and alpha or beta eucaine as duly licensed physicians.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 77 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out section 2 in its entirety.

Amend section 3 to read as follows:

"SEC. 2. This Act shall take effect upon its passage."

The amendment recommended by the Committee of the Whole was adopted, and the bill ordered on file for third reading.

[Committee Report No. 60.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on December 12, 1912, Assembly Concurrent Resolution No. 2, entitled "Concurrent Resolution establishing common rules for the drafting of the appropriation Act for the last six months of the present fiscal year and the appropriation Act for the fiscal year nineteen hundred and fourteen," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be adopted with the following amendment:

Strike out the first rule.

Amend the second rule to read as follows:

"RULE I. Elimination of any legislation of permanent character from appropriation bills."

Amend the third rule to read as follows:

"RULE II. Inclusion in the appropriation bill of those bureaus or offices which have revenues of their own."

Amend the fourth rule to read as follows:

"RULE III. Separation of the amount allowed for salaries and wages from funds allowed for contingent expenses."

Strike out the fifth rule.

Amend the sixth rule to read as follows:

"RULE IV. All the receipts of each office or bureau must be deposited in the Insular Treasury to the credit of the current account of the office or bureau concerned, as is now provided by law."

Change the seventh rule to Rule V.

Amend the eighth rule to read as follows:

"RULE VI. Inclusion in the appropriation Act or complete exclusion therefrom to be included in a special appropriation Act for the Bureau of Public Works of all the expenditures relative to public works or permanent improvements."

Strike out the ninth rule.

Amend the tenth rule to read as follows:

"RULE VII. All sums not expended and for which obligation has not been incurred at the end of the fiscal year shall revert to the Insular Treasury and again be placed with general funds."

Amend the preamble as follows:

Strike out of the first paragraph the following: "and it is believed that one of the principal causes of the failure of the appropriation Act in prior years was principally due to the absence of a previous understanding between the Commission and the Assembly regarding certain principles or rules that ought to be fixed jointly."

Strike out of the second paragraph the following: "as, if such principles or rules are previously adopted, all that would be left to be done would be the mere assignment of sums to each bureau or office."

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,

Committee on Appropriations.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Concurrent Resolution No. 2 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the resolution,

FRIAR LANDS REPORT.

The Secretary then submitted for the information of the Commission the report of the Director of Lands on the

administration of the Friar Lands Estates for the month of November, 1912.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 824.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 55 minutes antemeridian,
On motion by Commissioner Palma,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, December 19, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, DECEMBER 19, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Wednesday, December 18, 1912, was read and approved.

At this point the Acting President left the Session Chamber and Commissioner Worcester took the chair.

UNFINISHED BUSINESS—COMMITTEE OF THE WHOLE ON ASSEMBLY CONCURRENT RESOLUTION NO. 2.

Assembly Concurrent Resolution No. 2, entitled "Concurrent Resolution establishing common rules for the drafting of the Appropriation Act for the last six months of the present fiscal year and the Appropriation Act for the fiscal year nineteen hundred and fourteen," remaining unfinished from yesterday's session, Commissioner Worcester moved that consideration be postponed until later in the day.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 12, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 12, 1912, passed the following Assembly Bill No. 268, in which it requests the concurrence of the Commission: An Act to amend section fifty-four of Act Numbered One hundred and eighty-three, known as the Manila Charter.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 268 was read the first time by title only and referred to the Committee on Taxation and Revenue.

DECEMBER 18, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 18, 1912, passed the following Assembly Concurrent Resolution No. 3, in which it requests the concurrence of the Commission: Concurrent Resolution authorizing the President of the Commission and the Speaker of the Assembly to adjourn the session corresponding to the twenty-first day of December, nineteen hundred and twelve, until the second day of January, nineteen hundred and thirteen.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Concurrent Resolution No. 3. Concurrent Resolution authorizing the President of the Commission and the Speaker of the Assembly to adjourn the session corresponding to the twenty-first day of December, nineteen hundred and twelve, until the second day of January, nineteen hundred and thirteen.

Resolved by the Philippine Assembly, the Philippine Commission concurring: That the President of the Commission and the Speaker of the Assembly be, as they hereby are, authorized to adjourn the session corresponding to Saturday, the twenty-first day of December, nineteen hundred and twelve, until Thursday, the second day of January, nineteen hundred and thirteen.

At this point the Acting President returned to the Session Chamber and resumed the chair.

By unanimous consent, Assembly Concurrent Resolution No. 3 was read once and adopted.

DECEMBER 12, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 12, 1912, passed the following Assembly Bill No. 269, in which it requests the concurrence of the Commission: An Act to afford relief to sufferers from the typhoons of October and November, nineteen hundred and twelve.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Assembly Bill No. 269 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by the Acting President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

COMMITTEE OF THE WHOLE ON ASSEMBLY CONCURRENT
RESOLUTION NO. 2.

The Commission then resolved itself into Committee of the Whole to continue consideration of Assembly Concurrent Resolution No. 2, entitled "Concurrent Resolution establishing common rules for the drafting of the Appropriation Act for the last six months of the present fiscal year and the Appropriation Act for the fiscal year nineteen hundred and fourteen."

After some consideration the committee rose, and reported with the recommendation that the resolution be concurred in with the following amendment:

Strike out all after the word "concurring" and insert in lieu thereof the following:

"That for the preparation, drafting, and passage of the Appropriation Act appertaining to the last six months of the present fiscal year, and for the preparation, drafting, and passage of the Appropriation Act appertaining to the fiscal year nineteen hundred and fourteen, the following rules shall govern:

"RULE I.

"All appropriations of a permanent character shall be excluded.

"RULE II.

"Those Bureaus or Offices which have revenues of their own shall be included.

"RULE III.

"The amount allowed for salaries and wages shall be separated from the amount allowed for contingent expenses.

"RULE IV.

"All the receipts of each Office or Bureau shall be deposited in the Insular Treasury to the credit of the fund or current account of the Office or Bureau concerned as is now provided by law.

"RULE V.

"All funds for the maintenance of the Bureau of Public Works shall either be included in the General Appropriation Act or entirely excluded therefrom and incorporated in a special Act making appropriations for the Bureau of Public Works and for public works and permanent improvements.

"RULE VI.

"All sums not expended and for which obligations have not been incurred at the end of the fiscal year shall revert to the Insular Treasury."

Amend the preamble to read as follows:

"Whereas it is convenient to establish certain rules for the Legislature in the preparation, drafting and passage of certain Appropriation Acts: Now, therefore, be it."

The amendment recommended by the Committee of the Whole was adopted.

On motion by the Acting President, unanimously carried,

The resolution was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon the adoption of the resolution, the roll was called and the resolution was adopted, Commissioner Branagan voting in the negative.

The Acting President moved to amend the title to read as follows:

Concurrent Resolution establishing rules for the preparation, drafting, and passage of certain Appropriation Acts.

The motion prevailed and the title as amended was read and approved.

THIRD READING OF BILLS.

Commission Bill No. 52. An Act to amend section six of Act Numbered Two thousand and ninety-five of the Philippine Legislature

to authorize reimbursements to holders of fellowships appointed under said Act of expenses for implements necessary to carry on their studies and for surgical and hospital attendance in case of necessity.

Commission Bill No. 52 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

An Act amending section six of Act Numbered Two thousand and ninety-five by authorizing reimbursement to holders of fellowships appointed under said Act for certain expenses.

The motion prevailed and the title as amended was read and approved.

Assembly Bill No. 77. An Act granting duly registered dentists the right granted by Act Numbered Seventeen hundred and sixty-one to physicians for dental purposes only.

Assembly Bill No. 77 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act granting duly registered dentists certain privileges granted by Act Numbered Seventeen hundred and sixty-one to physicians.

The motion prevailed and the title as amended was read and approved.

REPORT OF COMMITTEE.

[Committee Report No. 61.]

MR. PRESIDENT: Your select committee of two, to which was referred on December 16, 1912, a proposed resolution relative to the Jolo townsite, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be passed.

By resolution of the Commission dated June 14, 1909, the townsite reservation of Jolo was created and there were included within the boundaries of said reservation two parcels of land previously reserved by the Governor-General for school and municipal market purposes, respectively, and likewise portions of certain lands previously reserved by the President of the United States for military purposes, by virtue of the authority conferred upon him by section 12 of the Act of Congress of July 1, 1902, entitled "An Act temporarily to provide

for the administration of the affairs of civil government in the Philippine Islands, and for other purposes."

The purpose of the proposed resolution is to exclude from the townsite reservation of Jolo, created by the Commission, the parcels reserved at Jolo for public school and municipal market purposes, and the portions of the land reserved by the President of the United States which were unduly included within the limits of said Jolo townsite reservation. It is evident that the Commission could not include within a townsite reservation land previously and legally reserved for other purposes by the Governor-General and the President of the United States, and it is recommended that in order to correct this error, this resolution be passed.

Respectfully submitted.

RAFAEL PALMA,
JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the following resolution accompanying the same was taken up:

Commission Resolution No. 4. Whereas the President of the United States, under authority conferred in section twelve of the Act of Congress approved July first, nineteen hundred and two, entitled "An Act temporarily to provide for the administration of the affairs of civil government in the Philippine Islands, and for other purposes," did by Executive Order dated November tenth, nineteen hundred and four, and published in General Orders, Numbered One hundred and seventy-seven of the War Department, dated November twenty-first, nineteen hundred and four, reserve for military purposes, certain lands at Jolo, in the Moro Province; and

Whereas the President of the United States under authority of the section and Act of Congress aforesaid did by Executive Order dated May seventeenth, nineteen hundred and five, and published in General Orders, Numbered Seventy-six of the War Department, dated May twenty-fifth, nineteen hundred and five, reserve certain other lands at Jolo in the Moro Province for military purposes as additions to the reservation theretofore by him made at Jolo; and

Whereas by Executive Order Numbered Twenty-one, dated April twenty-eighth, nineteen hundred and six, as amended by Executive Order Numbered Forty-nine, dated November twenty-third, nineteen hundred and six, the Governor-General did reserve for the use of the public schools of the Moro Province a certain parcel of the public domain in the town of Jolo aforesaid; and by Executive Order Numbered Forty-four dated May eleventh, nineteen hundred and nine, did reserve for municipal market purposes a certain parcel of the public domain in the town of Jolo aforesaid; and

Whereas the Philippine Commission did, by Resolution Numbered One hundred and thirteen, dated June fourteenth, nineteen hundred and nine, create a townsite reservation at Jolo aforesaid within the boundaries of which are comprised and included the parcels reserved by the Governor-General for public school and public market purposes respectively; and

Whereas it has now been ascertained that the townsite reservation at Jolo aforesaid comprises a part or parts of the military reservation prior to that date made at Jolo by the President of the United States and that the boundaries of the said townsite reservation conflict with the boundaries of the aforesaid military reservation: Now, therefore, be it

Resolved, That the lands reserved by the President of the United States for military purposes at Jolo, in the Moro Province, as aforesaid, which are included within the boundaries of the townsite reservation at Jolo, established by Resolution of the Commission Numbered One hundred and thirteen and dated June fourteenth, nineteen hundred and nine, and the parcels reserved at Jolo for public school and public market purposes, respectively, by the Governor-General be, and the same are hereby excluded from the said townsite reservation, and that the aforesaid resolution of the Commission be and the same is hereby amended accordingly as of the date thereof; and be it

Resolved further, That at the instance of the general commanding the military forces of the United States in the Philippine Islands the true boundaries, area and extent of the lands reserved by the President of the United States for military purposes at Jolo in the Moro Province shall be deemed to be and are as shown in Bureau of Lands plan II-6480, approved by the Director of Lands on June twenty-fifth, nineteen hundred and twelve.

The resolution was adopted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 12 o'clock and 15 minutes postmeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, December 20, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, DECEMBER 20, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Thursday, December 19, 1912, was read and approved.

MESSAGE FROM THE ASSEMBLY.

DECEMBER 17, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 17, 1912, passed the following Assembly Bill No. 279, in which it requests the concurrence of the Commission: An Act abolishing the bill of exceptions in ordinary actions and the transcript of record in special proceedings, established by Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," and substituting in lieu thereof the appeal.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 279 was read the first time by title only and referred to the Committee

on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

REPORTS OF COMMITTEES.

[Committee Report No. 62.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on November 29, 1912, resolution No. 91 of the municipal council of Norzagaray, Bulacan, requesting permission to use narrow-tired carts and sledges on improved roads, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table awaiting action by the Assembly on the same resolution.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 63.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on December 18, 1912, resolution No. 1026 of the provincial board of the Province of Capiz, providing for the remission of the collection of the land tax in that province for the years 1913 and 1914, on account of damages wrought by typhoons, and requesting an appropriation to reimburse the province in an amount equal to the loss it would sustain by reason of such remission, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

This resolution provides for the remission of the collection of the land tax in the Province of Capiz for a period of two years, 1913 and 1914. Act No. 1713 provides that, subject to the approval of the Governor-General, provincial boards may remit the collection of the land tax "for a period not exceeding one year at a time."

The resolution also requests that in case the land tax is remitted the Legislature appropriate for the Province of Capiz a sum equal to the amount the province would lose by reason of such remission, which action your committee considers would be a very bad precedent. The Province of Capiz is not the only one which suffered from the typhoons of October and November. The Assembly has already passed a relief bill appropriating five hundred thousand pesos for the

provinces afflicted, and your committee thinks that this is all that can be done by the Insular Government at the present time in the way of monetary assistance.

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 64.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 18, 1912, a letter of the Insular Collector of Customs suggesting renewal of the recommendation made by the Philippine Commission from 1904 to 1909, inclusive, favoring the repeal of section 2 of the Act of Congress approved March 8, 1902, providing that Philippine products exported to the United States shall be exempt from export duties, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That no action be taken favoring the repeal of the exemption of Philippine products imported into the United States or its possessions for consumption therein from the payment of export duties.

At first blush it appears inconsistent for the Commission not to renew the recommendation made by it in previous years. However, there is, in the opinion of your committee, good reason why the Commission should deviate from its former policy.

Before the passage of the United States Tariff Act of 1909, commonly known as the Payne Bill, the only Philippine product subject to export duty which was admitted duty free into the United States was hemp. The export duties on this product imported into the United States were refunded upon proof that the same was consumed in the United States. This was not the case with regard to the export duty on indigo, sugar, copra, and tobacco imported into the United States and consumed therein. These products were not admitted free of duty to the United States. By the operation of the Payne Bill, Philippine products were admitted duty free to the United States, although with certain limitations as to the amount of sugar and tobacco. The Philippine Tariff Law of 1909 imposed an export duty on hemp, sugar, copra, and tobacco, but exempted products of the Philippine Islands from the payment of this duty when exported directly from the Islands to the United States or any of its possessions for use and consumption therein. This exemption therefore applies

not only to hemp, but to sugar, copra, and tobacco as well. Had the Commission insisted on its previous recommendation, the repeal of the law would not only affect hemp, but also copra, sugar, and tobacco. To be consistent, the abolition of the exemption not only of one but of all these products should be requested. And further, if it is borne in mind that with the operation of the Payne Bill the price of sugar, tobacco, and copra has considerably increased, and that this is not true with respect to hemp, there would appear to be more reason to request the abolition of the exemption with respect to the first mentioned articles than with respect to hemp.

The argument in favor of doing away with this exemption is that the revenues of the Government would thereby be increased, but your committee is of the opinion that there are good economical reasons why such exemption should be maintained. If, as claimed by the advocates of free trade between America and the Philippine Islands, such free trade would bring better prices for Philippine products—and the facts in a certain measure seem to confirm this—the same theory should hold good with respect to doing away with export duties. If the exemption from import duty in America places some buyers in an advantageous position, thus stimulating competition and consequently increasing prices, I see no reason why this same phenomenon should not occur with respect to the suppression of export duties.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion by the Acting President, consideration of the report was postponed in order to give the members of the Commission an opportunity for further study.

[Committee Report No. 65.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 16, 1912, Assembly Bill No. 254, entitled "An Act amending the law relative to vacations and leaves of absence of judges of Courts of First Instance," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass with the following amendment:

Strike out section 1, and insert in lieu thereof the following:

"SECTION 1. The five months' vacation to which judges of the Courts of First Instance and of the Court of Land Registration and members of the Code Committee are entitled every three years by

virtue of existing law may be taken at any time during the year without necessarily including the court vacation."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 254 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it be laid on the table.

The report and recommendation of the Committee of the Whole were adopted.

[Committee Report No. 66.]

MR. PRESIDENT: Your select committee of two, to which was referred on December 11, 1912, the report of the Committee on Municipal and Provincial Governments on Assembly Bill No. 151, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the Commission consider Assembly Bill No. 151 as recommended by the Committee on Municipal and Provincial Governments, and that the question of passing a general law relative to municipal fiestas be laid on the table.

In the judgment of your committee there is no serious objection to permitting municipal councils to change the dates of the fiestas of their respective municipalities as they may deem best under the circumstances. This would be in accordance with the policy of allowing the municipalities a free hand in purely local affairs. Your committee, however, does not deem it necessary at this time that any law of this kind be passed, since the operation of the present law appears to be satisfactory, and in view of the further fact that only a few of the municipalities are requesting a change in the dates of their fiestas. It is not considered wise to change legislation unless such change is justified by a public necessity.

Respectfully submitted.

GREGORIO ARANETA,
RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 151 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it be laid on the table.

The report and recommendation of the Committee of the Whole were adopted.

[Committee Report No. 67.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on December 20, 1912, Assembly Bill No. 268, entitled "An Act to amend section fifty-four of Act Numbered One hundred and eighty-three, known as the Manila Charter," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 268 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

INTRODUCTION OF BILL.

The Acting President introduced the following bill:

Commission Bill No. 53. An Act amending paragraph two of section three hundred and thirteen of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by making the enrolled copy conclusive proof of Acts of the Philippine Commission and the Philippine Legislature.

Commission Bill No. 53 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

ADJOURNMENT.

Thereupon, at 11 o'clock and 35 minutes antemeridian,

On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, December 21, 1912.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, DECEMBER 21, 1912.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Friday, December 20, 1912, was read and approved.

RESOLUTION.

Commissioner Araneta introduced the following resolution:

Commission Resolution No. 5. Whereas paragraph two hundred and fifteen of the Philippine Tariff Act reads as follows:

"215. Rice, gross weight (until May first, nineteen hundred and ten):

- (a) Unhusked, one hundred kilos, sixty cents.
- (b) Husked, one hundred kilos, one dollar.
- (c) Flour, one hundred kilos, two dollars.

On and after May first, nineteen hundred and ten:

- (a) Unhusked, one hundred kilos, eighty cents.
- (b) Husked, one hundred kilos, one dollar and twenty cents.
- (c) Flour, one hundred kilos, two dollars.

Provided, That the Governor-General, by and with the advice and consent of the Philippine Commission, may, in his discretion, continue in force the rates of duty first prescribed in this paragraph, until in his judgment, conditions in the Philippine Islands may warrant the imposition of the higher rates herein prescribed; and

“Provided further, That the Governor-General, by and with the advice and consent of the Philippine Commission, may suspend all duties upon rice or the duties upon rice for consumption in particular localities, to be designated by him, whenever and for such period as, in his judgment, local conditions require, in which event rice admitted free by virtue of his order shall be distributed under governmental supervision or in accordance with such regulations as he may prescribe.”

Resolved, That it be, and hereby is, recommended to the Governor-General that the rates of duty first prescribed in the foregoing paragraph (heretofore continued in force until January first, nineteen hundred and thirteen) be continued in force until January first, nineteen hundred and fourteen.

The resolution was adopted.

INTRODUCTION OF BILL.

Commissioner Worcester introduced the following bill:

Commission Bill No. 54. An Act appropriating seven thousand and ninety-two pesos for the improvement of buildings and grounds at Baguio, Benguet.

Commission Bill No. 54 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Ordered, That Commission Bill No. 54 be enrolled and printed as an Act, the enactment of same being within the exclusive general legislative jurisdiction of the Commission over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see pp. 824, 825.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 46 minutes antemeridian,

The Acting President, in accordance with the provisions of Concurrent Resolution No. 2 of the present Legislature, declared the Commission adjourned.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, JANUARY 4, 1913.

The Commission met at the call of the Acting President at 10 o'clock and 30 minutes antemeridian.

Present: Commissioners Worcester, Luzuriaga, Palma, Branagan, and the Acting President.

Absent: The President (on leave), Commissioners Araneta (excused), and Sumulong (on official business).

READING OF JOURNAL.

The Journal for Saturday, December 21, 1912, was read and approved.

MESSAGES FROM THE ASSEMBLY.

DECEMBER 19, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 19, 1912, passed the following Assembly Bill No. 286, in which it requests the concurrence of the Commission: An Act further amending section twelve of Act Numbered One hundred and ninety, entitled "Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands," as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 286 was read the first time by title only and referred to the Committee

on Matters Pertaining to the Department of Public Instruction for report and recommendation.

DECEMBER 21, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 21, 1912, passed the following Assembly Bill No. 223, in which it requests the concurrence of the Commission: An Act to amend Act Numbered Seven hundred and nine, as amended, by authorizing the Governor-General to regulate the issue of licenses and sale of liquors in military zones in which such sale is prohibited and to revoke such authorizations.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 223 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

DECEMBER 21, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 21, 1912, passed the following Assembly Bill No. 300, in which it requests the concurrence of the Commission: An Act providing for certain changes in the general powers of the Agricultural Bank of the Philippine Government.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 300 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

DECEMBER 21, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 21, 1912, passed the following Assembly Bill No. 298, in which it requests the concurrence of the Commission: An Act amending section one of Act Numbered Five hundred and thirty-six, entitled "An Act relative to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon," authorizing corporations

organized under the laws of the Philippine Islands to be sureties in certain recognizances, stipulations, or undertakings.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 298 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

REPORTS OF COMMITTEE.

[Committee Report No. 68.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 10, 1912, resolution No. 89 of the municipal council of Cabuyao, Laguna, petitioning for the passage by the Philippine Legislature of an Act granting per diems to the vice-president and each councilor attending sessions of the municipal council, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee has on various occasions had to give its opinion on matters of a similar nature to the one here proposed, but has never been able to recommend the payment of per diems, on account of the lack of resources of the municipalities making said petitions, and inasmuch as the economic situation of the municipalities does not seem to have changed for the better so far, your committee finds itself in the necessity of making the recommendation hereinbefore set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 69.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 11, 1912, resolution No. 165 of the municipal council of Balaoan, Province of La Union, petitioning the Philippine Legislature for the passage of an Act granting per diems to the vice-president and each councilor attending

sessions of the municipal council, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee has on various occasions had to give its opinion on matters of a similar nature to the one here proposed, but has never been able to recommend the payment of per diems, on account of the lack of revenues of the municipalities making said petitions, and inasmuch as the economic situation of the municipalities does not seem to have changed for the better so far, your committee finds itself in the necessity to make the recommendation hereinbefore set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 70.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 11, 1912, resolution No. 187 of the municipal council of San Juan, Province of La Union, petitioning the Philippine Legislature for the passage of an Act granting per diems to the vice-president and each councilor attending sessions of the municipal council, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee has on various occasions had to give its opinion on matters of a similar nature to the one here proposed, but has never been able to recommend the payment of per diems, on account of the lack of resources of the municipalities making said petitions, and inasmuch as the economic situation of the municipalities does not seem to have changed for the better so far, your committee finds itself in the necessity to make the recommendation hereinbefore set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 71.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 28, 1912, resolution No. 279 of the municipal council of Calivo, Province of Capiz, petitioning the Philippine Legislature for the passage of an Act granting per diems to the vice-president and each councilor attending sessions of the municipal council, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee has on various occasions had to give its opinion on matters of a similar nature to the one here proposed, but has never been able to recommend the payment of per diems, on account of the lack of resources of the municipalities making said petitions, and inasmuch as the economic situation of the municipalities does not seem to have changed for the better so far, your committee finds itself in the necessity to make the recommendation hereinbefore set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

COMMUNICATIONS.

The Secretary read the following communications for the information of the Commission:

A letter dated November 18, 1912, from the Acting Chief of the Bureau of Insular Affairs advising that the Secretary of War has approved the request made in Commission Resolution No. 98 for the waiving of the physical deficiencies of Fidel Segundo y Ventura and Ignacio D. Magno, candidates for admission to the United States Military Academy from the Philippines.

Ordered filed.

A letter dated November 14, 1912, from Mrs. James Schoolcraft Sherman expressing her appreciation for the resolution of condolence passed on the occasion of the death of Vice-President James Schoolcraft Sherman.

Ordered filed.

A resolution of the municipal council of Jaro, Iloilo, adopted on December 20, 1912, extending to the Commission the season's greetings.

Ordered acknowledged and filed.

A letter dated December 23, 1912, from the Oriental Moving Picture Corporation, addressed to the Governor-General and by him referred to the Commission, making certain suggestions with reference to the proposed law for the censorship of cinematograph films.

Ordered referred to the select committee of the Commission to which was referred Commission Bill No. 49.

INTRODUCTION OF BILLS.

Commissioner Branagan introduced the following bill:

Commission Bill No. 55. An Act amending Act Numbered Nineteen hundred and eighty, entitled "An Act to provide for the creation of a commissioned and enlisted service within the Bureau of Navigation, the creation of a pension fund in connection therewith, and for the punishment of offenses against good order and discipline within such service.

By unanimous consent, Commission Bill No. 55 was read the first time by title only and referred to a Select Committee consisting of Commissioners Luzuriaga and Palma for report and recommendation.

The Acting President introduced the following bill:

Commission Bill No. 56. An Act to amend subsection (j) of section forty of Act Numbered Eighty-two so as to authorize municipalities to change the dates of their fiestas under certain conditions not more frequently than once each year.

By unanimous consent, Commission Bill No. 56 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Commissioner Worcester introduced the following bill:

Commission Bill No. 57. An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called "Friar lands" estates, by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended.

By unanimous consent, Commission Bill No. 57 was read the first time by title only and referred to a Select Committee consisting of Commissioners Palma and Branagan for report and recommendation.

Commissioner Branagan introduced the following bill:

Commission Bill No. 58. An Act to amend in certain respects section nine, as amended, of Act Numbered Seven hundred and eighty-seven of the Philippine Commission, entitled "An Act providing for the organization and government of the Moro Province," to provide for the employment of a register of deeds for the Moro Province, and to repeal sections twenty-one and twenty-two of Act Numbered Eight hundred and sixty-seven.

By unanimous consent, Commission Bill No. 58 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see pp. 825, 826.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,

On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, January 6, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, JANUARY 6, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Saturday, January 4, 1913, was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 72.]

MR. PRESIDENT: Your select committee of two, to which was referred on December 7, 1912, Assembly Bill No. 220, entitled "An Act providing for an increase of the part of the Internal Revenue taxes collected in the Philippine Islands which corresponds to municipal governments, allotting said increase for the betterment of the salaries paid municipal teachers in the municipalities of the provinces organized in accordance with the provisions of Act Numbered Eighty-three, and specifying the qualifications required of candidates for the position of municipal teacher," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Although the salaries of municipal teachers are no doubt in many instances small and inadequate, the committee does not think that the Insular revenue should be charged with the amount to make them a just wage, as 14 per cent of the internal revenue is now credited to municipal governments for general municipal purposes and for

school purposes. It is thought that the inclination of provinces and municipalities to consider Insular revenue always available for current local expenses should not be encouraged to an extreme. The final passage of this bill would take more than ₱600,000 yearly from the Insular Treasury and would curtail Insular operations by that amount.

Another objection to the passage of this bill is that it requires the consent of the Congress of the United States before it can be operative, and after having once become a law it would require the sanction of Congress before the moneys so reserved could be used for any other purpose.

Again, there is an Act already passed by the Legislature allotting internal revenue awaiting the approval of Congress, and any additional Acts on the same subject forwarded for its approval would have a tendency to muddle the question.

Respectfully submitted.

FRANK A. BRANAGAN,
RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 73.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on December 4, 1912, Assembly Bill No. 25, entitled "An Act amending Act Numbered Nineteen hundred and thirty-two, entitled 'An Act providing for the expenditure within the municipality where collected of at least thirty per centum of the additional amount of the cedula tax in provinces whose provincial boards shall have provided by resolution that the cedula tax be increased in accordance with Act Numbered Sixteen hundred and fifty-two,' so that said thirty per centum shall be expended exclusively by each municipal council," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The object of this law is to place the expenditure of the 30 per cent of the increase on the cedula tax belonging to municipalities under the exclusive direction of the municipal council, instead of the provincial board and Bureau of Public Works as is now done, in order that special local roads may be constructed.

Said tax is now held as a special fund to each municipality, and is used only for the construction and maintenance of permanent roads and bridges in the municipality to which it belongs. Provincial boards have obligated themselves to maintain designated first-class roads without deterioration, and to divert 30 per cent of the cedula

collection to expenditures outside the authority of said boards would result in many cases in actual deficits.

Countries in which local construction of roads has prevailed are quickly coming to a realization of the fact that such construction is costly, unsatisfactory, and insufficient; many roads are isolated—beginning and ending nowhere. The people of the United States, Canada, and other countries have of recent years strongly advocated the centralization of road construction and maintenance. More than 80 bills have been introduced in the present Congress of the United States looking toward activity and participation in road construction by the Federal Government.

The United States has an office of public roads in the Department of Agriculture, the principal duty of which is to prepare a comprehensive plan for the construction of roads throughout the Union, and to bring about coöperation between the highway departments of adjoining States.

It is the opinion of your committee that it would be unwise to divert the road and bridge fund from its present control, as it is the conclusion of all peoples who have given the subject extensive study that the more centralized the control of road construction is, the cheaper the cost of the same and the better the results obtained.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 74.]

GENTLEMEN: The Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on January 4, 1913, Assembly Bill No. 223, entitled "An Act to amend Act Numbered Seven hundred and nine, as amended, by authorizing the Governor-General to regulate the issue of licenses and sale of liquors in military zones in which such sale is prohibited and to revoke such authorizations," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed without amendment.
Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 223 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by the Acting President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

SPECIAL ORDERS FIXED.

Commissioner Worcester moved that Commission Bill No. 28 entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations, and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes," and Commission Bill No. 31 entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles," be made special orders in the order named for Wednesday, January 8, 1913.

The motion prevailed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 826.)

ADJOURNMENT.

Thereupon, at 11 o'clock antemeridian,
On motion by Commissioner Branagan,
The Commission adjourned to meet at 10 o'clock and
30 minutes antemeridian on Tuesday, January 7, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, JANUARY 7, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Monday, January 6, 1913, was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 75.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on December 14, 1912, resolution No. 170 of the municipal council of Balasan, Iloilo, adopted November 15, 1912, requesting the amendment of Act No. 2169 relative to the use of revolvers and the wearing of certain insignia by the municipal police, has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Attention is invited to committee report No. 16 by your committee on resolution No. 83 of the municipal council of Balasan, Iloilo, on this same subject which was adopted by the Commission at its session of November 5, 1912.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 76.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 4, 1913, Commission Bill No. 57, entitled "An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called 'friar lands' estates by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.
Respectfully submitted.

RAFAEL PALMA,
FRANK A. BRANAGAN,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 57 was thereupon read the second time and referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

[Committee Report No. 77.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 4, 1913, Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section twelve of Act Numbered One hundred and ninety, entitled 'An Act providing a Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,' as amended by Acts Numbered Eleven hundred and twenty-three, Fourteen hundred and twenty-seven and Nineteen hundred and forty-six, is hereby further amended so as to read as follows:

"SEC. 12. *Official language.*—The official language of all courts and their records shall be the Spanish language until the first day of January, nineteen hundred and thirteen. After that date English shall

be the official language: *Provided*, That the Supreme Court, any Court of First Instance, or Court of Land Registration, justice of the peace court, municipal court, or any other court which may hereafter be established may order the record to be made in the Spanish language whenever it shall determine that such order would promote the public convenience or the interests of the parties; that any party or his counsel may examine or cross-examine witnesses or make an oral argument in Spanish which shall then and there be interpreted into English by a court interpreter whenever the judge or the other party shall so require; that the examination, cross-examination, or oral argument, if made in English shall be interpreted into Spanish by such court interpreter whenever the judge or the other party shall so require; and that the party or his counsel may submit any petition, motion, pleading, brief, document or evidence in Spanish without an accompanying English translation: *And provided further*, That in cases in which all the parties or counsel so stipulate in writing, the proceedings shall be conducted in Spanish.'"

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 286 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Public Instruction be concurred in, and that as so amended the bill pass.

The report and recommendation of the Committee of the Whole were adopted and the bill ordered on file for third reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 826.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 45 minutes antemeridian,
On motion by Commissioner Worcester,
The Commission adjourned to meet at 10 o'clock and
30 minutes antemeridian on Wednesday, January 8, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, JANUARY 8, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Tuesday, January 7, 1913, was read and approved.

UNFINISHED BUSINESS—COMMISSION BILL NO. 57 IN COMMITTEE OF THE WHOLE.

The Commission then resolved itself into Committee of the Whole to continue consideration of Commission Bill No. 57, entitled "An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called 'Friar lands' estates, by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended."

After some consideration the committee rose and reported with the recommendation that the bill pass.

The report and recommendation of the Committee of the Whole were accepted and the bill ordered on file for third reading.

SPECIAL ORDERS—SECOND READING OF COMMISSION BILL NO. 28, AMENDING THE PUBLIC LAND ACT.

Commission Bill No. 28. An Act amending Act Numbered Nine hundred and twenty-six, entitled "The Public Land Act," by providing

that persons, associations and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes.

Commission Bill No. 28 was read the second time and, together with the report of the special committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the following recommendation:

That the amendment inserting the words "the citizenship of the applicant and his post-office address" in section 1, page 2, line 31, be not concurred in;

That the remaining amendments recommended by the select committee be concurred in with the following further amendment:

Section 1 (80), insert after the first paragraph the words "Any religious entity may purchase for cemetery purposes any parcel or parcels of such land not exceeding sixteen hectares and to be as nearly as practicable rectangular in shape."

In the second proviso of said section insert after the words "abuts on navigable waters" the words "or the foreshore."

Section 1 (81), page 3, line 7, insert after the words "must state his citizenship" the words "and post-office address."

Section 1 (83), amend the last two sentences to read as follows: "The notice shall state that if no opposition is presented to the Director of Lands or suit is instituted in the Court of Land Registration or Court of First Instance by any person claiming an interest in the land applied for the same will be sold ten days after the date of the last publication of the notice in the newspapers. If after the expiration of such period no such opposition or suit shall have been presented or instituted the sale shall then be made to the applicant at the appraised valuation, on completion of the required survey."

In the proviso to section 1 (86), strike out the words "while there is any pending suit in the court instituted by any person claiming an interest in the land, nor."

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

SECOND READING OF COMMISSION BILL NO. 31, THE CADASTRAL SURVEY BILL.

Commission Bill No. 31. An Act providing certain special proceedings for the settlement and adjudication of land titles.

Commission Bill No. 31 was read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose and reported with the recommendation that the amendments recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following further amendment:

Section 5, page 4, lines 10 and 11, strike out the words "with the approval of the Governor-General."

Section 7, page 5, line 24, strike out the word "forenoon."

Section 18, page 12, line 16, strike out the words "section nineteen" and insert in lieu thereof the words "section eighteen."

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

THIRD READING OF BILL.

Assembly Bill No. 286. An Act further amending section twelve of Act Numbered One hundred and ninety, entitled "Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands," as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes.

Assembly Bill No. 286 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

An Act amending section twelve of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," as amended, by providing for the use of the Spanish language in certain cases

after the first day of January, nineteen hundred and thirteen, and for other purposes.

The motion prevailed and the title as amended was read and approved.

REPORTS OF COMMITTEE.

[Committee Report No. 78.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of the Interior, to which was referred on January 2, 1913, a communication from the secretary of the Moro Province, quoting a resolution of the legislative council of the Moro Province of October 25, 1912, relative to the reservation for public provincial purposes of lot No. 290 of the original Zamboanga townsite survey, situated in the barrio of Baliuasan, city of Zamboanga, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the request of the legislative council of the Moro Province be acceded to, and that lot No. 290 of the original Zamboanga townsite survey be reserved for the use of the Moro Province for public provincial purposes.

Respectfully submitted,

DEAN C. WORCESTER,

*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

Commissioner Worcester then introduced the following resolution:

Commission Resolution No. 6. *Resolved*, That in accordance with the provisions of section forty, Act Numbered Nine hundred and twenty-six, lot numbered two hundred and ninety of the original Zamboanga townsite survey, more particularly described as follows:

Beginning at a point marked 1 on plan, S. 8° 51' E. 729.78 m. from monument No. 112; thence S. 11° 53' W. 155.24 m. to point 2; N. 76° 36' W. 147.94 m. to point 3; N. 11° 21' E. 151.6 m. to point 4; S. 78° 01' E. 149.3 m. to point 1, point of beginning. Containing 22,796 square meters,
be reserved for the use of the Moro Province for public provincial purposes.

The resolution was adopted.

[Committee Report No. 79.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of the Interior, to which was referred on December 17,

1912, a communication from the governor of the Moro Province, quoting a resolution of the legislative council of the Moro Province of August 30, 1912 relative to the reservation of certain lands of the public domain to the Moro Province for use as public athletic and recreation grounds, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the governor of the Moro Province be informed that the difficulty with reference to these lots arises from the fact that before the Moro Province expressed its desire to obtain them, and after they had been made available for purchase, other persons initiated proceedings to obtain them, which the Insular Government is without power to set aside or ignore. In other words, the land in question has ceased to be a part of the public domain subject to reservation by the Commission.

It is believed by the Director of Lands and your committee that the only course which can be pursued is to secure the cancellation of these claims by arriving at some understanding with the claimants, which will result in their withdrawal or in their transfer to the Moro Province, so that the Commission may be in a position to act.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see pp. 826, 827.)

ADJOURNMENT.

Thereupon, at 12 o'clock and 10 minutes postmeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, January 9, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, JANUARY 9, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, and Branagan.

Absent: The President (on leave) and the Acting President (on official business).

Commissioner Worcester in the chair.

READING OF JOURNAL.

The Journal for Wednesday, January 8, 1913, was read and approved.

MESSAGE FROM THE ASSEMBLY.

JANUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Concurrent Resolution No. 2, entitled: Concurrent Resolution establishing common rules for the drafting of the Appropriation Act for the last six months of the present fiscal year and the Appropriation Act for the fiscal year nineteen hundred and fourteen.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Adriatico, Corpus, Guevara, Apacible, and Singson.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Concurrent Resolution Numbered Two, entitled "Concurrent Resolution establishing common rules for the drafting of the Appropriation Act for the last six months of the present fiscal year and the Appropriation Act for the fiscal year nineteen hundred and fourteen," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Araneta, Worcester, Luzuriaga, and Branagan be the managers at the same on the part of the Commission.

THIRD READING OF BILLS.

Commission Bill No. 57. An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called "Friar lands" estates, by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended.

Commission Bill No. 57 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 28. An Act amending Act Numbered Nine hundred and twenty-six, entitled "The Public Land Act," by providing that persons, associations and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes.

Commission Bill No. 28 was read the third time.

Commissioner Worcester moved the following amendment:

Amend the chapter heading on page 1 by adding at the end thereof the words "and to religious entities for cemetery purposes."

The motion prevailed.

Further consideration of the bill was then postponed until the next meeting of the Commission.

Commission Bill No. 31. An Act providing certain special proceedings for the settlement and adjudication of land titles.

Commission Bill No. 31 was read the third time.

The question then being upon its passage, the roll was called, and the bill was unanimously passed and the title read and approved.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 827.)

ADJOURNMENT.

Thereupon, at 10 o'clock and 50 minutes antemeridian,

On motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, January 10, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, JANUARY 10, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Thursday, January 9, 1913, was read and approved.

UNFINISHED BUSINESS.

The Commission then proceeded to the consideration of Commission Bill No. 28, entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes."

After some consideration the bill was recommitted to Commissioners Luzuriaga and Araneta for further study.

COMMUNICATION.

The Secretary read for the information of the Commission a communication from the English students of Cebu

dated January 7, 1913, protesting against the Assembly bill making Spanish the official language of the Philippine Islands.

Ordered filed.

REPORTS OF COMMITTEES.

[Committee Report No. 80.]

MR. PRESIDENT: Your select committee of two, to which was referred on December 14, 1912, proposed resolution of the Commission granting and conveying to the United States Government right of way for wagon road and narrow-gauge railroad over public land between the military reservations known as "Camp Overton" and "Camp Keithley" in the Island of Mindanao, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

The title to a strip of land of about ten miles, on which the wagon road that is now being built and improved between the military reservations, in the Island of Mindanao, known as Camp Overton and Camp Keithley, is not yet vested in the Government of the United States. The accounting officers of the United States decided that, in order to legalize the expenditures already incurred and still to be made by the Quartermaster's Department of the United States Army, for the building and improvement of said road, a right of way over the strip of land above referred to must vest in the Government of the United States.

By this resolution, the Commission grants and conveys to the Government of the United States a right of way over so much of the public domain as is necessary for the construction of the road in question.

Your committee believes that the Commission, under the provisions of Act of Congress of July 1, 1902, has the authority to dispose of the public land in the way set forth in this resolution and therefore recommends that the same be adopted.

Respectfully submitted.

RAFAEL PALMA,
JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted, and the following resolution accompanying the same was taken up:

Commission Resolution No. 7. Whereas it has been brought to the attention of the Government of the Philippine Islands that the sum of two hundred and fifty thousand dollars in money of the United States has been expended under authority of the Quartermaster's

Department of the United States Army and a further sum of sixty-five thousand dollars in money of the United States is to be expended under like authority for the purposes of improving a wagon road and of building a narrow-gauge railroad between the military reservations on the Island of Mindanao known as Camp Overton and Camp Keithley; and

Whereas the title to the land upon which the wagon road and narrow-gauge railroad aforesaid have been and will be built and improved is for a distance of approximately ten miles not in the Government of the United States; and

Whereas it is the purpose of the President of the United States after survey of the road to reserve the same for military purposes; and

Whereas the accounting officers of the United States have decided that in order that the expenditures aforesaid may be lawful a right of way over the necessary land must vest in the Government of the United States: Now, therefore, be it

Resolved, That a right of way be and the same is hereby granted and conveyed to the Government of the United States on, over and across so much of the public land of the Philippine Islands as is necessary to enable the wagon road and narrow-gauge railroad aforesaid between the military reservations of Camp Overton and Camp Keithley on the Island of Mindanao to be laid out, improved, maintained and used; and be it

Resolved further, That the right of way hereby granted and conveyed shall be and remain vested in the Government of the United States until the President of the United States after proper survey has reserved for military purposes the lands necessary for the construction, operation, improvement, maintenance and use of said wagon road and narrow-gauge railroad.

The resolution was adopted.

[Committee Report No. 81.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on December 16, 1912, Assembly Bill No. 4, entitled "An Act declaring exempt from attachment and execution for delinquency in the payment of the land tax the clothing and the household furniture of the debtor," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The following property shall be exempt from attachment and execution for delinquency in the payment of the land tax:

"1. Tools and implements necessarily used by the debtor in his trade or employment;

"2. One horse or cow, or carabao, or other beast of burden, such as the debtor may select, and necessarily used by him in his ordinary occupation;

"3. His necessary clothing, and that of all his family;

"4. Household furniture and utensils necessary for housekeeping, and used for that purpose by the debtor, such as the debtor may select, of a value not exceeding seventy-five pesos;

"5. Provisions actually provided for individual or family use sufficient for three months;

"6. The professional libraries of lawyers, judges, clergymen, doctors, school-teachers, and music teachers, not exceeding five hundred pesos in value.

"7. One fishing boat and net, not exceeding the total value of twenty-five pesos, the property of any fisherman, by the lawful use of which he earns a livelihood.

"SEC. 2. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

"SEC. 3. This Act shall take effect on its passage."

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 4 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Taxation and Revenue be concurred in with the following further amendment:

Strike out section 2 in its entirety,

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

[Committee Report No. 82.]

MR. PRESIDENT: Your Committee on Taxation and Revenue, to which was referred on December 16, 1912, Assembly Bill No. 6,

entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section forty-six of Act Numbered One hundred and eighty-three, entitled 'An Act to incorporate the city of Manila,' is hereby amended so as to read as follows:

"SEC. 46. *Duties of the city assessor and collector.*—The Collector of Internal Revenue of the Philippine Islands shall be ex-officio city assessor and collector of the city of Manila, and said Collector of Internal Revenue and his authorized representatives shall perform the duties and render the services required by law of the city assessor and collector and his deputies. The duties prescribed by the Internal Revenue Law of Nineteen hundred and four for provincial treasurers and their deputies shall be performed in the city of Manila by the Collector of Internal Revenue and his authorized representatives. The Insular Government shall be reimbursed by the city of Manila for all costs incurred by the Bureau of Internal Revenue in the performance of the duties formerly imposed by law on the city assessor and collector of the city of Manila and his deputies, excepting costs incurred in the enforcement of the internal revenue law of nineteen hundred and four. The real estate of the city of Manila shall be assessed and valued for taxation by the city assessor and collector and his authorized deputies, who are empowered to administer any oath authorized to be administered in the assessment or collection of taxes. He shall make a list of all taxable real estate in the city, by districts, and the names of the owners in each district shall be arranged in the order of the lot and block numbers with a brief description opposite each such name of the property owned by such owners and the cash value thereof. In making this list, the city assessor and collector shall take into consideration any sworn statement made by the owners of the property, but shall not be prevented thereby from considering other evidence on the subject and exercising his own judgment in respect thereto. For the purpose of completing this list, he and his authorized representatives are authorized to summon witnesses, administer oaths to them and subject them to examination concerning the ownership and the amount of real estate in each district and its cash value. It shall be the duty of the city assessor and collector, so far as is necessary, to examine the records of the office of the register of deeds showing the ownership of real estate in the city.

"It shall be the duty of each person who at any time acquires real estate in the city of Manila, and of each person who constructs or adds to any improvement on real estate owned by him within

said city, to prepare and present to the city assessor and collector, within a period of sixty days next succeeding the completion of such acquisition, construction or addition, a sworn declaration, setting forth the value of the real estate acquired or the improvement constructed or addition made by him and containing a description of such property sufficient to enable the city assessor and collector readily to identify same. Any person who fails to make and present such declaration of real estate newly acquired by him within the said period of sixty days shall be deemed to have waived his right to notice of the assessment of such property, and the assessment of same in the name of its former owner shall, in all such cases, be valid and binding on all persons interested and for all purposes as though same had been assessed in the name of its actual owner.'

"SEC. 2. Section forty-seven of said Act is hereby amended so as to read as follows:

"SEC. 47. *Rate of annual tax.*—An annual tax of one and one-half per cent on the assessed value of all real estate in the city subject to taxation as hereinbefore provided is hereby levied. All taxes shall be due and payable on or before the thirtieth day of June of each year, and if any taxpayer shall fail to pay the taxes assessed against him on or before the thirtieth day of June of the year for which such taxes are due, he shall be delinquent in such payment and shall be subject to an additional tax of fifteen per cent of the amount of the original tax as a penalty for such delinquency, together with interest at the rate of one-half of one per cent per month on the sum of the original tax and the penalty, such interest to be calculated from date of delinquency to date of payment. Such penalty and interest to be collected at the same time and in the same manner as the original tax: *Provided*, That in calculating interest, any fraction of a month amounting to fifteen days or more shall be deemed a full month, and any fraction of a month amounting to less than fifteen days shall be disregarded: *And provided further*, That at the option of the taxpayer, the tax due for any year may be paid in two installments, the first of such installments to consist of one per cent of the assessed valuation of the property and the second to consist of the remainder of the tax for the year. In such cases the first installment must be paid on or before the thirtieth day of June of the year for which the tax is due, and the second may be paid at any time prior to the first day of January of the following year, but if the first installment of the tax for any year is not paid on or before the thirtieth day of June of such year, then the whole of that year's tax shall be delinquent and the penalty due thereon as hereinbefore provided. If any taxpayer, having paid the first installment of his tax for any year, shall fail to pay the second installment thereof before the first day of January of the following year, the penalty collected shall be fifteen per cent of the amount of such second installment with interest thereon as above

provided. The penalties and interest thus imposed shall be accounted for by the city assessor and collector in the same manner as the tax. In the event that such tax and penalty shall remain unpaid for fifteen days after the tax has become delinquent, the city assessor and collector shall proceed to make collection thereof in the manner hereinafter prescribed. A lien upon real estate for taxes levied for each year shall attach on the first day of January of such year.'

"SEC. 3. Section fifty of said Act is hereby amended so as to read as follows:

"SEC. 50. *Action in case real estate has escaped taxation.*—If it shall be discovered by the city assessor and collector, or brought to his attention, that any taxable real estate in the city has escaped listing, it shall be his duty to list and value the same at the time and in the manner provided in section fifty-seven hereof and to charge against the owner thereof the taxes due for the current year and for all other years since the original assessment under this Charter was made, and the taxes thus assessed shall be legal and collectible by all the remedies herein provided, and if the failure of the city assessor and collector to assess such taxes at the time when they should have been assessed was due to any fault or negligence on the part of the owner of such property, then penalties and interest shall be added to such back taxes as though they had been assessed at the time when they should have been assessed.'

"SEC. 4. Section fifty-seven of said Act is hereby amended so as to read as follows:

"SEC. 57. *When assessment may be increased or reduced.*—The city assessor and collector shall, during the first fifteen days of December of each year, add to his list of taxable real estate in the city the value of the improvements placed upon such property during the preceding year, and any property which is taxable and which has theretofore escaped taxation. He shall, during the same period, increase the assessed valuation of any property whose market value has increased during the preceding year and reduce the assessed valuation of any property whose market value is shown to have diminished during said period, from any cause whatsoever. He shall give notice by publication for ten days prior to December first in two newspapers of general circulation published in the city of Manila, one printed in English and one in Spanish, that he will be present in his office for that purpose on said days, and he shall further notify, in writing, each person, the amount of whose tax will be changed by such action of such proposed change, by mailing such notification to such person or his authorized agent at the last address of such owner or agent in the Philippine Islands some time in the month of November. Appeals may be taken from the decisions of the city assessor and collector, under this section, to the board of tax appeals, as in case of original assessments.'

"SEC. 5. Section seventy-five of said Act is hereby amended so as to read as follows:

"SEC. 75. *Taxes and penalties; a lien.*—Taxes and penalties assessed against realty shall constitute a lien thereon, which shall be superior to all other liens, mortgages, or incumbrances of any kind whatsoever. It shall be enforceable against the property whether in the possession of the delinquent or any subsequent owner, and can only be removed by the payment of the tax and penalty, with interest on both at the rate of six per centum per annum from the date of delinquency as provided in section forty-seven of this Act. The lien for the taxes shall attach to the real property on and after the first day of January of the year in which the taxes are due.

"SEC. 6. Section seventy-six of said Act is hereby amended so as to read as follows:

"SEC. 76. *Advertisement; sale.*—In addition to the procedure prescribed in section seventy-three the city assessor and collector may, upon the warrant of the certified record required in section seventy-three, not less than twenty days after delinquency, advertise the real estate of the delinquent for sale, or so much thereof as may be necessary to satisfy all public taxes upon said property as above, with penalties and interest and costs of sale, for a period of thirty days.

"This provision shall be retroactive so far as to apply to all taxes heretofore assessed but not collected.

"The advertisement shall be by posting a notice at the main entrance of the municipal building and in a public and conspicuous place in the barrio or district in which the real estate lies, and by publication once a week for three weeks in a newspaper of general circulation published in said city if any there be. The advertisement shall contain a statement of the amount of the taxes and penalties so due and the time and place of sale, the name of the taxpayer against whom the taxes are levied, and a short description of the land to be sold. At any time before the day fixed for the sale the taxpayer may discontinue all proceedings by paying the taxes, penalties, and interest to the city assessor and collector. If he does not do so the sale shall proceed and shall be held either at the main entrance of the municipal building or on the premises to be sold, as the city assessor and collector may determine. Within five days after the sale the city assessor and collector shall make return of the proceedings and spread it on his records. The purchaser at the sale shall receive a certificate from the city assessor and collector from his records, showing the proceedings of the sale, describing the property sold, stating the name of the purchaser, and setting out the exact amount of all public taxes, penalties and interest.

"It shall not be essential to the validity of a sale of real estate for delinquent taxes hereunder that the city assessor and collector shall have attempted to make the amount due out of the personal property of the delinquent taxpayer, and the remedy provided in

section seventy-three of this Act for the collection of such taxes by levying upon the personal property of the taxpayer shall be deemed cumulative only.'

"SEC. 7. Act Numbered One hundred and eighty-three, as amended, is hereby further amended by adding at the end thereof the following new sections:

"SEC. 89. The Municipal Board shall have the power to assess a part of the costs and expenses of laying out, opening, straightening, widening, extending and grading, paving, curbing, or otherwise improving public streets, alleys, parks and plazas, including the cost of acquiring the necessary land, and of building sidewalks, in the following manner and subject to the following restrictions:

"(a) When the Municipal Board determines that certain of the above-mentioned improvements shall be made, and that a part of the cost and expenses of the same are to be assessed against the property benefited, it shall, after considering the nature of the improvement, the territory in which the same is to be made, its extent and the probable benefit to be derived therefrom by the persons whose land abuts upon the proposed improvement, or by those owning the land in the neighborhood of such improvement, pass a resolution describing in terms of reasonable accuracy such improvement, and stating its extent and where the same is to be located; declaring an assessment district and delimiting the same by metes and bounds; fixing a rate per centum according to which, based upon the then existing valuation of each parcel of real property within said district as shown by the books of the assessor and collector of the city of Manila, a special assessment shall be laid, computed, and levied upon each parcel of real property within the district so fixed and delimited in proportion to and in no case greater than the increase in value of each parcel of property, to defray not more than one-half of the cost of the improvement contemplated, the remainder of the costs of such improvement to be paid by the city of Manila, and determining the number of annual installments, which shall not be less than five, in which such special assessment shall be paid. The Board shall not be required to fix one uniform rate per centum of all real property in such entire district, but may fix different rates for real property in different parts or sections of the district so fixed by it according as the real property in different parts of said district will derive greater or less benefit from such contemplated improvement.

"(b) The Municipal Board shall cause such resolution to be published once a week for two successive weeks in two daily newspapers published in the city of Manila, one in English and one in the Spanish language. Such announcement so published shall also contain a list of the owners of the parcels of real property affected by the assessment.

"(c) Within twenty days after the date of the last publication of the announcement aforesaid the owners of the land included in

the assessment district may file with the Municipal Board a protest against the improvement proposed, or a protest against such special assessment. The signers of the protests shall set out their addresses in the same.

“(d) The resolution of the Municipal Board shall be final in all respects if within said period no protest is filed, and shall also be final as to the question of whether or not the improvement proposed shall be carried out, if within said period no protest is filed against the improvement proposed, signed by at least two-thirds of the persons who are the owners of the land included within the assessment district, and also by the owners of two-thirds of the land affected.

“(e) When protests are filed, the Municipal Board shall fix a date for the hearing of such protests, and shall give reasonable notice to all protestants who have given their addresses, and also to all owners of lands affected by any protest or protests, and shall cause to be published in two consecutive issues of two newspapers published in the city of Manila, one in the English and one in the Spanish language, a notice of the date on which the hearing is to begin. After due hearing the Board shall determine the matter, either confirming its decision or modifying the same in whole or in part.

“(f) The Municipal Board shall give notice of its decision to all parties interested who have given their addresses, and shall cause its decision to be published once a week for two consecutive weeks in two daily newspapers published in the city of Manila, one in the English and one in the Spanish language. Such announcement so published shall also contain a list of the owners of the parcels of real estate affected by the assessment.

“(g) The Governor-General is hereby authorized to appoint a board consisting of five residents of the city of Manila, citizens of the United States or of the Philippine Islands, to be known as the Special Assessment Board, who shall hold office until January first, nineteen hundred and fourteen, after which date the term of office of the members of the board shall be two years. In case a vacancy should occur on such board it shall be filled by the Governor-General for the unexpired term. If any member of the board shall be interested in any manner in any proposed assessment, he shall not serve with the board in that case, but another member to act in his place in such case shall be appointed by the Governor-General. The members of the board shall serve without pay.

“(h) The decision of the Municipal Board shall be final if within twenty days after the date of the publication of the announcement mentioned in paragraph (f) of this section no appeal is filed against the improvement proposed or against the assessment signed by at least two-thirds of the persons who are the owners of the land included in the assessment district and also by the owners of two-thirds of the land affected.

“(i) In case appeal is taken as set out in the preceding paragraph, the Municipal Board shall forward the same to the Special Assessment Board, with all extracts from the Journal of the Municipal Board relating to the improvement proposed and the appeal presented. The Special Assessment Board upon receipt of the paper shall fix a date for the hearing of the appeal presented, giving reasonable notice thereof to the appellants, and shall cause a notice of the date on which the hearing of such appeal is to begin to be published once a week for two consecutive weeks in two daily newspapers published in the city of Manila, one in the English and one in the Spanish language. The Municipal Board shall be represented and heard in the hearing of such appeals. The Special Assessment Board shall examine *de novo* all the questions involved in the appeals presented, and its decision thereon shall be final: *Provided, however,* That it shall not have power to change the assessment on the parcels of land whose owners did not present an appeal.

“(j) All sums and amounts due from any owner or owners as a result of any action taken by virtue of the authority conferred in this subsection shall be due and payable to the city assessor and collector in the same manner as the regular real estate tax and at such time as may by ordinance of the Municipal Board be prescribed and shall be enforceable by any or all the remedies provided for the enforcement of the annual tax on the real estate in the city of Manila by this Act, and all such sums and amounts shall, from the date on which they were assessed, constitute liens on the property against which the same were assessed and shall take precedence over any and all other liens which may exist upon such property excepting only such as may have attached as a result of the nonpayment of the annual tax levied upon and assessed against such property under the provisions of section forty-seven of this Act.

“SEC. 90. The Municipal Board shall have the power to order the draining, filling or cleaning of land declared unsanitary by the Director of Health, and in case the owner of such land refuses to obey the order, to do the work at the cost and expense of the owner, and to collect such cost and expense from the owner. The amount due on this account shall constitute a lien on the property to date from the day on which such amount is due, and shall take precedence over all other liens except annual tax liens, and shall be collected in the manner provided in this Act with regard to the annual tax on real estate.”

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 6 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 827.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 30 minutes antemeridian,

On motion by Commissioner Palma,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, January 11, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, JANUARY 11, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Friday, January 10, 1913, was read and approved.

UNFINISHED BUSINESS.

Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof," appearing on the calendar for consideration in Committee of the Whole as unfinished business, Commissioner Worcester moved that consideration be postponed.

The motion prevailed.

THIRD READING OF BILL.

Assembly Bill No. 4. An Act declaring exempt from attachment and execution for delinquency in the payment of the land tax the clothing and the household furniture of the debtor.

Assembly Bill No. 4 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act exempting certain personal property from attachment and execution for delinquency in the payment of the land tax.

The motion prevailed and the title as amended was read and approved.

REPORTS OF COMMITTEE.

[Committee Report No. 83.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 4, 1913, Assembly Bill No. 300, entitled "An Act providing for certain changes in the general powers of the Agricultural Bank of the Philippine Government," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, line 7, strike out the word "Government," and insert in lieu thereof the words "provincial and municipal governments."

Page 1, lines 8 and 9, strike out the words "and the provincial and municipal governments are hereby directed to make such deposits."

Page 1, after line 10, insert the following: "Interest to be paid by said bank on deposits so made shall not exceed four per centum per annum."

Page 2, lines 3 and 4, strike out the words "by section one of Act Numbered Two thousand and sixteen."

After section 3 insert the following:

"SEC. 4. Section thirteen of Act Numbered Eighteen hundred and sixty-five is hereby amended to read as follows:

"SEC. 13. All mortgages on real property and all chattel mortgages shall be registered with the register of deeds in the jurisdiction where situate, and it shall be the duty of the register of deeds to indorse on such real or chattel mortgage, and on his record thereof the date and hour of its reception, and such registration with the register of deeds of such real or chattel mortgage shall be notice to all the world of the lien created by such mortgage and of the terms and conditions thereof. The expenses of registration shall be paid by the borrower."

Re-number the succeeding sections accordingly.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 300 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following further amendment:

Amend the last paragraph of section 3 to read as follows: "The bank is authorized to accept in addition to any or all the securities mentioned in the preceding subsections chattel mortgages on animals and machinery, but the sum loaned shall in no case exceed sixty per centum of the value of the other securities given."

Strike out section 5.

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

[Committee Report No. 84.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General to the Philippine Legislature calling attention to the necessity for greater facilities for loans to agriculturists and recommending the passage of a law authorizing the establishment of agricultural banks by private capital, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That consideration of this matter be postponed in view of the fact that there appear to be no investors seeking a field of this kind in the Philippine Islands at the present time.

In this connection attention is invited to Assembly Bill No. 300 which has been favorably reported for passage by your committee. This bill authorizes the Insular Government to deposit its funds with the Agricultural Bank of the Philippine Government and if passed will greatly increase the capital available for the operations of the bank. The passage of this bill would, in the opinion of your committee, greatly lessen the necessity for legislation of the nature recommended by the Governor-General.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILLS.

Commissioner Araneta introduced the following bill:

Commission Bill No. 59. An Act amending section three hundred and forty-one of Act Numbered Three hundred and fifty-five, and section thirty-one of Act Numbered Seventeen hundred and sixty-one, as amended, by providing more severe punishment for illegal importers and dealers in opium.

By unanimous consent, Commission Bill No. 59 was read the first time by title only and referred to a select committee consisting of Commissioners Palma and Sumulong.

Commissioner Branagan introduced the following bill:

Commission Bill No. 60. An Act to provide for an exposition of Philippine products in the city of Manila in the year nineteen hundred and fourteen, to appropriate funds therefor, and for other purposes.

Commission Bill No. 60 was read the first time and ordered on file for second reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 827.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 45 minutes antemeridian,

On motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, January 13, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, JANUARY 13, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester (after roll call), Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Saturday, January 11, 1913, was read and approved.

THIRD READING OF BILL.

Assembly Bill No. 300. An Act providing for certain changes in the general powers of the Agricultural Bank of the Philippine Government.

Assembly Bill No. 300 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title by adding at the end thereof the words "and for other purposes."

The motion prevailed and the title as amended was read and approved.

SECOND READING OF BILL.

Commission Bill No. 60. An Act to provide for an exposition of Philippine products in the city of Manila, in the year nineteen hundred and fourteen, to appropriate funds therefor, and for other purposes.

Commission Bill No. 60 was read the second time, and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out the proviso at the end of section 2 reading as follows: "*And provided further, That except as provided in this section the officers or employees of the Government detailed under this Act are hereby prohibited from rendering any other services for purposes not expressly provided for by this Act during the time of their detail.*"

Section 3, strike out the words "held each year" at the end of the section.

Section 7, page 3, line 14, strike out the words "one hundred thousand pesos" and insert in lieu thereof the words "one hundred and twenty-five thousand pesos."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF COMMITTEE.

[Committee Report No. 85.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 4, 1913, Commission Bill No. 58, entitled "An Act to amend in certain respects section nine, as amended, of Act Numbered Seven hundred and eighty-seven of the Philippine Commission, entitled 'An Act providing for the organization and government of the Moro Province,' to provide for the employment of a register of deeds for the Moro Province, and to repeal sections twenty-one and twenty-two of Act Numbered Eight hundred and sixty-seven," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Page 2, after line 13, insert the following: "There shall be a prosecuting attorney for the Moro Province, who shall also be ex officio assistant attorney for the Moro Province, and who shall discharge his duties under the general supervision of the provincial

attorney. He shall be appointed by the governor of the Moro Province subject to confirmation by the legislative council. He shall be a lawyer admitted to practice in the Supreme Court of the Philippine Islands or in the supreme court of a State or Territory of the United States or of the District of Columbia. He shall receive such annual salary as may be fixed and provided for such officer in the appropriation acts of the legislative council. He shall represent the public in the prosecution of crime in any courts within the Moro Province, when the public interest requires it, and shall render such services as assistant attorney for the Moro Province as may be assigned to him by the attorney for the Moro Province. Before assuming office he shall take the oath of office prescribed for provincial officers in Act Numbered Eighty-three."

Page 2, lines 18 and 19, strike out the words "by reason of personal interest in a prosecution or other matter," and insert in lieu thereof the words "for any reason."

Page 3, line 9, after the word "attaches," insert the following: "*Provided, however,* That this provision shall in no way be construed to repeal section thirty-eight of General Orders of the Military Government Numbered Fifty-eight, series of nineteen hundred."

Page 4, line 13, after the words "sixty-seven," insert the words "and Act Numbered Two thousand and sixty-eight."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

At this point Commissioner Worcester entered the Session Chamber.

Commission Bill No. 58 was read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose and reported with the recommendation that consideration be postponed until more definite information is received relative to the necessity thereof.

[Committee Report No. 86.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 4, 1913, Assembly Bill No. 298, entitled "An Act amending section one of Act Numbered Five Hundred and thirty-six, entitled 'An Act relative to recognizances, stipulations, bonds, and undertakings,

and to allow certain corporations to be accepted as surety thereon,' authorizing corporations organized under the laws of the Philippine Islands to be sureties in certain recognizances, stipulations, or undertakings," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 298 was thereupon read the second time, and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

INTRODUCTION OF BILL.

Commissioner Worcester introduced the following bill:

Commission Bill No. 61. An Act authorizing the Director of Forestry to make improvement thinnings and carry on silvicultural operations in the public forests or forest reserves of the Philippine Islands, and for other purposes.

Commission Bill No. 61 was read the first time and ordered on file for second reading.

MESSAGE FROM THE ASSEMBLY.

JANUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Com-

mission to Assembly Bill No. 286, entitled: "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Singson, De la Rosa, and Sison.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That the Acting President and Commissioners Araneta and Branagan be the managers at the same on the part of the Commission.

MESSAGE FROM THE GOVERNOR-GENERAL—REPORT OF DELEGATE
TO INTERNATIONAL TUBERCULOSIS CONGRESS.

MANILA, *January 10, 1913.*

GENTLEMEN: I have the honor to transmit to you a copy of the report of Dr. Vicente de Jesus, who was appointed delegate for the Philippine Islands at the International Tuberculosis Congress at the city of Rome, Italy, April 14-20, 1912, under the provisions of Act No. 2047.

Very respectfully,

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE COMMISSION.

The report is as follows:

JANUARY 3, 1913.

SIR: Having been appointed by you, on March 2, 1911, as delegate for the Philippine Islands at the International Tuberculosis Congress held in the city of Rome, Italy, on the days from the 14th to the 20th of April, 1912, I have the honor, in compliance with the provisions of Act No. 2047, to make the following report:

For reasons in connection with the season of the year and certain diseases then prevalent in Italy, the congress announced for September, 1911, was postponed until April, 1912, on the days above mentioned. Of this postponement, which was made in August, 1911, I was informed at Singapore by a telegram of your office dated August 13, 1911, and this notification caused me to return to the Philippine Islands. I visited, at my own expense, the ports of Hongkong, Shanghai, and Tsingtau (China), and various cities in Japan.

On March 7, 1912, I again embarked for Europe, arriving at the port of Naples, Italy, on April 1, 1912. After staying at Naples ten days, I went to Rome, arriving in the afternoon of April 11. On April 13 my credentials as representative of the Philippine Islands in the congress were approved.

On April 14 the congress was officially opened, in the hall of the Horatii and Curiatii of the capitol of the city of Rome, the King and Queen of Italy, the representatives of foreign nations and other members of the congress, and a numerous public attending.

The members of the congress which met in that international assemblage numbered nearly 3,000; among them there were about 300 women, principally English, German, and French, and a few American.

On the 15th in the morning the sessions of the congress began, in the various rooms of the building situated behind the ancient castle of San Angelo; they were divided into three sections:

Section 1; Social defense against tuberculosis.

Section 2; Pathology and medical and surgical therapeutics of tuberculosis.

Section 3; Etiology and epidemiology of tuberculosis.

The sessions were held in the mornings and afternoons in each section and were attended by a numerous public, particularly in the first, in which the social defense against tuberculosis was discussed.

Numerous papers were presented in the three sections and were nearly all read by their authors in the respective sections during the daily conferences of the congress. I enrolled in the first section, and in the morning of April 16 there was read, in the proper section, my modest work for the Philippine Islands, entitled "Tuberculosis in the Philippine Islands and the beginning of the campaign against the disease," with explanatory statistical data, in which I showed that the death rate in the Philippine Islands was 279.13 to each 100,000 inhabitants on a registered area of 5,426,360 population

(1910), and that the campaign against the scourge was being carried on with remarkable success by the Philippine Islands Anti-Tuberculosis Society.

The bases of a general and indirect system of combating tuberculosis can, after an examination of the several measures proposed by savants and eminent persons from all the parts of the world on the seventh day of the International Tuberculosis Congress of Rome, be reduced to the following: Compulsory legislation, an educational campaign, and money, which is an important factor in the campaign against tuberculosis.

The few modifications that might be introduced in the measures I would call direct measures, adopted since the Sixth International Tuberculosis Congress held at Washington, D. C., in the year 1908, and until the last congress held at Rome, are the following:

1. Registration and classification of the cases.
2. Popular lectures on tuberculosis and pamphlets spreading information regarding it among the masses.
3. Treatment of tuberculosis (symptomatic).
4. Confinement of advanced cases in hospitals which may be located within the city.
5. Sending of incipient cases to sanatoria in the country.

In the Seventh Tuberculosis Congress of Rome, tuberculosis is recognized as a curable disease, and as easily curable in its first stage.

The efficiency of the therapeutic treatment is denied, despite the use of advertisement on the part of some persons.

The tuberculine and serums are still confined to the laboratory and their use should be tolerated only as an element of diagnostics, or, at the most, as an aid to the prophylactic measures against tuberculosis.

This point is one of the problems that remain to be solved with regard to the white plague and will have to be taken up by future congresses, or by the eighth congress, to be held in London in 1917.

RECOMMENDATIONS.

1. Legislation making compulsory the declaration of cases of pulmonary tuberculosis, at least in the city of Manila and the capitals of the principal provinces of the Philippine Islands.

2. The educational campaign initiated by the Philippine Islands Anti-Tuberculosis Society must be extended to the provinces, pueblos, and populated barrios, with stereopticon demonstrations and popular lectures by provincial and municipal health officers, or by an organized body engaged exclusively in this work.

3. Appropriation by both Houses of the Legislature of sufficient money to carry on this campaign.

4. Dispensaries for the treatment of incipient cases, serving at the same time as practical schools for the community, should be estab-

lished not only in the city of Manila, but in each provincial capital. They should be in charge of a physician and a nurse, aided by the provincial and municipal health officers, and should be equipped with suitable medical supplies and instruments for the treatment of the patients and the microscopic examinations of the sputa.

5. In default of sufficient funds for increasing the number of the sanatoria established at San Juan and in Benguet, the provincial dispensaries could in some manner supply their place, at least as regards the education and the treatment of tuberculosis.

6. The establishment of a hospital for advanced cases is of imperious necessity. The Legislature should appropriate ₱150,000 for an appropriate building, as requested by the Philippine Islands Anti-Tuberculosis Society. However, this hospital should be built somewhere near Manila, for instance at Santa Mesa, San Juan del Monte, or some other such place, which will not only facilitate the transportation of the patients and the entire service of the hospital, but will also eliminate all the difficulties which would be incidental to the establishment of such a hospital far away from the city of Manila.

Respectfully submitted.

VICENTE DE JESUS,
*Delegate for the Philippine Islands at the
 International Tuberculosis Congress
 at the City of Rome, Italy.*

To the Honorable, the GOVERNOR-GENERAL.

Ordered filed.

RESOLUTION.

Commissioner Branagan introduced the following resolution.

Commission Resolution No. 8. *Resolved*, That Commission Resolution Numbered Twenty-two of April twenty-fifth, nineteen hundred and ten, authorizing the lease to Charles M. Jenkins for five years, beginning March first, nineteen hundred and eleven, of the Baguio Sanitarium (Hotel Pines), and the lease executed in accordance therewith be and hereby are canceled; and

Resolved further, That the Governor-General be and hereby is authorized to execute in the name of the Philippine Government a lease for a period of five years from the date of January first, nineteen hundred and thirteen, to the thirty-first day of December, nineteen hundred and seventeen, of said Baguio Sanitarium to the Hotel Pines, Limited, a corporation organized under the laws of the Philippine Islands, upon the same terms and conditions contained in the lease to Charles M. Jenkins of January nineteenth, nineteen hundred and eleven, said lease to be effective upon the acceptance thereof in writing by said Hotel Pines, Limited, or the duly authorized agent thereof, and the filing by said company of a bond in the penal sum

of ten thousand pesos and with sufficient sureties to guarantee its observance of the terms of said lease.

The resolution was adopted.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 828.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 20 minutes antemeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, January 14, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, JANUARY 14, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave) and Commissioner Palma (excused).

READING OF JOURNAL.

The Journal for Monday, January 13, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 9, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 9, 1913, passed the following Assembly Bill No. 305, in which it requests the concurrence of the Commission: An Act amending sections one, four, six, and seven of Act Numbered Twenty-one hundred and twenty-four, entitled "An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions," and adding a new section at the end thereof.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 305 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

JANUARY 9, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 9, 1913, passed the following Assembly Bill No. 172, in which it requests the concurrence of the Commission: An Act protecting the plantation of the coconut tree.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 172 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

JANUARY 9, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 9, 1913, passed the following Assembly Bill No. 320, in which it requests the concurrence of the Commission: An Act appropriating a certain sum to be devoted to the purposes of Act Numbered Twenty-one hundred and sixty-nine, under certain conditions.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 320 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

SECOND READING OF BILL.

Commission Bill No. 61. An Act authorizing the Director of Forestry to make improvement thinnings and carry on silvicultural operations in the public forests or forest reserves of the Philippine Islands and for other purposes.

Commission Bill No. 61 was read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Worcester, unanimously carried.

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORT OF COMMITTEE.

[Committee Report No. 87.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 10, 1913, a communication from Honorio Puruganan requesting the passage of a law to enable him to obtain a divorce, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this petition be laid on the table.

Your committee on November 8, 1911, reported adversely on a similar petition from this same person (pp. 101, 102 of Commission Journal No. 5), and has not since altered its opinion in the matter.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILL.

Commissioner Worcester introduced the following bill:

Commission Bill No. 62. An Act authorizing the administrator of the San Lazaro Estate to execute long term leases for lands belonging to said estate.

Commission Bill No. 62 was read the first time and referred to a Select Committee consisting of Commissioners Araneta and Sumulong.

ASSEMBLY BILL NO. 6 IN COMMITTEE OF THE WHOLE.

On motion by Commissioner Branagan, the Commission resolved itself into Committee of the Whole to continue consideration of Assembly Bill No. 6, entitled "An Act

providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof."

After some consideration the committee rose and reported with the recommendation that the amendment recommended by the Committee on Taxation and Revenue be concurred in with the following further amendment:

Section 2 (47), page 6, lines 22 to 28, strike out the words "It shall not be essential to the validity of tax sales of real estate hereunder that the City Assessor and Collector shall have attempted to make out of the personal property of the taxpayer the tax due upon his real estate. The remedy provided in the Municipal Code for the collection of taxes upon real estate by levying upon the personal property of the taxpayer shall be deemed to be cumulative only;" page 7, lines 1 to 3, strike out the words "A lien upon real estate for taxes levied for each year shall attach on the first day of January of such year."

Section 5 (75), page 9, lines 12 to 14, strike out the words "The lien for the taxes shall attach to the real property on and after the first day of January of the year in which the taxes are due," and insert in lieu thereof the words "A lien upon real estate for taxes levied for each year shall attach on the first day of January of such year."

At the end of section 7 strike out the following:

"SEC. 90. The Municipal Board shall have the power to order the draining, filling or cleaning of land declared unsanitary by the Director of Health, and in case the owner of such land refuses to obey the order, to do the work at the cost and expense of the owner, and to collect such cost and expense from the owner. The amount due on this account shall constitute a lien on the property to date from the day on which such amount is due, and shall take precedence over all other liens except annual tax liens, and shall be collected in the manner provided in this Act with regard to the annual tax on real estate."

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried.

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title to read as follows:

An Act amending sections forty-six, forty-seven, fifty, fifty-seven, seventy-five and seventy-six of Act Numbered One hundred and eighty-three, entitled "An Act to incorporate the city of Manila," and adding at the end thereof a new section numbered eighty-nine; by providing that the rate of the annual tax on the assessed value of real estate for the city of Manila shall be one and one-half per cent; enlarging the powers of the city assessor and collector in the matter of the assessment and collection of said tax; providing for the assessment and collection of special taxes for public improvements, and for other purposes.

The motion prevailed and the title as amended was read and approved.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 20 minutes antemeridian,

On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, January 15, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, JANUARY 15, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Branagan, and the Acting President.

Absent: The President (on leave), Commissioners Palma (excused) and Sumulong (on official business).

READING OF JOURNAL.

The Journal for Tuesday, January 14, 1913, was read and approved.

MESSAGE FROM THE ASSEMBLY.

JANUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 10, 1913, passed the following Assembly Bill No. 324, in which it requests the concurrence of the Commission: An Act amending certain articles of the Penal Code of the Philippine Islands.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 324 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

INTRODUCTION OF BILL.

Commissioner Worcester introduced the following bill:

Commission Bill No. 63. An Act providing that all timber cut in public forests shall, when practicable, be measured in the round and specifically authorizing a reasonable deduction for certain natural defects.

By unanimous consent, Commission Bill No. 63 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 828.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 5 minutes antemeridian,

On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, January 16, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, JANUARY 16, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma (after roll call), Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Wednesday, January 15, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 11, 1913, passed the following Assembly Bill No. 163, in which it requests the concurrence of the Commission: An Act further amending paragraphs one, seven, and eight of section sixty-eight, section one hundred and forty-seven, and section one hundred and forty-eight of Act Numbered Eleven hundred and eighty-nine, entitled "The Internal Revenue Law of Nineteen hundred and four," as amended, by defining small manufacturers of *tuba*, *bassi*, *tapuy*, or like domestic fermented liquors, by imposing an annual license tax on retail dealers in such liquors for the benefit of the municipalities, and by amending the definition of wholesale dealers in such liquors, so that *palek* shall have the same status as its congeners *tuba*, *bassi*, and *tapuy*.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 163 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

JANUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 11, 1913, passed the following Assembly Bill No. 100, in which it requests the concurrence of the Commission: An Act appropriating a certain sum, out of the funds in the Insular Treasury not otherwise appropriated, for the maintenance of the new Southern Islands Hospital.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 100 was read the first time by title only and referred to the Committee on Appropriations with instructions that same be incorporated in the general appropriation bill.

COMMUNICATION.

The Secretary read a communication from the acting governor of Nueva Vizcaya, referred to the Commission by the Secretary of the Interior, inviting the Governor-General and the Commission to attend the agricultural fair and stock show to be held at Bayombong in March.

Ordered, That the Secretary advise the acting governor of Nueva Vizcaya that it would give great pleasure to the members of the Commission to attend the agricultural fair and stock show at Bayombong but at this time it is impossible to say whether or not they will be able to do so.

REPORT OF COMMITTEE.

[Committee Report No. 88.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on January 2, 1913, a resolution passed by the municipal council of Sara, Iloilo, on December 17, 1912, requesting an appropriation of ₱50,000 by the Philippine Legislature for the relief of sufferers in that vicinity from the typhoon of November 25, 1912,

has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

This matter has already been taken care of by Act No. 2199, passed by the Legislature on December 19, 1912, which appropriated ₱500,000 for the relief of the sufferers from the typhoons of October and November last.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILLS.

The Acting President introduced the following bill:

Commission Bill No. 64. An Act providing for the detention and deportation of stowaways arriving in the Philippine Islands on transports of the United States Army.

Commission Bill No. 64 was read the first time and referred to Commissioner Sumulong as a select committee for report and recommendation.

Commissioner Araneta introduced the following bill:

Commission Bill No. 65. An Act amending section one of Act Numbered Five hundred and thirty-six, as amended, by providing that corporations organized under the laws of the Philippine Islands shall not be required to comply with the provisions of sections two to nine, inclusive, of said Act Numbered Five hundred and thirty-six.

Commission Bill No. 65 was read the first and second times.

Commissioner Palma entered the Session Chamber at this point.

On motion by the Acting President, unanimously carried, The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending section one of Act Numbered Five hundred and thirty-six, entitled "An Act relative to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon," as amended, by providing that the provisions of section two and subsequent sections of said Act shall not be applicable to corporations organized under the laws of the Philippine Islands.

The motion prevailed and the title as amended was read and approved.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see pp. 828, 829.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 30 minutes antemeridian,

On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, January 17, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, JANUARY 17, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Thursday, January 16, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 13, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 13, 1913, passed the following Assembly Bill No. 275, in which it requests the concurrence of the Commission: An Act amending sections one, three, and four of Act Numbered twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 275 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

JANUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 11, 1913, passed the following Assembly Bill No. 318, in which it requests the concurrence of the Commission: An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 318 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

JANUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 8, 1913, laid on the table the following Commission Bill No. 11, entitled: An Act prohibiting slavery, involuntary servitude, peonage, and the sale or purchase of human beings in the Philippine Islands, and providing punishment therefor.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

DECEMBER 17, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on December 17, 1912, laid on the table the following Commission Bill No. 2, entitled: An Act authorizing the Secretary of Commerce and Police with the approval of the Governor-General to contract with any railroad company in the Philippine Islands for the construction and maintenance of joint railroad and highway bridges on its lines of railroad, appropriating the sum of five hundred thousand pesos to pay the Government's proportion of the cost of construction and maintenance of the bridges so contracted for, and providing for the apportionment by the Governor-General of the expense of maintenance of such bridges between the provinces and municipalities concerned.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

JANUARY 15, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on January 15, 1913, agreed to the amendment of the Commission to Assembly Bill No. 4, entitled: An Act declaring exempt from attachment and execution for delinquency in the payment of the land tax the clothing and the household furniture of the debtor.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

REPORTS OF COMMITTEES.

[Committee Report No. 89.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 14, 1913, Assembly Bill No. 172, entitled "An Act protecting the plantation of the cocoanut tree," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The purpose of this bill is to prohibit the damaging, destruction, uprooting, or killing of any cocoanut plants without the owner's consent; to create a special fund to be known as the "Cocoanut tree protection fund" from the fines collected under the provisions of the Act; and to empower municipal councils to issue rules and regulations for the investment of such fund. The acts which it is the purpose of this bill to prohibit and punish are penalized by certain provisions of the Penal Code. (See articles 566, 601, 602 and 603 of the Penal Code.) Your committee sees no valid reason for the creation of the special fund sought to be created by this bill.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 90.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on December 16, 1912, Assembly Bill No. 171, entitled

"An Act to define the liability of the Government of the Philippine Islands for travel expense of persons in the service of the Government, and prescribing a penalty for presentation of false claims against the Government for reimbursement of travel expense," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be not passed.

It is the opinion of your committee that the laws at present in force providing for and regulating the traveling expense of persons in the Government service are working satisfactorily. Under their operation rules and regulations have been made and precedents have been established which have become well understood by those affected by them. To pass a new law superseding the present laws will necessitate the preparation and issuance of new rules and regulations. The present laws on this subject are the product of experience, and it is believed that no abuses are arising under them which cannot be quickly stopped by administrative action.

Very respectfully,

NEWTON W. GILBERT,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 91.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 14, 1913, resolution No. 23, passed by the assembly of municipal presidents of the Province of Bohol at the session held in December, 1912, praying that legislation be enacted by the Philippine Legislature authorizing municipal presidents to compromise cases of violation of municipal ordinances, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

In the opinion of your committee it would be unwise to confer such extraordinary powers upon municipal presidents as this resolution proposes, as it would likely lead to abuse and would render the enforcement of municipal ordinances more difficult.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 92.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on January 10, 1913, resolution No. 70, of the municipal council of Escalante, Province of Occidental Negros, requesting the remission of land taxes on certain lands confiscated for the nonpayment of taxes, and the restoration of such lands to the former owners, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

This is the action taken by the Commission on several other petitions, etc., having in view the remission of land taxes, which petitions advanced arguments similar to those advanced in this resolution of the municipal council of Escalante.

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 93.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on January 14, 1913, resolution No. 35 of the convention of municipal presidents of the Province of Bohol, requesting the suspension, during the years 1913 and 1914, of the increase in the cedula tax for the road and bridge fund, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee sees no reason why different action should be taken in this case from that taken in the numerous other petitions, etc., for the suspension of taxes recently laid on the table by the Commission.

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 94.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on December 6, 1912, resolution No. 994, series of 1912, of the provincial board of Capiz, requesting the appropriation of ₱250,000 by the Philippine Legislature for the relief of sufferers in that vicinity from the typhoon of November 25, 1912, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

This matter has already been taken care of by Act No. 2199, passed by the Legislature on December 19, 1912, which appropriated the sum of ₱500,000 for the relief of the sufferers from the typhoons of October and November last.

Respectfully submitted.

GREGORIO. ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 95.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 14, 1913, Assembly Bill No. 305 entitled "An Act amending sections one, four, six, and seven of Act Numbered Twenty-one hundred and twenty-four, entitled 'An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions,' and adding a new section at the end thereof," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Insert a new section numbered section 1 as follows:

"Section 1. Act Numbered Twenty-one hundred and twenty-four, entitled 'An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions,' is hereby revived and given full force and effect with the amendment provided in the following section."

Renumber the succeeding sections accordingly.

Page 1, strike out lines 1, 2, 3 and 4, and insert in lieu thereof the following:

"SEC. 2. Section one of the same Act Numbered Twenty-one hundred and twenty-four is hereby amended to read as follows:"

Page 1, strike out all after the word "Provided," in line 10, to the end of the section, and insert in lieu thereof the following:

"That not later than August first, nineteen hundred and thirteen, Mauro Prieto and associates shall furnish bond in the sum of twenty thousand pesos in favor of the Insular Government to guarantee the establishment of said mortgage bank, and not later than February first, nineteen hundred and fourteen, said Mauro Prieto and associates shall organize a corporation in accordance with the laws of the Philippine Islands and establish said bank."

Page 1, line 16, strike out the words "an amount which," and insert in lieu thereof the following: "the amount of its loans guaranteed by mortgage on real estate: *Provided, however,* That current accounts guaranteed by such mortgages shall not be included in such loans, and that the amount of such mortgage bonds."

Page 2, lines 3 and 4, strike out the words "and by an official auditor appointed by the Governor-General," and insert in lieu thereof the following: "and by the official comptroller provided for in section seven of this Act."

Page 2, strike out lines 11, 12 and 13, and insert in lieu thereof the following: "No mortgage bond of any other bank shall bear the signature of any official comptroller."

Page 3, strike out all after the words "*Provided further,*" in line 1, to the end of the section, and insert in lieu thereof the following: "That the bank may issue forty thousand special shares of the value of one peso each, which shall be subscribed and fully paid at par by the founders exclusively, and said special shares shall be entitled to such participation in the profits of the bank as may be fixed by the stockholders, in their discretion, in the by-laws of the bank."

Strike out all after the words "*Provided, That*" in lines 18 and 19, page 3, to the end of the bill, and insert in lieu thereof the following: "with the advice and consent of the Philippine Commission, the Governor-General shall appoint an official comptroller at a salary to be fixed by him and paid by the bank, not exceeding ten thousand pesos a year, whose duties shall be to examine and audit the accounts of the bank and see that its transactions be within the law and the by-laws of the corporation. The comptroller may attend the meetings of the board of directors and shall be entitled to veto any resolution of such board which he may consider contrary to law or the by-laws of the corporation."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 305 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

The report of the Committee of the Whole was accepted. Pending further consideration of the bill,

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 15 minutes antemeridian,
On motion by Commissioner Palma,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, January 18, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, JANUARY 18, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the Acting President.

Absent: The President (on leave).

READING OF JOURNAL.

The Journal for Friday, January 17, 1913, was read and approved.

UNFINISHED BUSINESS—COMMITTEE OF THE WHOLE ON ASSEMBLY BILL NO. 305.

The Commission then resolved itself into Committee of the Whole to continue consideration of Assembly Bill No. 305, entitled "An Act amending sections one, four, six, and seven of Act Numbered Twenty-one hundred and twenty-four, entitled 'An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions,' and adding a new section at the end thereof."

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

MESSAGES FROM THE ASSEMBLY.

JANUARY 14, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 14, 1913, passed the following Assembly Bill No. 333, in which it requests the concurrence of the Commission:

An Act providing for the obligatory instruction, in the public primary and intermediate schools of the Government in the Philippine Islands, in the course of urbanity and courtesy.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 333 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

JANUARY 14, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 14, 1913, passed the following Assembly Bill No. 334, in which it requests the concurrence of the Commission: An Act regulating the manner in which the expenses for equipment and purchase of material in intermediate schools shall be paid.

. Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 334 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

JANUARY 14, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 14, 1913, passed the following Assembly Bill No. 240, in which it requests the concurrence of the Commission: An Act providing for the reimbursement of traveling and subsistence expenses to witnesses in criminal actions.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 240 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

JANUARY 16, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 16, 1913, agreed to the amendment of the Commission to Assembly Bill No. 77, entitled: An Act granting duly registered dentists the right granted by Act Numbered Seventeen hundred and sixty-one to physicians, for dental purposes only.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

REPORT OF CONFERENCE COMMITTEE.

[Conference Report No. 1.]

The Committee of Conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Concurrent Resolution No. 2, entitled "Concurrent Resolution establishing common rules for the drafting of the appropriation Act for the last six months of the present fiscal year and the appropriation Act for the fiscal year nineteen hundred and fourteen," having met, after full and free conference have been unable to agree.

GREGORIO ARANETA,
DEAN C. WORCESTER,
FRANK A. BRANAGAN,
JOSE R. DE LUZURIAGA,
Managers on the part of the Commission.
MACARIO ADRIATICO,
RAFAEL CORPUS,
PEDRO GUEVARA,
GALICANO APACIBLE,
V. SINGSON ENCARNACION,
Managers on the part of the Assembly.

The report was accepted.

COMMUNICATIONS.

The Secretary read a telegram from the bar association of Ilocos Norte of January 15, 1913, and a communication from the bar association of Manila, requesting the continuance of the use of Spanish as the official language of the courts.

Ordered filed.

REPORTS OF COMMITTEES.

[Committee Report No. 96.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 20, 1912, Assembly Bill No. 279, entitled "An Act abolishing the bill of exceptions in ordinary actions and the transcript of record in special proceedings, established by Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' and substituting in lieu thereof the appeal," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Under the present law in ordinary actions any party may take exception to any ruling, order or judgment of the court made during the pendency of the action, and upon the rendition of final judgment disposing of the action either party shall have the right to perfect a bill of exceptions for review by the Supreme Court of all rulings, orders and judgments made in the action to which the party duly excepted at the time of making such ruling, order or judgment.

The proposed law abolishes the bill of exceptions and provides that any person legitimately interested in any order, decree or sentence of the court may appeal from such order, decree or sentence to the Supreme Court, filing his appeal within the period of fifteen days, counting from the day of the notice thereof. Immediately after the appeal has been admitted, the record is transmitted to the Supreme Court with a transcript of the evidence presented on the trial. The effect of the proposed law would be to encourage irresponsible appeals with the object of delaying the trial. The bill giving the right to appeal from any order, even though not a final one, many litigants would in bad faith take advantage of this right to delay the case, since when appeal is taken the case is suspended and the record sent to the Supreme Court. Your committee does not know if that is the intention of the Assembly, but such would be the result if the bill should be passed. The bill proposes that the Supreme Court should review in all appeals not only questions of law but questions of fact, while it is obvious that in many cases the questions arising are only questions of law. The passage of the bill would greatly increase the work of the Supreme Court. The work of the court stenographers would also be increased, and the administration of justice made more expensive and delayed in consequence.

This bill was referred to the Code Committee for comment and recommendation. The Code Committee recommends that the bill be not passed. The attention of the Commission is invited to the indorsement of that committee,¹ prepared by its president, wherein further

¹ On file in the Office of the Secretary of the Commission.

good reasons are given in support of their recommendation. Your committee fully concurs in the views of the Code Committee as set out in the indorsement referred to.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 97.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 20, 1912, Commission Bill No. 53, entitled "An Act amending paragraph two of section three hundred and thirteen of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by making the enrolled copy conclusive proof of Acts of the Philippine Commission and the Philippine Legislature," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Your committee took this matter up with the Code Committee and it receives their substantial approval. They suggested, however, a change in the form of the bill, but your committee, after consideration, decided to recommend the bill in its present form.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 53 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 1, page 1, line 11, strike out the words "an enrolled copy" and insert in lieu thereof the words "a copy."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The Acting President moved to amend the title by striking out the words "enrolled copy" and inserting in lieu thereof the words "signed copy."

The motion prevailed and the title as amended was read and approved.

INTRODUCTION OF BILL.

Commissioner Araneta introduced the following bill:

Commission Bill No. 66. An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," by imposing on keepers of public warehouses, hotels, restaurants and public boarding-houses the same tax as on merchants; by making the basis of exemption of persons subject to percentage taxes the amount of their quarterly instead of their annual business; by defining the term "common carriers;" by decreasing the penalties for delinquency in the payment of percentage taxes, and for other purposes.

By unanimous consent, Commission Bill No. 66 was read the first time by title only and referred to a Select Committee consisting of Commissioners Luzuriaga and Palma for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 829.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 55 minutes antemeridian,

On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at the call of the President.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, JANUARY 20, 1913.

The Commission met at the call of the President at 10 o'clock and 30 minutes antemeridian.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Saturday, January 18, 1913, was read and approved.

UNFINISHED BUSINESS—COMMITTEE OF THE WHOLE ON ASSEMBLY BILL NO. 305.

The Commission then resolved itself into Committee of the Whole to continue consideration of Assembly Bill No. 305, entitled "An Act amending sections one, four, six, and seven of Act Numbered Twenty-one hundred and twenty-four, entitled 'An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions,' and adding a new section at the end thereof."

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

RESOLUTION.

The President introduced the following resolution:

Commission Resolution No. 9. *Resolved*, That Elliot Cowdin Bacon be and hereby is appointed private secretary to the Governor-General at a salary of three thousand two hundred pesos per annum, effective as of December tenth, nineteen hundred and twelve.

The resolution was adopted.

At this point the President left the Session Chamber and Commissioner Gilbert assumed the chair.

REPORT OF COMMITTEE.

[Committee Report No. 98.]

MR. PRESIDENT: Your select committee of three, to which was referred on December 11, 1912, Commission Bill No. 49, entitled "An Act to prohibit the introduction into the Philippine Islands and the manufacture, sale or public exhibition therein of moving picture films or of pictures of immoral, indecent, obscene, vicious or a disorderly character or tendency," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

"SECTION 1. It shall be unlawful to show, display or exhibit in the Philippine Islands any moving picture film or any picture of an obscene, indecent, immoral, vicious or disorderly character or tendency, or which is likely to create disorder or breach of the peace, or which has a tendency injuriously to affect the morals of the community, or to teach or inculcate contempt or disrespect for law or morals.

"SEC. 2. No moving picture film or picture, whether imported into or manufactured within the Philippine Islands, shall be shown, displayed or exhibited in any theater, public hall or building unless a permit is granted by the proper authorities mentioned in this Act.

"SEC. 3. It shall be the duty of the Chief of Police in the city of Manila, and that of the inspector of Constabulary or his authorized agents in the provinces, to examine and inspect all moving picture films or pictures imported into or manufactured within the Philippine Islands, which are intended to be shown, exhibited or displayed to the public, and to issue upon request of any person desiring to show, display or exhibit such film or picture a permit for such exhibition or display, or to refuse to issue such permit, according as in their judgment such films or pictures fall within the provisions of section one of this Act.

"SEC. 4. Every permit issued under the provisions of this Act shall so identify the film or picture authorized therein to be publicly shown, exhibited or displayed as to make apparent any attempt on the part of any person to use such permit for the public display or exhibition of any other film or picture than the one contemplated in the permit.

"SEC. 5. Every permit issued under the provisions of this Act shall be issued in the place in which the film or picture is to be first shown, exhibited or displayed, and may freely be sold, assigned, trans-

ferred, rented or leased by the person to whom or in whose favor the permit was issued to any other person to whom the film or picture contemplated in the permit is sold, assigned, transferred, rented or leased. Lost permits may be replaced by the proper authorities upon request of the person interested.

"SEC. 6. Any person publicly showing, exhibiting or displaying in the Philippine Islands any film or picture without having received the permit provided for in section three hereof shall for each such unauthorized display or exhibit be punished by a fine of not less than fifty pesos nor more than one thousand pesos, or by imprisonment of not less than one month nor more than six months, or by both such fine and imprisonment in the discretion of the court.

"SEC. 7. Nothing in this Act shall be construed so as to deprive the Insular Collector of Customs of his authority over any article to be imported or introduced into the Philippine Islands and falling within the provisions of section one of this Act.

"SEC. 8. The words 'moving picture film' shall, within the meaning of this Act, include and comprise films, slides, negatives, or transparent or translucent cards, strips or sheets made of metal, celluloid, mica, paper or any other natural or artificial substance and manufactured or prepared for the purpose of projection by means of light or by the manipulation of natural or artificial light upon a screen, wall or surface any pictorial representations, or for the purpose of visualizing any pictorial representations in, on, before or behind such films, by means of light or the manipulation of light, or by means of holding such films toward or away from any source of light at any angle or at no angle.

"SEC. 9. The words 'moving pictures' as used in this Act shall, when the sense requires it, be given the same interpretation as that attached to the words 'moving picture film' in the last preceding section.

"SEC. 10. The word 'picture' as used in this Act shall comprise and include shadowgraphs, silhouettes, photographs, drawings, illustrations, paintings, sketches, whether in pen, pencil or brush, washes, engravings, etchings, lithographs, prints, reliefs, bosses, all pictorial representations projected from a mutoscope, kinoscope, vitagraph, biograph or cinematograph and any and all visual reproductions by whatever process made.

"SEC. 11. This Act shall take effect on its passage."

Respectfully submitted.

FRANK A. BRANAGAN,
RAFAEL PALMA,
JUAN SUMULONG,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 49 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose and reported with the recommendation that the bill be recommitted to the select committee with instructions to make provisions for one central board in the city of Manila and another board under its direction at such ports of entry as may be considered necessary, and that the provisions of the bill be limited to motion picture films.

The report of the Committee of the Whole was adopted.

ADJOURNMENT.

Thereupon, at 12 o'clock and 7 minutes postmeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, January 21, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, JANUARY 21, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert (after roll call), Worcester (after roll call), Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Monday, January 20, 1913, was read and approved.

EXECUTIVE SESSION.

By unanimous consent, the Commission proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 830.)

At this point Commissioners Gilbert and Worcester entered the Session Chamber.

UNFINISHED BUSINESS—COMMITTEE OF THE WHOLE ON ASSEMBLY BILL NO. 305.

The Commission then resolved itself into Committee of the Whole to continue consideration of Assembly Bill No. 305, entitled "An Act amending sections one, four, six, and seven of Act Numbered Twenty-one hundred and twenty-four, entitled 'An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions,' and adding a new section at the end thereof."

After some consideration the committee rose and reported with the recommendation that the bill pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

SECTION 1. There is hereby granted to Mauro Prieto of the city of Manila, Philippine Islands, and his associates, the right and power to found, establish, and maintain, subject to the provisions of this Act, a mortgage bank, to be known as the Mortgage Bank of the Philippine Islands, hereinafter referred to as the bank: *Provided*, That not later than August first, nineteen hundred and thirteen, Mauro Prieto and associates shall furnish bond in the sum of twenty-five thousand pesos in favor of the Insular Government to guarantee the establishment of said mortgage bank, and not later than February first, nineteen hundred and fourteen, said Mauro Prieto and his associates shall organize a corporation in accordance with the laws of the Philippine Islands and establish said bank.

SEC. 2. The bank shall have the general powers which all corporations in the Philippine Islands have under existing laws, and also the special powers set out in this Act. Its corporate existence shall be for not to exceed fifty years from the date of its incorporation.

SEC. 3. The head office of the bank shall be in the city of Manila. Branches of the bank may be established or discontinued in the capitals of provinces or in other parts of the Philippine Islands, subject to the approval of the Governor-General, and agencies of the bank may be established in the United States or in foreign countries, subject to the approval of the Governor-General and in accordance with the laws of the United States or of such foreign countries.

SEC. 4. In addition to the business in which under existing law savings and mortgage banks may engage, the bank is authorized to engage in the following classes of transactions:

(a) Discounting bills of exchange and commercial promissory notes.

(b) Making collections of drafts and other negotiable paper, and advancing money thereon.

(c) Negotiating or drawing bills of exchange, whether domestic or foreign.

(d) Making loans or opening current accounts, upon the security of deposits with the bank as collateral of articles of commerce, products of the country, negotiable securities and industrial and commercial bills which are easily and safely realized upon at any time. Such collateral securities shall be accepted only at a rate not exceeding three-fourths of their market or appraised value.

(e) Making loans on bills of lading when invoices and insurance policies sent to the bank are attached thereto: *Provided*, That the amount of such loans shall not exceed three-fourths of the current market value of the articles covered by such bills of lading.

(f) Receiving money on time deposit and investing such money in bonds or in loans secured by bonds, bullion, or real estate mortgages as hereinafter provided.

(g) Making loans or opening current accounts by the pledge to the bank of gold and silver bullion: *Provided*, That such amount shall not exceed ninety per centum of the value of the pledge by which the loan is secured.

(h) Buying and selling or otherwise negotiating bonds of the United States, bonds of the Government of the Philippine Islands, bonds of the city of Manila, or any other municipal stocks or bonds of railways or mortgage banks upon which interest or principal has been guaranteed by the Government of the Philippine Islands, and borrowing money on such bonds.

(i) Making loans or opening current accounts upon the security of the bonds mentioned in the last preceding paragraph: *Provided, however*, That such loans shall not exceed the face value of such bonds or the market value thereof, whichever may be the smaller.

(j) Making loans or opening current accounts on mortgages or deeds of trust to the bank on unencumbered real estate in cities and centers of population of municipalities in the Philippine Islands, or on agricultural lands in the Philippine Islands, at interest not exceeding ten per centum per annum, to an amount not exceeding sixty per centum of the actual cash market value of the real estate which is security for the loan, or the assessed value thereof, whichever may be the smaller.

(k) Making loans or opening current accounts on first mortgages transferred to the bank as collateral security on otherwise unencumbered real estate in cities and centers of population of municipalities, or on otherwise unencumbered agricultural lands in the Philippine Islands: *Provided, however*, That the mortgages transferred to the bank as collateral security with interest accrued and due shall not exceed sixty per centum of the actual cash market value of the real estate which secures such mortgages, or of the assessed value thereof, whichever may be the smaller.

(l) Acquiring credits secured by mortgages already existing which comply with the conditions expressed in the last two preceding paragraphs.

(m) Loaning to the Insular Government, provinces, municipalities, or other official corporations, legally authorized to contract loans, such amounts as they are authorized to borrow, with or without mortgage security, provided the payment of the principal and interest is guaranteed by the permanent revenues of such corporate bodies.

(n) Acquiring or discounting credits of the Insular Government, provinces and municipalities, or other official corporations, provided such credits are secured in the form prescribed in the last preceding paragraph.

(o) Issuing mortgage bonds to be secured by loans guaranteed by mortgage on real estate to the amount of such loans: *Provided, how-*

ever, That current accounts guaranteed by such mortgages shall not be included in such loans, and that the amount of such mortgage bonds shall in no case exceed a sum equal to ten times the sum of the capital of the bank actually paid up. The bonds shall be signed by the manager or the cashier of the bank, and by the official comptroller provided for in section seven of this Act, and each shall bear a serial number and a corresponding number within each series, and each bond shall be for not less than one hundred pesos Philippine currency. The redemption of these bonds shall be made in such amounts and manner that the remaining unredeemed bonds shall not exceed the amount of the loans secured by real estate mortgages which are owing to the bank. No mortgage bond of any other bank shall bear the signature of any official comptroller during ten years from the establishment of this bank.

SEC. 5. No loan of the bank shall be for a longer period than ten years; and no loan secured by real estate mortgage shall be made unless the title to such real estate, free from all incumbrances, shall be in the mortgagor, and unless the mortgage shall be a first lien on the property therein described. Property liable to destruction by fire which is accepted as security shall be insured against fire for the benefit of the bank.

SEC. 6. The capital of the bank shall be four million pesos Philippine currency, represented by forty thousand shares of one hundred pesos each: *Provided, however,* That the bank may increase its capital to ten million pesos. The bank shall not commence operations until there shall be subscribed and fully paid twenty thousand shares of the capital stock. The remaining shares may be issued in one or more series when at a stockholders' meeting regularly called for the purpose it shall be so resolved by the vote of the stockholders representing at least two-thirds of the entire corporate capital stock subscribed: *Provided, however,* That if all of said remaining shares are not subscribed and fully paid within two years from the date of the establishment of the bank the privilege of issuing the only bonds which shall bear the signature of an official comptroller shall be withdrawn.

All issues of shares made after the bank has commenced operations shall be at par, adding eventually to the value of the share a premium in proportion to the reserve on hand, and the subscribers of the first series of shares issued, that is, the founders of the bank, shall have a preferential right to subscribe to said subsequent issues, which preferential right shall expire on December thirty-first, nineteen hundred and sixteen.

SEC. 7. The management of the bank shall be vested in a board of directors composed of not less than nine nor more than eleven members, who shall be elected and hold office during three years, one-third of its members being subsequently replaced or re-elected annually in the manner and form provided in the by-laws of the bank. Each

of the members of the board of directors shall be the owner of at least fifty shares of one hundred pesos each of the capital stock. The board of directors shall choose from its members a president and vice-president: *Provided*, That with the advice and consent of the Philippine Commission, the Governor-General shall appoint an official comptroller, at a salary to be fixed by him and paid by the bank, not exceeding ten thousand pesos a year, whose duties shall be to examine and audit the accounts of the bank and see that its transactions be within the law and the by-laws of the corporation. The comptroller may attend the meetings of the board of directors and shall be entitled to veto any resolution of such board which he may consider contrary to law or the by-laws of the corporation: *And provided further*, That nothing in this Act shall be construed as exempting this bank from examination by the Insular Treasurer as provided by Act Numbered Fifty-two and its amendments.

SEC. 8. In so far as applicable, and when not contrary to the provisions of this Act, the bank shall be governed by the laws relating to corporations.

SEC. 9. Before beginning operations the bank shall adopt for its government by-laws not inconsistent with this Act or with the Corporation Law which shall make provisions covering the following points:

(a) The method of election qualifications, remuneration, powers, duties, and liabilities of the members of the board of directors.

(b) The duties, salaries, and bonded security required of officers of the bank.

(c) The number, method of appointment, term of office, remuneration, and duties of auditors.

(d) Rules as to stockholders' meetings.

(e) Rules of declaration and payment of dividends.

(f) Rules for the valuation of real property offered as security.

(g) The maximum amount that may be granted to a single borrower.

(h) The manner of issuance and redemption of mortgage bonds.

(i) The amount of and the manner of forming the reserve fund.

(j) The conditions which will lead to liquidation and the method thereof.

(k) Rules for such other matters as may be considered necessary or desirable.

The by-laws adopted shall be subject to the approval of the Governor-General.

SEC. 10. This Act shall take effect on its passage.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

Commissioner Gilbert moved the following amendment:

Section 4, page 5, lines 12 to 14, strike out the words "No mortgage bond of any other bank shall bear the signature of any official comptroller during ten years from the establishment of this bank."

Section 6, page 6, lines 3 to 7, strike out the words "*Provided, however,* That if all of said remaining shares are not subscribed and fully paid within two years from the date of the establishment of the bank the privilege of issuing the only bonds which shall bear the signature of an official comptroller shall be withdrawn."

The motion was lost.

The question then being upon its passage, the roll was called with the following result:

Ayes: Commissioners Luzuriaga, Araneta, Palma, Sumulong, and Branagan.

Noes: Commissioners Gilbert, Worcester, and the President.

The bill was declared passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions.

The motion prevailed and the title as amended was read and approved.

EXPLANATIONS OF VOTES.

Commissioner GILBERT: I voted "no," and I desire to explain my vote. I am sorry that I am not able to vote in favor of this bill because I believe in some other form it would be of great benefit to the Philippine Islands. But I am not willing to vote for a bill which contains an exclusive privilege, especially when that privilege is granted to nonresidents of the Philippine Islands.

Commissioner WORCESTER: I voted "no" because I disapprove of making a special and exclusive privilege of Government approval of the bonds of a bank and the bill seems to me to have that effect in its present form.

ADJOURNMENT.

Thereupon, at 11 o'clock and 40 minutes antemeridian,
On motion by Commissioner Branagan,
The Commission adjourned to meet at the call of the
President.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, JANUARY 22, 1913.

The Commission met at the call of the President at 11 o'clock.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Tuesday, January 21, 1913, was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 99.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on January 14, 1913, Assembly Bill No. 320, entitled "An Act appropriating a certain sum to be devoted to the purposes of Act Numbered Twenty-one hundred and sixty-nine, under certain conditions," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass with the following amendments:

That section one be made section three of the bill, and the following be substituted as section one:

"SECTION 1. Section eight of Act Numbered Twenty-one hundred and sixty-nine is hereby amended by adding thereto the following: 'Provided, That all books and forms used by the Bureau of Constabulary in its general administration of the municipal police shall be at the expense of that bureau, and those used by the municipalities in their local administration shall be at municipal expense.'"

That section two be made to read as follows:

"SEC. 2. Section twenty of Act Numbered Twenty-one hundred and sixty-nine is hereby amended so that said section shall read as follows:

“SEC. 20. The municipal council shall fix the pay of the municipal police, subject to the following rules:

“(a) Members of the police other than chiefs shall receive pay at a rate of not less than ten pesos nor more than fifty pesos a month: *Provided*, That in municipalities of the fourth class the minimum limitation shall be fixed by the proper provincial board, with the approval of the Director of Constabulary, and that the maximum limitation shall be twenty pesos per month.

“(b) Chiefs of police shall receive pay at a rate of not less than twenty-five nor more than two hundred pesos a month: *Provided*, That in municipalities of the fourth class the minimum limitation shall be fixed by the proper provincial board, with the approval of the Director of Constabulary, and that the maximum limitation shall be thirty pesos per month.”

That section three be made section four of the bill.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 320 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Commerce and Police be concurred in with the following further amendment:

Section 1 (renumbered 3), page 1, lines 4 and 5, strike out the words “for expenditure by the Secretary of Commerce and Police” and insert in lieu thereof the words “for expenditure during the fiscal year nineteen hundred and fourteen by the Director of Constabulary with the approval of the Secretary of Commerce and Police.”

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Branagan moved to amend the title to read as follows:

An Act amending Act Numbered Twenty-one hundred and sixty-nine, entitled "An Act to provide for the reorganization, government, and inspection of the municipal police of the municipalities or provinces and subprovinces organized under Act Numbered Eighty-three," by changing the limitation of salaries provided in section twenty thereof, making an appropriation for carrying out the provisions of said Act, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 100.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 11, 1913, Commission Bill No. 59, entitled "An Act amending section three hundred and forty-one of Act Numbered Three hundred and fifty-five, and section thirty-one of Act Numbered Seventeen hundred and sixty-one, as amended, by providing more severe punishment for illegal importers and dealers in opium," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

The purpose of this bill is to impose more severe punishment on dealers in opium in view of the fact that the penalties provided for by law do not seem to be adequate.

Your committee concurs in the necessity of passing this bill as a more effective measure for suppressing the opium traffic in the Philippine Islands. It is believed that by the imposition of a sentence of imprisonment as a main penalty in all cases of violation of the Opium Law, better results will be secured with regard to its enforcement.

Respectfully submitted.

RAFAEL PALMA,
JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 59 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title by striking out the words "providing more severe punishment" and inserting in lieu thereof the words "changing the penalties."

The motion prevailed, and the title as amended was read and approved.

[Committee Report No. 101.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 4, 1913, Commission Bill No. 55, entitled "An Act amending Act Numbered Nineteen hundred and eighty, entitled 'An Act to provide for the creation of a commissioned and enlisted service within the Bureau of Navigation, the creation of a pension fund in connection therewith, and for the punishment of offenses against good order and discipline within such service,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

The purpose of this bill is to make the provision relating to the 10 per cent increase in pay for each five years' service provided by Act No. 1980 for officers who have served in the coast guard fleet prior to the 27th of June, 1905, retroactive.

This bill was introduced on recommendation of the Bureau of Navigation in accordance with a petition made by the parties concerned.

It is represented that some of these officers have been in the service ten years; that when they entered the service they had in view the 10 per cent increase in their pay, a benefit to which they were entitled by virtue of Act No. 511 though later by another law, Act No. 1361, which repealed this provision, they were deprived of the right of the enjoyment of such benefit. In order to do away with this injustice, it is believed that these officers ought to be credited the years of service which they have rendered prior to the passage of Act No. 1361.

Act No. 511, in effect, in fixing the salaries of the officers of the coast guard fleet, did so increasing same 10 per cent each quinquennium. The Commission must have seen fit to abolish this special form of salary and passed Act No. 1361 on the 27th of June, 1905, with retroactive effect to July 1, 1904. Your committee has been unable to ascertain the motives which then actuated the Commission, but

the fact is that the officers concerned were unable to enjoy the benefit granted by Act No. 511, for the reason that five years had not elapsed between the passage of the two Acts. Act No. 1980 re-establishes the privilege granted by Act No. 511.

From the information secured by your committee it is known that some eleven officers out of fifty in the coast guard fleet will be entitled to the benefit if the law is approved. The amount it will be necessary to appropriate for the increase in pay of such officers will be approximately ₱5,500.

Your committee, in view of all the circumstances and taking into account the years of service of these officers and the fact that 2 per cent of their present pay is deducted for the pension fund, is of the opinion that the bill should pass in the form presented herewith.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
RAFAEL PALMA,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 55 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Add at the end of section one thereof, after the words "one year," the words "but the time he was so separated shall not be counted in such continuous service."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Branagan moved to amend the title by adding at the end thereof the words "by making the provisions of section two thereof retroactive for certain commissioned officers, and for other purposes."

The motion prevailed, and the title as amended was read and approved.

[Committee Report No. 102.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 18, 1913, Assembly Bill No. 333, entitled "An Act providing for the obligatory instruction, in the public primary and intermediate schools of the Government in the Philippine Islands, in the course of urbanity and courtesy," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill contemplates the printing of a textbook on urbanity and courtesy and the giving of a course of study relative to the same in the primary and intermediate schools of the Government. In the opinion of your committee this is unnecessary and would be an expenditure which would not be justified under the circumstances existing in the Philippine Islands. One of the strongest characteristics of the Filipino people which your committee has found general in all parts of the Archipelago is the almost unfailing courtesy and politeness manifested upon all occasions. There are many other people who could well take lessons from the Filipinos in these particulars. Politeness and courtesy cannot be taught from textbooks as can geography or arithmetic. Courtesy, if genuine, must come from the heart, and would be hampered rather than helped by attempting to teach fixed rules of politeness. The securing of textbooks and the time given to instruction from them in these subjects would cause a large expenditure of money which, in the judgment of your committee, can better be expended in instruction in subjects of which the children are ignorant.

Teachers have been instructed to exercise unfailing courtesy and kindness in the school room and in their intercourse with pupils and parents. The example of the teachers rather than the learning of fixed rules from books will be valuable. I know of no country where textbooks are used in the schools especially to teach these subjects, and to introduce them in the Philippine Islands would be a reflection upon the character of the Filipino people, which is undeserved, and would be of doubtful benefit.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

ASSEMBLY BILL NO. 254 TAKEN FROM THE TABLE.

On motion by Commissioner Araneta, Assembly Bill No. 254, entitled "An Act amending the law relative to vacations and leaves of absence of judges of Courts of First Instance," was taken from the table and the Commission resolved itself into Committee of the Whole for the consideration thereof.

After some consideration the committee rose and reported with the recommendation that the bill pass with the following amendment:

Amend section 1 to read as follows:

"SECTION 1. The five months' vacation to which judges of the Courts of First Instance and of the Court of Land Registration and members of the Code Committee are entitled every three years by virtue of existing law may be taken at any time during the year with the consent of the Secretary of Finance and Justice without necessarily including the court vacation: *Provided*, That no judge or member of the Code Committee shall enjoy this privilege without being on duty during such court vacation."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act authorizing judges of the Courts of First Instance and Land Registration, and the members of the Code Committee to take their vacations at any time during the year under certain conditions, with the approval of the Secretary of Finance and Justice.

The motion prevailed and the title as amended was read and approved.

EXPLANATION OF VOTE.

Commissioner WORCESTER: I disapprove of the existing law relative to leave of judges. I think it is prejudicial to

the dispatch of public business, and grants them special favors in matters of leave to which they are not entitled. I think they should be under the same law as regards leave as are other officers and employees of the Government, but as it does not appear feasible to bring this matter up at this time I see no reason for not improving existing law. I therefore vote "aye."

TELEGRAMS.

The Secretary then read the following telegrams for the information of the Commission:

MANILA, *January 20, 1913.*

SECWAR, *Washington.*

What date is resignation Charles B. Elliott effective?

FORBES.

WASHINGTON, *January 21, 1913.*

FORBES, *Manila.*

Referring to telegram from your office of the twentieth instant, Charles B. Elliott's resignation accepted by the President December fourth, to take effect immediately, but was given commutation of leave until February twenty-eighth.

MCINTYRE.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 830.)

ADJOURNMENT.

Thereupon, at 12 o'clock and 30 minutes postmeridian,
On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, January 23, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, JANUARY 23, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Wednesday, January 22, 1913, was read and approved.

MESSAGE FROM THE ASSEMBLY.

JANUARY 18, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 18, 1913, passed the following Assembly Bill No. 354, in which it requests the concurrence of the Commission: An Act requiring chiefs of bureaus of the Insular Government, in order to facilitate the preparation of the appropriation bill, to file in the office of the Secretary of the Philippine Assembly a detailed report of all the expenditures and receipts of their respective bureaus, at least fifteen days before the opening of each regular session, under the penalties herein established, and for other purposes.

Very respectfully,

SEVERINO CONCEPCIÓN,
Acting Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 354 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

RESOLUTION.

Commissioner Branagan introduced the following resolution:

Commission Resolution No. 10. Whereas by Resolutions Numbered Seventy-six and One hundred and twenty-two, passed, respectively, on the second day of December, nineteen hundred and eight and the thirteenth day of September, nineteen hundred and nine, the Commission did under authority of chapter five of the Public Land Act set aside and reserve the townsite of Dansalan in the Moro Province and did reserve and set aside certain portions thereof as a residence section and certain other portions as a business section; and

Whereas it now appears that blocks numbered forty-four, forty-five, and forty-six of the said Dansalan townsite are desired for Constabulary purposes, and the Director of Constabulary has requested that the said blocks be reserved for Constabulary purposes, and this request has been approved by the Acting Secretary of Commerce and Police: Now, therefore, be it

Resolved, That blocks numbered forty-four, forty-five, and forty-six, Dansalan townsite, as shown on the map of the Bureau of Lands accompanying Resolution of the Commission Numbered One hundred and twenty-two aforesaid and approved by the Director of Lands on the twenty-third day of June, nineteen hundred and eight and bearing an indorsement of the Secretary of the Commission to the effect that the same was approved by the Philippine Commission on the thirteenth day of September, nineteen hundred and nine, be and the same are hereby reserved for Constabulary purposes and withdrawn from sale or other disposition to private persons.

The resolution was adopted.

REPORTS OF COMMITTEES.

[Committee Report No. 103.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 12, 1912, Assembly Bill No. 54, entitled "An Act amending section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, line 5, strike out the word "association," and insert in lieu thereof the word "firm."

Page 1, line 5, strike out the word "receiving," and insert in lieu thereof the words "that, having no store or shop of any kind for the sale of goods, receives."

Page 1, line 6, after the word "merchants," insert the words "in the Philippine Islands."

Page 1, line 7, strike out the word "association," and insert in lieu thereof the word "firm."

Page 1, line 9, strike out the word "association," and insert in lieu thereof the word "firm."

Page 1, line 11, strike out the word "ship," and insert in lieu thereof the word "deliver."

Page 1, line 11, after the word "customers," insert the words "in the Philippine Islands."

Page 1, line 14, strike out all from and including the word "Provided" to the end of section 1.

Strike out section 2, and insert in lieu thereof the following:

"SEC. 2. This Act shall take effect on July first, nineteen hundred and thirteen."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 54 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

At this point the President left the Session Chamber and Commissioner Gilbert took the chair.

Pending further consideration of Assembly Bill No. 54,

[Committee Report No. 104.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on December 3, 1912, Commission Bill No. 46, entitled "An Act further to amend section eighteen of Act Numbered Fourteen hundred and seven, so as to extend the provisions of said section to employees of the United States dying in the Philippine Islands and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Strike out section 1 and insert in lieu thereof the following:

"SECTION 1. Whenever any civilian employee, who is a citizen of the United States in the service of the Government of the Philippine Islands or of the United States, or any branch thereof, shall die in the service, leaving property in said Islands, either real or personal, or both, and no regular administration in accordance with the provisions of the Code of Civil Procedure shall have been had, the Attorney-General is authorized, and it is hereby made his duty, to take possession of the estate of such deceased person, to make a complete inventory thereof and to file the same with the Insular Auditor: *Provided, nevertheless,* That if after making such inventory it appears that the entire value of the property exceeds one thousand five hundred pesos the Attorney-General shall cause a regular administrator to be appointed in accordance with the provisions of the Code of Civil Procedure.

"SEC. 2. Upon taking possession of such estate, the Attorney-General shall ascertain by the best means within his power the names and residences of the persons who are lawfully entitled to the same and shall transmit the same to the persons whom he shall adjudge to be lawfully entitled thereto, upon receiving proper vouchers therefor. Before transmitting such estate to its lawful owners, the Attorney-General is authorized and directed to pay therefrom the burial expenses of such deceased person and all expenses necessarily incurred by the Attorney-General in securing possession of the property of the estate, in ascertaining the true owners thereof and transmitting the same to such owners, and in the payment of such debts as he shall have adjudged to be justly due from the estate of the deceased. The Attorney-General is also authorized to pay the expenses of the transportation of the remains of the deceased to the United States, if such transportation is desired by the surviving relatives, so far as the funds in his hands will enable him to pay such expenses. The accounts of the Attorney-General rendered in the performance of his duties herein prescribed, shall be audited like his other accounts, and his official bond shall be held as security for the moneys and property received by him in the performance of such duties.

"SEC. 3. If the Attorney-General shall find it to be for the best interest of the parties entitled to the estate of any deceased civilian employee to convert into cash the whole or any part thereof, he is hereby authorized to make sale of the whole or any part of the real or personal property of such estate, at public auction or private sale, as he shall determine to be most advantageous to the estate. Any sale of real or personal property of the estate of any deceased civilian employee made by the Attorney-General by virtue of the provisions of this Act shall convey to the purchaser all the right, title, and interest of the deceased in such property at the time of his death.

"SEC. 4. In case any personal property of any deceased civilian employee is not converted into cash, the Attorney-General shall deliver or cause to be delivered such personal property to the person or persons whom he shall adjudge to be lawfully entitled thereto, upon receiving proper receipt therefor. And in case no sale is made of the whole or any part of the real property of such deceased civilian employee, the Attorney-General is hereby authorized and directed to convey such real property to the person or persons whom he shall adjudge to be lawfully entitled thereto, reciting in the conveyance that the said real property is conveyed to such person or persons under and by virtue of the provisions of this Act: *Provided, however,* That no personal property not converted into cash shall be delivered, nor any unsold real property conveyed, to any person or persons until all the debts of the deceased for which claims have been presented shall have been satisfied in full or disallowed by the Attorney-General.

"SEC. 5. If at any time prior to the final distribution or settlement of the estate, a regular administration is commenced in the Philippine Islands by any person lawfully authorized to undertake such administration, the property of said estate remaining undistributed or unsettled in the hands of the Attorney-General shall be surrendered or conveyed to the regular administrator to be dealt with by him in ordinary course of administration.

"SEC. 6. When the Attorney-General shall have performed the duties required of him under the provisions of this Act, and shall have paid over to the person or persons whom he has adjudged to be lawfully entitled thereto all sums of money due from the estate, and shall have transferred to the person or persons lawfully entitled thereto any property of said estate remaining unsold, the Attorney-General shall not be accountable to any other person or persons for the estate so administered by him: *Provided, however,* That nothing herein contained shall prohibit the lawful heirs or distributees of any such estate from bringing action against the person or persons who may have received the whole or any part of the property of the estate by virtue of the provisions of this Act, and from recovering such property from the said person or persons upon proof that they are not entitled thereto.

"SEC. 7. Whenever any civilian employee, who is a citizen of the United States in the service of the Government of the Philippine Islands, shall die in the service, having to his credit any salary or earned leave of absence, and no regular administration of his estate shall have been had in accordance with the provisions of the Code of Civil Procedure, such salary and amount due to the deceased by reason of earned leave of absence shall be paid to the Attorney-General and be by him administered in the manner in this Act provided: *Provided, nevertheless,* That if there should be a regular administration upon the estate of the deceased, then the sum due

to the deceased, by reason of earned leave of absence standing to his credit, after the payment of unpaid funeral expenses and transportation of the remains, if desired, to the United States, if any, shall be turned over to the regular executor or administrator of the estate of the deceased: *And provided further*, That in case the deceased head of a bureau, provincial officer, or employee of any bureau or province was a native or citizen of the Philippine Islands, the amount due him at the date of death for salary and for compensation in lieu of accrued leave shall be paid, not to the Attorney-General, but to the legal representative of the deceased according to law: *And provided further*, That in case said sum does not exceed two hundred pesos, and there has been no regular administration upon the estate of the deceased, and it appears that the estate is not sufficient to warrant the expense of a regular administration, said sum shall be paid to the next of kin who, in the opinion of the Insular Auditor, is entitled thereto, in the following order: First, widow; second, children; third, father; fourth, mother; fifth, brothers and sisters in equal proportion; and such payment shall extinguish the liability of the Government for the sum so paid. But such determination by the Insular Auditor shall not be conclusive as to who the lawful heir or next of kin is, and any person claiming said sum, or any part thereof, as lawful heir or next of kin may vindicate his right to the same by action in court against the person who received the same, anything in this Act to the contrary notwithstanding.

“SEC. 8. Whenever a civilian employee, who is a citizen of the United States in the service of the Government of the Philippine Islands or of the United States, shall become insane while in the service and shall have been received for treatment in a hospital instituted and controlled by the Government of the Philippine Islands, the Attorney-General is authorized, and it is hereby made his duty, to assume the control and management of the property and personal effects of such employee until he shall have died, recovered, or have removed to the United States: *Provided, however*, That nothing in this section contained shall be construed as being in conflict with the provisions of sections five hundred and fifty-nine to five hundred and eighty-one, inclusive, of Act Numbered One hundred and ninety.

“SEC. 9. In case of the death in the Philippine Islands of any citizen of the United States, who is not employed by the Government of the Philippine Islands or by the United States at the time of his death, where any funds of the deceased not exceeding one hundred pesos in amount remain on deposit in the Postal Savings Bank one year after the death of the owner thereof and no other person in the Philippine Islands is found to be legally entitled to withdraw the same, the Attorney-General is empowered, and it is hereby made his duty, as *administrator de bonis non*, to withdraw

the said funds and to pay them over to such person or persons as he shall adjudge to be legally entitled thereto in accordance with the provisions of this Act.

"SEC. 10. Act Numbered Two hundred and ninety, Act Numbered One thousand and forty-one, subsection (b) of section eighteen of Act Numbered Fourteen hundred and seven, and Act Numbered Twenty-one hundred and thirty-six, are hereby repealed: *Provided, however,* That any administration heretofore begun shall not be affected by the provisions of this Act."

Renumber section 2 section 11.

The object of this bill is to place in one act all provisions relating to this subject. The only new matter not covered by previous legislation is the proviso in section 1, all of section 5, and in section 9 changing the amount from fifty to one hundred pesos.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 46 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in, and that as so amended the bill pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act providing for the administration of the estates of certain employees of the Government of the Philippine Islands and the

Government of the United States, and repealing prior provisions of law covering this matter, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 105.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 13, 1913, Commission Bill No. 66, entitled "An Act to amend Act Numbered Eleven hundred and eighty-nine, known as 'The Internal Revenue Law of Nineteen hundred and four,' by imposing on keepers of public warehouses, hotels, restaurants and public boarding-houses the same tax as on merchants; by making the basis of exemption of persons subject to percentage taxes the amount of their quarterly instead of their annual business; by defining the term 'common carriers;' by decreasing the penalties for delinquency in the payment of percentage taxes, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

The bill contains several amendments to the Internal Revenue Law.

Your committee fully concurs in the reasons set forth in the explanatory statement presented by the author of the bill, and recommends that the bill be passed.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
RAFAEL PALMA,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 66 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 106.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 25, 1912, Commission Bill No. 19, entitled "An Act to provide for the acquisition of Philippine citizenship," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Pages 1 and 2, strike out paragraphs (a), (b), (c) and (d) of section 1, and insert in lieu thereof the following, relettering the succeeding paragraphs accordingly:

"(a) Natives of the Philippine Islands who were Spanish subjects on the eleventh day of April, eighteen hundred and ninety-nine, and who were not residing in the Islands on that date.

"(b) Natives of the Philippine Islands who were Spanish subjects on the eleventh day of April, eighteen hundred and ninety-nine, and then resided in the Islands but did not continue to reside therein at the time of the passage of the Act of Congress of July first, nineteen hundred and two.

"(c) Natives of the Philippine Islands who being Spanish subjects on the eleventh day of April, eighteen hundred and ninety-nine, continued to reside therein at the time of the passage of the Act of Congress of July first, nineteen hundred and two, but elected to preserve their allegiance to the Crown of Spain.

"(d) Natives of the Philippine Islands who at the time of the passage of the Act of Congress of July first, nineteen hundred and two, were not Spanish subjects."

Page 2, line 3, before the word "persons," insert the word "other."

Page 2, line 9, strike out the word "no," and insert the word "a."

Page 2, line 10, strike out the word "all."

Page 2, line 12, strike out the word "all."

Page 2, line 19, after the word "character," add the words "or who is a polygamist."

Page 2, strike out the paragraphs (b), (c) and (d) of section 2, and insert in lieu thereof the following:

"(b) Persons, not natives of the Philippine Islands or other insular possessions of the United States, who cannot speak the English language: *Provided*, That this requirement shall not be applicable to those who are physically unable to comply therewith, if they are otherwise qualified to become citizens of the United States.

"(c) Persons who are incapable of naturalization under the laws of the United States."

Page 3, strike out lines 1 and 2 and all of section 3, renumbering sections 4 and 5 accordingly.

Same page, line 7, before the word "citizen," insert the word "native."

Same page, line 12, strike out the word "native."

Same page, strike out all of section 6, and insert in lieu thereof the following sections numbered 5 and 6:

"SEC. 5. Children of persons who are citizens of the Philippine Islands, though born without the limits and jurisdiction of the Philippine Islands, shall be considered citizens thereof: *Provided, however,* That if they continue to reside outside of the Philippine Islands, in order to receive the protection of the United States Government they shall be required on reaching the age of eighteen years to register with an American consul their intention to become residents and remain citizens of the Philippine Islands, and shall be further required to take the oath of allegiance to the Government of the United States in the Philippine Islands upon attaining their majority.

"SEC. 6. Any woman, married to a citizen of the Philippine Islands, and who under this law is not disqualified to acquire such citizenship, shall become a citizen of the Philippine Islands, and she shall be assumed to retain such citizenship after the termination of the marital relations if she continues to reside in the Philippine Islands, unless she makes formal renunciation thereof before a court having jurisdiction to naturalize aliens. If she reside abroad she may retain her citizenship by registering as such before a United States consul within one year after the termination of such marital relations. Any woman, a citizen of the Philippine Islands married with a foreigner, shall take the nationality of her husband. At the termination of the marital relations she may resume her Philippine citizenship; if living abroad by registering as a Philippine citizen within one year with a consul of the United States, or by returning to reside in the Philippine Islands; or if residing in the Philippine Islands at the termination of the marital relations, by continuing to reside therein."

Page 3, line 27, after the words "two years," insert the words "or in case of a native of the Philippine Islands, six months."

Page 4, line 5, after the word "sovereignty," insert the words "and particularly by name to the prince, potentate, state or sovereignty of which the person applying for citizenship may be at the time a citizen or subject."

Page 4, line 8, strike out the words "an alien," and insert in lieu thereof the words "not a native of the Philippine Islands."

Page 4, line 13, after the words "two years," insert the words "in case of a native of the Philippine Islands, six months."

Page 4, line 21, strike out the words "an alien," and insert in lieu thereof the words "not a native of the Philippine Islands."

Page 5, line 10, after the word "Government," insert the words "a polygamist or believer in the practice of polygamy."

Page 5, line 13, after the word "sovereignty," insert the words "and particularly by name to the prince, potentate, state or sovereignty of which the person applying for citizenship may be at the time a citizen or subject."

Page 6, line 7, after the words "Philippine Islands," insert the words "the requirement of five years' continuous residence prescribed in this and some of the following sections is reduced to two years' continuous residence in the case of the naturalization of a native of the Philippine Islands."

Page 6, lines 10 and 11, strike out the words "an alien," and insert in lieu thereof the words "not a native of the Philippine Islands."

Page 6, lines 13, 14 and 15, strike out the words "and any other information relating to the petitioner which may be in possession of the Collector of Customs."

Page 6, line 16, after the word "petitioner," insert the words "provided in section eight."

Page 6, lines 23, 24, and 25, strike out the words "that he will obey the laws of the United States in the Philippine Islands," and insert in lieu thereof the words "and particularly by name to the prince, potentate, state or sovereignty of which the person applying for citizenship may be at the time a citizen or subject."

Page 7, line 16, after the word "Government," insert the words "of the United States in the Philippine Islands."

Page 7, line 19, strike out the words "any alien," and insert in lieu thereof the words "the person."

Page 7, line 27, strike out the words "United States," and insert in lieu thereof the words "Philippine Islands."

Page 8, lines 15 and 16, strike out the words "but if the witnesses intended to be produced," and insert in lieu thereof the words "the clerk shall, if the applicant requests it, issue a subpoena for the witnesses named by the applicant to appear upon the date set for the hearing, but in case such witnesses."

Page 12, line 12, strike out the word "alien," and insert in lieu thereof the words "person not a native of the Philippine Islands."

Page 12, line 26, strike out the words "performing such act," and insert in lieu thereof the words "in which such judgment or decree is recorded."

Page 13, line 9, after the word "records," add the words "and to notify the Executive Bureau of such cancellation."

Page 14, strike out all of section 31 and renumber the succeeding sections accordingly.

Page 14, line 27, before the word "forms," insert the words "blank certificate of citizenship and other."

Page 15, line 1, after the word "prepared," insert the words "and provided."

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

[Committee Report No. 107.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 16, 1912, an excerpt from the message of the Governor-General recommending the passage by the Legislature of an Act providing for citizenship in the Philippine Islands, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

Attention is invited to the bill on this subject prepared by the Acting Governor-General and referred to your committee on October 25, 1912, and the report on it which has been this day forwarded to the Commission.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

COMMITTEE REQUESTED TO BRING IN BILL MAKING CERTAIN AMENDMENTS TO THE INTERNAL REVENUE LAW.

The Chair then requested Commissioners Worcester and Araneta to collaborate and prepare a bill amending existing law so as to provide that before receiving payment of the license from a person who desires to practice medicine, surgery, pharmacy, dentistry, or veterinary medicine in the Philippine Islands the internal revenue officer concerned shall require the submission of proper evidence that the person desiring to pay the tax is lawfully entitled to practice the profession and that before receiving the liquor license tax from any person he shall require evidence to the effect

that liquor may lawfully be sold in the place where the person offering to pay the tax proposes to engage in business.

MESSAGES FROM THE ASSEMBLY.

JANUARY 16, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 16, 1913, passed the following Assembly Bill No. 123, in which it requests the concurrence of the Commission: An Act amending Act Numbered Fourteen hundred and fifty-nine, known as the Corporation Law, by adding a chapter on agricultural credit associations.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 123 was read the first time by title only and referred to a select committee consisting of Commissioners Araneta and Branagan for report and recommendation.

JANUARY 22, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 6, entitled: An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Santos, De la Rosa, and Claravall.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Branagan, Palma, and Sumulong be the managers at the same on the part of the Commission.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 830.)

ADJOURNMENT.

Thereupon, at 12 o'clock meridian,

On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, January 24, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, JANUARY 24, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Thursday, January 23, 1913, was read and approved.

COMMUNICATION.

The Secretary read a communication from the Governor-General forwarding to the Commission two letters, one from the Secretary of War on behalf of the President of the United States and the other from Mrs. James S. Sherman, expressing their appreciation and gratitude for the message of sympathy tendered by the Legislature on the occasion of the death of James Schoolcraft Sherman, Vice-President of the United States.

Ordered filed.

UNFINISHED BUSINESS—COMMITTEE OF THE WHOLE ON ASSEMBLY BILL NO. 54.

The Commission then resolved itself into Committee of the Whole for the purpose of continuing consideration of Assembly Bill No. 54, entitled "An Act amending section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four."

After some consideration the committee rose and reported with the recommendation that the bill pass as amended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called with the following result:

Ayes: Commissioners Araneta and Palma.

Noes: Commissioners Gilbert, Worcester, Luzuriaga, Sumulong, Branagan, and the President.

The bill was declared lost.

SECOND READING OF BILL.

Commission Bill No. 19. An Act to provide for the acquisition of Philippine citizenship.

Commission Bill No. 19 was read the second time and, together with the report of the Committee on Matters Pertaining to the Department of Finance and Justice thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following further amendment:

Section 1, subsection (f), add at the end thereof the words "under the laws of the United States."

Section 5, strike out in the proviso the words "on reaching the age of eighteen years," and insert in lieu thereof the words "upon reaching the age of eighteen years."

Section 23, strike out the word "that" at the beginning thereof.

Section 26, page 13, line 22, after the word "alien" insert the word "person."

The amendment as recommended by the Committee of the Whole was adopted and the bill ordered on file for third reading.

REPORT OF COMMITTEE.

[Committee Report No. 108.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 14, 1913, Assembly Bill No. 163, entitled "An Act amending paragraphs one, seven, and eight of section sixty-eight, section one hundred and forty-seven, and section one hundred and forty-eight of Act Numbered Eleven hundred and eighty-nine, entitled 'The Internal Revenue Law of Nineteen hundred and four,' as amended, by defining small manufacturers of *tuba*, *bassi*, *tapuy*, or like domestic fermented liquors, by imposing an annual license tax on retail dealers in such liquors for the benefit of the municipalities, and by amending the definition of wholesale dealers in such liquors, so that *palek* shall have the same status as its congeners *tuba*, *bassi* and *tapuy*," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

"SECTION 1. Section eight of Act Numbered Nineteen hundred and fifty-two, entitled 'An Act to provide for the establishment of the Province of Batanes; to amend paragraph seven of section sixty-eight of Act Numbered Eleven hundred and eighty-nine in certain particulars; to authorize the provincial board of the Province of Batanes, with the approval of the Governor-General, to extend the time for the payment without penalty of taxes and licenses; to amend section five of Act Numbered Fifteen hundred and eighty-two, entitled 'The Election Law,' by increasing the number of Delegates to the Philippine Assembly to eighty-one, and for other purposes,' is hereby repealed."

The purpose of this bill is to amend certain provisions of the Internal Revenue Law so that for the purposes of said law *palek*, a kind of domestic fermented liquor, shall be treated the same as *tuba*, *bassi*, and *tapuy*, and your committee sees no objection to this, as according to information given by the Bureau of Internal Revenue *palek* is a domestic fermented liquor of the same kind as *tuba*, *bassi*, and *tapuy*.

In all places where the Internal Revenue Law mentions *tuba*, *bassi*, and *tapuy*, the words "or like domestic fermented liquors" are added, and these words "or like domestic fermented liquors" include *palek* which is a domestic fermented liquor, and the Collector of Internal Revenue informs your committee that in actual practice *palek* is treated exactly as are *tuba*, *bassi*, and *tapuy*, with the single exception provided for in section 8 of Act No. 1952. Said section 8 of Act No. 1952 provides that the fermented beverage called *palek* manufac-

tured in Batanes Province shall not be exempted from the requirements of paragraph 7 of section 68 of Act No. 1189.

The purpose of this bill, which apparently is to place *palek* on the same basis as *tuba*, *bassi*, and *tapuy*, can be accomplished by simply repealing said section 8 of Act No. 1952.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 163 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment was adopted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act repealing section eight of Act Numbered Nineteen hundred and fifty-two.

The motion prevailed and the title as amended was read and approved.

INTRODUCTION OF BILLS.

Commissioner Worcester introduced the following bill:

Commission Bill No. 67. An Act imposing an internal-revenue tax on polished rice manufactured in or imported into the Philippine Islands.

By unanimous consent, Commission Bill No. 67 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

At this point the President left the session chamber and Commissioner Gilbert took the chair.

Commissioner Branagan introduced the following bill:

Commission Bill No. 68. An Act amending Act Numbered Twenty-one hundred and fifty-two, entitled "An Act to provide a system for the appropriation of public waters, and for the determining of existing rights thereto; for the public registration of all water rights; for the creation and use of water power; for the investigations for and the construction, maintenance, and operation of irrigation systems by the Government of the Philippine Islands; for the repayment of money expended therefor; for the construction, maintenance, and operation of irrigation systems by private persons; for the inspection and regulation of all works pertaining to the use of water; and providing penalties for its violation, and for other purposes," by providing for the purchase of water rights by the Philippine Government from private parties, firms, or corporations.

By unanimous consent, Commission Bill No. 68 was read the first time by title only and referred to a select committee consisting of Commissioners Sumulong and Palma for report and recommendation.

MESSAGES FROM THE ASSEMBLY.

JANUARY 17, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 17, 1913, passed the following Assembly Bill No. 5, in which it requests the concurrence of the Commission: An Act to appropriate funds for charitable purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 5 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

JANUARY 22, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 22, 1913, passed the following Assembly Bill No. 309, in which it requests the concurrence of the

Commission: An Act appropriating the sum of thirty-five thousand pesos for the construction of a building and wagon road for the Government School of Forestry established at Los Baños, Laguna; providing for the separation thereof from the College of Agriculture, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 309 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

REPORT OF THE PHILIPPINE EXPOSITION BOARD.

The Secretary then submitted the report of the Philippine Exposition Board created by Act No. 2023 for the purpose of holding in the city of Manila in the year 1911 or 1912 an exposition of Philippine products, industries, and resources.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 830.)

ADJOURNMENT.

Thereupon, at 12 o'clock and 25 minutes postmeridian,
On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, January 25, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY JANUARY 25, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Friday, January 24, 1913, was read and approved.

EFFECT OF POLISHED RICE ON BERIBERI.

In connection with Commission Bill No. 67, Commissioner Worcester read excerpts from an article in No. 4, Volume VII, of the Philippine Journal of Science, by Richard P. Strong and B. C. Crowell, entitled "The Etiology of Beriberi."

THIRD READING OF BILL.

Commission Bill No. 19. An Act to provide for the acquisition of Philippine citizenship.

Commission Bill No. 19 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 109.]

MR. PRESIDENT: Your select committee of one, to which was referred on January 16, 1913, Commission Bill No. 64, entitled "An

Act providing for the detention and deportation of stowaways arriving in the Philippine Islands on transports of the United States Army," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

If this bill becomes law, only stowaways arriving in the Philippine Islands on a United States Army transport can be detained and deported under its provisions. Your committee believes that if an act in the sense proposed is to be passed, its provisions should be applicable to every class of stowaways, whether arriving in the Islands on Army transports or on vessels of private ownership, particularly so because the number of the former is surely insignificant compared with that of the latter.

However, your committee also believes that the principle on which the bill is based, that of presuming all stowaways to be criminals who must be deported like vagrants, without previous trial, is rather dangerous. It would not be impossible to find among these stowaways men, especially youths, of adventurous disposition who introduce themselves fraudulently on board in order to see other countries, in search of new experiences, perhaps to try their fortune, without necessarily being, on this account, persons of perverse inclinations. If such stowaways are found to be undesirable persons, they can always be deported under the provisions of Act No. 899, but this must be done after they have been convicted of vagrancy, that is, after it has been legally established that their remaining in the Islands would be burdensome or detrimental to the community.

Respectfully submitted.

JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

The bill was read the second time, and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the following amendment:

Section 2, page 2, line 3, after the word "*provided*" insert the words "and shall cease immediately after the military authorities notify the Collector of Customs that they are unwilling to take back such stowaway," same section, line, and page, strike out the words "except that," and begin a new sentence with the word "upon."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was passed, Commissioner Sumulong voting in the negative.

The title was read and approved.

[Committee Report No. 110.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on January 17, 1913, Assembly Bill No. 318, entitled "An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, after line 9, insert the following paragraphs, relettering the succeeding paragraphs accordingly:

"(b) For the construction of a dormitory for Filipina nurses at the Philippines General Hospital, two hundred thousand pesos.

"In all, two hundred and twenty-five thousand pesos."

Page 2, line 7, strike out the words "five hundred thousand."

Page 2, line 25, strike out the word "six," and insert in lieu thereof the word "one."

Page 3, after line 5, insert the following paragraph:

"(g) For the reconstruction of a portion of the pier at the Mari-veles Quarantine Station, fifty thousand pesos."

Page 3, line 6, strike out the word "fifty-five," and insert in lieu thereof the words "one hundred and five."

Page 3, line 10, insert thereafter the following paragraphs:

"(i) For an addition to the appropriation available for the construction of a trade school, three hundred thousand pesos.

"In all, four hundred and fifty thousand pesos.

"PHILIPPINE UNIVERSITY.

"(j) For the construction of a university building to be known as 'Rizal Hall,' three hundred thousand pesos."

Page 3, line 13, strike out the words "one million eight hundred and eighty," and insert in lieu thereof the words "two million two hundred and thirty."

Respectfully submitted.

GREGORIO ARANETA,
 DEAN C. WORCESTER,
 JOSE R. DE LUZURIAGA,
 FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
 the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

At this point the President left the session chamber and Commissioner Gilbert took the chair.

INTRODUCTION OF BILLS.

Commissioner Worcester introduced the following bill:

Commission Bill No. 69. An Act authorizing the investment of a portion of the surplus remaining from the sale of the Friar lands bonds in the purchase of certain additional Friar lands, situated in the municipalities of Biñan and Santa Rosa, Province of Laguna.

By unanimous consent, Commission Bill No. 69 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Commissioner Sumulong introduced the following bill:

Commission Bill No. 70. An Act prescribing the manner in which municipal councils shall grant the privilege of running cockpits; providing for a license tax for fighting cocks; prohibiting women, children and public officers from entering cockpits, and for other purposes.

By unanimous consent, Commission Bill No. 70 was read the first time by title only and referred to the Committee on Municipal and Provincial Government for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 11 o'clock and 45 minutes antemeridian,
On motion by Commissioner Palma,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Monday, January 27, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, JANUARY 27, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Branagan, and the President.

Absent: Commissioner Sumulong (excused).

READING OF JOURNAL.

The Journal for Saturday, January 25, 1913, was read and approved.

MESSAGE FROM THE ASSEMBLY.

JANUARY 24, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 24, 1913, passed with amendments, in which the concurrence of the Commission is requested, Commission Bill No. 65, entitled "An Act amending section one of Act Numbered Five Hundred and thirty-six, entitled 'An Act relative to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon,' as amended, by providing that the provisions of section two and subsequent sections of said Act shall not be applicable to corporations organized under the laws of the Philippine Islands."

The bill with amendments certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

Strike out all of section 2 of the bill, and insert in lieu thereof the following:

"SEC. 2. This Act shall be of retroactive effect, or become operative from January thirteenth, nineteen hundred and thirteen."

Add at the end of the title the following words: "and for other purposes."

The question then being on the concurrence of the Commission in the amendments of the Assembly to Commission Bill No. 65,

On motion by Commissioner Araneta,
The amendments were concurred in.

Ordered, That Commission Bill No. 65 be enrolled and printed as an Act.

• SECOND READING OF BILL.

Assembly Bill No. 318, entitled "An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen," appearing on the calendar for second reading on this date, Commissioner Gilbert moved that consideration be postponed until a later date.

The motion prevailed.

At this point the President left the session chamber and Commissioner Gilbert took the chair.

REPORTS OF COMMITTEES.

[Committee Report No. 111.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 15, 1913, Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Strike out all of section 1, making the succeeding section number 2.

Page 1, line 10, strike out the word "eighteen," and insert in lieu thereof the word "twenty-three."

Page 2, line 3, strike out the word "eighteen," and insert in lieu thereof the word "twenty-three."

Page 2, line 5, strike out the word "eighteen," and insert in lieu thereof the word "twenty-three."

Page 2, line 7, at the beginning of the paragraph insert the words "The same penalty shall be imposed."

Page 2, lines 8, 9 and 10, strike out the words "the penalty one grade lower than those prescribed in the preceding paragraphs shall be imposed."

Page 2, strike out all of sections 3 and 4.

This bill seeks to amend the Penal Code in several particulars, the principal one of which is to reduce the age of consent with respect to the crimes of seduction and abduction from 23 years, as now fixed by law, to 18 years. A bill for this same purpose was passed by the Assembly at the last session of the Legislature, which bill was referred to your committee and report made thereon, with the recommendation that consideration of the bill be indefinitely postponed, setting out at length the reasons in support of the recommendation. This report of your committee was adopted by the Commission. (See the Journal of the Commission, vol. 5, p. 376.) Your committee sees no reason to change its previous recommendation.

Another amendment to the Penal Code sought by this bill relates to rule 5 of article 81 of said Code, which reads as follows:

"When there are two or more very marked mitigating circumstances and no aggravating circumstances, the court shall impose the penalty next lower to that prescribed by law, in the degree that it may deem applicable, according to the number and weight of such circumstances."

The proposed Act strikes out the phrases "very marked" and "according to the number and weight of such circumstances."

The Penal Code imposes the same penalty on persons guilty of other acts of lewdness as upon those found guilty of seduction. This Assembly bill proposes to reduce the penalty for other acts of lewdness.

The last amendment provides for the insertion of the words "or minister of the gospel of any denomination" in the provisions of article 443 of the Penal Code, which penalizes the crime of seduction committed by any person in public authority, priest, servant, guardian, teacher, or any person who in any capacity shall have charge of the education of the woman seduced.

This bill was referred to the Code Committee for its comment and recommendation with respect to these last three proposed amendments. The Code Committee had already made its recommendation with respect to the amendment regarding the age of consent when the Assembly bill on that subject was considered at the last session of the Legislature. The Code Committee, for the reasons set out in an indorsement¹ signed by its president, to which attention is invited, unanimously oppose these three amendments proposed by the Assembly, with the exception of the last one. The reasons set out

¹ On file in the Office of the Secretary of the Commission.

by the Code Committee are very sound, and your Committee adopts them as its own, and recommends that only the last amendment be adopted, which amendment is embodied in the bill submitted by your committee.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 324 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following further amendment:

Section 2 (renumbered 1), page 1, line 11, strike out the words "minister of the gospel of any denomination," and insert in lieu thereof the words "minister of any church or religion."

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending Article Four hundred and forty-three of the Penal Code of the Philippine Islands by including in its provisions ministers of any church or religion.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 112.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on Jan-

uary 25, 1913, Commission Bill No. 69, entitled "An Act authorizing the investment of a portion of the surplus remaining from the sale of the friar lands bonds in the purchase of certain additional friar lands, situated in the municipalities of Biñan and Santa Rosa, Province of Laguna," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, line 7, strike out the word "thirty-two," and insert in lieu thereof the word "thirty-four."

Strike out all of section 2, and insert in lieu thereof the following: "Sec. 2. This Act shall take effect on its passage."

This bill was referred to your committee for report as to its legality rather than as to its advisability. The explanatory statement by the Secretary of the Interior upon introducing the bill convinces your committee of the advisability of the same. There is no question, in the opinion of your committee, as to the legality of the proposed Act. The object of the bill is to devote the sum of ninety thousand pesos of the balance remaining from the funds realized from the sale of friar lands bonds to the purchase of certain lands which formerly formed a part of the property known as the Santa Rosa and Biñan friar lands estates, which at the time of the sale of said estates were reserved by the owners. This is entirely in conformity with the provisions of section 64 of the Act of Congress of July 1, 1902, which provides that the moneys which may be realized or received from the issue and sale of the above-mentioned bonds shall be applied to the acquisition of the lands described in said section, commonly known as the friar lands.

The two amendments proposed by your committee are of no special importance. The first is merely to rectify an error in the number of the Act mentioned in section 1, and the other is to put the "speedy enactment" section of the bill in the form adopted by the Commission.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 69 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the committee of the Whole.

It was considered in committee and reported back to the commission with the recommendation that the bill be passed with the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 113.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 18, 1913, Assembly Bill No. 334, entitled "An Act regulating the manner in which the expenses for equipment and purchase of material in intermediate schools shall be paid," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

Attention is invited to the following comment of the Director of Education regarding this bill:

"The provisions of this Act propose the further extension and promotion of public instruction in the intermediate grades. The object is commendable. The necessity for additional funds to provide qualified teachers, the additional equipment, materials, and supplies, sufficient to meet the requirements of the intermediate courses, have been fully recognized by this office. It has been appreciated for some time that this work in many municipalities was badly handicapped for the lack of proper financial support. It is the plan of this office to establish such intermediate courses as the trade course and the course in housekeeping and the household arts in all provincial capitals and in the large municipalities. It is further planned to establish at least one school in each province fully prepared to give the course in farming. In carrying out this program the lack of adequate financial support is and has been keenly felt, and the extension of the industrial program in the intermediate grades always has been seriously hampered. In many cases the support given by the provinces for the maintenance of the trade course, the course in housekeeping and household arts, and the course in farming has been entirely insufficient properly to carry on the work.

"The need for financial support is fully recognized. It is felt, however, that the present bill does not fully cover the needs. No definite income can be relied upon either from provincial or municipal sources. It is impossible to plan the extension of industrial instruc-

tion or, in fact, any school work, unless a sum more or less definitely known can be counted upon annually. It is felt that the provinces are not doing their part in supporting industrial education. On the other hand, the municipalities cannot support the burden of additional schools with the present income. However, in this connection, if it were understood that the proposed appropriation were to come from general funds, and not from schools funds, it is believed that the municipalities could furnish a limited amount of additional financial support. It provides that provinces should give as much as the municipality. This means that a municipality cannot give more than the province. This might result very seriously in cases of towns fairly well supplied with funds in a province not able to give much assistance.

"It is felt that this particular piece of proposed legislation is untimely. It makes further provision for intermediate instruction without fully considering the needs of primary instruction. The undersigned feels that the intermediate instruction should not be extended at the expense of primary instruction, and that the greatest present need is for additional money with which to promote primary education. The extension of industrial instruction, the natural increase in the salaries of Filipino teachers, due to their greater efficiency, and an extensive building program of the Bureau, have resulted in a marked decrease in the number of primary schools. This is a serious condition, and unless prompt provision is made to remedy it, the purpose for which the public schools were created will not be fully accomplished."

In view of the above, it is the opinion of your committee that the bill in question be not passed.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 114.]

MR. PRESIDENT: Your select committee of one, to which was referred on October 24, 1912, Commission Bill No. 16, entitled "An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the Act be amended by changing section 20 so as to read: "Nothing in this Act shall apply to veterinarians employed in the United States Military Service while they remain in the employ of the Government of the United States."

The effect of section 20 as it now stand is to relieve regularly appointed veterinarians of the Bureau of Agriculture from the necessity of submitting diplomas from veterinary schools, showing that they have been found to be duly qualified or competent to practice veterinary medicine.

This provision seems to your committee entirely unnecessary and if allowed to remain in the law might well serve as a foundation for the charge that discrimination was made in favor of employees of the Government. The Acts relative to the practice of medicine and surgery, obstetrics, pharmacy, and dentistry make no exception in favor of Government employees, and in the opinion of your committee, this should not be done in the present instance.

It is recommended that the bill be passed with the above amendment.

Respectfully submitted.

DEAN C. WORCESTER, *Committee.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

FRIAR LANDS REPORT.

The Secretary then submitted for the information of the Commission the report of the Director of Lands on the administration of the friar lands estates for the month ending December 31, 1912.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see p. 831.)

ADJOURNMENT.

Thereupon, at 12 o'clock meridian,

On motion by Commissioner Branagan,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Tuesday, January 28, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

TUESDAY, JANUARY 28, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Monday, January 27, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 24, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 24, 1913, passed the following Assembly Bill No. 225, in which it requests the concurrence of the Commission: An Act amending subsection (a) of section fifty-two of Act Numbered Thirteen hundred and ninety-seven regulating the rate of the tax on property, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 225 was read the first time by title only and referred to the Committee on Non-Christian Tribes for report and recommendation.

JANUARY 24, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 24, 1913, passed the following Assembly Bill No. 262, in which it requests the concurrence of the Commission: An Act amending subsection (c) of section six of Act

Numbered Seventeen hundred and sixty, entitled "An Act to prevent the introduction into the Philippine Islands of dangerous communicable animal diseases, to prevent the spread of such diseases in the Philippine Islands, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 262 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

RESOLUTION.

Commissioner Araneta introduced the following resolution:

Commission Resolution No. 11. Whereas the judge of the Court of First Instance for the Seventh Judicial District recommends the appointment of a justice of the peace for the settlement of Tanculan, Province of Agusan; and

Whereas section sixty-seven of Act Numbered One hundred and thirty-six, as amended by Act Numbered Sixteen hundred and twenty-seven, provides that places other than organized municipalities for which appointments of justices of the peace and auxiliary justices of the peace are made shall be determined by resolution of the Commission: Now, therefore, be it

Resolved, That the appointment of a justice of the peace and an auxiliary justice of the peace for the settlement of Tanculan, Province of Agusan, with jurisdiction over the entire territory included within said settlement, is hereby authorized in accordance with section sixty-seven of Act Numbered One hundred and thirty-six, as amended by Act Numbered Sixteen hundred and twenty-seven.

The resolution was adopted.

At this point the President left the session chamber and Commissioner Gilbert took the chair.

SECOND READING OF BILL.

Commission Bill No. 16. An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands.

Commission Bill No. 16 was read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the select committee be concurred in, and that as so amended the bill pass.

The amendment was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 115.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 18, 1913, Assembly Bill No. 240, entitled "An Act providing for the reimbursement of traveling and subsistence expenses to witnesses in criminal actions," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Witnesses in criminal cases who are required to travel in obedience to a subpoena of a Court of First Instance a distance of more than eight kilometers may be granted an allowance not to exceed seven centavos a kilometer one way, and a per diem not to exceed forty centavos while so traveling and while required to be in attendance at court, when in the judgment of the court the witness would suffer hardship by not receiving such allowances: *Provided*, That if the travel enjoined requires the witness to travel from his place of residence or of service of the subpoena by water transportation, he may be allowed or furnished third-class transportation while going and returning by such water transportation, with no allowance while so traveling, but he may be granted his per diem while enroute to and from the court which subpoenaed him. In all cases allowance and per diems shall be calculated upon the basis of the cheapest and most-traveled route, and if travel by land in addition to travel by water is necessary the witness shall be granted his allowance one way while traveling by land.

"SEC. 2. Witnesses subpoenaed in criminal cases who are required to travel more than three but not to exceed eight kilometers and are

required to be present in court during the entire day may be allowed not to exceed twenty centavos a day, when in the judgment of the court the absence of such an allowance would be a hardship on the witness.

"SEC. 3. When it shall appear to a judge of the Court of First Instance that an entirely unnecessary and useless witness has been subpoenaed by the defense, he may require the defense, or his attorney when the latter is responsible for requiring the attendance of such witness, to pay the allowance and fees of such witness.

"SEC. 4. The compensation to which witnesses may be entitled under this Act shall be allowed on the affidavit of the witness, stating the number of days in attendance and consumed in travel, and the number of kilometers traveled, to be taken and preserved by the clerk of the court, and a certificate in duplicate of the amount allowed shall be given to the witness by the clerk as a voucher. A witness shall not be granted allowance or fees for his attendance in more than one case at the same time, but such allowance and fees in the taxing of the costs should be apportioned between the different cases in proportion to the time taken by the witness in each case. The amount of fees and allowance of witnesses in a criminal case shall be taxed as costs against the defendant if he be convicted.

"SEC. 5. Expenses for witnesses incurred under this Act shall be paid primarily by the provincial treasurer upon presentation of vouchers in duplicate upon forms to be prescribed by the Insular Auditor, and the provincial treasury shall be reimbursed for such expenditures out of the appropriation for the Judiciary. In the city of Manila such compensation shall be paid by the sheriff of said city under regulations to be prescribed by the Insular Auditor.

"SEC. 6. For the purpose of paying the fees and allowances provided for in this Act there is hereby appropriated, out of the funds of the Insular Treasury not otherwise appropriated, the sum of three hundred thousand pesos for the fiscal year nineteen hundred and fourteen, which shall be credited to the appropriation for the Judiciary for that fiscal year.

"SEC. 7. The fees and allowances provided in this Act shall not be allowed to the witnesses referred to in section two of Act Numbered Sixteen hundred and ninety-seven, nor to Insular, provincial or municipal officers or employees who are summoned as witnesses by reason of their office, but the expense of such officers or employees so incurred shall be borne by their respective bureaus or offices as traveling expenses upon official duty.

"SEC. 8. When the defendant in a criminal case in the Court of First Instance, justice of the peace court, or municipal court is adjudged to pay the costs, the witnesses testifying in such case or in the preliminary investigation thereof shall be entitled to collect from the defendant fees, to be taxed as costs, as are now allowed by section seven hundred and ninety-three of Act Numbered One hundred and ninety to witnesses who testify in civil actions or

special proceedings in said courts, and the provisions of said section seven hundred and ninety-three, in so far as applicable, shall be applied in such case: *Provided*, That if a witness shall have been paid under this Act kilometrage or per diem, the Insular Government shall be entitled to be reimbursed the amount so paid from the costs collected, and the amount so reimbursed shall be credited to the appropriation of the Judiciary.

"SEC. 9. This Act shall take effect on July first, nineteen hundred and thirteen."

Your committee at the first regular session of the last Legislature, after due consideration and consultation with the judges of the Courts of First Instance and the Attorney-General, prepared and introduced a bill providing for the payment of a per diem and kilometrage to poor witnesses in criminal cases, being Commission Bill No. 62, which bill was refused passage by the Commission on the grounds that at that time it was considered that the resources of the Government would not permit this additional expense. Following the suggestion of the Commission at the time said bill was under consideration, a second bill, providing assistance in the way of subsistence and lodging, was introduced and passed by the Commission at the same session, being Commission Bill No. 63. This last-mentioned bill provided that lodging and subsistence should be furnished by the provincial board, or when court was held at a place outside the provincial capital, by the municipal council of the municipality where court was held. This bill failed to meet the approval of the Assembly, that body wishing to pass a more liberal measure by providing kilometrage and a per diem.

The Governor-General, in his message at the opening of the last regular session of the Legislature, pointed out that the fact that witnesses are not paid renders it not only a difficult matter to obtain justice, but also makes it a hardship on innocent persons, and that the only reason this had not yet been done was on account of the expense, an expense which the Filipino people should take as soon as the finances justify it. This matter was referred to your committee, and recommendation was made that consideration thereof be postponed. In view of the resources of the Government, it was not thought advisable to increase the expenses of the Government at that time with an annual appropriation of three hundred thousand pesos, which was the estimated amount necessary to pay moderate fees to witnesses in criminal cases.

In view of the increase in collections of both customs dues and internal-revenue taxes during the last fiscal year an increase which appears likely not only to continue, but to be greater during the coming fiscal year, your committee believes the time has arrived to recommend the payment of a per diem and traveling expenses to poor witnesses to whom this expense would be a hardship.

The amendment which your committee proposes to the Assembly Bill consists in substituting the Commission Bill No. 62 of the first

session of the last Legislature for the Assembly Bill. Two changes are made in said Commission Bill No. 62. That bill appropriated ₱125,000, which was the estimated amount necessary for the remainder of that fiscal year. This appropriation is increased to ₱300,000 for the fiscal year 1914, at the beginning of which the proposed Act is to take effect. Another change made in said Commission Bill No. 62 is one providing that in case the costs are taxed against the defendant, the Government will be reimbursed from such costs the amount paid out to witnesses for per diems and traveling expenses.

The bill as proposed by your committee makes certain changes in the Assembly Bill, which is lacking in details necessary for the carrying out of the Act, and, moreover, provides no appropriation therefor. The Assembly Bill grants kilometrage and per diem to all witnesses—whether poor or not—appearing before the Supreme Court or any justice thereof, the Courts of First Instance, the Attorney-General, provincial fiscals, justices of the peace courts, or the municipal court of Manila. The bill as amended by your committee limits such payment to witnesses in criminal cases appearing before courts of First Instance who, in the judgment of the court, would suffer hardship by not receiving kilometrage and per diem.

There is no doubt that the same reasons which argue in favor of the payment to witnesses appearing before Courts of First Instance apply with equal force to the payment to witnesses appearing before the other officials and tribunals mentioned in the Assembly Bill. It would appear also only equitable that all witnesses in criminal cases, even though not poor, should be paid their traveling expenses. Should, however, the Assembly Bill be approved, the appropriation necessary would be so largely increased that the condition of the Treasury would not permit it. Your committee believes that in view of the present resources of the Government, it would be sufficient to take the first step by making an allowance to poor witnesses who appear before Courts of First Instance.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

[Committee Report No. 116.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 18, 1913, resolution No. 168 passed by the municipal council of New Washington, Capiz, on December 9, 1912, praying that the Philippine Legislature enact a law exempting municipalities from

the payment of justice of the peace fees in criminal cases, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

A similar request was made by the convention of municipal presidents of Antique, praying for the passage of a law relieving municipalities from the payment of fees in civil and criminal cases, and your committee, to whom the matter was referred, recommended that the same be laid on the table. This report of your committee was adopted by the Commission on October 23, 1912. The reasons advanced in the above-mentioned report apply with equal force to this resolution of the municipal council of New Washington, Capiz.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 117.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 14, 1913, Commission Bill No. 62, entitled "An Act authorizing the administrator of the San Lazaro Estate to execute long term leases for lands belonging to said estate," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Strike out all of the preamble from the title to the enacting clause.

Page 2, line 11, strike out the word "one," and insert in lieu thereof the word "two."

Page 2, line 12, strike out the word "two," and insert in lieu thereof the word "one."

Strike out all of section 3, and insert in lieu thereof the following:

"SEC. 3. This Act shall take effect on its passage."

Your committee is in entire accord with the reasons set out in the preamble to this bill and considers it very advisable to confer upon the administrator of the San Lazaro Estate power to execute long term leases for lands belonging to said estate. Following, however, the practice adopted by the Commission, your committee recommends that the preamble be stricken out.

The bill provides that the administrator may execute leases for ten years for lands upon which the tenants have constructed, or may hereafter construct, buildings to the value of not less than ₱2,000. At the present time the administrator is authorized to execute leases for six years. This new Act gives four years additional for improvements to the value of ₱2,000; that is to say, two

years for each ₱1,000 of improvements. Conformably thereto, your committee recommends that tenants making improvements to the value of over ₱2,000 shall be given an additional two years' lease for each additional ₱1,000 or portion thereof instead of one additional year for each additional ₱2,000 of improvements or portion thereof, as provided in the bill.

Respectfully submitted.

GREGORIO ARANETA,
JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 62 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment recommended by the select committee.

The amendment was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointment confirmed in executive session see p. 831.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 5 minutes antemeridian,

On motion by Commissioner Sumulong,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Wednesday, January 29, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

WEDNESDAY, JANUARY 29, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Tuesday, January 28, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 23, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on January 23, 1913, passed the following Assembly Bill No. 87, in which it requests the concurrence of the Commission: An Act amending in part Act Numbered Eleven hundred and twenty, relative to the administration, temporary leasing and sale of certain haciendas and parcels of land commonly known as "Friar Lands," by providing for the manner of administration, maintenance, and improvement of the irrigation systems appurtenant to said lands, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 87 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

JANUARY 24, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on January 24, 1913, passed the following Assembly Bill No. 248 in which it requests the concurrence of the Commission: An Act authorizing the municipal councils of the municipalities organized under Act Numbered Eighty-two, known as the Municipal Code, to expend during one year of their unexpended funds or unappropriated balances an amount not exceeding five hundred pesos, without necessity of the approval of the provincial treasurer, for the immediate relief of sufferers from public calamities.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 248 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

JANUARY 23, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 23, 1913, passed the following Assembly Bill No. 348, in which it requests the concurrence of the Commission: An Act providing for the formation of a "poor list," regulating gratuitous medical attendance at public dispensaries and hospitals in the city of Manila and municipalities, or public hospitals in the provinces, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 348 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

SECOND READING OF BILL.

Assembly Bill No. 240. An Act providing for the reimbursement of traveling and subsistence expenses to witnesses in criminal actions.

Assembly Bill No. 240 was read the second time and, together with the report of the Committee on Matters Per-

taining to the Department of Finance and Justice thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill be indefinitely postponed.

The report and recommendation of the Committee of the Whole were adopted.

REPORTS OF COMMITTEES.

[Committee Report No. 118.]

MR. PRESIDENT: Your select committee of three, to which was recommitted on January 20, 1913, Commission Bill No. 49, entitled "An Act to prohibit the introduction into the Philippine Islands and the manufacture, sale or public exhibition therein of moving picture films or of pictures of immoral, indecent, obscene, vicious or a disorderly character or tendency," with instructions to make provision for one central board in the city of Manila and another board under its direction at such ports of entry as may be considered necessary, and to limit the provisions of the bill to motion picture films, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Strike out all after the enacting clause and insert the following in lieu thereof:

"SECTION 1. It shall be unlawful to show, display, or exhibit in the Philippine Islands any moving picture film of an obscene, indecent, immoral, vicious or disorderly character or tendency, or which is likely to create disorder or breach of the peace, or which has a tendency injuriously to affect the morals of the community, or to teach or inculcate contempt or disrespect for law or morals.

"SEC. 2. No moving picture film, whether imported into or manufactured within the Philippine Islands, shall be shown, displayed or exhibited therein unless a permit is granted by the Board of Censors created by section three of this Act.

"SEC. 3. A board is hereby created to be known as the Board of Censors which shall consist of the Insular Collector of Customs, the Director of Education, and the Director of Constabulary. It shall be the duty of this board, in person or by duly authorized subordinates, to examine and inspect all moving picture films imported into the Philippine Islands or manufactured therein which are intended to be shown, exhibited or displayed to the public, and to issue upon request of any person desiring so to show, display or exhibit such moving picture film a permit for such public exhibition or display, or to refuse to issue such permit according as, in the judgment of the board, such film falls within the prohibition of

section one of this Act: *Provided*, That any permit issued for any moving picture film may be canceled by the Board of Censors when in its judgment such moving picture film falls within the prohibition of section one of this Act.

"SEC. 4. The Board of Censors is authorized to appoint an auxiliary board at such ports of entry in the Philippine Islands as may be considered necessary, said auxiliary boards to act under such rules and regulations as may be prescribed by the Board of Censors.

"SEC. 5. Every permit issued under the provisions of this Act shall so identify the film authorized therein to be publicly shown, exhibited or displayed as to make apparent any attempt on the part of any person to use such permit for the public display or exhibition of any other film than the one contemplated in the permit.

"SEC. 6. Any permit issued under the provisions of this Act may freely be sold, assigned, transferred, rented, or leased by the person to whom or in whose favor the permit was issued to any other person to whom the film contemplated in the permit is sold, assigned, transferred, rented or leased. Lost permits may be replaced by the Board of Censors upon request of the person interested.

"SEC. 7. Any person publicly showing, exhibiting or displaying in the Philippine Islands any film without having received the permit provided for in section three hereof shall, for each such unauthorized display or exhibition, be punished by a fine of not less than fifty pesos nor more than one thousand pesos, or by imprisonment for not less than one month nor more than six months, or by both such fine and imprisonment in the discretion of the court.

"SEC. 8. The Board of Censors is hereby authorized to prescribe and issue such regulations not in conflict with the provisions of this Act as may be necessary to carry out the provisions of this Act, and to change, amend and modify such regulations from time to time as it may deem proper.

"SEC. 9. The words 'moving picture film' shall, within the meaning of this Act, include and comprise transparent or translucent strips or sheets of celluloid, mica, paper or any other natural or artificial substance manufactured or prepared for the purpose of projection by means of light or by the manipulation of natural or artificial light upon a screen, wall or surface of any motion pictures and any slides, negatives, transparent or translucent sheets or strips of celluloid, mica, paper or any other natural or artificial substance for the purpose of visualizing any pictorial representations in, or before or behind such films, by means of light or the manipulation of light, or by means of holding such films towards or away from any source of light at any angle or at no angle.

"SEC. 10. Nothing in this Act shall be construed so as to deprive the Insular Collector of Customs of his authority over any imported article or object of obscene or indecent character or subversive of

public order which falls within the provisions of paragraph (b), section three, of the Philippine Tariff Act of Nineteen hundred and nine.

"SEC. 11. This Act shall take effect on its passage."

Respectfully submitted.

FRANK A. BRANAGAN,
RAFAEL PALMA,
JUAN SUMULONG,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted, and the bill and the report thereon referred to the Committee of the Whole.

After some consideration the committee rose and reported with the recommendation that the bill pass with the amendment recommended by the select committee in report No. 118 and the following further amendment:

Insert the following as section 5, renumbering sections accordingly:

"SEC. 5. For every permit issued by the Board of Censors under the provisions of this Act a fee of one peso shall be paid by the person to whom or at whose request such permit has been issued, which fee shall be collected by an officer or employee of the Bureau of Customs to be designated by the Insular Collector of Customs. Collections made under the provisions of this Act, after payment of the necessary expenses of the board hereby created, shall be deposited in the general fund in the Insular Treasury in accordance with regulations to be prescribed by the Auditor for the Philippine Islands."

Amend section 11 to read as follows:

"SEC. 12. This Act shall take effect on April first, nineteen hundred and thirteen."

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Branagan moved to amend the title to read as follows:

An Act to prohibit the public exhibition in the Philippine Islands of moving picture films of immoral, indecent, obscene, vicious or a disorderly character or tendency, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 119.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 24, 1913, Commission Bill No. 67, entitled "An Act imposing an internal-revenue tax on polished rice manufactured in or imported into the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Your committee recognizes the worthy and laudable purpose of the bill as set out in the explanatory statement by the Secretary of the Interior, and believes that the Government should overlook no means of accomplishing the end sought. Your committee, however, is of the opinion that the bill, aside from being inequitable, would not produce the result desired. It imposes a tax on polished rice at the rate of 5 centavos a kilo, or ₱2.87½ a cavan, which ordinarily contains 57½ kilos—that is, almost one-half the market price of rice before the price went up in 1911. This tax is even much greater than the customs duty on rice, which is \$1 for each 100 kilos, or at the rate of 2 centavos a kilo. The Philippine Tariff Law of 1909 authorizes the imposition of a higher rate of duty—that is to say, \$1.20 instead of \$1 for each 100 kilos—but provides that the Governor-General, by and with the advice and consent of the Philippine Commission, may in his discretion continue in force the lower rate of duty until in his judgment conditions in the Philippine Islands warrant the imposition of the higher rate. The Governor-General, by and with the advice and consent of the Philippine Commission, on December 21, 1912, by Executive Order No. 100, directed that the lower rate of duty should continue during the present year. The grounds for this measure were that the condition of the Islands did not justify the imposition of the higher rate of duty. This bill would impose a tax greater than double the amount of the higher rate of duty prescribed by Congress.

It may be said that this tax is only imposed on polished rice; but it should be remembered that at the present time the great majority of the people eat polished rice, and that the effect of this bill would be to impose an excessive tax on the majority of the people for the use of an article of prime necessity.

It cannot be hoped that the passage of this bill would have the effect of causing many persons who now eat polished rice to thereafter eat unpolished rice. Without this proposed tax there is a slight difference in price between polished and unpolished rice, and yet, according to the best information of your committee, even the poorer people who do their own cooking use, as a general rule, polished rice, the unpolished article being used only in certain cases where a patron furnishes meals to a large number of laborers. If this bill is passed, those persons who can afford to eat polished rice will continue to eat it, and persons not so well-to-do will purchase the unpolished article and have the same polished at home by means of household apparatus and processes now in use for that purpose. The tax would be in this way evaded, as there is no provision for taxing rice polished in this manner, and the purpose of the law would fail. Your committee does not believe it desirable to go to the extreme of imposing a tax on rice polished at home. Aside from the fact that such a law would be very harsh, its enforcement would be extremely difficult and would necessitate the employment of an army of internal revenue agents.

The effect of this Act would be that those persons who could afford a diet having the substances necessary for the normal physiological processes of the body, and to whom, therefore, no harm would come from eating polished rice, would continue to use it, while suffering the hardship of an excessive tax not paid by those who use bread instead of rice. Other persons not so well-to-do, but accustomed to eat polished rice, would not use the unpolished article, but would probably economize in their food, their diet thus becoming inadequate to prevent beriberi, with rice constituting their principal article of food. The injustice would be done of causing these people to pay a tax which, far from preventing the disease, would be a contributing cause of beriberi. And finally, the poorer people would resort to polishing rice in their own homes. The bill, in the opinion of your committee, would prove unjust and ineffective.

Your committee believes that a campaign of education through the public schools, the Insular, provincial, and municipal officials, and particularly the employees of the Bureau of Health, would be far more efficacious than the proposed law. The coöperation of Filipino physicians in such a campaign would be of great assistance, but they must needs first be convinced of the truth of the theory regarding the etiology of beriberi accepted by Commissioner Worcester and which moved him to introduce this bill. According to all the information your committee can gather, this theory is not yet accepted by Filipino physicians. In the opinion of your committee, the first step to be taken is to convince Filipino physicians of the truth of this theory in order to enlist them in the campaign. This could be accomplished by the appointment by the Governor-General of a committee composed partly of Filipino physicians for the purpose of

studying the etiology of beriberi, to which committee should be submitted all experiments heretofore made by the Bureau of Science in this matter.

The object sought cannot be accomplished by the imposition of a tax. People will judge only by appearances. They will feel the weight of the tax, and as few will note the result, they will naturally think that the only purpose is the imposition of another tax which to their eyes is wholly unjustified.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion by Commissioner Worcester,
Consideration of the report was postponed.

[Committee Report No. 120.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 28, 1913, Assembly Bill No. 262, entitled "An Act amending subsection (c) of section six of Act Numbered Seventeen hundred and sixty, entitled 'An Act to prevent the introduction into the Philippine Islands of dangerous communicable animal diseases, to prevent the spread of such diseases in the Philippine Islands, and for other purposes'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

The reasons for this recommendation are so obvious that comment is deemed unnecessary.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

INTRODUCTION OF BILL.

Commissioner Araneta introduced the following bill:

Commission Bill No. 71. An Act amending section fifty-one of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, and section one of Act Numbered Three hundred and fifty-seven, entitled "An Act making certain permanent annual appropriations," so as to authorize the Collector of Internal Revenue to redeem internal-revenue stamps

under certain circumstances, and making a permanent annual appropriation for that purpose.

By unanimous consent, Commission Bill No. 71 was read the first time by title only and referred to Commissioner Palma as a select committee for report and recommendation.

MESSAGE FROM THE ASSEMBLY.

JANUARY 23, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 23, 1913, passed the following Assembly Bill No. 199, in which it requests the concurrence of the Commission: An Act appropriating the sum of fifty thousand pesos out of any funds in the Insular Treasury not otherwise appropriated, for the construction of a schoolhouse to be denominated "Jose Rizal's School Building," in the municipality of Calamba, Laguna.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 199 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

ADJOURNMENT.

Thereupon, at 12 o'clock and 5 minutes postmeridian,
On motion by Commissioner Araneta,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Thursday, January 30, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

THURSDAY, JANUARY 30, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Wednesday, January 29, 1913, was read and approved.

MESSAGE FROM THE ASSEMBLY.

JANUARY 28, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 28, 1913, laid on the table the following Commission Bill No. 20, entitled "An Act to amend Act Numbered Eleven hundred and twenty-four, as amended by Act Numbered Nineteen hundred and twenty-five, by authorizing the payment of certain expenses incurred by authority of the Governor-General in the case of sick officers or employees under certain circumstances."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

COMMUNICATION.

The Secretary read a resolution of the convention of municipal presidents of Batangas soliciting from the Philippine Legislature the prolongation of Spanish as the official language in all branches of public administration.

Ordered filed.

REPORTS OF COMMITTEES.

[Committee Report No. 121.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 28, 1913, resolution No. 13 of the municipal council of Dao, Capiz, passed on January 20, 1913, praying that the Philippine Legislature enact a law exempting municipalities from the payment of justice of the peace fees in criminal cases, has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

A similar request was made by the convention of municipal presidents of Antique, praying for the passage of a law relieving municipalities from the payment of fees in civil and criminal cases, and your committee, to whom the matter was referred, recommended that the same be laid on the table. This report of your committee was adopted by the Commission on October 23, 1912. The reasons advanced in the above-mentioned report apply with equal force to this resolution of the municipal council of Dao, Capiz.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 122.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on December 12, 1912, resolution No. 132 of the municipal council of Tayug, Pangasinan, petitioning the Philippine Legislature for an Act directing the municipalities and provinces of the Philippine Archipelago to use a special brand on estrays sold at public auction, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That said resolution be laid on the table.

The petition of the municipal council of Tayug, contained in the present resolution, can not in any manner be recommended for favorable consideration inasmuch as the bill of sale or certificate of ownership issued by the municipality after the sale at public auction of the stray or confiscated animal is, in the judgment of your committee, sufficient for the identification of any animal which its legitimate owner endeavors to recover by criminal or civil action. Act No. 1147, relative to the registration, branding, conveyance, and

slaughtering of large cattle, and its amendments, fully cover the purpose proposed, and there is no need of the enactment of new legislation establishing the use of a special brand, as here requested.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal and
Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 123.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on October 20, 1912, Commission Bill No. 24, entitled "An Act to amend Act Numbered One hundred and ninety providing a code of procedure for civil actions and special proceedings in the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause, and substitute therefor the following:

"SECTION 1. Section four hundred and twenty-four of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' is hereby amended to read as follows:

"SEC. 424. *Attachment; when and in what cases issued.*—A plaintiff may, at the commencement of his action or at any time afterward, have the property of the defendant attached as security for the satisfaction of any judgment that may be recovered, unless the defendant gives security to pay such judgment, in the manner hereinafter provided, in the following cases:

"(a) In an action for the recovery of money or damages on a cause of action arising upon contract, when the defendant, having agreed to furnish security for the performance of the contract, has failed to do so, or the security for such performance has, without any act of the plaintiff, or the person to whom the security was given, become insufficient;

"(b) In an action for money or property embezzled or fraudulently misapplied by the defendant, or for a debt or upon an obligation in contracting or incurring which he was guilty of fraud, or for an installment due from the defendant of a pension for the support of the plaintiff, or for money or property misapplied or converted by a public officer, or an officer of a corporation, or an attorney, factor, broker, bailee, agent, or clerk, or by any other person in a fiduciary capacity;

“(c) In an action to recover the possession of personal property unjustly detained, when the property, or any part thereof, has been concealed, removed or disposed of to prevent its being found or taken by the plaintiff or an officer;

“(d) In an action against a defendant who has become insolvent since contracting the obligation upon which the action is brought;

“(e) In an action against a defendant who has departed from the Philippine Islands, or has absconded or concealed himself, or has removed, concealed or disposed of his property, to defraud his creditors, or who is on just grounds believed to be about to do either of such things;

“(f) In an action against a defendant not residing in the Philippine Islands, or having neither a known residence, a place of business, nor real property therein;

“But where the defendant may be arrested in accordance with the provisions of chapter seventeen hereof, the plaintiff must make an election as to whether he will ask for an order of arrest or an order of attachment; he shall not be entitled to both orders.’

“SEC. 2. Section four hundred and twenty-six of said Act is hereby amended to read as follows:

“SEC. 426. *Granting order of attachment.*—A judge or justice of the peace shall grant an order of attachment when it is made to appear to the judge or justice of the peace by the affidavit of the plaintiff, or of some other person who knows the facts, that a sufficient cause of action exists, and that the case is one of those mentioned in section four hundred and twenty-four, and that there is no other sufficient security for the claim sought to be enforced by the action, and that the amount due to the plaintiff, or the value of the property which he is entitled to recover the possession of, is as much as the sum for which the order is granted above all legal set-offs or counterclaims.’”

The original bill was referred by your committee to the Code Committee for comment and recommendation, and the same was returned to the undersigned by the president of said committee with the following comment:

“Respectfully returned to the Secretary of Finance and Justice, with the statement that the Code Committee is of the opinion that, though it may be necessary to amend Act No. 190, being the Code of Civil Procedure, in the matter of attachments referred to, by giving to the creditor in good faith fuller and more expeditious means for obtaining such temporary relief and for enforcing his right against the debtor, and take in turn such measures as may be deemed adequate and proper in order that the interests of the debtor may be duly respected, and not unjustly and without due compensation suffer the prejudice consequent upon such measure when the same is maliciously and without reason requested and obtained, all of which will be at the proper time considered and examined in the discussion of

the draft, already finished, of said Code, in which the committee is now engaged, yet the authorizing of the issuance of writs of attachment and of orders discharging the same without further grounds or reason than the petition of the respective parties, and the giving of the corresponding bond, as the case may be, as proposed in Bill No. 24 of the Philippine Commission, to which the present instrument refers and without taking into any account whatever the reasons which might justify one decision or the other, according to the present provisions of sections 426 and 441 of said Act No. 190, the repeal of which is also proposed in said bill, would be exposed to many dangers and lamentable abuses, such danger and risk of the commission of grave abuses being much greater if the powers now vesting in judges to grant writs of attachment and to issue orders discharging same, as well as to pass upon the sufficiency of the bonds submitted in either case and to approve the same, are transferred to the clerks of court, as proposed in this bill, since in those officials there would not always be found the capacity necessary to assure the good judgment to be desired in the exercising of such powers."

In view of the above, your committee requested the Code Committee to examine that part of the Code of Civil Procedure relating to attachments, and to submit a draft of a bill amending the same, if in its opinion such amendment was advisable. The Code Committee proposed to amend sections 424 and 426 of the Code of Civil Procedure in the manner in which the bill is now submitted by your committee. In the opinion of the Code Committee, this is the only amendment that should be made at the present time in order that the creditor in good faith may have ample means to promptly secure an attachment and enforce his right against the debtor. Your committee has examined the amendment proposed by the Code Committee, and finds that the same really furnishes a more ample and expeditious remedy to creditors without the risks and inconvenience which the Code Committee finds in the bill as originally introduced.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

[Committee Report No. 124.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on January 17, 1913, Assembly Bill No. 275, entitled "An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the

Philippine Islands, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the amendments hereinafter proposed.

Section 1 as amended by Assembly Bill No. 275 would provide two additional ex officio members of the committee. Your committee believes that this increase would be unwise. An executive committee charged with important work of this sort is usually most efficient when small. The distinguished gentlemen who now occupy or in the future may occupy the chair of pediatrics in the University of the Philippines and the University of Santo Tomas, will undoubtedly be glad to assist the committee in any way in their power consistent with the performance of their present duties, as will any other person able to render assistance in this important matter.

Section 1 as amended, while it provides for the continuance of the present committee, makes no provision as to the appointment of a committee, and there would therefore be no way of filling a vacancy which occurred in one of the present appointive positions. This difficulty should be remedied.

It is therefore recommended that section 1 be amended to read as follows:

"SECTION 1. Section one of Act Numbered Twenty-one hundred and sixteen is hereby amended to read as follows:

"SECTION 1. For the purpose of investigating the causes of the excessive infantile mortality in the Philippine Islands and the methods which should be adopted to decrease it, a committee of three members is hereby created, to be appointed by the Governor-General, with the advice and consent of the Philippine Commission. The committee shall be immediately organized and elect a chairman from among its members, and each member shall receive as compensation twenty pesos for each day of session actually attended by him and when traveling in the provinces on official business; but if a Government officer is appointed on said committee he shall not receive the per diems provided for by this Act: *Provided, however,* That the members of this committee shall be entitled to the same traveling expenses and per diems as bureau chiefs of the Insular Government."

Section 2 contains no provision for meeting expenses like the hire of necessary transportation in Manila, and this deficiency should be remedied.

This section would appropriate thirty thousand pesos for carrying out the purposes of the act. The amount appropriated by the last bill was ten thousand pesos. Your committee finds on inquiry that the amount expended to date is twenty-seven hundred and thirty-two pesos and twenty-seven centavos, and learns from the chairman of the committee, that, in his opinion, the sum of fifteen thousand pesos will be adequate for prosecuting the work of the committee during a full year.

It is therefore recommended that section 2 be amended to read as follows:

"SEC. 2. Sections three and four of Act Numbered Twenty-one hundred and sixteen are hereby amended to read as follows:

"SEC. 3. The committee is hereby authorized to employ a secretary, who shall be a typewriter and stenographer, and such subordinate personnel as it may deem necessary, and to purchase such stationery and office supplies, hire such transportation and incur such incidental expenses as may be necessary for its work. The committee shall present to the Third Legislature, during its second regular session, an exact report, in English and Spanish, of its work, with such recommendations and drafts of Acts as may be necessary. On the same date the committee shall dissolve and be relieved of its functions.

"SEC. 4. The sum of fifteen thousand pesos, or so much thereof as may be necessary, is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, to be expended by the committee for the payment of the per diems and any other necessary expenses for carrying out the purposes of this Act."

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 275 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of the Interior, and the following further amendment:

Amend section 3 to read as follows:

"SEC. 3. This Act shall take effect on its passage."

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

SPECIAL ORDER FIXED.

Commissioner Worcester moved that the matter of appropriations for sundry expenses of the special government provinces and of the Insular Government therein and the Moro Province be made a special order for Friday morning, January 31, 1913, immediately after the reading of the Journal, and that the various bureau chiefs concerned be notified in order that they may be on hand in readiness to give the Commission any information it may desire concerning the appropriations for their bureaus.

The motion prevailed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 831.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 15 minutes antemeridian,
On motion by Commissioner Worcester,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, January 31, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

FRIDAY, JANUARY 31, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Thursday, January 30, 1913, was read and approved.

SPECIAL ORDER.

The matter of appropriations for the Provinces of Agusan, Nueva Vizcaya, and the Mountain Province and Insular expenses in said provinces and the Moro Province being a special order for this date, Commissioner Worcester introduced the following bill:

Commission Bill No. 72. An Act making appropriations for sundry expenses of the provincial governments of Agusan, Nueva Vizcaya, and the Mountain Province, for Insular expenses in the said provinces and the Moro Province for the period ending December thirty-first, nineteen hundred and thirteen.

Commission Bill No 72 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

The Director of Constabulary, the Director of Health, the Director of Lands, the Acting Director of Education, and

the Director of Agriculture were present during the consideration of that part of the bill pertaining to their respective bureaus.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Ordered, That Commission Bill No. 72 be enrolled and printed as an Act, the enactment of same being within the exclusive general legislative jurisdiction of the Commission over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

INTRODUCTION OF BILL.

The President asked and by unanimous consent was granted permission to introduce the following bill out of order:

Commission Bill No. 73. An Act to amend the Municipal Code by requiring municipal councils to regulate or to prohibit the maintenance of dance halls, and to amend the charter of the city of Manila by giving the Municipal Board power to regulate, license, fix the location of, or prohibit the same.

Commission Bill No. 73 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed the following Assembly Bill No. 216, in which it requests the concurrence of the Commission: An Act further to amend the Provincial Government Act by authorizing provincial boards to fix or change the salaries of lieutenant-governors of subprovinces governed under Act Numbered Eighty-three.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 216 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

JANUARY 25, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 25, 1913, passed the following Assembly Bill No. 40, in which it requests the concurrence of the Commission: An Act authorizing the appointment of a board for the development and promotion of agriculture.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 40 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed without amendment Commission Bill No. 35, entitled: An Act validating the acts performed by the present commercial register of the city of Manila since the passage of Act Numbered Twelve hundred and eighty-eight.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 35 be enrolled and printed as an Act.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, laid on the table the following Commission Bill No. 12, entitled: An Act amending section six of Act Numbered Four hundred and ninety-six, known as the Land Registration Act, as amended, by providing that in the absence of the judge of the Court of Land Registration his duties shall be performed by the senior associate judge.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, laid on the table the following Commission Bill No. 45, entitled: An Act amending section two hundred and seventy of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by making further provision for the indemnification of court officers in certain cases.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

SECOND READING OF BILL.

Commission Bill No. 24, entitled "An Act to amend Act Numbered One hundred and ninety providing a code of procedure for civil actions and special proceedings in the Philippine Islands," appearing on the calendar for second reading on this date, was passed on file.

REPORTS OF COMMITTEES.

[Committee Report No. 125.]

MR. PRESIDENT: Your select committee of one, to which was referred on November 27, 1912, Commission Bill No. 43, entitled "An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled 'An Act to regulate motor vehicle traffic in the Philippine

Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed with the following amendments:

In section 3, page 3, line 16, strike out the word "acquired" and insert in lieu thereof the words "taken possession of."

In section 4, page 3, line 27, insert after the word "works" the words "or his authorized agents."

In section 7, page 5, line 17, strike out the word "first" and insert in lieu thereof the word "fifteenth."

Add a new section to be numbered section 11 which is to read as follows:

"SEC. 11. Section twenty-four of said Act is hereby amended by adding at the end thereof the following:

"*Provided, however,* That if the rate of speed of any motor vehicle operated on any highway of the Philippine Islands exceeds twenty-five miles per hour, such rate of speed shall be *prima facie* evidence that the person operating such motor vehicle is operating the same at a rate of speed greater than is reasonable and proper, and in violation of the provisions of this section. If, except within the limits of an incorporated city, the rate of speed of a motor vehicle operated on the public highways of the Philippine Islands, where the operator's view of the road and traffic is obstructed, when approaching a crossing or intersecting public highway, or when traversing a bridge, or a sharp turn, or a steep descent, or a curve in the highway, exceeds ten miles an hour, such rate of speed shall be *prima facie* evidence that the person operating such motor vehicle is operating the same at a rate of speed greater than is reasonable and proper, and in violation of the provision of this section. If the rate of speed of any motor vehicle operated upon any public highway in passing any street railway car that is stationary or about to stop, on the same side of the car on which passengers are ordinarily received or discharged, exceeds ten miles per hour, such rate of speed shall be *prima facie* evidence that the person operating such motor vehicle is operating same at a speed greater than is reasonable and proper and in violation of this section,"

renumbering subsequent sections accordingly.

In section 13, page 9, line 23, strike out the word "one" and insert in lieu thereof the word "three."

In section 14, page 10, line 25, strike out the words "or agents of the Director of Public Works."

The amendments which the proposed law contemplates making in Act Numbered Twenty-one hundred and fifty-nine will have the effect, if approved, of making effective many of its provisions which have not had the desired result, either because of the lack of proper penalties or of some other defect which it is now proposed

to remedy. The amendments to the bill proposed by your committee are of slight importance, except the addition recommended to section 24 of Act No. 2159, by which the speed of motor vehicles is restricted in certain cases and under certain conditions. This addition is almost literally section 13 of the Connecticut law enacted in the year 1911.

Respectfully submitted.

JUAN SUMULONG,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

[Committee Report No. 126.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 24, 1913, Commission Bill No. 68, entitled "An Act amending Act Numbered Twenty-one hundred and fifty-two, entitled 'An Act to provide a system for the appropriation of public waters, and for the determining of existing rights thereto; for the public registration of all water rights; for the creation and use of water power; for investigations for and the construction, maintenance, and operation of irrigation systems by the Government of the Philippine Islands; for the repayment of money expended therefor; for the construction, maintenance, and operation of irrigation systems by private persons; for the inspection and regulation of all works pertaining to the use of water; and providing penalties for its violation, and for other purposes,' by providing for the purchase of water rights by the Philippine Government from private parties, firms, or corporations," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

It is believed that by making possible the acquisition by the Government of the water rights referred to in this bill, which may belong to private parties, companies, or corporations, not only the construction, but also the administration of the large irrigation systems now or in future projected by the Government will be in many cases facilitated, and in some cases this will render it possible to utilize unused water which would otherwise be lost.

Respectfully submitted.

JUAN SUMULONG,
RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 68 was thereupon read the second time and referred to the Committee of the Whole.

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

[Committee Report No. 127.]

MR. PRESIDENT: Your select committee of one, to which was referred on January 29, 1913, Commission Bill No. 71, entitled "An Act amending section fifty-one of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, and section one of Act Numbered Three hundred and fifty-seven, entitled 'An Act making certain permanent annual appropriations,' so as to authorize the Collector of Internal Revenue to redeem internal revenue stamps under certain circumstances, and making a permanent annual appropriation for that purpose," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

The author of the bill explains that the proposed amendment is recommended by the Collector of Internal Revenue, and that it is advisable to enact similar legislation on this matter to that of the United States.

Your committee believes that the principle on which the bill is drawn is sound, and sees no reason why it should not be adopted in our legislation.

The passage of the bill is, therefore, recommended.

Respectfully submitted.

RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

[Committee Report No. 128.]

MR. PRESIDENT: Your Committee on Non-Christian Tribes, to which was referred on January 28, 1913, Assembly Bill No. 225, entitled "An Act amending subsection (a) of section fifty-two of Act Numbered Thirteen hundred and ninety-seven, regulating the rate of the tax on property, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

If passed, its effect would be to exempt the inhabitants of Palawan, Mindoro, and Batanes from the payment of a tax on personal property which would continue to be paid by the inhabitants of the

Mountain Province, Nueva Vizcaya, and Agusan. Your committee believes that the inhabitants of the first three provinces are quite as well able to pay the tax in question as are the inhabitants of the last three provinces mentioned, and is of the opinion that the burden of taxation is not at present excessive in the special government provinces.

Respectfully submitted.

DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
JUAN SUMULONG,
FRANK A. BRANAGAN,

Committee on Non-Christian Tribes.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 129.]

MR. PRESIDENT: Your select committee of two, to which was referred on November 25, 1912, Commission Bill No. 39, entitled "An Act providing for the apportionment and disposition of internal-revenue taxes collected in the Philippine Islands from July first, nineteen hundred and twelve," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the following bill be substituted in lieu thereof.

"AN ACT ALLOTING INTERNAL REVENUE FOR THE BENEFIT OF THOSE PARTS OF THE PHILIPPINE ISLANDS SUBJECT TO THE LEGISLATIVE JURISDICTION OF THE PHILIPPINE COMMISSION AND REPEALING SECTIONS ONE HUNDRED FORTY-EIGHT, ONE HUNDRED FORTY-NINE AND ONE HUNDRED FIFTY OF ACT NUMBERED ELEVEN HUNDRED AND EIGHTY-NINE, SO FAR AS APPLICABLE THERETO.

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

"SECTION 1. 'Municipality,' as herein used, refers not only to municipalities organized under the Municipal Code, but also to chartered cities and townships or other form of local authority.

"SEC. 2. Except as otherwise specially provided by law, all apportionments hereunder shall be based on population as shown by the official census.

"SEC. 3. The proceeds of the internal-revenue license taxes on theaters, museums, cockpits, concert halls, pawnbrokers, circuses, billiard halls, and retail dealers in tuba, bassi, tapuy, or like domestic fermented liquors, shall be for the exclusive benefit of the municipality wherein the same are collected.

"SEC. 4. In provinces where the cedula tax is fixed at one peso its proceeds shall go equally to the province and municipality wherein collected, or in the case of the Moro Province, wholly to the province. In provinces where the tax is fixed at two pesos the extra peso shall accrue to the road and bridge fund of the province, the other peso being divided equally between the province and the municipality, as before. The proceeds of delinquent payments shall, in either case, be dealt with upon the same principal.

"SEC. 5. Internal revenue collected under the laws of the Philippine Islands and not applied as hereinabove provided or otherwise specially disposed of by law shall accrue to the Insular Treasury and shall be available for the general purposes of the Government, with the exception of the amounts set apart by way of allotment under the next succeeding section.

"SEC. 6. Of the internal revenue accruing to the Insular Treasury under the preceding section there shall be set apart seven per cent as a provincial allotment, seven per cent as a road and bridge allotment, and fourteen per cent as a municipal allotment; but if the totals available for allotment hereunder during any fiscal year should be less than the amounts allotted for the same purposes during the Insular fiscal year nineteen hundred and nine, the amounts to be set aside for such year shall be increased and made equal to those of the year mentioned: *Provided, however,* That only such portion of the provincial and municipal allotments as the population of the provinces under the exclusive legislative control of the Philippine Commission bears to the total population of the Philippine Islands, and such portion of the road and bridge allotment as the population of such provinces entitled to participate therein bears to the total population of all provinces so entitled, shall be applied to those parts of the Philippine Islands which are subject to the jurisdiction of the Philippine Commission, the balance being applied by Act of the Philippine Legislature.

"SEC. 7. The provincial allotment shall be apportioned among the various provinces and shall accrue to their respective general funds.

"SEC. 8. The road and bridge allotment shall be apportioned among the provinces organized under the Special Provincial Government Act and such of the provinces organized under the Provincial Government Act as maintain the annual cedula tax at two pesos; and when this tax is for any year reduced to one peso in any of the latter provinces it shall not share in this allotment for that year.

"Shares in the road and bridge allotment shall accrue respectively to the road and public works fund or road and bridge fund, as the case may be, of the governmental divisions participating therein.

"SEC. 9. The municipal allotment shall be for the benefit of the inhabitants of the Islands in the purview of their community requirements, being available for municipal or other use as herein-

after provided; but the share of the Moro Province in this allotment shall be paid into its treasury, without division, for general purposes.

"SEC. 10. In provinces organized under the Provincial Government Act which contain non-Christian inhabitants so much of the municipal allotment available for a particular province as pertains to its non-Christian inhabitants shall accrue to its non-Christian inhabitants fund.

"SEC. 11. In provinces organized under the Special Provincial Government Act so much of the municipal allotment available for a particular province as does not pertain to organized municipalities or chartered cities shall accrue to the township and settlement fund of such province.

"SEC. 12. Such part of the municipal allotment as is not applied as hereinabove provided shall be distributed among the various municipalities organized under the Municipal Code, and governmental divisions possessing, for the purposes of this Act, the same status, and, except as regards the city of Baguio, shall accrue in equal portions to their general funds and school funds. The share of the city of Baguio shall accrue wholly to its general fund.

"SEC. 13. In the distribution of internal revenue the city of Manila shall receive the share which it would receive if it were both a municipality organized under the Municipal Code and a province organized under the Provincial Government Act, and for all the purposes of this Act shall be deemed to be both the one and the other.

"SEC. 14. The payment of the internal revenue allotments shall be made from the Insular Treasury quarterly, upon warrants drawn by the Collector of Internal Revenue.

"SEC. 15. Sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine, and all Acts amendatory of such sections, and all other laws and parts of laws in conflict are hereby repealed.

"SEC. 16. So much of this Act as is within the competency of the Philippine Commission in the exercise of its legislative powers over the territory inhabited by Moros or other non-Christian tribes shall take effect contemporaneously with the Act of the Philippine Legislature, entitled 'An Act allotting internal revenue and repealing sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine.'"

Respectfully submitted.

FRANK A. BRANAGAN,
RAFAEL PALMA,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted, and the following bill was thereupon taken up:

Commission Bill No. 74. An Act allotting internal revenue for the benefit of those parts of the Philippine Islands subject to the legislative jurisdiction of the Philippine Commission and repealing sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine, so far as applicable thereto.

By unanimous consent, Commission Bill No. 74 was read the first time by title only and ordered on file for second reading.

[Committee Report No. 130.]

MR. PRESIDENT: Your select committee of two, to which was referred on November 25, 1912, Commission Bill No. 40, entitled "An Act amending section one hundred and fifty of Act Numbered Eleven hundred and eighty-nine, known as 'The Internal Revenue Law of Nineteen hundred and four,' as amended, by providing that the provisions of said section as to the use of the road and bridge fund shall not be construed to repeal the provisions of subsection (nn) of section thirteen of the Provincial Government Act, as amended," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the following bill be substituted in lieu thereof:

"AN ACT ALLOTING INTERNAL REVENUE AND REPEALING SECTIONS ONE HUNDRED FORTY-EIGHT, ONE HUNDRED FORTY-NINE AND ONE HUNDRED FIFTY OF ACT NUMBERED ELEVEN HUNDRED AND EIGHTY-NINE.

"By authority of the United States, be it enacted by the Philippine Legislature, that:

"SECTION 1. 'Municipality,' as herein used, refers not only to municipalities organized under the Municipal Code but also to chartered cities and townships or other form of local authority.

"SEC. 2. Except as otherwise specially provided by law, all apportionments hereunder shall be based on population as shown by the official census.

"SEC. 3. The proceeds of the internal revenue license taxes on theaters, museums, cockpits, concert halls, pawnbrokers, circuses, billiard halls, and retail dealers in tuba, bassi, tapuy, or like domestic fermented liquors shall be for the exclusive benefit of the municipality wherein the same are collected.

"SEC. 4. In provinces where the cedula tax is fixed at one peso its proceeds shall go equally to the province and municipality wherein collected, or in the case of the Moro Province, wholly to the province. In provinces where the tax is fixed at two pesos the extra peso shall

accrue to the road and bridge fund of the province, the other peso being divided equally between the province and the municipality, as before. The proceeds of delinquent payments shall, in either case, be dealt with upon the same principle.

"SEC. 5. Internal revenue collected under the laws of the Philippine Islands and not applied as hereinabove provided or otherwise specially disposed of by law shall accrue to the Insular Treasury and shall be available for the general purposes of the Government, with the exception of the amounts set apart by way of allotment under the next succeeding section.

"SEC. 6. Of the internal revenue accruing to the Insular Treasury under the preceding section there shall be set apart seven per cent as a provincial allotment, seven per cent as a road and bridge allotment, and fourteen per cent as a municipal allotment; but if the totals available for allotment hereunder during any fiscal year should be less than the amounts allotted for the same purposes during the Insular fiscal year nineteen hundred and nine, the amounts to be set apart for such year shall be increased and made equal to those of the year mentioned: *Provided, however,* That only such portion of the provincial and municipal allotments as the population of the provinces under the legislative control of the Philippine Legislature bears to the total population of the Philippine Islands, and such portion of the road and bridge allotment as the population of such provinces entitled to participate therein bears to the total population of all provinces so entitled, shall be applied to those parts of the Philippine Islands which are subject to the jurisdiction of the Philippine Legislature, the balance being applied by Act of the Philippine Commission.

"SEC. 7. The provincial allotment shall be apportioned among the various provinces and shall accrue to their respective general funds.

"SEC. 8. The road and bridge allotment shall be apportioned among the provinces organized under the Special Provincial Government Act and such of the provinces organized under the Provincial Government Act as maintain the annual cedula tax at two pesos; and when this tax is for any year reduced to one peso in any one of the latter provinces it shall not share in this allotment for that year.

"Shares in the road and bridge allotment shall accrue respectively to the road and public works fund or road and bridge fund, as the case may be, of the governmental division participating therein.

"SEC. 9. The municipal allotment shall be for the benefit of the inhabitants of the Islands in the purview of their community requirements, being available for municipal and other use as hereinafter provided; but the share of the Moro Province in this allotment shall be paid into its treasury without division, for general purposes.

"SEC. 10. In provinces organized under the Provincial Government Act which contain non-Christian inhabitants so much of the

municipal allotment available for a particular province as pertains to its non-Christian inhabitants shall accrue to its non-Christian inhabitants fund.

"SEC. 11. In provinces organized under the Special Provincial Government Act so much of the municipal allotment available for a particular province as does not pertain to organized municipalities or chartered cities shall accrue to the township and settlement fund of such province.

"SEC. 12. Such part of the municipal allotment as is not applied as hereinabove provided shall be distributed among the various municipalities organized under the Municipal Code, and governmental divisions possessing, for the purposes of this Act, the same status, and, except as regards the city of Baguio, shall accrue in equal portions to their general funds and school funds. The share of the city of Baguio shall accrue wholly to its general fund.

"SEC. 13. In the distribution of internal revenue the city of Manila shall receive the shares which it would receive if it were both a municipality organized under the Municipal Code and a province organized under the Provincial Government Act, and for all the purposes of this Act shall be deemed to be both the one and the other.

"SEC. 14. The payment of the internal revenue allotments shall be made from the Insular Treasury quarterly, upon warrants drawn by the Collector of Internal Revenue.

"SEC. 15. Sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine, and all Acts amendatory of such sections, and all other laws and parts of laws in conflict are hereby repealed.

"SEC. 16. When this Act shall have been approved by the Congress of the United States, as provided in section five of the Act of Congress approved August fifth, nineteen hundred and nine, entitled 'An Act to raise revenue, equalize duties and promote the industries of the United States,' the fact shall be published by proclamation of the Governor-General of the Philippine Islands, and thereupon so much hereof as is within the competency of the Philippine Legislature shall become fully effective."

Respectfully submitted.

FRANK A. BRANAGAN,
RAFAEL PALMA,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted, and the following bill was thereupon taken up:

Commission Bill No. 75. An Act allotting internal revenue and repealing sections one hundred forty-eight, one hundred forty-nine

and one hundred fifty of Act Numbered Eleven hundred and eighty-nine.

By unanimous consent, Commission Bill No. 75 was read the first time by title only and ordered on file for second reading.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see pp. 831, 832.)

ADJOURNMENT.

Thereupon, at 12 o'clock and 10 minutes postmeridian,
On motion by Commissioner Palma,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Saturday, February 1, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

SATURDAY, FEBRUARY 1, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Friday, January 31, 1913, was read and approved.

UNFINISHED BUSINESS.

Commission Bill No. 68, entitled "An Act amending Act Numbered Twenty-one hundred and fifty-two, entitled 'An Act to provide a system for the appropriation of public waters, and for the determining of existing rights thereto; for the public registration of all water rights; for the creation and use of water power; for investigations for and the construction, maintenance, and operation of irrigation systems by the Government of the Philippine Islands; for the repayment of money expended therefor; for the construction, maintenance, and operation of irrigation systems by private persons; for the inspection and regulation of all works pertaining to the use of water; and providing penalties for its violation, and for other purposes,' by providing for the purchase of water rights by the Philippine Government from private parties, firms, or corporations," remaining unfinished in Committee of the Whole, consideration was postponed until later in the day.

MESSAGES FROM THE ASSEMBLY.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed the following Assembly Bill No. 308, in which it requests the concurrence of the Commission: An Act providing for the creation of seventy scholarships in the Government forest school at Los Baños, Laguna, and appropriating the sum of twenty-four thousand six hundred and eighty-seven pesos and fifty centavos for such purpose, under certain conditions.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 308 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed the following Assembly Bill No. 67, in which it requests the concurrence of the Commission: An Act further to amend section thirty-three, chapter four of Act Numbered Nine hundred and twenty-six, entitled "The Public Land Act," as amended, by providing for the granting of free patents to native settlers until January first, nineteen hundred and twenty-three.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 67 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed the following Assembly Bill No. 95, in which it requests the concurrence of the Commission: An Act amending Act Numbered Eleven hundred and forty-seven, entitled "An Act regulating the registration, branding, conveyance, and slaughter of large cattle, and providing for the

disposition, care, custody, and sale of estrays or large cattle captured or seized by the Philippines Constabulary or other peace officers, etc.”

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 95 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed the following Assembly Bill No. 304, in which it requests the concurrence of the Commission: An Act amending paragraph six of section one of Act Numbered Nineteen hundred and seventy-nine so that municipal councils of the capitals of provinces and subprovinces can fix the salaries of municipal officers without regard to the limitations established by the Municipal Code and its amendments.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 304 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

SECOND READING OF BILLS.

Commission Bill No. 24, entitled “An Act to amend Act Numbered One hundred and ninety providing a code of procedure for civil actions and special proceedings in the Philippine Islands,” appearing on the calendar for second reading on this date, was passed on file.

Commission Bill No. 71, entitled “An Act amending section fifty-one of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, and section one of Act Numbered Three hundred and fifty-seven, entitled ‘An Act making certain permanent annual appropriations,’ so as to au-

thorize the Collector of Internal Revenue to redeem internal revenue stamps under certain circumstances, and making a permanent annual appropriation for that purpose," appearing on the calendar for second reading on this date, was passed on file.

Commission Bill No. 74, entitled "An Act allotting internal revenue for the benefit of those parts of the Philippine Islands subject to the legislative jurisdiction of the Philippine Commission and repealing sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine, so far as applicable thereto," appearing on the calendar for second reading on this date, was passed on file.

Commission Bill No. 75, entitled "An Act allotting internal revenue and repealing sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine," appearing on the calendar for second reading on this date, was passed on file.

Commission Bill No. 43. An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

Commission Bill No. 43 was read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

After some consideration the committee rose and reported with the following recommendation:

That the amendment adding a new section 11 be not concurred in;

That the other amendments recommended by the select committee be concurred in with the following further amendment:

Section 2, page 2, lines 10 and 11, strike out the words "less than twenty pesos, nor."

Section 3, amend to read as follows:

"SEC. 3. Section three of said Act is hereby amended to read as follows:

“SEC. 3. Every person who owns or possesses a motor vehicle shall within thirty days from the time of acquiring said vehicle file in the office of the Director of Public Works or in the office of the district engineer for each motor vehicle owned or possessed by him a statement of his name, place of residence and address, a brief description of each such motor vehicle including the name, style, or type thereof, the name or title of the makers, the number, if any, stamped upon or affixed by the makers to the same, the number of wheels, the character of the motive power, and the amount thereof stated in figures of horsepower, the number and date of his cedula and the place where the same was issued, the name of the person from whom the machine was acquired, and such other information as the Director of Public Works may require. Such statement shall be regarded as an application for the official registration of such motor vehicle.

“Every person acquiring a motor vehicle not registered under the provisions of this Act after the same is effective shall file a like statement within thirty-six hours after he has taken possession of such motor vehicle.

“Any person convicted of a violation of the provisions of this section shall be punished by a fine of not more than two hundred pesos.”

Section 4, page 3, lines 25 to 28, strike out the words “Such number plates shall be firmly affixed in a manner satisfactory to the Director of Public Works or his authorized agents and shall be kept clean and cared for” and insert in lieu thereof the words “Such number plates shall be kept clean and cared for and shall be firmly affixed;” same section, page 4, lines 2 and 3, strike out the words “less than twenty nor.”

Section 5, page 5, line 9, strike out the word “fifty” and insert in lieu thereof the words “two hundred.”

Section 6, page 5, line 20, insert after the word “suspend” the words “for a period not exceeding two months,” and after the word “or” in the same line insert the words “after hearing;” lines 21 to 24, strike out the words “with or without a hearing, for any cause which he may deem sufficient;” same section, page 6, line 1, strike out the word “such” and insert in lieu thereof the word “his,” and in line 2, strike out the words “or is delinquent.”

Section 10, page 8, line 10, strike out the words “less than fifty nor,” and in line 11, strike out the words “less than one nor.”

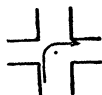
Section 11, amend to read as follows:

“SEC. 11. Section twenty-five of said Act is hereby amended to read as follows:

“SEC. 25. Unless a different course of action is required in the interests of the safety and security of life, person, or property, every person operating a motor vehicle on a highway shall turn to the left when meeting persons or vehicles coming toward him, and to

the right when overtaking persons or vehicles going in the same direction, and when turning to the right in going from one highway into another every motor vehicle shall be conducted to the left of

the center of the intersection of the highway, thus:



“Any person found guilty of a violation of the provisions of this section shall be punished by a fine of not less than ten nor more than one hundred pesos.”

Strike out section 12 in its entirety, renumbering subsequent sections accordingly.

Section 16, strike out in its entirety.

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Gilbert moved to amend the title by adding at the end thereof the following words: “by providing penalties for the violation of certain provisions thereof and for other purposes.”

The motion prevailed and the title as amended was read and approved.

COMMITTEE OF THE WHOLE ON COMMISSION BILL NO. 68.

The Commission then resolved itself into Committee of the Whole to continue consideration of Commission Bill No. 68, entitled “An Act amending Act Numbered Twenty-one hundred and fifty-two, entitled ‘An Act to provide a system for the appropriation of public waters, and for the determining of existing rights thereto; for the public registration of all water rights; for the creation and use of water power; for investigations for and the construction, maintenance, and operation of irrigation systems by the Government of the Philippine Islands; for the repayment of money expended therefor; for the construction, main-

tenance, and operation of irrigation systems by private persons; for the inspection and regulation of all works pertaining to the use of water; and providing penalties for its violation, and for other purposes,' by providing for the purchase of water rights by the Philippine Government from private parties, firms, or corporations."

After some consideration the committee rose, reported progress, and asked leave to sit again.

Pending further consideration of the bill,

RECONSIDERATION OF COMMISSION BILL NO. 72 (ACT
NO. 2208).

Commissioner Gilbert moved that the vote whereby Commission Bill No. 72 (Act No. 2208), was passed at yesterday's session be reconsidered.

The motion was unanimously carried.

Commissioner Worcester moved the following amendment:

Add to the paragraph headed "Bureau of Constabulary" the following:

"The appointment of one additional major, three additional captains, five additional first lieutenants, and five additional second lieutenants is hereby authorized."

The motion prevailed.

Commissioner Branagan moved that section 4 be amended to read as follows:

SEC. 4. This Act shall take effect as of January first, nineteen hundred and thirteen, except that one-half of the sums appropriated under each heading shall not be available until July first, nineteen hundred and thirteen.

The motion prevailed.

The question being upon the passage of the bill as amended,

The roll was called and the bill was unanimously passed and the title read and approved.

EXECUTIVE SESSION.

By unanimous consent, the Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session see p. 832.)

REPORTS OF COMMITTEES.

[Committee Report No. 131.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on January 29, 1913, Assembly Bill No. 348, entitled "An Act providing for the formation of a 'Poor List,' regulating gratuitous medical attendance at public dispensaries and hospitals in the city of Manila and municipalities, or public hospitals in the provinces, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

It undoubtedly owes its origin to the fact that a certain number of persons, abundantly able to pay for medical or surgical service, present themselves at the free clinics of the Bureau of Health as poor persons, and receive such service without compensation. This is a condition which, theoretically, ought to be remedied, but the remedy provided by this bill is open to the very serious objection that the clerical work involved would cost a good deal more than the total sum which is now expended in furnishing medical and surgical relief to the poor. Some 80,000 persons apply for relief during the year at the Philippine General Hospital.

At the Hospicio de San Jose, where the Government maintains about 300 inmates, and the number of actual new admissions does not amount to 10 a month, almost the entire time of one intelligent, well-paid employee is required adequately to investigate the applications of the persons who apply for relief and make recommendation relative thereto.

The cost of obtaining and recording such information in isolated regions of the Archipelago would naturally be very much greater. In many provinces the entire time of the district health officers would be required to make out the cards and lists which the proposed act would require. It would furthermore seem to be a waste of public funds to, in effect, make a list of all persons entitled to free medical and surgical services on account of poverty, irrespective of whether such persons might be able to take advantage of the free clinics of the Government or desirous of doing so.

The provision that foreigners should secure certificates of poverty from their consulates before being entitled to free medical or surgical treatment might, in many instances, work great hardship, as there are Spaniards, Japanese, Chinese, and other foreigners in remote parts of the Archipelago who might be injured or fall ill and who,

in the interest of humanity, should be accorded free medical or surgical assistance which, under the provision of law, they would not be entitled to have without first obtaining certificates from consuls resident at Manila or other distant places.

So far as your committee can learn, the only abuse of medical charity alleged to have occurred is in connection with the free dispensary of the Philippine General Hospital. A number of members of the Colegio de Medicos y Farmaceuticos have complained to the Director of Health that people who could well afford to pay were being treated at this dispensary free of charge. The Director of Health has suggested that if the society would select a person competent to represent it, he would be glad to pay such a person to station him at the free dispensary in question, who would promptly investigate the facts in connection with persons claimed by him not to be entitled to free treatment, refusing them such treatment if the result of the investigation justified it.

A further argument against the passage of the bill is found in the fact that the Filipinos are a sensitive people, and that if required to make statements to the effect that they were paupers before receiving free medical or surgical treatment, many of them would doubtless perish needlessly rather than endure the humiliation involved.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 132.]

MR. PRESIDENT: Your select committee of two, to which was recommended on January 10, 1913, Commission Bill No. 28, entitled "An Act amending Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' by providing that persons, associations, and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill provides that "Any citizen of the Philippine Islands or of the United States or any insular possession thereof, or any corporation or like association of persons organized under the laws of the Philippine Islands or the United States, or any insular possession

thereof, and authorized to transact business in the Philippine Islands, may purchase any parcel or parcels of unoccupied, unappropriated, and unreserved public lands other than forest or mineral lands in the Philippine Islands for purposes of trade, manufacture, or other productive industry, the total area of such parcel or parcels not to exceed sixteen hectares; and any province, municipality, or other municipal corporation authorized under the laws of the Philippine Islands to acquire real estate may purchase for park or cemetery purposes any parcel or parcels of unoccupied, unappropriated, and unreserved public land, other than forest or mineral lands, lying within its corporate boundaries, the total area of said parcel or parcels not to exceed sixteen hectares and to be as nearly as practicable rectangular in shape. Any religious entity may purchase for cemetery purposes any parcel or parcels of such land not exceeding sixteen hectares and to be as nearly as practicable rectangular in shape."

Your committee believes that this provision is in violation of section 15 of the Act of Congress of July 1, 1902. Section 12, 13, and 15 of said Act, which are pertinent to the question involved, provided as follows:

"SEC. 12. That all the property and rights which may have been acquired in the Philippine Islands by the United States under the treaty of peace with Spain, signed December tenth, eighteen hundred and ninety-eight, except such land or other property as shall be designated by the President of the United States for military and other reservations of the Government of the United States, are hereby placed under the control of the Government of said Islands, to be administered for the benefit of the inhabitants thereof, except as provided in this Act.

"SEC. 13. That the Government of the Philippine Islands, subject to the provisions of this Act and except as herein provided, shall classify according to its agricultural character and productiveness, and shall immediately make rules and regulations for the lease, sale, or other disposition of the public lands other than timber or mineral lands, but such rules and regulations shall not go into effect or have the force of law until they have received the approval of the President, and when approved by the President they shall be submitted by him to Congress at the beginning of the next ensuing session thereof and unless disapproved or amended by Congress at said session they shall at the close of such period have the force and effect of law in the Philippine Islands: *Provided*, That a single homestead entry shall not exceed sixteen hectares in extent.

"SEC. 15. That the Government of the Philippine Islands is hereby authorized and empowered, on such terms as it may prescribe, by general legislation, to provide for the granting or sale and conveyance to actual occupants and settlers and other citizens of said Islands such parts and portions of the public domain, other than timber and

mineral lands, of the United States in said Islands as it may deem wise, not exceeding sixteen hectares to any one person and for the sale and conveyance of not more than one thousand and twenty-four hectares to any corporation or association of persons: *Provided*, That the grant or sale of such lands, whether the purchase price be paid at once or in partial payments, shall be conditioned upon actual and continued occupancy, improvement and cultivation of the premises sold for a period of not less than five years, during which time the purchaser or grantee cannot alienate or encumber said land or the title thereto; but such restriction shall not apply to transfers of rights and title of inheritance under the laws for the distribution of the estates of decedents."

By section 12 all the property and rights acquired in the Philippine Islands by the United States under the treaty of peace with Spain, except such lands and other property reserved by the President of the United States for military and other purposes, are placed under the control and administration of the Government of the Philippine Islands. The power given in this section embraces all kinds of public property. Within its provisions are included public lands, public buildings, lands already occupied and devoted to public purposes, foreshores, etc. The power of control and administration conferred upon the Government of the Philippine Islands recognizes no limitation other than that established by the Act of Congress. We find nothing limiting the right to dispose of properties devoted to the public use of the Government and foreshores; but we do find limitations with respect to the control of public lands which the Act of Congress confers upon the Government of the Philippine Islands. One of these limitations is found in sections 13 and 15.

In section 13 it is provided that the Government of the Philippine Islands, *subject to the provisions of the Act*, shall classify, according to its agricultural character and productiveness, and shall immediately make rules and regulations for the lease, sale or other disposition of the public lands, other than timber or mineral lands. This provision refers, as will be seen, solely to public lands. According to this section, public lands are of three kinds: Agricultural, mineral, and timber lands, and this section relates to public agricultural lands, and empowers the Government of the Philippine Islands to sell such public agricultural lands, subject to the provisions of the Act.

There is no provision limiting the power of the Government of the Philippine Islands to lease public agricultural lands, but sections 15 and 16 contain provisions relating to the granting, sale, and conveyance of such lands, which the Commission is bound to observe in the exercise of its power.

Section 15 authorizes the Government of the Philippine Islands to provide for the granting or sale and conveyance to *actual occupants and settlers and other citizens of said Islands* such parts and portions of the public domain other than timber and mineral lands. The words "to actual occupants and settlers and other citizens of said

Islands" appear to indicate that the actual occupants and settlers, as well as the others to whom the section refers, must be citizens of the Philippine Islands; that is to say, that the granting or sale and conveyance can only be made to citizens of the Philippine Islands. This interpretation of the law would prevail if section 16 did not provide to the contrary.

Section 16 provides "that in granting or selling any part of the public domain under the provisions of the last preceding section preference in all cases shall be given to actual occupants and settlers; and such public lands of the United States in the actual possession or occupancy of any native of the Philippine Islands shall not be sold by said Government to any other person without the consent thereto of said prior occupant or settler first had and obtained." It is evident from a reading of this section that when the land is occupied by a native of the Philippine Islands, i. e., a citizen of the Philippine Islands, such land cannot be sold without his consent. Not only is a preferential right given the occupant, but the sale of the land without his consent is prohibited. In the light of this provision it is correct, in the opinion of your committee, to construe that part of the section with respect to the preference to be given to actual occupants and settlers to mean that in order to enjoy this preferential right it is not necessary to be a native or citizen of the Philippine Islands, but that actual occupancy and settlement is sufficient, and in view of this construction, the words "actual occupants and settlers and other citizens of said Islands," in section 15 should also be construed to mean that the Government of the Philippine Islands can sell, grant and convey public lands, other than timber or mineral lands, to actual occupants and settlers without requiring that such occupants and settlers be citizens of the Philippine Islands; but where the question of actual occupancy and settlement is not involved, it is an indispensable requisite that the grantee shall be a citizen of the Philippine Islands in order to enjoy the privileges granted by section 15.

Section 15 also conditions the granting or sale and conveyance of such lands upon actual and continued occupancy, improvement and cultivation for a period of not less than five years, making it clear by this requirement that the Government of the Philippine Islands may sell public agricultural lands for agricultural purposes only. The bill under consideration violates the provisions of section 15 in that it provides for the sale of such public lands not for agricultural purposes but for the purpose of trade, manufacture or other productive industry, and for park or cemetery purposes, and gives the privilege of purchase not only to citizens of these Islands but to citizens of the United States or any insular possession thereof as well, whether the purchasers be actual occupants and settlers or not.

Your committee does not mean to say that it is not within the power of the Government of the Philippine Islands to reserve a part of the public lands for provinces or municipalities to be used by them

for park, cemetery or other purposes. There is nothing in the Act of Congress to prevent this, since such action would not be ceding these lands to a private individual, but would be devoting the same to public uses. These lands can be set aside for insular public use, and there is no reason why they cannot in the same way be devoted to similar provincial or municipal ends. For this purpose provinces and municipalities will be considered not as separate entities of the Insular Government, but as branches of that Government.

Your committee believes that the title to Chapter V of the Public Land Act might well be changed by adding after the word "Townsites" the words "and reservations for public purposes," and that in said chapter so amended would be the proper place for any new provisions that the Legislature may deem wise to enact for the purpose of granting to provinces of municipalities public lands to be used by them for park, cemetery or other purposes.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
GREGORIO ARANETA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 133.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 30, 1913, resolution No. 34 of the Assembly of municipal presidents of Batangas, dated January 15, 1913, forwarded by the provincial board of Batangas, with the approval of the board, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

The meaning of this resolution is not clear, but as your committee understands it, its purport is to request the Legislature to so amend Act No. 2041 as to relieve municipalities from the payment of justice of the peace fees in criminal cases. This same matter has been considered and unfavorably reported on by your committee several times heretofore, which reports have in each instance been adopted by the Commission. Similar action is recommended in this case.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 134.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on January 30, 1913, resolution No. 29 of the assembly of municipal presidents of Batangas, held at Batangas on January 15, 1913, praying that the Philippine Legislature amend the Justice of the Peace Act so that the term of office of justices of the peace and auxiliary justices shall be four years, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee sees no reason whatever for making the amendment proposed. In the first place, difficulty is now experienced in finding competent persons to fill the offices of justice of the peace—a difficulty which would be greatly increased if the term of office should be reduced to four years. Furthermore, there would seem to be no good reason why justices of the peace who perform their duty satisfactorily should not continue in office until they voluntarily resign.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 135.]

MR. PRESIDENT: Your Committee on Amendments to the Election Law, to which was referred on January 30, 1913, a communication from the provincial recorder of Batangas, dated January 28, 1913, soliciting from the Philippine Legislature the amendment of the Election Law to the effect that the office of election inspector may be renounced after the work recommended to him is finished, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

It is believed that this provision of the law is in the interest of the public welfare; therefore it is recommended that this communication be laid on the table.

Respectfully submitted.

GREGORIO ARANETA,
NEWTON W. GILBERT,
*Committee on Amendments
to the Election Law.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 136.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on November 26, 1912, Assembly Bill No. 83, entitled "An Act providing for the punishment of persons guilty of infidelity in the custody of prisoners detained for or convicted of a crime punished by the laws promulgated by the Philippine Civil Commission or the Philippine Legislature," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass with the following amendment:

Strike out all after the enacting clause, and substitute therefor the following:

"SECTION 1. A public official who connives at the escape of a prisoner in his custody or knowingly permits such escape shall be punished:

"(a) If the fugitive has been sentenced to death or has been arrested for an offense punishable by such penalty, by imprisonment for not less than five nor more than fifteen years.

"(b) If the fugitive has been finally sentenced to imprisonment, by imprisonment in duration equal to not less than one-third nor more than two-thirds of so much of such imprisonment as remains to be served by such fugitive, but not to exceed ten years: *Provided, however,* That if the penalty so computed appears to be inadequate, the accused shall be punished, in the discretion of the court, by imprisonment not exceeding two years if the fugitive has been sentenced to more than twenty years' imprisonment; not exceeding one year if the fugitive has been sentenced to imprisonment for more than ten and not more than twenty years; and not exceeding six months if the fugitive has been sentenced to imprisonment for not more than ten years.

"(c) If the fugitive has not been finally sentenced but has been arrested for a felony or misdemeanor punishable by imprisonment, by imprisonment equal to not less than one-fourth nor more than one-half of the mean of the imprisonment provided by law for such felony or misdemeanor, but not to exceed five years.

"(d) If the fugitive has not been finally sentenced but has been arrested for an offense punishable by fine only, by a fine in amount equal to not less than one-fourth nor more than one-half of the mean of the fine provided by law for such offense, but not to exceed one thousand pesos, or by imprisonment not exceeding six months, or by both such fine and imprisonment.

"(e) If the fugitive has been arrested or sentenced for the violation of a municipal ordinance, by imprisonment not exceeding two months, or a fine not exceeding two hundred pesos, or both such fine and imprisonment in the discretion of the court.

"For the purposes of this section, the word 'imprisonment' shall be considered to include the penalties of *arresto*, *prisión*, *presidio*,

reclusión, cadena, and subsidiary imprisonment, and the duration of *reclusión perpetua* and *cadena perpetua* shall be thirty years.

"SEC. 2. A private person who connives at the escape of a prisoner in his custody, or knowingly permits such escape, shall be punished by a penalty in duration and amount equal to one-half of that to which he would be subject in accordance with the provisions of the preceding section if he were a public official.

"SEC. 3. A person who through reckless imprudence, or through negligence while violating a regulation, suffers a prisoner in his custody to escape, shall be punished by a penalty in duration and amount equal to one-half of that to which he would be subject in accordance with the provisions of the preceding sections if he had knowingly permitted such escape.

"SEC. 4. Articles three hundred and fifty-eight and three hundred and fifty-nine of the Penal Code are hereby repealed."

Articles 358 and 359 of the Penal Code define and punish the crime of infidelity in the custody of prisoners. The penalty imposed in these articles shows that they can refer only to prisoners held for prosecution or convicted under the provisions of the Penal Code. They can have no application to infidelity in the custody of prisoners held for prosecution or convicted under the laws of the Commission or of the Philippine Legislature. The purpose of the Assembly bill is to remedy this defect by punishing persons guilty of infidelity in the custody of prisoners held for prosecution or convicted under the laws of the Philippine Commission or of the Philippine Legislature.

The proposed act was referred to the Code Committee for comment and recommendation, and that committee, after long and deliberate discussion, approved by majority vote a draft of a bill punishing the crime of infidelity in the custody of prisoners held for prosecution or convicted either under the Penal Code or under laws of the Commission or of the Philippine Legislature. The Assembly bill provides the same penalty for all cases of infidelity in the custody of prisoners held for prosecution or convicted of a crime or misdemeanor, and the effect of this is not to make the punishment fit the crime. The penalty should be proportioned to that imposed upon or corresponding to the fugitive and to the grade of responsibility of the faithless official, as evidenced by the office he holds. The penalties fixed by the Penal Code in many cases are inadequate, since in the case of prisoners held for prosecution, except where the penalty is greater than twelve years' *prisión* or *presidio*, the penalty is reduced to a fine. On the other hand, in the case of infidelity in the custody of prisoners already convicted the penalty is sometimes excessive. The bill prepared by the Code Committee seeks to remedy these defects and to provide uniform legislation, and the bill proposed by your committee is in substance the one recommended by the Code Committee, with some changes in detail. Your committee has consulted with the majority

of the members of the Code Committee relative to such changes and they have concurred therein.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 83 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice with the following further amendment:

In the second line of section 2 of the bill as amended, insert after the word "prisoner" the word "lawfully"; in the third and fourth lines of the same section, strike out the words "duration and amount" and insert the words "duration or amount."

In the fourth line of section 3 of the bill as amended, strike out the words "duration and amount" and insert the words "duration or amount."

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act providing for the punishment of persons guilty of infidelity in the custody of prisoners, and repealing articles three hundred and fifty-eight and three hundred and fifty-nine of the Penal Code.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 137.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on January 24, 1913, Assembly Bill No. 5, entitled "An Act to appropriate funds for charitable purposes," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, line 7, strike out the word "fifty," and insert in lieu thereof the word "thirty-eight."

Page 1, line 7, after the word "pesos," insert the following: "*Provided*, That said institution, 'La Gota de Leche,' after having sterilized the milk necessary for the infants cared for in that institution, shall sterilize by means of its sterilizing apparatus, so far as the capacity of said apparatus permits, all milk brought to it for that purpose, making such moderate charge therefor as may be authorized by the Director of Health."

Page 1, line 8, strike out the word "thirty," and insert in lieu thereof the word "eight."

Page 1, line 8, strike out all after the word "pesos" to the end of the section, and insert in lieu thereof the following: "*And provided further*, That no such appropriation shall be paid to any institution that makes any discrimination as to persons received or treated by the same on the ground of religious belief, and that before any money can be allotted under this law the purpose for which it shall be used shall be approved by the Secretary of Public Instruction."

Page 2, strike out all of section 3, and insert in lieu thereof the following:

"SEC. 3. This Act shall take effect on its passage."

The institution "La Gota de Leche" requires ₱50,000 to cover its expenses for the present year. This amount will be covered by an appropriation of ₱38,000 and ₱12,000 received from contributions. This money will be needed for the following purposes:

Twelve thousand pesos for the maintenance of poor children (usual annual appropriation).

Fifteen thousand pesos for the purchase of a parcel of land situated on Calle Lepanto about 150 meters from Calle Iris, containing 3,360 square meters. The price of this lot is ₱9,000, and the cost of a wall and filling in is estimated at ₱6,000.

The remaining ₱23,000 will be used to construct three reinforced concrete structures, one to contain the pasteurizing apparatus of Mr. Nathan Strauss and laboratory, one to be used as a storeroom and living room for the janitor and boys, and the other to contain the consultation room, board room, library, etc.

The great service which this institution renders in the protection of early infancy, its continued growth and development, the increased number of infants taken care of, and the fact that the institution has

no resources of its own, makes the proposed appropriation a highly justifiable one.

The Assembly Bill contains an appropriation for two other institutions which your committee does not deem it wise to approve. Aside from adding to the expense of the Government, this appropriation would open the door for other like charitable institutions to request similar appropriations for their assistance.

This bill as submitted by your committee is exactly the same as Act No. 2147 passed by the Second Philippine Legislature during its special session, with the exception that the appropriation for "La Gota de Leche" is fixed at ₱38,000 instead of ₱12,000, the amount so appropriated by the Act above mentioned.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 5 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Appropriations and the following further amendment:

Amend the second paragraph of section 1 to read as follows:

"For the campaign for the extermination of tuberculosis by the Philippine Islands Anti-Tuberculosis Society, fifty thousand pesos; for the support of the institution 'La Gota de Leche,' for the protection of infants, twelve thousand pesos; for the purchase and improvement of land and the construction of buildings and installation of apparatus for said institution twenty-six thousand pesos: *Provided*, That said institution, 'La Gota de Leche,' after having sterilized the milk necessary for the infants cared for by that institution, shall sterilize by means of its sterilizing apparatus, so far as the capacity of said apparatus permits, all milk brought to it for that purpose, making such moderate charge therefor not less than cost as may be authorized by the Director of Health; for the Mary J. Johnston Hospital, eight thousand pesos: *And provided further*, That no such appropriation shall be paid to any institution that makes any discrimination as to persons received or treated by the same on the ground of religious belief, and that before any money can be allotted

under this law the purpose for which it shall be used shall be approved by the Secretary of Public Instruction."

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

INTRODUCTION OF BILL.

The Committee on Appropriations introduced the following bill:

Commission Bill No. 76. An Act making appropriation for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and fourteen and other designated periods.

Commission Bill No. 76 was read the first time.

By unanimous consent it was read the second time by title only and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Insert a new paragraph following the appropriation for Sibul Springs on page 12, to read as follows:

"Southern Islands Hospital Division:

"One chief of the hospital, at four thousand five hundred pesos per annum; one resident physician, at two thousand four hundred pesos per annum, and laundry; one superintendent, at two thousand four hundred pesos per annum; one head nurse, at two thousand and forty pesos per annum, and laundry; four nurses, at one thousand four hundred and forty pesos per annum, and laundry; eight nurses at seven hundred and twenty pesos per annum, and laundry; one pharmacist, at one thousand eight hundred pesos per annum; one clerk, at twelve hundred pesos per annum; one clerk, at four hundred eighty pesos per annum; one cook, at six hundred pesos per annum; one assistant cook, at three hundred sixty pesos per annum; four employees, at three hundred pesos per annum each; six employees, at two hundred forty pesos per annum each; for additional employees as needed; all with subsistence and quarters."

Page 22, line 27, strike out the words "one million four hundred and eighty" and insert in lieu thereof the words "one million five hundred and seventy-four."

Page 28, line 15, insert the words "and five" after the words "two hundred."

Change the total to read "eighteen million one hundred and eight thousand ninety-three pesos."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

SECOND READING OF BILLS.

Commission Bill No. 71. An Act amending section fifty-one of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, and section one of Act Numbered Three hundred and fifty-seven, entitled "An Act making certain permanent annual appropriations," so as to authorize the Collector of Internal Revenue to redeem internal revenue stamps under certain circumstances, and making a permanent annual appropriation for that purpose.

Commission Bill No. 71 was read the second time.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Commission Bill No. 74. An Act allotting internal revenue for the benefit of those parts of the Philippine Islands subject to the legislative jurisdiction of the Philippine Commission and repealing sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine, so far as applicable thereto.

By unanimous consent, Commission Bill No. 74 was read the second time by title only and postponed.

Commission Bill No. 75. An Act allotting internal revenue and repealing sections one hundred forty-eight, one hundred forty-nine and one hundred fifty of Act Numbered Eleven hundred and eighty-nine.

By unanimous consent, Commission Bill No. 75 was read the second time by title only and postponed until the next session of the Legislature.

INTRODUCTION OF BILL.

Commissioners Worcester and Araneta introduced the following bill:

Commission Bill No. 77. An Act to amend paragraph eight of section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, so as to prohibit the issue of internal revenue licenses to practice medicine, surgery and dentistry to persons not duly authorized by law, and for other purposes.

Commission Bill No. 77 was read the first and second times and ordered on file for third reading.

CONSIDERATION OF COMMISSION BILL NO. 67.

The Commission then proceeded to the consideration of the report of the Committee on Matters Pertaining to the Department of Finance and Justice on Commission Bill No. 67, entitled "An Act imposing an internal-revenue tax on polished rice manufactured in or imported into the Philippine Islands.

Commissioner Worcester made the following statement:

The matter under discussion is one of such very great importance that I feel a full reply should be made to the arguments against the bill brought forward by the Committee on Matters Pertaining to the Department of Finance and Justice.

So far as concerns the amount of the tax, it is intended to be such as materially to penalize the use of polished rice.

The Act of Congress mentioned in the committee report refers to the customs or import duty on rice, whereas in

the proposed bill only an internal-revenue tax is contemplated. This is a thing entirely separate and apart from a customs duty. Furthermore, it is not proposed to have the Act go into effect until January 1, 1914, which would give ample time for people seasonably to adjust themselves to the new conditions.

It would seem that the committee is making the common error of mistaking the rice ordinarily known as "pinawa" for unpolished rice. The Director of Health on behalf of the Government has purchased very large quantities of rice and it is his experience that properly cleaned unpolished rice costs as much as does polished rice.

The report of the committee states that the great majority of the Filipinos eat polished rice and that the tax would therefore fall heavily upon the masses. If this statement be true, then the great majority of the people are eating a dangerous food and the necessity for remedying the existing condition is imperative. The object of the bill is to create conditions such that the great majority of the people will eat unpolished rice. If its object is achieved, this majority would then not pay a tax and there would be no burden on the masses whatever.

I must take issue on the committee report on the subject of the impracticability of the bringing about of the change by increasing the cost of the polished article.

Experience with the Philippine Scouts, of whom there are some 5,000, shows conclusively that after they have once used clean unpolished rice they eat it with the same readiness as polished rice and have no desire to return to the polished variety.

Similar experience has been had at the Culsion leper colony. A few years ago a petition was received protesting against the use of unpolished rice. Later, when it became necessary to use polished rice temporarily, a petition was received from the lepers protesting against their being furnished with polished rice.

Practically all of the difficulty encountered up to the present time has been caused by the furnishing of im-

properly cleaned and poorly hulled rice when unpolished rice was asked for. A rice mill can make a fairly clean white rice that is safe, and I believe that all Philippine mills would do it if encouraged by proper legislation.

Captain Vedder of the United States Army Medical Corps, a member of the United States Army Board on Tropical Diseases, who has had very extensive experience in connection with beriberi in the Philippine Islands and who has just completed a book on this subject, holds that rice as ordinarily polished in the Philippine Islands by home machinery is not cleaned with sufficient thoroughness to be detrimental to health and would not cause beriberi. The Director of Health confirms this opinion. While it would be theoretically possible to polish rice with the ordinary household machinery thoroughly enough to make it dangerous, the labor involved is so very great that it is believed that the danger from this source is negligible and that for this reason no attempt should be made to tax rice polished in the home.

A campaign of education in the Philippine Islands has been persistently conducted for a period of three years with very discouraging results. At present it is difficult for persons who wish to purchase in the market clean unpolished rice to do so. While the slow process of education is going on the unfortunate victims of this disease are dying by the thousands. The number of deaths directly caused annually by beriberi is certainly not less than 5,000. The additional number of people disabled temporarily or permanently by this disease is certainly not less than 50,000. There remains no reasonable doubt that the use of unpolished rice as a food by mothers is a factor in the shocking infant mortality which prevails in these Islands at this time. In my opinion it is a solemn duty of this Government to make unpolished rice available for the masses and I believe this can be done without undue discrimination by the passage of the proposed bill.

There is little doubt that the people would readily accustom themselves to the change. Many Filipinos have in-

formed the Director of Health that after using the unpolished rice for a short time they preferred it to the polished rice because it had a better flavor and seemed to satisfy hunger more fully.

The campaign of education, of course, should and will be prosecuted in any event but it should be supplemented by adequate legislation in order early to bring about the general use of rice of a quality which makes it safe for human consumption.

There would seem to me to be no need for the appointment of a committee to study the subject of beriberi. Any person interested in this subject can readily obtain very abundant evidence on which to base his conclusions. The reading of the report of Dr. Strong gives a false impression as to the importance of his experiments as compared with the observations of others. His work was unique inasmuch as it was conducted in such a way as very carefully to exclude the possibility of infection with any disease-breeding organisms through the medium of the rice used and to demonstrate that the reason that beriberi follows the use of polished rice was that such rice was deficient in a certain chemical constituent necessary for the well being of the human body. The fact that the use of polished rice led to outbreaks of beriberi was abundantly demonstrated before Dr. Strong's experiments were begun. The following tables sufficiently illustrate this:

Calendar year.	Mean strength, surgeon-general's office.	Admissions.	
		Number.	Rate per 1,000.
1902	4, 826	598	123. 92
1903	4, 789	614	128. 21
1904	4, 610	334	74. 62
1905	4, 732	170	35. 93
1906	4, 759	176	36. 98
1907	4, 679	115	24. 58
1908	5, 085	618	121. 54
1909	5, 369	558	103. 93
1910	5, 422	50	10. 00
1911	5, 389	2	.37
1912	5, 463	3	.56

The use of unpolished rice among the Philippine Scouts began in 1910.

The following table shows the effect of the use of polished rice at the Culion Leper Colony:

Month and year.	Total deaths.	Deaths from beriberi.
1912.		
January	35	2
February	86	86
March	92	60
April	25	3
May	29	6
June	38	2
July	22	1

When beriberi had been practically eliminated at Culion through the use of unpolished rice, it became necessary in November, 1911, to resume the use of polished rice. The disease reappeared. In February, 1912, it was possible to resume the use of unpolished rice, whereupon beriberi promptly disappeared.

The following table shows the prevalence of beriberi in the prison at Poulo-Condore in French Indo-China prior to and subsequent to the discontinuance of the use of polished rice:

Year.	Prisoners.	Deaths from beriberi.
		<i>Per cent.</i>
1901	295	27.45
1902	375	13.60
1903	489	57.46
1904	534	7.67
1905	511	46.57
1906, Jan. 1 to Aug. 15	363	31.99
1906, Aug. 15 to Dec. 31	249	
1907	703	
1908	909	

The disease promptly disappeared completely when the unpolished article was used exclusively and it is reliably stated that there have been no deaths from this cause since.

The conclusion that the occurrence of beriberi is intimately associated with the consumption of too great an amount of polished rice has been referred to in the committee report as my opinion. I desire to call attention to the fact that others, whose opinion should carry much more weight than mine, long since reached the same con-

clusion. I quote the following resolution passed at the last meeting of the Far Eastern Association of Tropical Medicine:

That the accuracy of the opinion of this association, recorded in 1910, has received further and more complete confirmation by investigators in Japan, China, French Indo-China, the Philippine Islands, Siam, Netherlands-India, the Straits Settlements, and the Federated Malay States, namely, that "beriberi is associated with the continuous consumption of white (polished) rice as the staple article of diet."

It is therefore again desired to bring this opinion to the notice of the various governments concerned and to recommend international action.

Also to the following resolution passed by the Philippine Islands Medical Association, held in November, 1912:

Resolved, That in the opinion of this association, sufficient evidence has been produced in support of the view that beriberi is associated with the continuous consumption of decorticated rice as a staple article of diet; that this association strongly recommends to the Philippine Legislature the passage of suitable legislation which will have for its object the bringing about of the general use of unpolished rice among those who use it as a staple article of diet.

The close relationship between the use of polished rice and the prevalence of the dreadful disease known as beriberi has been conclusively established.

The usual procedure is to prohibit the use of food stuffs known to be dangerous. Such a measure in connection with the use of polished rice would doubtless be extreme at this time but its use should be penalized. Sooner or later this is certain to be done in all civilized countries where rice forms an important part of the diet of the people.

The question before the Philippine Commission is whether it will now do what it can toward having this country march in the van in this campaign or will, through failure to take the initiative, allow it to lag in the rear.

In my opinion the effect of the proposed legislation would be that the majority of the inhabitants of these Islands would promptly accustom themselves to the use of a safe rice and that only a comparatively limited number of well-to-do people with whom rice is a comparatively unimportant article of diet, and who would therefore not be seriously

harmed by eating polished rice, would continue to pay its increased cost, which they could well afford to do.

I do not think that the interest of the many should in a matter like this be sacrificed to the convenience of the few.

After some further discussion, Commissioner Araneta moved that the report of the standing committee be adopted.

The motion prevailed, Commissioners Worcester, Brangan, and the President voting in the negative.

ADJOURNMENT.

Thereupon, at 1 o'clock and 15 minutes postmeridian,

On motion by Commissioner Gilbert,

The Commission adjourned to meet at 10 o'clock ante-meridian on Monday, February 3, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

First Session.

JOURNAL OF THE COMMISSION.

MONDAY, FEBRUARY 3, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President (after roll call).

Commissioner Gilbert in the chair.

READING OF JOURNAL.

The Journal for Saturday, February 1, 1913, was read and approved.

MESSAGE FROM THE ASSEMBLY.

JANUARY 30, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 30, 1913, laid on the table the following Commission Bill No. 23, entitled: An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," so as to require every person engaged in any business, trade, or occupation, subject by the provisions of said Act to a license or occupation tax, to register with the provincial treasurer or the Collector of Internal Revenue on the date on which he engages in such business, trade or occupation, his name, residence, name of business, trade, or occupation, and place where same is to be carried on; and to require all merchants, manufacturers, and common carriers, subject to any of the taxes imposed by Article XVI of said Act, with certain exceptions, to keep in the English or Spanish language certain records of their transactions, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

THIRD READING OF BILL.

Commission Bill No. 77. An Act to amend paragraph eight of section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, so as to prohibit the issue of internal revenue licenses to practice medicine, surgery, and dentistry to persons not duly authorized by law, and for other purposes.

Commission Bill No. 77 was read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 138.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 29, 1913, Assembly Bill No. 199, entitled "An Act appropriating the sum of fifty thousand pesos, out of any funds in the Insular Treasury not otherwise appropriated, for the construction of a schoolhouse to be denominated 'Jose Rizal's School Building,' in the municipality of Calamba, Laguna," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be referred to the Committee on Appropriations.
Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 139.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on January 29, 1913, Assembly Bill No. 87, entitled "An Act amending in part Act Numbered Eleven hundred and twenty, relative to the administration, temporary leasing and sale of certain haciendas and parcels of land commonly known as 'Friar Lands,' by providing for the manner of administration, maintenance, and improvement of the irrigation systems appurtenant to said lands, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

If passed, it would completely reorganize the present system of administering friar lands; would largely turn over their administra-

tion to certain municipalities; would upset the entire classification of these lands, on the basis of which more than 43,000 lots have already been sold or leased with resulting violation of existing contracts between the Government and purchasers; would grant gratuitously large areas of friar lands to provinces and municipalities without making any provision whatsoever for reimbursing the Government for their value, and on account of the vacant friar lands alone would impose on the taxpayers a burden of some ₱10,000,000 at the end of twenty years.

A full explanation of the effect of the several provisions of the proposed Act will be found in a six-page half-spaced indorsement submitted by the Director of Lands.¹

Respectfully submitted.

DEAN C. WORCESTER,

*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

¹ The indorsement of the Director of Lands is as follows:

MANILA, *February 2, 1913.*

[2d Indorsement.]

Respectfully returned to the Honorable the Secretary of the Interior with the following comment with relation to Assembly Bill No. 87. Comment is referred to lines on the various pages of the bill, as it appears impossible to cover the variety of subjects in a general statement.

Section 1, page 1, lines 4 to 12, inclusive, appears to be a reënactment of section 8 of the Friar Lands Act No. 1120 in the identical terms of the original Act.

Section 1, page 1, lines 12 to 14, inclusive, and page 2, lines 1 to 7, inclusive, relates to the suspension of installments and rentals, which subject was covered by Act No. 2125 of the Philippine Legislature, which was an amendment of section 14 of the Friar Lands Act No. 1120. Act No. 2125 is divided into two provisos, the first of which provides for the suspension of payments, while the second provides for the method of the subsequent collections of payments so suspended. The Attorney-General has ruled that the second proviso of said Act No. 2125 is unconstitutional on account of the fact that its enforcement would impair the obligation of existing contracts between the Government and the lessees or purchasers of friar lands. It appears, however, under the rulings for statutory construction of law, that there would be no reason why the first paragraph relative to suspensions should not be valid and of full force and effect, and it has so been considered by this Bureau and the Secretary of the

[Committee Report No. 140.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on Jan-

Interior, and such suspensions have been made when duly approved. It would therefore appear that there is no necessity for further law covering this subject except with relation to subsequent payments of suspended installments, and no logical reason is apparent why two installments should not be paid in the following year providing a good crop was secured. That no more than one installment should be collected in one year seems absurd, as many friar land purchasers have seen fit to pay one, two, three, or all the installments at one time. If, however, the crop was not unusually good, I believe the matter should be left to be determined between the Director of Lands and the purchaser to best suit both parties. In the case of lessees (which, however, are decreasing rapidly in number under the provisions of this Act) they might have a crop failure the first year under a three-year lease, fail to pay rent during the first year, pay it the second year, pay the second year's rent the third year, give up the lease and the land, with the result that one year's rent has been lost to the Government.

Attention is invited to the fact that on page 2, lines 1 and 2, the loss necessary to secure the suspension is one-half of the product, while under Act No. 2125 it is one-half of the value of an average annual product, and it seems very uncertain as to what this provision of law means as proposed.

The above comments also apply to the second proviso, lines 7 to 12, section 1, page 2.

Section 2, page 2, lines 16 to 27. Lines 18 and 19 appear ambiguous, and it is believed that line 18 should read "he shall take possession" instead of "he shall be directed to take possession," which is a provision of the present law.

In lines 19 and 20 the term of lease is for not exceeding one month. As practically all vacant friar lands are agricultural lands, it is not understood why a lease for not exceeding one month should be granted to anybody. Under the provisions of existing law the Director of Lands has ample authority to take possession of vacant lands and states how he shall dispose of same, and the proposed law seems to confer no additional benefits nor does the provision that he shall notify tenants, as all sales or leases are now made after publication of a bandillo, and the former tenants have the preference right, other conditions being equal.

Lines 21 to 27 would not appear to be of any particular benefit to anybody, although there is no objection, except from an administrative standpoint, to securing this information. It is presumed that this is to prevent the acquiring of large areas, but at the present time there is no prohibition in law to prevent a person or corporation acquiring as much vacant friar lands as can be legally held by such

uary 15, 1913, Commission Bill No. 63, entitled "An Act providing that all timber cut in public forests shall, when practicable, be

person or corporation, the prohibition against one person acquiring more than 16 hectares or a corporation more than 1,024 hectares being merely an administrative order of the Secretary of War, and if the administrative restrictions of the Secretary of War were removed the sworn statement provided for in the proposed Act would appear to be of no benefit.

From the reading of the following proviso (section 2, page 2, lines 27 to 29, and page 3, lines 1 to 6, inclusive) it would appear that there was some intention to restrict the area to an individual or corporation, but to permit bona fide occupants to obtain the area they had been occupying, but this has not been accomplished.

Page 3, lines 6 to 12, would appear unnecessary for the reason that all preferential bona fide occupants have already leased or purchased their land, if they so desired, without restriction as to area, and as this proviso appears to leave it to the Director of Lands to determine, and the Director of Lands has determined, it is not understood why this provision is inserted, except that some former tenants may have given up their lands, some have been sold to others, and they now want to come in and obtain possession thereof. There have been cases where land was sold and former tenants afterwards appeared and claimed same and the original sale was declared void, but these matters have been long settled, as a rule, and only in cases where justices of the peace have interfered and canceled the rulings of this Bureau as to bona fide occupants, and this Bureau has been powerless to prevent other than bona fide occupants from obtaining the land. This Bureau has continuously opposed actions of the justices of the peace in these matters, but has not been successful in securing the coöperation of the Bureau of Justice in preventing the overruling of the Director of Lands, and the proposed provisions of law do not seem to help matters as they still leave it with the Director of Lands to administer without power to enforce his rulings, and I believe that the interests of the bona fide occupants of friar lands would be best protected if the Legislature would pass a law prohibiting justices of the peace from taking jurisdiction involving friar lands when the Director of Lands, upon the approval of the Secretary of the Interior, has already executed sales certificates in conformity with the provisions of the law.

Section 3, page 3, lines 15 to 29, inclusive; page 4, lines 1 to 29, inclusive; and page 5, lines 1 to 13, inclusive. This section upsets the entire classification, under Act No. 1120, of the friar lands; provides for another classification by committee which in no case would be any better advised than the committee who made the original classification, which, as a rule, consisted of one employee of the Bureau of Lands, one resident of the estate to be classified, and one member familiar with the agricultural land values in the

measured in the round and specifically authorizing a reasonable deduction for certain natural defects," has examined the same, and

vicinity. The reclassification of these lands would upset the entire sales data on the 50,000 friar land lots; would cost a large sum of money; would jeopardize the interests of those who have already purchased and paid either all or part of the value of their land, and any change in the valuations would be a violation of the contractual obligations between the Government and the purchaser, and furthermore would seem to be absolutely unnecessary, as the methods proposed provide for appeals to the Governor-General and finally to the courts, and would mean endless litigation, and is so complicated that we would never be able to sell an estate within the provisions of the law.

Inasmuch as up to the present time there have been sold or leased over 43,000 of the 50,000 lots pertaining to the friar estates, and the purchasers as a rule appear satisfied with the valuations, the classification, and the terms of the sale, it would seem strange that the Legislature should attempt to undo this work without any more reason than is apparent in the proposed law. It is believed that the question of classification and appraisal of land has been satisfactorily determined, and to open it again with no certainty of any better results and with the absolute certainty of violated contracts already satisfactorily fulfilled by both parties, should, in my mind, be condemned in no uncertain terms.

Section 4, page 5, lines 14 to 22, inclusive. It appears that in this section the Assembly Committee on Friar Lands intends first to assume judicial functions by taking jurisdiction over matters of fact as to whether or not classifications and values are just and reasonable, and, second, administrative functions by suspending said classifications and ordering new ones. There does not seem to be any limit to the number of times this committee may be called upon to order reclassifications, all apparently at the expense of the Bureau of Lands, but presumably at the expense of the tenants on the friar estates who pay for the administrative expenses on the friar estates, under the law, and it is believed that the value of friar lands would eventually reach such a figure that nobody would buy.

Section 5, page 5, lines 25 to 29, and page 6, lines 1 to 5. This section appears to be a new method of collecting installments and rentals, substituting provincial and municipal treasurers for friar lands agents. If any saving to the Government can in any way be made through this method there would certainly be no objection thereto, but the fact remains that the friar lands offices have been established for a long time; they are in charge of competent and experienced men, and these same offices would have to be maintained whether collections were made therein or not. The provincial and municipal treasurers' offices are not organized at the present time to handle more than the collections, and the detail work is of such a nature that it requires experienced men to handle same, and as only a very

has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

small portion of the time of the friar land agents is occupied in collections (the collections usually being made within two or three months of the year) there would appear to be no reasonable ground for the change at this time, and to change would compel this Bureau to constantly furnish the provincial and municipal treasurers with information which they could not have without turning over the entire friar lands records to them, which would appear to be merely the transfer of the administration of same from the Bureau of Lands to the various municipalities and provinces concerned. The collections and administration are so closely interwoven that it seems impossible to make the proposed change without exceeding the present cost of administration and collections.

Sections 6 and 7, page 6, lines 6 to 22, inclusive. These sections appear unwise for the reason that the carrying them into effect means countless resurveys for the purpose of making subdivisions, the cancellation of a large number of contracts and other corresponding entries on the records, and the reëxecution and the rerecording of new contracts. Under the present provisions of law the purchaser may do one of three things: (1) He may pay for his land in accordance with the terms and conditions of his contract; (2) he may transfer his contract to another person, with the approval of this Bureau; (3) he may surrender his contract and vacate. Up to the present time this Bureau has persistently refused to divide lands unless the purchaser pays the total expenses of such subdivision, and to otherwise provide means a large expense both for surveying and administration which cannot be charged against the land and becomes a general charge against the Treasury of the Islands for the benefit of the parties concerned, and this does not appear just, and it is anticipated that it would double the cost of administration of the friar lands to the Government.

Sections 8, 9, 10, 11, and 12, pages 6, 7, 8, 9, 10, and 11, referring to the control of the irrigation on friar estates. It may be stated that the control of these irrigation systems was in the hands of the municipalities concerned during the period of the Spanish-Filipino insurrection and the Filipino-American insurrection, and while it is true that it was the time of war, yet the condition of the systems when taken control of by this Bureau in 1905 was such that it would indicate that the municipalities concerned were not organized in a manner to properly conduct same, and in fact are not to-day. The handling of water for irrigation purposes should be kept absolutely free from politics, and this cannot be done under the present municipal organization. Furthermore, there is no advantage to the Bureau of Lands in retaining control over these systems, nor would this Bureau oppose the turning over of same to the proper organization qualified to

This proposed Act changes the method of measuring timber and the basis for the assessment of charges thereon. Your committee is of the opinion that the present method is more equitable and easier

handle same, provided an arrangement was made whereby provisions were made for the reimbursement to the friar lands sinking fund to the extent of a half million pesos or the approximate value of the systems to date, and probably the irrigation division of the Bureau of Public Works would be the proper organization to handle same. By so doing the question of control would fall clearly within the provisions of the Irrigation Act. However, complications are bound to arise if this irrigation system is controlled by any other organization than the one which controls the land so long as the title remains in the Government and the land is under the control of the Bureau of Lands. Up to the present time no charge has been made for irrigation water for agricultural purposes to bona fide occupants of friar lands. It has been the intention of this Bureau to begin the charging of water rent, but owing to the crop failures and condition of the purchasers up to the present time it has been considered inadvisable to increase the burden of the annual payments by water rent. Whenever the water rent must be paid the natural security not only in the proposed law but in other legislation is the land itself. To turn over to municipalities or provinces the irrigation system would permit the users of water to incur a lien on the land which under the proposed Act could be enforced, and compel the Government to repurchase the land it already has absolute title in. Furthermore, it would mean difficulties between the irrigation agents and the friar lands agents by conflict of authority and in fact any regulation referring to irrigation could be so enforced as to cause purchasers from the Government of friar lands to become discouraged and give up their land. After the purchasers of friar lands have paid for their land and received Torrens title it is of little importance to this Bureau who controls the irrigation system, and it is therefore believed advisable to retain control at least in one of the general bureaus of the Government until irrigated friar lands have been finally disposed of.

Section 13, page 11, lines 22 to 29, inclusive, and page 12, lines 1 to 12, inclusive. This section is intended to authorize the gratuitous conveyance to municipalities and provinces of all friar lands therein occupied for public purposes or leased by the municipalities to private parties. As far as roads, streams, and plazas are concerned, these have been reserved from sale for public purposes without cost to the municipalities or provinces. Lots used for public-building purposes which have been sold to municipalities have naturally been included in the classification and appraisalment of land pertaining to each estate. To grant gratuitously to municipalities and provinces concerned such lands would be precisely the same as making an appropriation from the general revenues for the purpose of purchasing

of enforcement than the one proposed in the bill under consideration. In this connection attention is invited to the accompanying comment of the Collector of Internal Revenue on the bill in question,¹ in which he makes a thorough and conscientious criticism and comparison of the two methods, and gives good and sufficient reasons why the present system should be continued, in all of which your committee concurs.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

land for the municipality or province, and if done in the cases of municipalities of friar estates should be done for all municipalities throughout the Islands. If this is the policy of the Government, there appears to be no objection. It is believed (and the policy has heretofore been followed) that municipalities and provinces, if they desire parcels on friar lands, should sign sales certificates and pay for same the same as private individuals excepting for streets, plazas, roads, etc.

On January 1, 1913, there were 6,960 vacant lots on friar estates, aggregating 59,996 hectares, with an appraised value of ₱4,127,722, upon which interest will accrue at the rate of 4 per cent per annum. At the end of twenty years the value of this land would be approximately ₱10,000,000, with the accrued interest, and if they are not disposed of it will place a burden upon the taxpayers of about ₱10,000,000. It is believed that if this Bureau is permitted to dispose of vacant friar lands in accordance with the provisions of the Friar Lands Act now upon the Statute Book, and without the ill-advised interference of persons who do not thoroughly understand the situation, instead of having a deficit of two-thirds of the original bond issue it is believed that the eventual deficit would not exceed one-third, or, say, ₱4,000,000.

(Sgd.) C. H. SLEEPER,
Director of Lands.

¹ The indorsement of the Collector of Internal Revenue is as follows:

[3d Indorsement.]

MANILA, January 30, 1913.

Respectfully returned to the Honorable the Secretary of Finance and Justice, inviting attention to the following statement:

This Office believes that the present method of measuring timber is more equitable than the one proposed in the inclosed bill. This method of assessing timber in the form in which it is brought to market—either sawn, squared, or in the round—is particularly adapted to the timber industry in the Philippine Islands, where the cutting

The question being upon the adoption of the report, the roll was called with the following result:

Ayes: Commissioners Luzuriaga, Araneta, and Sumulong.

Noes: Commissioners Gilbert, Worcester, Palma, and Branagan.

Commission Bill No. 63 was then read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

areas are so numerous and are scattered over such a great extent of territory as to render it impracticable for forest officers to measure all timber in the round before it leaves the forest, without incurring an expense which would consume most of the revenue collected thereon. This Office believes that the licensee should always manifest his timber in the form in which it is brought to market. This system is entirely satisfactory to licensees and affords the Government the most reliable and economical check possible under present conditions. If timber were manifested in the round and afterwards squared in the forest, its identity would be completely lost, and, as a result, this Office would lose its only check on such timber, as this check is made when the logs reach the market. Licensees would continue to bring their timber out squared, for the reason that to haul out logs in the round would almost double the expense of bringing them out.

This Office selected at random eight logs, one of aale, two of ipil, two of tindalo, two of narra, and one of anubing, ranging from 13 inches to 17 inches in diameter, and found that of this diameter from 2 to 5 inches consisted of sapwood. If these pieces of timber had been measured and manifested in the round by a forest officer and afterwards squared in the forest, it will readily be seen how different the measurements of the squared logs would be when they reached the market, and how difficult it would be for internal-revenue officers to make a proper check of same, as practically all the sapwood is hewn off in squaring, and as the principal means of identifying a log are its dimensions.

Supposing that through inadequacy of the personnel of the Bureau of Forestry the above eight logs were manifested by the licensee himself, there is no doubt that instead of showing on the manifest the actual diameter, inside the bark, he would have shown the diameter of the log exclusive of the sapwood, as practically all the sapwood is hewn off in squaring. The difference between the cubic contents of the above eight logs as measured by the forest officer and as measured by the licensee himself would be about 42 per cent. Furthermore, upon arrival of the squared logs in the market, internal-revenue officers would have no means of knowing how much of the

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

sapwood had been hewn off, nor would they be sure that the logs were the ones listed on the manifest, as the amount of sapwood varies not only in different species of trees, but also in different trees of the same species. It will, therefore, be seen that the licensee whose timber was manifested by a forest officer would be very greatly discriminated against. The timber which comes to the market squared is, as a rule, of the best grades, the revenue thereon being nearly half of the total forest charges on timber, while the timber which is sawn in the forest is nearly all of the lower grades.

Fifty-nine per cent of the volume of all timber reported cut during the first half of the present fiscal year was assessed after sawing; 28 per cent was assessed after squaring, leaving only 13 per cent assessed in the round. It is now proposed to place a re-charge of 100 per cent on sawn and squared timber, which aggregate 87 per cent of all timber cut in the Philippine Islands—to use the charges paid on only 13 per cent of the timber as a lever to increase the charges on 87 per cent of the total output of timber.

The question is, What should be considered as the basis for the assessment of charges on timber?

1. The contents of the round logs found by multiplying the area of the small end by the length;
2. The amount of sawn lumber procurable from the log;
3. The actual contents of the squared log; or
4. The amount of sawn lumber actually secured by sawing economically.

The rules of the United States Forest Service provide that the amount of lumber procurable from a log is to be the basis of the assessment. The present law in the Philippines makes it optional with the licensee to—

1. Measure his timber after sawing and add 15 per cent;
2. Measure his timber after squaring and add 25 per cent; or
3. Measure his timber in the round on the basis of the area of the small end.

The Director of Forestry states in his memorandum:

“The charges on Government timber are based on cubic measurements in the round. The 15 per cent was added in an effort to compensate the Government for the loss of timber in saw kerf and slabs if the licensee should prefer to manifest his timber after sawing. When 15 per cent was selected as the proper amount of such

The question then being upon its passage, the roll was called with the following result:

Ayes: Commissioners Gilbert, Worcester, Palma, and Branagan.

Noes: Commissioners Luzuriaga, Araneta, and Sumulong.

The bill was declared passed, and the title was read and approved.

a recharge, most, if not all, of the lumber was whipsawed or otherwise sawn by hand, and the laborious processes involved made it good policy for the licensee to exercise the greatest care in securing the largest possible output; and besides, the blades of the saws were so thin that the saw kerf amounted to very little. The introduction of steam mills completely changed this situation with the results shown on the attached statement."

In this connection attention is invited to the fact that under the present law the recharge for loss in squaring is 25 per cent. If, as the Director of Forestry states, the charge on Government timber is based on cubic measurements in the round, the law would have prescribed a greater recharge for loss in squaring than 25 per cent for the reason that the area of the end of the largest square log that can be hewn out of a round log is 63 per cent of the area of the end of the round log, or a minimum loss of 37 per cent. The recharge necessary to compensate for a loss of 37 per cent is 58 per cent. As a matter of fact, in hewing out logs practically all sapwood is hewn off and the recharge necessary to compensate for the actual loss is much greater. The loss in squaring was as great when the present recharge was fixed by law as it is at present. This shows that the basis of measurement was not the actual contents of the round log.

This Office believes that the actual contents of sawn lumber secured from a log by economical sawing may well be considered as the basis. Sawn lumber has as good a claim to be considered as the basis as any other. More timber comes out sawn than in any other form. The actual loss in squaring timber is about 10 per cent more than the actual loss in sawing, and the recharge provided by law is 10 per cent more than that for sawing, so that so far as these two classes of timber are concerned (sawn and squared) they may be considered with respect to each other as having an equitable assessment. These two classes together represent 87 per cent of the total output of timber. Timber assessed in the round represents only 13 per cent of the timber cut and pays more proportionately than sawn or squared timber. It would therefore appear that the discrimination against this class of timber is very unfair. This discrimination, however, is not so serious as it seems, for the reason that licensees who bring out round logs have the option and the means of squaring their timber before bringing it out, and a considerable

[Committee Report No. 141.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on January 25, 1913, Commission Bill No. 70, entitled "An Act prescribing the manner in which municipal councils shall grant the privilege of running cockpits; providing for a license tax for fighting cocks; prohibiting women, children and public officers from entering cockpits, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

portion of the timber brought out by them consists of piles, the charges on which, by reason of the comparatively small area of the small end, are about the same as those on squared timber. It is safe to say that within a very short time the percentage of timber brought out from the forest in the round will be less than 10 per cent and will consist principally of piles, posts, etc., and that over 90 per cent of all the timber will be brought out either sawn or squared. It is an economic loss to bring round logs to the market for sawing, as the transportation of the waste material greatly increases the cost of transportation. The adoption of the increased recharges proposed will not cause more logs to be brought to market in the round, nor prevent the amount now coming out in the round from decreasing, as the determining factor is the cost of transportation.

As to the following proposition:

"For the purposes of this Act a log shall be considered to have a length of five meters or less. If pieces of timber are measured which are more than five meters long, they will be treated as two or more logs, the diameter being measured on the small end of each section," this Office wishes to say that the taper of logs up to 8 meters in length is very small, and considering the large number of logs brought to market between 5 and 8 meters in length, the work of taking two measurements on such logs will double the work of licensees and internal-revenue officers with respect to such logs, with a very insignificant increase in revenue. The taper of logs over 8 meters in length is sufficiently great to make a difference in the revenue, and in the event that the law is amended it would be better in the case of logs over 8 meters in length to take the average diameter as the basis, but the proposition to adopt the 5-meter standard log would create much unnecessary work; under that system a 20-meter log would, for assessment purposes, be divided into four logs, to the great annoyance and embarrassment of licensees; it would also throw much unnecessary work upon internal-revenue officers. By taking the average diameter the same object would be accomplished with less than half the labor.

The proposed bill states that:

"If timber cut under license is measured and manifested by forest officers, the Director of Forestry may in his discretion make due allowance for rot, cavities, or other natural defects."

Your committee is of the opinion that the bill, if passed, will answer several equally desirable purposes, to wit:

In the first place it will gradually restrict cockfighting after a period of nine years, in such manner that at the end of said period cockfights will be allowed only once a month, the same as is done with horseraces at present.

In the second place it will, without curtailing any of the present authority of the municipalities as regards cockpits, regulate the authority of the municipal councils to grant cockpit licenses so as to prevent any possible immoral intelligence between municipal officers and cockpit licensees.

This would establish two systems of measurement—one system where round logs are measured with an allowance for defects, when a forest officer is available, and another system where no allowance is made for defects, when a forest officer is not available—a discrimination which does not exist under the present law.

In this connection attention is invited to the inclosed statement of the Director of Forestry showing that the loss in sawing in different mills varies considerably, and to the statement on page 3 of his memorandum as follows:

“It is not practicable to fix a general allowance for defects which would hold universally. In the first place, the enormous variation in the amount of defects among the great number of different species cut and marketed and even more the equally great variation which is found in the same species in different localities makes such a general reducing factor impracticable.”

This Office wishes to ask whether the large differences in the loss in sawing shown on this statement is not due to the varying amount of defective timber contained in the logs sawn rather than to any difference as regards wasteful sawing.

This Office knows of no reason for endeavoring to ascertain a general reducing factor, as the millman pays charges on the amount of lumber actually sawn out of the logs felled by them plus 15 per cent. The amount of forest charges which the operator of a well-regulated mill might save by throwing merchantable timber into the waste pile is so small as compared with the expense of logging and handling, and as compared with the market price of such merchantable timber, as to be no inducement whatever to throw away such timber. In a badly managed mill merchantable timber might be thrown away, but any objection to assessing charges on sawn lumber on this ground is without any basis, as the appraising officer can assess charges on any timber which may be wastefully sawn. If the millman is wasteful in his sawing and does not utilize the merchantable lumber in the logs, this merchantable lumber can be accurately measured and assessed. The proposed making of allowances for defects, cavities, etc., by forest officers, is at best, even with well-trained men, only approximate, and necessarily would result in

In the third place it will, by means of a tax on fighting cocks, considerably decrease the number of fighting cocks and indirectly the much-generalized habit of wasting time in a deplorable manner in the care and training of gamecocks.

Lastly, it will put a stop to the pernicious practice now in vogue of permitting children, women, and public officials to enter cockpits. Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

many misunderstandings between licensees and the Government—misunderstandings that under the present system do not occur.

Attention is invited to page 85 of the Use Book of the United States Forest Service, issued by the Secretary of Agriculture on July 1, 1907, providing that timber shall be scaled by the Scribner "Decimal C" log rule. This log rule is used for determining not the actual contents of the log as is proposed in the inclosed bill, but is used to show the approximate amount of lumber which may be secured from the log.

The measurement of sawn lumber under the system at present in force in the Philippine Islands gives a result which much more closely approximates the result secured by the Scribner "Decimal C" log rule than would the system of measurement proposed in the inclosed bill.

While it is impossible for forest officers to measure the timber removed from the forest in the round or squared without incurring an unwarranted expense, or without delaying the operations of licensees, owing to the large number of licensees engaged in removing round or squared logs, yet it is believed that the Bureau of Forestry could advantageously measure and manifest the timber felled and sawn by licensees operating steam sawmills in the licensed forest areas, the Bureau of Forestry certifying to this Office the quantity of each kind of timber cut, and this bureau collecting the charges from the licensees on the basis of measurements made by the Bureau of Forestry. It is believed, however, that the present system of measurement should be continued.

Attention is invited to the inclosed printed circular, No. 14, approved last month by the Honorable the Secretary of Finance and Justice. This circular contains regulations governing the collection of charges on forest products. By means of these regulations the charges on forest products will be collected more economically and more closely than in the past.

(Sgd.) WM. T. NOLTING,
Collector of Internal Revenue.

Commission Bill No. 70 was thereupon read the second time and referred to the Committee of the Whole.

At this point the President entered the Session Chamber and took the chair.

The bill was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Section 2, page 1, lines 9 to 12, strike out the words "and on legal holidays, excepting only the holidays commonly known as Memorial Day, Rizal Day, and Good Friday, and for a period not to exceed three days during the celebration of the *fiesta* of the municipality," and insert in lieu thereof the words "on legal holidays, between the hours of ten antemeridian and five postmeridian, and for a period not to exceed three days during the celebration of the *fiesta* of the municipality, except that it shall not be permitted on the holidays commonly known as Memorial Day, Rizal Day, Holy Thursday, and Good Friday."

Section 5, page 2, line 11, insert after the words "each cockpit" the words "after any present license shall have expired."

Section 6, page 2, line 28, insert after the words "provisions of this Act" the words "or of any municipal ordinance of the municipality;" line 29, strike out the words "of the president;" page 3, line 7, strike out the words "agrees to" and insert in lieu thereof the word "shall;" and lines 16 to 20, amend to read as follows: "cockpit for one year; (i) that the admission fee for entrance to the cockpit will be (to be fixed by the municipality); and (j) that the percentage on wagers will be (to be fixed by the municipality)."

Section 8, amend to read as follows:

"SEC. 8. Every owner of a fighting-cock or cock being trained for fighting purposes shall pay an annual license fee of ten pesos for each such fighting-cock or cock in training owned by him. Such fees shall accrue to the municipality. A separate license shall be issued by the municipal treasurer for each such fighting-cock or cock in training in the form prescribed by the provincial treasurer. In the case of the city of Manila the license shall be issued by the city assessor and collector. Such license shall contain a statement that the sum of ten pesos has been paid by ——— as a license fee for the year ending December thirty-first, nineteen hundred and ——— for one fighting-cock described as follows:

- (a) Description and diagram of comb.
- (b) Color or colors of the plumage, the ears, and the shanks.
- (c) Description of the scales.
- (d) Description of such other distinctive markings as may serve to identify the cock."

Section 9, amend to read as follows:

"SEC. 9. Any person using or attempting to use said license for any other cock than the one for which it was issued and any person using or attempting to use any altered or forged license shall upon conviction be punished with a fine of two hundred pesos or imprisonment for six months or both such fine and imprisonment in the discretion of the court."

Section 11, page 5, line 13, insert after the words "for cocks" the words "or use any license at any time after the expiration of the period for which it was issued;" lines 13 and 14, strike out the word "concessioner" and insert in lieu thereof the word "concessionaire," and in line 14, strike out the word "knowingly."

Section 12, page 5, line 19, strike out the word "child" and insert in lieu thereof the word "person;" line 20, insert the words "except a tourist," after the word "woman;" line 22, strike out the word "child" and insert in lieu thereof the word "person," and in line 23, insert the words "except a tourist," after the word "woman."

Section 13, strike out in its entirety, renumbering subsequent sections accordingly.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Gilbert moved to amend the title to read as follows:

An Act prescribing the manner in which municipal councils may grant the privilege of running cockpits; restricting their operations; providing for a license tax for fighting-cocks; prohibiting persons under eighteen years of age and women, from entering cockpits, and for other purposes.

The motion prevailed and the title as amended was read and approved.

MESSAGES FROM THE ASSEMBLY.

JANUARY 30, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 30, 1913, passed the following

Assembly Bill No. 373, in which it requests the concurrence of the Commission: An Act making appropriations for public works.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 373 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

JANUARY 29, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 29, 1913, passed the following Assembly Bill No. 312, in which it requests the concurrence of the Commission: An Act amending section sixteen of Act Numbered Fifteen hundred and eleven, known as "The Philippine Road Law," as amended, so as to punish the violent occupation of land situated on both sides of any public highway, bridge, wharf, or trail at present occupied by other persons, since prior to the passage of said act.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 312 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

JANUARY 27, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 27, 1913, passed the following Assembly Bill No. 372, in which it requests the concurrence of the Commission: An Act providing for the reorganization of the Courts of First Instance and of the Court of Land Registration.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 372 was read the first time by title only and referred to the Committee

on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

JANUARY 30, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 30, 1913, passed the following Assembly Bill No. 274, in which it requests the concurrence of the Commission: An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled "An Act creating the Bureau of Labor, under the Department of Commerce and Police."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 274 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 299, in which it requests the concurrence of the Commission: An Act amending Act Numbered Nineteen hundred and eighty-nine, entitled "An Act making appropriations for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and eleven, and other designated periods," by eliminating certain powers of the Governor-General for directing the restoration of certain funds reverted to the Insular Treasury to the credit of certain bureaus or offices.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 299 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 195, in which it requests the concurrence of the Commission: An Act authorizing municipal councils to appropriate at the beginning of each year a certain sum out of the school funds

for the creation and maintenance of night schools in English in their respective municipalities, under certain conditions.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 195 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 213, in which it requests the concurrence of the Commission: An Act fixing the twenty-fourth day of February of each year for the celebration of the local or patron saint's fiesta of the municipality of Tumauini, of the Province of Isabela, Luzon.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 213 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 258, in which it requests the concurrence of the Commission: An Act amending section one of Act Numbered Fifteen hundred and thirty-seven, entitled "An Act to limit gambling on horse races in the Philippine Islands to certain specific dates and providing penalties for violation of its provision," as amended by Act Numbered Fifteen hundred and ninety-nine, and providing for the payment by the owners of race horses of an annual tax of thirty pesos for each horse.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 258 was read the first time by title only and referred to Commissioner

Luzuriaga as a select committee for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 282, in which it requests the concurrence of the Commission: An Act establishing the double cedula tax in the Provinces of Palawan, Mindoro, and Batanes and repealing therein the tax established by section three of Act Numbered Two thousand and fifty-five and all other acts in conflict with this Act.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 282 was read the first time by title only and referred to the Committee on Non-Christian Tribes for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 292, in which it requests the concurrence of the Commission: An Act changing the names of the municipalities of Santo Niño and Mawanán of the Province of Cagayan de Luzon and of the municipality of Langaran of the Province of Misamis.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 292 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 331, in which it requests the concurrence of the Commission: An Act appropriating fifty thousand pesos for the School of Household Industries.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 331 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 388, in which it requests the concurrence of the Commission: An Act providing that no person shall, without having been previously admitted to the practice of law in the Philippines, be appointed judge of a Court of First Instance, judge of the Court of Land Registration, associate judge of the Court of Land Registration, Attorney-General, assistant attorney of the office of the Attorney-General, provincial fiscal, assistant provincial fiscal, justice of the peace of the city of Manila, prosecuting attorney of the city of Manila, assistant prosecuting attorney of the city of Manila, judge of the municipal court of the city of Manila, justices of the peace of the capitals of provinces and auxiliary justices of the peace of the capitals of provinces.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 388 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 394, in which it requests the concurrence of the Commission: An Act amending sections sixteen and twenty-three of Act Numbered Five hundred and ninety-seven, entitled "An Act regulating the practice of pharmacy in the Philippine Islands," as amended by Act Numbered Nineteen hundred and twenty-one, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 394 was read the first time by title only and referred to the Committee

on Matters Pertaining to the Department of the Interior for report and recommendation.

FEBRUARY 1, 1913

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 241, in which it requests the concurrence of the Commission: An Act granting municipal councils authority to reduce, increase, suspend, remit, exempt from, and fix the penalty of the tax on carts the wheels of which are rigid with the axle or have tires less than two and one-half inches in width, and on sledges having tires less than two and one-half inches in width; and also authority to fix the time for the collection, and to dispose exclusively of the amount collected for said tax, without prejudice to the prohibition of their use on roads designated as improved roads by the provincial boards.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 241 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 186, in which it requests the concurrence of the Commission: An Act repealing in its entirety Act Numbered Sixteen hundred and ninety-six of the Philippine Commission, entitled "An Act to prohibit the display of flags, banners, emblems, or devices used in the Philippine Islands for the purpose of rebellion or insurrection against the authority of the United States and the display of Katipunan flags, banners, emblems, or devices, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 186 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 250, in which it requests the concurrence of the Commission: An Act amending Act Numbered Twelve hundred eighty-five, entitled "An Act authorizing the incorporation of the society for the prevention of cruelty to animals in the Philippine Islands, defining its powers, and providing for its government," as amended by section eight of Act Numbered Nineteen hundred and fifty-five.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 250 was read the first time by title only and referred to a select committee consisting of Commissioners Branagan and Sumulong for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 347, in which it requests the concurrence of the Commission: An Act appropriating funds for the support of pensionados in Insular schools.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 347 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 399, in which it requests the concurrence of the Commission: An Act appropriating the sum of four hundred thousand pesos for establishing colonies and plantations for rice and other food grains, for bringing about an equal distribution of the population of these Islands, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 399 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed with amendment, in which the concurrence of the Commission is requested, Commission Bill No. 53, entitled "An Act amending paragraph two of section three hundred and thirteen of Act Numbered One hundred and ninety, entitled 'An Act providing a Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,' by making the signed copy conclusive proof of Acts of the Philippine Commission and the Philippine Legislature."

The bill, with amendment certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendment is as follows:

Strike out the words "del diario de sesiones" appearing in lines 6 and 7, section 1, page 1, and insert in lieu thereof the words "de las actas."

The question then being on the concurrence of the Commission in the amendment of the Assembly to Commission Bill No. 53, the amendment was concurred in.

Ordered, That Commission Bill No. 53 be enrolled and printed as an Act.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed with amendment, in which the concurrence of the Commission is requested, Commission Bill No. 57, entitled "An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called 'Friar Lands' Estates, by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended."

The bill, with amendments certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

Page 1, line 7, in lieu of the words "two hundred" substitute the words "five hundred."

Line 15, first word, page 1, strike out the word "fifty" and substitute in lieu thereof the words "one hundred."

Page 1, lines 16 and 17, strike out the words "fifty" and "one hundred" and substitute in lieu thereof the words "one hundred" and "three hundred."

Page 2, lines 1 and 2, strike out the words "one hundred" and "two hundred" and substitute in lieu thereof the words "three hundred" and "five hundred," respectively.

Referred to the Committee on Matters Pertaining to the Department of the Interior.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed with amendment, in which the concurrence of the Commission is requested, Commission Bill No. 61, entitled "An Act authorizing the Director of Forestry to make improvement thinnings and carry on silvicultural operations in the public forests or forest reserves of the Philippine Islands, and for other purposes."

The bill, with amendment certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendment is as follows:

Amend section 2 of the bill so as to read as follows:

"SEC. 2. The Director of Forestry is authorized to dispose by sale or otherwise of the timber and minor forest products resulting from improvement thinnings or silvicultural operations, and the revenues derived therefrom shall be deposited in the Insular Treasury as a general fund: *Provided*, That the sale shall be made in accordance with the prevailing prices in the locality or district at the time of such sale."

Referred to the Committee on Matters Pertaining to the Department of the Interior.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 1, 1913, agreed to the amendment of the Commission to Assembly Bill No. 254, entitled "An Act

amending the law relative to vacations and leaves of absence of judges of Courts of First Instance."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 1, 1912.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Dadvivas, Salas, and Gutierrez David.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Araneta be the manager at the same on the part of the Commission.

RECESS.

At 1 o'clock and 30 minutes postmeridian,

The President declared a recess until 6 o'clock postmeridian.

RECONVENED.

At 6 o'clock postmeridian the Commission reconvened.

The President in the chair.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 106, in which it requests the concurrence of the Commission: An Act appropriating the sum of two hundred thousand pesos, Philippine currency, for the purchase of the library of the Compañía General de Tabacos de Filipinas in Barcelona, Spain, under certain conditions.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 106 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

JANUARY 31, 1913

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on January 31, 1913, passed the following Assembly Bill No. 277, in which it requests the concurrence of the Commission: An Act regulating the manner of acquiring and recovering Philippine citizenship.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 277 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 369, in which it requests the concurrence of the Commission: An Act fixing the second of May of each year for the celebration of the local fiesta of the municipality of Asingan, Province of Pangasinan.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 369 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 1, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 1, 1913, passed the following Assembly Bill No. 381, in which it requests the concurrence of the Commission: An Act providing certain special proceedings for the settlement and adjudication of land titles.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 381 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

SECOND READING OF BILLS.

Assembly Bill No. 318. An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen.

Assembly Bill No. 318 was read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, for the following-named public works and permanent improvements, and for other purposes of the Insular Government, to be available immediately upon the passage of this Act.

"BUREAU OF HEALTH.

"(a) For filling the swamp land on the Philippine General Hospital reservation, fifteen thousand pesos.

"BUREAU OF QUARANTINE SERVICE.

"(b) For the purchase of a launch for use on Manila Bay, twenty-five thousand pesos.

"BUREAU OF PUBLIC WORKS.

"(c) For the construction, improvement, and where necessary, maintenance, of roads and bridges in those provinces which shall accept the provisions of Act Numbered Sixteen hundred and fifty-two, and which shall, by resolution of the provincial board, guarantee by continuing annual appropriations the establishment of such conservation system as may be necessary in the judgment of the Director of Public Works on all first-class roads now or hereafter constructed and declared to be such by the Director of Public Works, including the construction, improvement and maintenance of roads and bridges in the Provinces of Mindoro, Palawan, and Batanes, to be allotted in proportion to the number of inhabitants of each province, three hundred thousand pesos.

"(d) For the construction, improvement, and where necessary, maintenance of roads and bridges in provinces which shall accept the provisions of Act Numbered Sixteen hundred and fifty-two, and which shall, by resolution of the provincial board, guarantee by continuing annual appropriation the establishment of such conservation system as may be necessary in the judgment of the Director of Public Works on all first-class roads now or hereafter constructed and declared to be such by the Director of Public Works, including the construction, improvement and maintenance of roads and bridges in the Provinces of Mindoro, Palawan, and Batanes, to be allotted in the discretion of the Secretary of Commerce and Police, five hundred thousand pesos.

"(e) For drilling artesian wells, for the construction of water supply systems, and for the construction of cisterns where artesian wells cannot be sunk, whenever the provincial boards or municipalities interested shall adopt resolutions for the appropriation of funds covering the cost of one-third of the work, seventy-five thousand pesos: *Provided*, That the benefits of this provision of law shall extend to the special government provinces of Mindoro, Palawan, and Batanes.

"(f) For reimbursing the Bureau of Public Works for funds expended in completing the Cebu Custom House and Arrastre Plant, seventeen thousand two hundred and two pesos and fifty-three centavos.

"In all for the Bureau of Public Works by this section, eight hundred and ninety-two thousand two hundred and two pesos and fifty-three centavos.

"In all, nine hundred and thirty-two thousand two hundred and two pesos and fifty-three centavos.

"SEC. 2. The following sums, or so much thereof as may be necessary, are hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, for the following-named public works and permanent improvements, and for other purposes of the Insular Government, to be available July first, nineteen hundred and thirteen.

"BUREAU OF HEALTH.

"Philippine General Hospital:

"(a) For enlargement of present kitchen, twenty-five thousand pesos.

"Culion:

"(b) For continuing the necessary construction work at Culion, sixty thousand pesos.

"In all, for the Bureau of Health by this section, eighty-five thousand pesos.

"BUREAU OF SCIENCE.

"(c) For a laboratory building for tests and investigations of, and for machines for testing, all classes of materials, including reinforced iron, steel, rope, wire, road materials, ties, cement, pipe, concrete, mortar, building and paving blocks, bricks, stones, tars, asphalts, pitches, dust preventatives, cloth, ores, and other similar materials; for transfer of testing machinery of Bureau of Forestry at Bilibid Prison to Bureau of Science, and mounting and installing the same; for one five-horsepower motor for the concrete testing machinery and other machinery; fifty thousand pesos.

"WEATHER BUREAU.

"(d) For improvements on the site and water front of the seismological station at Ambulog, one thousand pesos.

"BUREAU OF PUBLIC WORKS.

"(e) For the construction, improvement, and where necessary, maintenance of roads and bridges in those provinces which shall accept the provisions of Act Numbered Sixteen hundred and fifty-two, and which shall, by resolution of the provincial board, guarantee by continuing annual appropriations the establishment of such conservation system as may be necessary in the judgment of the Director of Public Works on all first-class roads now or hereafter constructed and declared to be such by the Director of Public Works, including the construction, improvement and maintenance of roads and bridges in the Provinces of Mindoro, Palawan and Batanes, to be allotted in the discretion of the Secretary of Commerce and Police, five hundred thousand pesos.

"(f) For drilling artesian wells and for the construction of water supply systems, to be allotted in the discretion of the Secretary of Commerce and Police, three hundred thousand pesos.

"In all, for the Bureau of Public Works by this section, eight hundred thousand pesos.

"BUREAU OF NAVIGATION.

"(g) For the construction of streets, storm water sewers and other improvements in the Port District of Manila, fifty thousand pesos: *Provided, That*, for a period of five years from July first,

nineteen hundred and twelve, rentals collected from leased lands in the Port District of Manila, and bonuses paid for such leases, shall be available for the construction of streets, storm water sewers and other improvements in said district in addition to the amount hereby appropriated.

“(h) For dredging in front and backfilling in the rear of the new concrete wharf now under construction at Cebu, thirty-five thousand pesos.

“(i) For the construction of a permanent concrete wharf at the Mariveles Quarantine Station, fifty thousand pesos.

“In all, for the Bureau of Navigation by this section, one hundred and thirty-five thousand pesos.

“BUREAU OF POSTS.

“(j) For the construction, repair, and maintenance of telegraph lines and cables, fifty thousand pesos.

“BUREAU OF COAST AND GEODETIC SURVEY.

“(k) For the purchase of a launch for use in connection with the Coast and Geodetic Survey Steamer ‘Research,’ three thousand pesos.

“BUREAU OF CUSTOMS.

“(l) For the construction of a customhouse at the port of Iloilo, two hundred and twenty-five thousand pesos.

“BUREAU OF EDUCATION.

“(m) For the completion of the construction and equipment of buildings for the Philippine School of Arts and Trades, three hundred thousand pesos.

“(n) To aid municipal governments in the construction of central school buildings, to be allotted by the Secretary of Public Instruction, one hundred thousand pesos.

“In all, for the Bureau of Education by this section, four hundred thousand pesos.

“BUREAU OF AGRICULTURE.

“(o) For various construction work for the Bureau of Agriculture, fifty thousand pesos.

“BUREAU OF PRISONS.

“(p) For a reinforced concrete quarantine building, twelve thousand five hundred pesos.

“(q) For a reinforced concrete contagious ward building and morgue, eight thousand pesos.

“In all, for the Bureau of Prisons by this section, twenty thousand five hundred pesos.

"PHILIPPINE LIBRARY.

"(r) For the purchase of books, fifteen thousand pesos.

"Total appropriations for public works and permanent improvements by this section, one million eight hundred thirty-four thousand five hundred pesos.

"SEC. 3. The following sums, or so much thereof as may be necessary, are hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, for the following-named public works and permanent improvements, and for other purposes of the Insular Government: *Provided*, That no part of the appropriations herein made shall be available for use for any of the purposes herein authorized without prior authorization of the Governor-General.

"BUREAU OF HEALTH.

"Philippine General Hospital:

"(a) For nurses' home for Filipina nurses, two hundred thousand pesos.

"PHILIPPINE CONSTABULARY.

"(b) For construction of permanent buildings for the Philippine Constabulary, to be allotted in the discretion of the Secretary of Commerce and Police, fifty thousand pesos.

"BUREAU OF PUBLIC WORKS.

"(c) For the construction, improvement, and where necessary, maintenance of roads and bridges in those provinces which shall accept the provisions of Act Numbered Sixteen hundred and fifty-two, and which shall, by resolution of the provincial board, guarantee by continuing annual appropriations the establishment of such conservation system as may be necessary in the judgment of the Director of Public Works on all first-class roads now or hereafter constructed and declared to be such by the Director of Public Works, including the construction, improvement and maintenance of roads and bridges in the Provinces of Mindoro, Palawan and Batanes, to be allotted in the discretion of the Secretary of Commerce and Police, five hundred thousand pesos.

"(d) For river control, investigation, and construction, to be allotted in the discretion of the Secretary of Commerce and Police, taking into consideration the necessities of the provinces and municipalities, one hundred thousand pesos.

"In all, for the Bureau of Public Works by this section, six hundred thousand pesos.

"BUREAU OF NAVIGATION.

"Division of vessels:

"(e) For the purchase of a steam launch for use on the Pasig River and in Manila Bay, thirty-five thousand pesos.

"Division of ports and lighthouse construction:

"(f) For the purchase of a sea-going dredge, four hundred thousand pesos.

"(g) For continuing the construction of a concrete wharf along the right bank of the Iloilo River two hundred thousand pesos.

"(h) For minor improvements at minor ports, to be allotted by the Secretary of Commerce and Police, sixty thousand pesos.

"In all, for the Bureau of Navigation, by this section, six hundred and ninety-five thousand pesos.

"BUREAU OF POSTS.

"(i) For expenses incident to the installation and maintenance of wireless telegraph stations, three hundred thousand pesos.

"BUREAU OF AGRICULTURE.

"(j) For wire fencing, including cost of posts; and for miscellaneous permanent improvements at stations and farms, forty thousand pesos.

"BUREAU OF PRISONS.

"(k) For reconstruction of two pavilions, thirty-four thousand pesos.

"(l) For reinforced concrete school building, seventeen thousand pesos.

"(m) For kitchen for hospital, four thousand pesos.

"In all, for the Bureau of Prisons by this section, fifty-five thousand pesos.

"UNIVERSITY OF THE PHILIPPINES.

"(n) For the construction of a building known as 'Rizal Hall,' to be used for laboratory purposes in the city of Manila, three hundred thousand pesos.

"(o) For a laboratory building for the College of Agriculture at Los Baños, thirty thousand pesos.

"(p) For irrigation system, for sanitation, for road building, and for a bridge at the farm of the College of Agriculture at Los Baños, twenty-five thousand pesos.

"In all, for the University of the Philippines, by this section, three hundred and fifty-five thousand pesos.

"Total appropriations for public works and permanent improvements by this section, two million two hundred and ninety-five thousand pesos.

"Total appropriations by this Act, five million sixty-one thousand seven hundred two pesos and fifty-three centavos.

"SEC. 4. All balances remaining unexpended when any public work or permanent improvement appropriated for by this Act is completed shall be returned at once to the Insular Treasury and

shall not be available for withdrawal or disbursement thereafter, but shall be carried to the general revenues of the Islands.

"SEC. 5. This Act shall take effect as of July first, nineteen hundred and thirteen, except section one, which shall take effect immediately."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The President moved to amend the title to read as follows:

An Act making appropriations for public works and permanent improvements.

The motion prevailed and the title as amended was read and approved.

REPORT OF STANDING COMMITTEE.

[Committee Report No. 142.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 1, 1913, Assembly Bill No. 308, entitled "An Act providing for the creation of seventy scholarships in the Government Forest School at Los Baños, Laguna, and appropriating the sum of twenty-four thousand six hundred and eighty-seven pesos and fifty centavos for such purpose, under certain conditions," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the amendments hereinafter specified.

In the opinion of your committee paragraph (c) of section 1 should be amended to read as follows:

"(c) The holder of a scholarship who shall be graduated from the Forest School shall be employed according to the needs of the Bureau of Forestry for a period at least equal to the time he has received instruction, unless he be relieved from this obligation by the Secretary of the Interior or with the approval of the Secretary of the Interior first had he accept a position in some other branch of the Government of the Philippine Islands. Failure to comply with

the conditions of this section shall be sufficient reason for disqualifying him for any employment in the Government of the Philippine Islands for a period of time double that which he should have served."

Strike out section 3 and insert in lieu thereof the following:

"SEC. 3. There are hereby appropriated out of any funds in the Insular Treasury, not otherwise appropriated, twenty-four thousand five hundred pesos, to be expended as follows: For seventy scholarships at twenty-five pesos per month each, seventeen thousand five hundred pesos; one thousand pesos for traveling expenses, equipment, and per diems of students on their visits to forest reserves or the seats of modern logging or lumbering operations; for the construction, maintenance and repair of buildings and for the improvement and care of the grounds in their vicinity, five thousand pesos; for the carrying on of practical forestry work in the Mount Maquiling Forest Reserve, one thousand pesos."

Strike out sections 4 and 5.

Renumber section 6.

Respectfully submitted.

DEAN C. WORCESTER,

*Committee on Matters Pertaining to the
Department of the Interior*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 308 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill be recommitted to the Committee on Matters Pertaining to the Department of the Interior for further consideration.

The report and recommendation of the Committee of the Whole were adopted.

INTRODUCTION OF BILL.

Commissioner Gilbert introduced the following bill:

Commission Bill No. 78. An Act authorizing an appropriation of six hundred and twenty-five thousand pesos for the fiscal year nineteen hundred and fourteen for the University of the Philippines, and for other purposes.

Commission Bill No. 78 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Worcester moved to amend the title to read as follows:

An Act appropriating six hundred and twenty-five thousand pesos for the fiscal year nineteen hundred and fourteen for the University of the Philippines, and for other purposes.

The motion prevailed and the title as amended was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 143.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 24, 1913, Assembly Bill No. 309, entitled "An Act appropriating the sum of thirty-five thousand pesos for the construction of a building and road for the Government School of Forestry established at Los Baños, Laguna, providing for the separation thereof from the College of Agriculture, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following comment, viz:

In so far as this bill attempts to regulate the policy of the Board of Regents of the University of the Philippines, it is disapproved; that portion which provides for the construction of a bridge and road as a prolongation or continuation of the one now existing at the College of Agriculture to the point where the Bureau of Forestry has constructed buildings at said college, is approved.

It is therefore recommended that this bill, amended to read as follows, be passed:

"SECTION 1. The sum of fifteen thousand pesos, or so much thereof as may be necessary, is hereby appropriated, out of any funds in

the Insular Treasury not otherwise appropriated, to be expended for the construction of a bridge and road, as a prolongation or continuation of the one now existing at the College of Agriculture, to the point where the Bureau of Forestry has constructed buildings at said college.

"SEC. 2. This Act shall take effect on its passage."

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 309 was thereupon read the second time and further consideration postponed.

[Committee Report No. 144.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 3, 1913, Assembly Bill No. 394, entitled "An Act amending sections sixteen and twenty-three of Act Numbered Five hundred and ninety-seven, entitled 'An Act regulating the practice of pharmacy in the Philippine Islands,' as amended by Act Numbered Nineteen hundred and twenty-one, and for other purposes," has examined the same and has the honor to report if back to the Commission with the following recommendation, viz:

That the bill be passed.

It was drafted by the chairman of the Board of Pharmaceutical Examiners. Its details were made the subject of full discussion between that gentleman, the Director of Health, and the Secretary of the Interior before it was presented in the Assembly, and it has been passed in substantially the form in which it was presented.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 394 was thereupon read the second time and recommitted to the Committee on Matters Pertaining to the Department of the Interior for further consideration.

[Committee Report No. 145.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on December 12, 1912, Assembly Bill No. 15, entitled "An Act providing for the holding, under certain conditions, of municipal and provincial exposition fiestas of products, means, industries or manufactures, sources of wealth, art, and education, for the permanent maintenance thereof, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Your committee is of the opinion that the purpose of this bill is a very useful and praiseworthy one and tends to favor the progress and culture of the Filipino people, and its passage will doubtless provide a practical and useful measure for the development of the arts and trades, considering the natural aptitude and tendencies of the Filipino with regard to the applied arts.

Therefore, your committee, convinced of the useful purposes pursued by the bill, makes the recommendation set forth above.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
RAFAEL PALMA,

Committee on Municipal and Provincial Governments.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

MINORITY REPORT.

[Committee Report No. 146.]

MR. PRESIDENT: Although the object of this bill is very laudable, I greatly fear that if passed, it will divert the attention of the municipalities from other more urgent needs, such as the establishment of sanitary measures and other permanent improvements which, by reason of their nature, will increase the revenues of the municipalities. I should be more in favor of the authority to hold expositions like those here dealt with being granted to the provincial governments.

Respectfully submitted.

JUAN SUMULONG,
*Member of Committee on Municipal
and Provincial Governments.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

Commissioner Gilbert moved that the report of the minority be substituted for the majority report and adopted by the Commission.

The motion prevailed.

Commissioner Gilbert then moved that the bill be laid on the table.

The motion prevailed, Commissioners Luzuriaga and Palma voting in the negative.

[Committee Report No. 147.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 1, 1913, Assembly Bill No. 67, entitled "An Act further to amend section thirty-three, chapter four of Act Numbered Nine hundred and twenty-six, entitled 'The Public Land Act,' as amended, by providing for the granting of free patents to native settlers until January first, nineteen hundred and twenty-three," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with one amendment.

The effect of the bill is again to extend for a period of ten years the privilege of obtaining free patents under the conditions prescribed by the Public Land Act.

During the period when this privilege existed inhabitants of the Philippine Islands displayed an extraordinary indifference to it. Every effort was made, by utilizing the public press, by circulating pamphlets, and by causing announcements to be sent out through the schools, to attract their attention to it, but only in those provinces where survey parties from the Bureau of Lands were sent out, by order of the Secretary of the Interior, practically to solicit people to take advantage of this extraordinarily liberal provision to obtain land and to assist them in perfecting their applications, did any considerable number of persons avail themselves of it.

It is believed that there is now more interest in the subject of acquiring good land titles and that if this privilege were reextended it would now be taken advantage of by a large number of persons.

Were a cadastral act passed for the provinces organized under the Provincial Government Act and were a reasonable appropriation made for the Bureau of Lands to enable it to put parties in the field to continue the policy above referred to of assisting persons believed to be entitled to free patents to apply therefor, there might be obtained results of far-reaching importance in assisting the common people of these Islands to become the owners of the land which they occupy and have cultivated.

Attention is, however, invited to the fact that the proposed bill amends Act Numbered Nine hundred and twenty-six and must be submitted to the President and to Congress. It should therefore be amended by striking out section two and substituting therefor the following:

"SEC. 2. As soon as this Act shall have been approved by the President of the United States and shall have received the express

or implied sanction of Congress, as provided for in section thirteen of the Act of Congress approved on July first, nineteen hundred and two, entitled 'An Act temporarily to provide for the administration of the affairs of civil government in the Philippine Islands, and for other purposes,' these facts shall be published by proclamation of the Governor-General of the Islands, and this Act shall take effect on the date of such proclamation."

Attention is invited to the fact that this course was not followed when Act Numbered Fifteen hundred and seventy-three was passed and that in consequence said act is in the opinion of your committee without effect and the validity of any free titles granted under it will be subject to serious doubt unless the present Act or some similar one be passed.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 67 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of the Interior be concurred in; that the bill be further amended as follows:

Section 1 (33), page 1, lines 7 and 8, strike out the words "Chief or Director of the Bureau of Public Lands," and insert in lieu thereof the words "Director of Lands;"

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 148.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 4, 1913, Commission Bill No. 56, entitled "An Act to amend subsection (j) of section forty of Act Numbered Eighty-two so as to authorize municipalities to change the dates of their fiestas under certain conditions not more frequently than once each year," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed as it stands.

Any comment for the purpose of demonstrating the necessity of the adoption of the amendment which it is proposed to introduce in paragraph (j) of section 40 of Act No. 82 would be superfluous, since experience has shown the absolute necessity of the enactment of the details contained in said amendment, for the regulation of the dates for the celebration of the fiestas of the municipalities.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commission Bill No. 56 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill be laid on the table.

The report and recommendation of the Committee of the Whole were adopted.

SECOND READING OF BILL.

Commission Bill No. 24. An Act to amend Act Numbered One hundred and ninety providing a code of procedure for civil actions and special proceedings in the Philippine Islands.

By unanimous consent, Commission Bill No. 24 was read the second time by title only.

Commissioner Gilbert moved that the bill be laid on the table.

The motion prevailed.

REPORTS OF COMMITTEES.

[Committee Report No. 149.]

MR. PRESIDENT: The Committee on Appropriations, to which was referred on February 3, 1913, Assembly Bill No. 199, entitled "An Act appropriating the sum of fifty thousand pesos, out of any funds in the Insular Treasury not otherwise appropriated, for the construction of a schoolhouse to be denominated 'José Rizal's School Building,' in the municipality of Calamba, Laguna," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 150.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on January 31, 1913, Assembly Bill No. 216, entitled "An Act further to amend the Provincial Government Act by authorizing provincial boards to fix or change the salaries of lieutenant-governors of subprovinces governed under Act Numbered Eighty-three," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be enacted.

This bill authorizes the provincial board of a province having a subprovince, subject to the approval of the Governor-General, to fix or change by resolution the salary of the lieutenant-governor of such subprovince. At the present time an Act of the Legislature is necessary in each case. The salaries of all other subordinate officers and employees of provincial governments are fixed by the provincial boards with the approval of the Executive Secretary.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 216 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Luzuriaga, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 151.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 3, 1913, Assembly Bill No. 347, entitled "An Act appropriating funds for the maintenance of pensionados in Insular schools," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,

*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 347 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 152.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 3, 1913, Assembly Bill No. 331, entitled "An Act appropriating fifty thousand pesos for the School of Household Industries," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 331 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 153.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 3, 1913, Assembly Bill No. 195, entitled "An Act authorizing municipal councils to appropriate, at the beginning of each year, from school funds, a certain sum for the creation and maintenance of night schools in English in their respective municipalities, under certain conditions," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 195 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 154.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 1, 1913, Assembly Bill No. 95, entitled "An Act amending Act Numbered Eleven hundred and forty-seven, entitled 'An Act regulating the registration, branding, conveyance, and slaughter of large cattle, and providing for the disposition, care, custody, and sale of estrays or large cattle captured or seized by the Philippines Constabulary or other peace officers, etc.,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,

*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 95 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 155.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 3, 1913, the amendments of the Assembly to Commission Bill No. 57, entitled "An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called 'Friar Lands' Estates, by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the Commission concur in the amendments of the Assembly, which have no other effect than to increase slightly the values of the pieces of property for which certificates of title may be issued at the prices originally fixed in the Commission Bill.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

The question then being on the concurrence of the Commission in the amendments of the Assembly to Commission Bill No. 57, the amendments were concurred in.

Ordered, That Commission Bill No. 57 be enrolled and printed as an Act.

[Committee Report No. 156.]

MR. PRESIDENT: Your select committee of one, to which was referred on February 3, 1913, Assembly Bill No. 258, entitled "An Act amending section one of Act Numbered Fifteen hundred and thirty-seven, entitled 'An Act to limit gambling on horseraces in the Philippine Islands to certain specific dates and providing penalties for violation of its provisions,' as amended by Act Numbered Fifteen hundred and ninety-nine, and providing for the payment by the owners of race horses of an annual tax of thirty pesos for each horse," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed as it stands.

The bill involves several advantages. Prominent among these is the considerable income which will accrue to the Insular Treasury

if the legislation on horseraces here proposed is enacted. In the second place, its passage will benefit the cattlemen of these Islands by encouraging the breeding of horses. In the third place, it is to be expected, in view of the antecedents of the jockey club of this city, that charitable institutions, such as the "Gota de Leche" and others that have enjoyed such benefits on sundry occasions, will participate in its revenues.

Respectfully submitted.

JOSE R. DE LUZURIAGA, *Committee.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 258 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it be laid on the table.

The report and recommendation of the Committee of the Whole were adopted.

[Committee Report No. 157.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 3, 1913, the amendment of the Assembly to Commission Bill No. 61, entitled "An Act authorizing the Director of Forestry to make improvement thinnings and carry on silvicultural operations in the public forests or forest reserves of the Philippine Islands and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the amendment of the Assembly be not concurred in and that the bill be laid on the table.

Authorization of the Director of Forestry to sell the products in question would probably be valueless unless he was allowed to sell them at the best price obtainable, but in the opinion of your committee the question involved is not of sufficient importance to justify a request for a conference when other and much more important matters are necessarily engaging the attention of the Legislature.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

MESSAGE FROM THE ASSEMBLY.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed without amendment Commission Bill No. 64, entitled: An Act providing for the detention and deportation of stowaways arriving in the Philippine Islands on transports of the United States.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 64 be enrolled and printed as an Act.

REPORTS OF COMMITTEES.

[Committee Report No. 158.]

MR. PRESIDENT: Your select committee of two, to which was referred on January 28, 1913, Assembly Bill No. 123, entitled "An Act amending Act Numbered Fourteen hundred and fifty-nine, known as the Corporation Law, by adding a chapter on agricultural associations," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The purpose of this bill is to amend the Corporation Law by adding an additional chapter thereto creating a new class of corporations, called "rural credit associations," such associations being those the purpose whereof is to accumulate funds to furnish capital to agriculture, exclusive of mines and mining industry, and at the same time to encourage frugality, activity, and thrift among their stockholders.

The object of the bill is undeniably a good one. Your committee has not had sufficient time to make a careful study of the laws of other countries on this subject, but it has found no precedents therefor either in American or Spanish legislation.

The bill presents some new phases which make these associations different from the usual type of corporations in general. In the first place, they are called in the heading of the new chapter "agricultural credit corporations," while in the body of the proposed Act they are called "rural credit associations." This is simply owing to the fact that it is desired to give the character of a corporation to what in Europe, as the undersigned understand it, are simply cooperative agricultural associations.

According to the Corporation Law corporations must have a definite capital and a definite period of existence. According to this bill

agricultural associations may have a variable capital stock; so variable, indeed, that the amount of capital stock may change monthly with the admission of new members or the withdrawal of old ones. These associations may be organized for an indefinite period. Under the Corporation Law no member or stockholder can be deprived of his right. On the other hand, this proposed Act permits the expulsion of a member of a rural credit association in case of misconduct, crime, or any other sufficient cause that may hinder the attainment of the purposes of the association, such withdrawing member to be entitled to payment of his share of the capital, but not of the reserve fund.

The bill provides that these associations may make loans to members only for exclusively agricultural purposes. This shows the coöperative character of the association. However, notwithstanding this, the bill gives to such associations the same rights and powers enjoyed by postal savings banks. They are even given greater rights, since they are authorized to accept deposits payable on notice, and as no intervening time is fixed between the notice and the payment, these deposits are equivalent to deposits payable on demand, which postal savings banks are not authorized to receive.

As will be seen, this bill presents many new questions requiring careful and exhaustive study, which in the limited time at the disposal of your committee in these closing hours of the Legislature cannot be given. Furthermore, one of the members of your committee took this matter up with the member of the Assembly who introduced the bill, for the purpose of discussing with him some of the questions therein presented, and this Assemblyman stated that, as a matter of fact, under the European legislation from which this bill is taken, such associations are purely coöperative, and are not given the power to transact business as postal savings banks. In view of this the author of the bill suggested the advisability of postponing consideration of the bill until the next session of the Legislature, so that it then might be given more careful study.

Respectfully submitted.

GREGORIO ARANETA,
FRANK A. BRANAGAN,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 159.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 13, 1913, resolution No. 202 of the municipal council of Balasan, Province of Iloilo, asking that the councilors and municipal vice-president be granted per diems when attending meetings, has examined the same and has the honor

to report it back to the Commission with the following recommendation, viz:

That said resolution be laid on the table.

It is to be regretted that, due to the scarcity of revenues of the municipalities, it is for the present not possible to comply with the desire expressed by the municipal council of Balasan, Province of Iloilo, but the economic situation of said municipalities is so precarious, and the revenues are in all so much needed for the general expenses, that your committee finds it necessary to sustain the opinion above set forth so long as there is no improvement in these conditions.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 160.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 14, 1913, resolution No. 6 of the convention of municipal presidents of Bohol, asking that the councilors attending meetings of the municipal council be granted per diems, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That said resolution be laid on the table.

It is to be regretted that, due to the scarcity of revenues of the municipalities, it is for the present not possible to comply with the desire expressed by the municipal presidents of Bohol, but the economic situation of said municipalities is so precarious, and the revenues are in all so much needed for the general expenses, that your committee finds it necessary to sustain the opinion above set forth so long as there is no improvement in these conditions.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 161.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 21, 1913, resolution No. 12 of the municipal council of San Juan, Province of Nueva Ecija, asking that the councilors and municipal vice-president be granted per diems, has examined the same and has the honor to

report it back to the Commission with the following recommendation, viz:

That said resolution be laid on the table.

It is to be regretted that, due to the scarcity of revenues of the municipalities, it is for the present not possible to comply with the desire expressed by the municipal council of San Juan, Province of Nueva Ecija, but the economic situation of said municipalities is so precarious, and the revenues are in all so much needed for the general expenses, that your committee finds it necessary to sustain the opinion above set forth so long as there is no improvement in these conditions.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 162.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 10, 1913, resolution No. 67 of the municipal council of Culasi, Province of Antique, recommending that tenientes de barrio be equitably remunerated, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That said resolution be laid on the table.

It is to be regretted that, due to the scarcity of revenues of the municipality of Culasi, it is for the present not possible to comply with the desire expressed by said council.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 163.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 30, 1913, resolution No. 17 of the convention of municipal presidents of the Province of Batangas, petitioning the Philippine Legislature for the amendment of section 18 of the Municipal Code in the sense that the municipal presidents be given the authority for appointing nonelective employees, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the petition be laid on the table, for the reason that the action of the president is better safeguarded by the consent of the municipal council.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 164.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on February 1, 1913, Assembly Bill No. 304, entitled "An Act amending paragraph six of section one of Act Numbered Nineteen hundred and seventy-nine so that municipal councils of the capitals of provinces and subprovinces can fix the salaries of municipal officers without regard to the limitations established by the Municipal Code and its amendments," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table, for the reason that the amendment proposed does not offer any advantage.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 165.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 14, 1913, resolution No. 41 of the convention of municipal presidents of the Province of Bohol, recommending that the Philippine Legislature further amend section 37 (b) of the Municipal Code, as amended by Act No. 2056, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this matter be laid on the table, considering that the requisite of being a duly qualified elector in order to be eligible for appointment as barrio lieutenant is of the greatest importance.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 166.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on January 29, 1913, Assembly Bill No. 248, entitled "An Act authorizing the municipal councils of the municipalities organized under Act Numbered Eighty-two, known as the Municipal Code, to expend during one year of their unexpended funds or unappropriated balances an amount not exceeding five hundred pesos, without necessity of the approval of the provincial treasurer, for the immediate relief of sufferers from public calamities," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the said bill be laid on the table.

The proposed Act authorizes each municipal council in its discretion to expend not to exceed five hundred pesos per annum from their unexpended or unapproved balances for the immediate relief of sufferers from fires, typhoons, inundations, earthquakes, hunger, plague, epidemic, or other disaster constituting a public calamity in their respective municipalities without the approval of the provincial treasurer, i. e., without the necessity of including it in an estimate as now provided by law.

Attention is invited to the fact that this Act authorizes the expenditure in question to be made from unexpended funds. This in reality would permit the expenditure of funds already appropriated for other purposes and would have dire consequences.

There is no difficulty now in securing the provincial treasurer's approval for an expenditure for any meritorious purpose and even should he decline to give his approval the right of appeal lies to the provincial board whose decision is final, but approval by either the provincial treasurer or provincial board must be absolutely contingent on there being unappropriated funds available.

Your committee can see no good reason for the passage of the proposed Act and believes the law should be left unchanged on the subject of municipal expenditures.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 167.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on January 31, 1913, Assembly Bill No. 40, entitled "An Act authorizing the appointment of a board for the development and promotion of agriculture,"

has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 168.]

MR. PRESIDENT: Your Committee on Non-Christian Tribes, to which was referred on February 3, 1913, Assembly Bill No. 282, entitled "An Act establishing the double cedula tax in the Provinces of Palawan, Mindoro, and Batanes and repealing therein the tax established by section three of Act Numbered Two thousand and fifty-five and all other Acts in conflict with this Act," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill is designed to do away with the public improvement tax in the Provinces of Mindoro, Palawan, and Batanes and to substitute therefor the double cedula tax. One of the practical results would be that the amount of money available for the construction of public works in these provinces would be reduced by one-half. The public improvement tax has been found very useful in the provinces organized under the Special Provincial Government Act and has made possible very considerable progress in opening up means of communication. Through further development of means of communication increased material prosperity of these provinces can be anticipated.

In the opinion of your committee it would be highly undesirable to substitute the double cedula tax for the public improvement tax in these provinces.

Respectfully submitted.

DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
JUAN SUMULONG,
FRANK A. BRANAGAN,
Committee on Non-Christian Tribes.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 169.]

GENTLEMEN: The Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 3, 1913, Assembly Bill No. 186, entitled "An

Act repealing in its entirety Act Numbered Sixteen hundred and ninety-six of the Philippine Commission, entitled 'An Act to prohibit the display of flags, banners, emblems, or devices used in the Philippine Islands for the purpose of rebellion or insurrection against the authority of the United States and the display of Katipunan flags, banners, emblems, or devices, and for other purposes,' has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table, for the reason that it would tend to raise political feeling which would be inopportune at this time, as recommended in Commission Committee Report No. 398 on Assembly Bill No. 982, Second Philippine Legislature.¹

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 170.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 3, 1913, Assembly Bill No. 106, entitled "An Act appropriating the sum of two hundred thousand pesos, Philippine currency, for the purchase of the library of the Compañía General de Tabacos de Filipinas in Barcelona, Spain, under certain conditions," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be passed with the following amendments:

Strike out the preamble in its entirety.

Line 16, page 3, strike out the words "with the approval of the Speaker of the Assembly."

Respectfully submitted.

NEWTON W. GILBERT,

*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 106 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

¹Journal No. 5, p. 531.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Public Instruction.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by the President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The President moved that the preamble be stricken out.

The motion prevailed.

The title was read and approved.

MESSAGE FROM THE ASSEMBLY.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, postponed until the next regular session the following Commission Bill No. 49, entitled: "An Act to prohibit the public exhibition in the Philippine Islands of moving picture films of immoral, indecent, obscene, vicious, or a disorderly character or tendency, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

REPORT OF COMMITTEE.

[Committee Report No. 171.]

MR. PRESIDENT: Your select committee of two, to which was referred on October 28, 1912, the report of the committee appointed May 20, 1912, to study the question of a pension and retirement fund for the Philippine Constabulary, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the same be laid on the table.

It is the sense of your committee that if a pension Act is to be passed, the provisions of such Act should be extensive to all the officers and employees of the Insular Government. The consideration

or preparation of such legislation will require considerable time, which has not been at the disposal of your committee during the present session. Your committee recommends that without prejudice to continuing the investigation of this important subject, the matter be for the present laid on the table.

Respectfully submitted.

JUAN SUMULONG,
RAFAEL PALMA,
Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

The President moved that it is the sense of the Commission that a pension and retirement fund for the Constabulary should be established and that some provision for it should be made, but in view of the short time remaining of the present session that no further action be taken at this time but that the Secretary of Commerce and Police be requested to present the matter at the earliest practicable date of the next regular session of the Legislature.

The motion prevailed.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 27, in which it requests the concurrence of the Commission: An Act amending Act Numbered Seventeen hundred and ninety-one, amendatory of Act Numbered Eighty-two of the Philippine Commission.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 27 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 32, in which it requests the concurrence of the

Commission: An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 32 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 38, in which it requests the concurrence of the Commission: An Act organizing a competition of physicians for writing a pamphlet on public hygiene for the purpose of preventing mortality, especially among the children.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 38 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 71, in which it requests the concurrence of the Commission: An Act prohibiting the sale of dynamite and other explosives.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 71 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 90, in which it requests the concurrence of the Commission: An Act reëstablishing the office of provincial engineer and amending the Provincial Government Act and its amendments.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 90 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 91, in which it requests the concurrence of the Commission: An Act prohibiting the exhibition of inhabitants of the non-Christian tribes, and establishing penalties for its violation.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 91 was read the first time by title only and referred to the Committee on Non-Christian Tribes for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, agreed to the amendment of the Commission to Assembly Bill No. 106, entitled "An Act appropriating the sum of two hundred thousand pesos, Philippine currency, for the purchase of the library of the Compañía General de Tabacos de Filipinas at Barcelona, Spain, under certain conditions."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 170, in which it requests the concurrence of the Commission: An Act obliging manufacturing, industrial, agricultural, and commercial enterprises in the Philippine Islands to provide themselves with a duly qualified physician and a medicine chest for urgent cases of accidents and disease among their laborers, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 170 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 187, in which it requests the concurrence of the Commission: An Act amending Act Numbered Twenty-one hundred and sixty-nine, by repealing the authority of the provincial governor relative to the appointment of the chief of municipal police.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 187 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 193, in which it requests the concurrence of the Commission: An Act authorizing the investment of a portion of the gold standard fund in loans to corporations engaged in the exportation of products of this country.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 193 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No 198, in which it requests the concurrence of the Commission: An Act providing a uniform procedure in cases of suspension and removal of elective provincial officers.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 198 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 209, in which it requests the concurrence of the Commission: An Act providing facilities for the poor in densely populated places for removing to the northeast of Mindanao and to the Island of Mindoro.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 209 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 212, in which it requests the concurrence of the Commission: An Act amending section seventy-one of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 212 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 231, in which it requests the concurrence of the Commission: An Act amending subsection (i) of section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 231 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 244, in which it requests the concurrence of the Commission: An Act establishing an asylum for orphans, invalids and old persons and providing funds for the organization and operation thereof, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 244 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 251, in which it requests the concurrence of the Commission: An Act to create rural guards in all the municipalities organized under Act Numbered Eighty-two, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 251 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 257, in which it requests the concurrence of the Commission: An Act amending the first subsection of section seven hundred and eighty-five of Act Numbered One hundred and ninety, entitled "Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands," as amended by Act Numbered Fifteen hundred and eighty-six, so as to permit poor persons to prosecute or defend any action or special proceeding in justice of the peace courts or courts of first instance without being required to prepay fees.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 257 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 260, in which it requests the concurrence of the Commission: An Act authorizing the use, under certain conditions, of the road and bridge fund of the provinces organized under Act Numbered Eighty-three for subsidizing or for the acquisition, operation, and maintenance of water transportation.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 260 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following

Assembly Bill No. 265, in which it requests the concurrence of the Commission: An Act authorizing municipal councils to regulate the use of irrigation works of common use existing prior to the passage of Act Numbered Twenty-one hundred and fifty-two, otherwise known as the Irrigation Act, and authorizing the investment of municipal funds by the same for this purpose.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 265 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 270, in which it requests the concurrence of the Commission: An Act authorizing the creation of provincial banks under certain conditions and limitations, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 270 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 284, in which it requests the concurrence of the Commission: An Act authorizing certain measures for improving the planting, curing, and preparation of tobacco.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 284 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 294, in which it requests the concurrence of the Commission: An Act changing the name of the municipality of Saravia of the Province of Occidental Negros.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 294 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 297, in which it requests the concurrence of the Commission: An Act declaring the Province of Samar to be a second-class province and granting the same the rights and the privileges inherent to its class.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 297 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 311, in which it requests the concurrence of the Commission: An Act appropriating funds for the erection and maintenance in the city of Manila of a tuberculosis hospital and for the improvement of the attendance and treatment of the insane confined in the San Lazaro Hospital and the Hospicio de San Jose, in the discretion of the Director of Health.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 311 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 314, in which it requests the concurrence of the Commission: An Act adding a new proviso to section ninety-three of Act Numbered One hundred and thirty-six, as amended.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 314 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 315, in which it requests the concurrence of the Commission: An Act appropriating the sum of fifty-four thousand eight hundred and thirty-five pesos to be expended in salaries, traveling expenses, per diems and equipment of graduates of the Government school of forestry.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 315 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 319, in which it requests the concurrence of the

Commission: An Act to prohibit and punish judges for the issuance of orders of arrest at hours of the night or on days other than working days.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 319 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 321, in which it requests the concurrence of the Commission: An Act providing for an increase of the municipal school funds.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 321 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 325, in which it requests the concurrence of the Commission: An Act amending sections one, two, three, and five of Act Numbered Fifteen hundred and forty-five, by substituting the name of third member of the provincial board for that of provincial vice-governor, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 325 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 328, in which it requests the concurrence of the Commission: An Act amending section twenty-eight of Act Numbered Fifteen hundred and nineteen, known as "The Weights and Measures Act."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 328 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 338, in which it requests the concurrence of the Commission: An Act to promote workmen's wards.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 338 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 340, in which it requests the concurrence of the Commission: An Act amending in some respects sections two and

four of Act Numbered Eighteen hundred and fifty-six, with reference to the construction of a pantheon of illustrious Filipinos.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 340 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 349, in which it requests the concurrence of the Commission: An Act amending section three hundred and eighty-three of Act Numbered One hundred and ninety, known as "Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 349 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 357, in which it requests the concurrence of the Commission: An Act amending section thirty-three of Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law," abolishing the power of the Collector of Internal Revenue to impose fines.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 357 was read the first time by title only and referred to the Committee

on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 365, in which it requests the concurrence of the Commission: An Act amending section one of Act Numbered Three hundred and forty-five, entitled "An Act designating the days which shall be observed as public holidays in the Philippine Islands," as amended by section one of Act Numbered Twenty-one hundred and sixty, so as to declare the thirty-first of December also a public holiday, in memory of the patriot martyrs.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 365 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 378, in which it requests the concurrence of the Commission: An Act amending subsection (b) of section thirty-seven of Act Numbered Eighty-two, entitled "The Municipal Code," as amended by Act Numbered Two thousand and fifty-six.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 378 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 380, in which it requests the concurrence of the Commission: An Act amending section forty of Act Numbered Eighty-two, entitled "The Municipal Code," as amended by Acts Num-

bered Three hundred and nine, Fifteen hundred and thirty, Nineteen hundred and nine, and Eighteen hundred and fifty-eight, by granting authority to the municipal councils for farming out or letting at public auction the municipal excise and other taxes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 380 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 383, in which it requests the concurrence of the Commission: An Act appropriating sixty thousand pesos for the establishment and maintenance in Manila of a school of music.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 383 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 384, in which it requests the concurrence of the Commission: An Act providing for the establishment of a sanitarium and a bathing establishment at Gigabo, municipality of Tiwi, Province of Albay, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 384 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 387, in which it requests the concurrence of the Commission: An Act providing for the increase of the pay of the privates and members of the band of the Philippine Constabulary, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 387 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 389, in which it requests the concurrence of the Commission: An Act to amend sections one and six of Act Numbered Twenty-one hundred and fifty-six, entitled "An Act authorizing the consolidation of municipalities into sanitary divisions and the re-organization of the municipal boards of health created by Act Numbered Three hundred and eight; defining their powers and duties, and providing for each province a special fund to be known as 'Health Fund,' for this and other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 389 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 395, in which it requests the concurrence of the Commission: An Act to provide for the revision and correction of land tax assessments, the valuation of newly declared real property for the purposes of taxation and other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 395 was read the first time by title only and referred to the Committee on Taxation and Revenue for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 396, in which it requests the concurrence of the Commission: An Act to establish stations for practical instruction in matters concerning agriculture and a system of agricultural demonstration and development.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 396 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 398, in which it requests the concurrence of the Commission: An Act amending section seven of Act Numbered Seventeen hundred and sixty which prevents the introduction into the Philippine Islands of dangerous communicable animal diseases.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 398 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 400, in which it requests the concurrence of the Commission: An Act amending section fifteen and section sixteen of Act Numbered Twenty-one hundred and fifty-two known as the "Irrigation Law."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 400 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 401, in which it requests the concurrence of the Commission: An Act assigning per diems to the vice-presidents and councilors of the municipal councils of the Philippine Islands, for the attendance at the meetings of said councils and for the inspection of their respective districts.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 401 was read the first time by title only and referred to the Committee on Municipal and Provincial Governments for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, passed the following Assembly Bill No. 402, in which it requests the concurrence of the Commission: An Act making provisions for the encouragement of the traffic and increase of the facilities for commerce in the ports of entry of the Philippine Islands.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 402 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 406, in which it requests the concurrence of the Commission: An Act providing for the registration of patents and

patent rights in the Philippine Islands, and for the protection of the same.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 406 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 407, in which it requests the concurrence of the Commission: An Act transferring the balances of appropriations made by Acts Numbered Sixteen hundred and sixty-six, Eighteen hundred and nine, and Nineteen hundred and ninety-one to the appropriation made by Act Numbered Twenty-one hundred and ninety-nine, and reducing the appropriation of the last-mentioned Act in an equal amount.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 407 was read the first time by title only and referred to the Committee on Appropriations for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 411, in which it requests the concurrence of the Commission: An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President elect of the United States.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 411 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive

Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 412, in which it requests the concurrence of the Commission: An Act appropriating funds for the Philippine Exposition.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 412 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 413, in which it requests the concurrence of the Commission: An Act amending section one of Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine civil service."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 413 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, agreed to the amendment of the Commission to Assembly Bill No. 197, entitled "An Act to exempt newspaper enterprises in the Philippines from every impost or tax."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed without amendment Commission Bill No. 7, entitled "An Act to amend Act Numbered Seventeen hundred and fifty-seven by providing for the confiscation and disposition of money, articles, instruments, appliances and devices used in gambling prohibited by said Act or by the municipal ordinances."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 7 be enrolled and printed as an Act.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, agreed to the amendment of the Commission to Assembly Bill No. 300, entitled: An Act providing for certain changes in the general powers of the Agricultural Bank of the Philippine Government.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, agreed to the amendment of the Commission to Assembly Bill No. 305, entitled "An Act amending sections one, four, six and seven of Act Numbered Twenty-one hundred and twenty-four, entitled 'An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions,' and adding a new section at the end thereof."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, agreed to the amendment of the Commission to Assembly Bill No. 67, entitled "An Act further to amend section thirty-three, chapter four, of Act Numbered

Nine hundred and twenty-six, entitled 'The Public Land Act,' as amended, by providing for the granting of free patents to native settlers until January first, nineteen hundred and twenty-three."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Assembly Bill No. 84, in which it requests the concurrence of the Commission: An Act authorizing the municipalities of the provinces and subprovinces organized under Act Numbered Eighty-three to acquire suitable arms for the efficient service of the municipal police, and repealing sections twenty-three and twenty-four of Act Numbered Twenty-one hundred and sixty-nine.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent Assembly Bill No. 84 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed with amendments, in which the concurrence of the Commission is requested, Commission Bill No. 60, entitled "An Act to provide for an exposition of Philippine products in the city of Manila, in the year nineteen hundred and fourteen, to appropriate funds therefor, and for other purposes."

The bill with amendments certified thereon is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

In line 3, page 2, strike out the words "hereinafter appropriated," and insert in lieu thereof the following: "appropriated for the purposes of the Philippine exposition."

On the same page, section 5, lines 25 and 26, strike out the words "created by section seven of this Act," and insert in lieu thereof the following: "appropriated for the purposes of this Act."

Strike out the words "but a small fee may in the discretion of the board of directors be charged for admission to the grounds during certain days," appearing in lines 29 to 31, on page 2.

On page 3, strike out the entire section 7 and make section 8 section 7.

Amend the title of the bill to read as follows:

"An Act to provide for an exposition of Philippine products in the city of Manila, in the year nineteen hundred and fourteen."

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police.

SECOND READING OF BILL.

Commission Bill No. 48. An Act to abolish the use of commissioners in condemnation proceedings and requiring their duties and jurisdiction to be performed by the Courts of First Instance, and for other purposes.

Commission Bill No. 48 was read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was passed, Commissioners Araneta and Sumulong voting in the negative.

The title was read and approved.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, adopted the following Assembly Concurrent Resolution No. 4, in which it requests the concurrence of the Commission: Concurrent resolution suggesting the appointment of a committee to investigate the contract for the col-

lection of garbage in Manila and suspending any action of the city in the matter.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Concurrent Resolution No. 4. Concurrent Resolution suggesting the appointment of a committee to investigate the contract for the collection of garbage in Manila and suspending any action of the city in the matter.

Whereas the City of Manila proposes to grant to a private company the service of collecting the garbage throughout Manila for a period of ten years upon a basis of a hundred and fifty thousand pesos a year;

Whereas it is believed that this estimate is excessive and that it is extremely difficult at present to determine exactly the annual cost of this service, the garbage for one year not having yet been weighed, and the new contract will be paid by the ton;

Whereas by this reckless contract characterized by lack of foresight the interests of the city may be seriously compromised, to the extent of running the risk of losing through adverse circumstances live stock, carts, stables, implements, crematory, trained force, etc., etc., which have cost the city of Manila money;

Whereas it is necessary to avoid, in so far as possible, this action until a committee duly appointed by the Governor-General may report upon the expediency and utility thereof: Now, therefore, be it

Resolved by the Philippine Assembly, the Philippine Commission concurring, That it is the desire of both Houses to suggest to the Governor-General the appointment of a committee of three members, composed of an elective councilman of the city of Manila, a member of the *Asociación de Propietarios* and one other to be appointed in the discretion of the Governor-General himself, which shall report in the shortest possible time upon the convenience and necessity for granting the garbage service in Manila to a private enterprise for ten years on a basis of a hundred and fifty thousand pesos a year; and

Resolved further, That until this committee make its report the Governor-General shall suspend any action of the city Government of Manila in connection with the matter.

By unanimous consent, Assembly Concurrent Resolution No. 4 was read the first time by title only and referred to the Committee on Matters Pertaining to Bureaus under the

Executive Control of the Governor-General for report and recommendation.

FEBRUARY 3, 1913

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 3, 1913, adopted the following Assembly Concurrent Resolution No. 5, in which it requests the concurrence of the Commission: Concurrent resolution providing for the adjournment of the First Session of the Third Philippine Legislature on Monday, February third, nineteen hundred and thirteen, at twelve o'clock.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Concurrent Resolution No. 5. Concurrent Resolution providing for the adjournment of the First Session of the Third Philippine Legislature on Monday, February third, nineteen hundred and thirteen, at twelve o'clock.

Resolved by the Philippine Assembly, the Philippine Commission concurring, That the President of the Commission and the Speaker of the Assembly be, as they hereby are, authorized to declare the present session adjourned *sine die*, by adjourning the sessions of both Houses this day, Monday, February third, nineteen hundred and thirteen, at twelve o'clock postmeridian.

By unanimous consent, Assembly Concurrent Resolution No. 5 was read once and put upon its passage.

The roll was called and Assembly Concurrent Resolution No. 5 was unanimously passed and the title read and approved.

At 11 o'clock and 45 minutes postmeridian,

A committee of three from the Assembly composed of Delegates Clarin, Tecson, and F. Villanueva were admitted to the Session Chamber and stated that, in accordance with Concurrent Resolution No. 3 (A. C. R. No. 5), they were ready to unite with a committee of the Commission to announce to the Chief Executive that, in accordance with said resolution, the Legislature would be ready to adjourn at 12 o'clock midnight unless the Chief Executive had some further communication to make to it.

Whereupon, on motion by Commissioner Branagan, it was *Resolved*, That the President appoint a committee of three to unite with the committee of the Assembly in notifying the Chief Executive that, in accordance with Concurrent Resolution Numbered Three of the Third Philippine Legislature, the Legislature would adjourn at 12 o'clock midnight unless the Chief Executive had some further communication to make to it.

The President then appointed Commissioners Luzuriaga, Palma, and Branagan as such committee, and the Commission suspended its proceedings while the committee waited upon the Governor-General and delivered the message of the Legislature.

READING OF JOURNAL.

The Journal for Monday, February 3, 1913, was approved.

ADJOURNMENT SINE DIE OF THE COMMISSION AS A CHAMBER OF THE PHILIPPINE LEGISLATURE.

The hour of midnight having arrived, pursuant to Concurrent Resolution No. 3 of the Third Philippine Legislature, the President declared the Commission as a Chamber of the Philippine Legislature adjourned *sine die*.

ADJOURNMENT OF THE COMMISSION ACTING WITHIN ITS EXCLUSIVE LEGISLATIVE JURISDICTION OVER ALL THAT PART OF THE PHILIPPINE ISLANDS INHABITED BY MOROS OR OTHER NON-CHRISTIAN TRIBES.

Thereupon, on motion by Commissioner Araneta, The Commission, acting within its exclusive legislative jurisdiction over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes, adjourned to meet at the call of the President.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Approved:

W. CAMERON FORBES, *President*.

JOURNAL
OF THE
PHILIPPINE COMMISSION
BEING
A SPECIAL SESSION
OF THE
THIRD PHILIPPINE LEGISLATURE
FEBRUARY 6, 1913, TO FEBRUARY 11, 1913



Third Philippine Legislature.

Special Session of 1913.

Begun and held in the city of Manila on Thursday, the sixth day of February, nineteen hundred and thirteen.

JOURNAL OF THE COMMISSION.

THURSDAY, FEBRUARY 6, 1913.

In accordance with a proclamation issued by the Governor-General on February 3, 1913, the Commission met and was called to order by the President at 4 o'clock postmeridian.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF PROCLAMATION.

At the direction of the President, the Secretary read the following proclamation of the Governor-General:

BY THE GOVERNOR-GENERAL OF THE PHILIPPINE ISLANDS—A
PROCLAMATION.

No. 3.

Whereas the first session of the Third Philippine Legislature will, by operation of law, terminate on February third, nineteen hundred and thirteen, and

Whereas there have been but eighty-five days in the present session, exclusive of Sundays and holidays, five working days having been lost in the Christmas recess, and

Whereas certain important matters are still to be considered:

Now, therefore, I, W. Cameron Forbes, Governor-General of the Philippine Islands, by virtue of the authority vested in me by section seven of the Act of Congress dated July first, nineteen hundred and two, do hereby order that a special session of the Philippine Legislature be convened in the city of Manila on the sixth day of February, nineteen hundred and thirteen, said session to

continue from February sixth to February eleventh, to consider only those bills which have been passed by one House of the Legislature but which have not yet been approved by the other, and such other matters as may be submitted hereafter from time to time by executive message before the closing of the special session herein provided for.

In witness whereof, I have hereunto set my hand and caused the seal of the Government of the Philippine Islands to be affixed.

Done at the city of Manila this third day of February, nineteen hundred and thirteen.

[SEAL.]

W. CAMERON FORBES,
Governor-General.

By the Governor General:
FRANK W. CARPENTER,
Executive Secretary.

Ordered spread upon the Journal.

The Secretary then read the following special message from the Governor-General:

MANILA, February 6, 1913.

To the Philippine Legislature.

GENTLEMEN: By virtue of authority contained in section 7 of Act of Congress approved July 1, 1902, I hereby submit for consideration of the Philippine Legislature all the bills and the subject matters thereof which, passed by one House, had been modified and passed by the other, but upon which a final agreement had not been reached by the two Houses at the close of the last session.

W. CAMERON FORBES,
Governor-General.

Ordered spread upon the Journal.

MESSAGE FROM THE ASSEMBLY.

Presently the Secretary of the Assembly appeared and stated that he had been instructed to announce to the Commission that a quorum of the Assembly was present and ready for the transaction of business.

ANNOUNCEMENT TO THE ASSEMBLY.

Thereupon, on motion by the President, it was

Resolved, That the Secretary inform the Assembly that the Commission is assembled and ready to proceed to business.

The Secretary then repaired to the Assembly Hall and notified the Assembly accordingly.

MESSAGE FROM THE ASSEMBLY BY COMMITTEE.

Delegates Angeles, Dadvias, and H. Villanueva were announced and being admitted to the Session Chamber stated that they had been appointed a special committee of three to join a similar committee of the Commission to wait upon the Governor-General and notify him that the Legislature was ready for business and awaited any communication that he might desire to make.

Thereupon, on motion by Commissioner Gilbert, it was *Resolved*, That the President of the Commission be, and is hereby, requested to appoint a committee of three to meet the committee appointed by the Assembly for the purpose of waiting upon the Governor-General.

Commissioners Araneta, Palma, and Branagan were appointed as such committee.

PROCEDURE ON BILLS CARRIED OVER FROM FIRST SESSION.

On motion by Commissioner Gilbert, it was unanimously *Resolved*, That all bills passed by the Commission during the session of the Legislature just ended which have not yet been finally disposed of by the Legislature be reintroduced, read once by title, and put upon their passage.

Resolved further, That for convenience of record, all such bills retain their original numbers.

Accordingly, the following bills were read by title and unanimously passed:

No. 3. An Act prohibiting the sale, purchase barter, exchange, pledge, loan, or giving away of the clothes, arms, ammunition, equipments, accouterments, stores, and other property furnished by the Government of the Philippine Islands to the Philippine Constabulary, and prescribing punishment for the unlawful disposition or the theft of any such property.

No. 4. An Act creating the office of shipping commissioner, defining his duties, regulating the shipment and discharge of seamen in domestic vessels and the adjudication of wage disputes in certain cases.

No. 6. An Act providing an increased punishment for habitual criminals.

No. 8. An Act amending articles fifty-six, fifty-seven, one hundred and six, two hundred and fifty, two hundred and fifty-two, three hundred, three hundred and one, three hundred and three,

and three hundred and sixteen of the Penal Code, by making certain changes in the penalties.

No. 9. An Act amending Act Numbered Nineteen hundred and forty-four, entitled "An Act authorizing the Governor-General to specify by Executive Order the kinds of native wines or liquors which shall be subject to the prohibitions contained in sections nine and twenty-four of Act Numbered Fifty-nine, entitled 'The Manila Liquor Licenses Act,' Act Numbered Thirteen hundred and two, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Cavite, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,' and Act Numbered Thirteen hundred and sixty-nine, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Zambales, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,'" by defining the words "native wines or liquors" and for other purposes.

No. 10. An Act amending subsection (i) of section forty of the Municipal Code as amended.

No. 13. An Act to amend Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by including vessels within the provisions of sections three hundred and twenty-two and three hundred and twenty-three thereof, and by making it the duty of the prosecuting attorney of the city of Manila to prosecute violations of the customs laws in said city.

No. 14. An Act amending section three hundred and forty-eight of Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by providing that compensation to informers and seizing officers shall be paid with the approval of the Secretary of Finance and Justice, by punishing certain persons who fail to report to a collector of customs any information in their possession concerning any fraud upon the customs revenue and for other purposes.

No. 15. An Act amending Act Numbered Eighty-two, entitled "The Municipal Code," by authorizing municipal councils under certain conditions to close municipal roads, streets, alleys, parks or squares for governmental purposes.

No. 16. An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands.

No. 17. An Act to amend Act Numbered Six hundred and sixty-six, entitled "An Act defining property in trade-marks and in trade-names and providing for the protection of the same, defining unfair competition and providing remedies against the same, providing registration for trade-marks and trade-names, and defining the effect to be given to registration under the Spanish Royal Decree of eight-hundred and eighty-eight relating to the registration of trade-

marks, and the effect to be given to registration under this Act," by providing for the publication of applications for registration of trade-marks and trade-names and for the filing of opposition to such registration by persons considering themselves damaged thereby, and forbidding the importation of certain merchandise, and for other purposes.

No. 18. An Act to repeal section three of Act Numbered Eighteen hundred and fifty-five, entitled "An Act appropriating the sum of one hundred and fifty thousand pesos for the purchase and preparation of land for cattle quarantine stations in the cities of Manila, Cebu, and Iloilo, and making provision for the reimbursement of the Insular Treasury for the said amount with the proceeds of the sale of the Singalong Experimental Station, Malate, Manila," and directing the Director of Agriculture to take charge of that part of the Singalong Experimental Station not already sold.

No. 19. An Act to provide for the acquisition of Philippine citizenship.

No. 21. An Act to amend section ninety-one of Act Numbered Eleven hundred and eighty-nine, as amended, entitled "The Internal Revenue Law of Nineteen hundred and four," by increasing the percentage of alcohol that wine may contain and still be subject to the lower tax rate per gauge liter.

No. 22. An Act giving to the Governor-General in behalf of the Government of the Philippine Islands and to municipalities and provinces the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on Courts of First Instance exclusive original jurisdiction thereof and for other purposes.

No. 25. An Act providing for an instructor in athletics.

No. 26. An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service," by making certain provisions relative to examinations, vacations, accrued leave and traveling allowances.

No. 29. An Act amending Act Numbered Eighty-two, entitled "A general Act for the organization of municipal governments in the Philippine Islands," by increasing the limit of the land tax which may be levied, and for other purposes.

No. 32. An Act amending the second paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven by omitting certain routes over which railroads are to be constructed and repealing the third paragraph of said subsection as amended.

No. 33. An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of sheriffs' fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four

hundred and ninety-six and Seventeen hundred and thirty-nine, repealing all contrary provisions, and for other purposes.

No. 42. An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein.

No. 43. An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes," by providing penalties for the violation of certain provisions thereof and for other purposes.

No. 44. An Act amending Chapter XXIX of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for the summary settlement of estates of deceased persons in certain cases.

No. 46. An Act providing for the administration of the estates of certain employees of the Government of the Philippine Islands and the Government of the United States, and repealing prior provisions of law covering this matter, and for other purposes.

No. 47. An Act authorizing the appointment of one hundred high school students as Government pupils, and making an annual appropriation for carrying out the provisions of this Act.

No. 48. An Act to abolish the use of commissioners in condemnation proceedings and requiring their duties and jurisdiction to be performed by the Courts of First Instance, and for other purposes.

No. 50. An Act amending Act Numbered Seventeen hundred and ninety-eight, entitled "An Act to provide for the protection of animal life in the Philippine Islands," by providing a penalty for the violation of certain provisions thereof.

No. 51. An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value.

No. 52. An Act amending section six of Act Numbered Two thousand and ninety-five by authorizing reimbursement to holders of fellowships appointed under said Act for certain expenses.

No. 55. An Act amending Act Numbered Nineteen hundred and eighty, entitled "An Act to provide for the creation of a commissioned and enlisted service within the Bureau of Navigation, the creation of a pension fund in connection therewith, and for the punishment of offenses against good order and discipline within such service," by making the provisions of section two thereof retroactive for certain commissioned officers and for other purposes.

No. 59. An Act amending section three hundred and forty-one of Act Numbered Three hundred and fifty-five, and section thirty-one of Act Numbered Seventeen hundred and sixty-one, as amended, by changing the penalties for illegal importers and dealers in opium.

No. 60. An Act to provide for an exposition of Philippine products in the city of Manila, in the year nineteen hundred and fourteen, to appropriate funds therefor, and for other purposes.

No. 62. An Act authorizing the administrator of the San Lazaro Estate to execute long term leases for lands belonging to said estate.

No. 63. An Act providing that all timber cut in public forests shall, when practicable, be measured in the round and specifically authorizing a reasonable deduction for certain natural defects.

No. 66. An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," by imposing on keepers of public warehouses, hotels, restaurants and public boarding houses the same tax as on merchants; by making the basis of exemption of persons subject to percentage taxes the amount of their quarterly instead of their annual business; by defining the term "common carriers;" by decreasing the penalties for delinquency in the payment of percentage taxes, and for other purposes.

No. 69. An Act authorizing the investment of a portion of the surplus remaining from the sale of the friar lands' bonds in the purchase of certain additional friar lands, situated in the municipalities of Biñan and Santa Rosa, Province of Laguna.

No. 70. An Act prescribing the manner in which municipal councils may grant the privilege of running cockpits; restricting their operations; providing for a license tax for fighting cocks; prohibiting persons under eighteen years of age and women from entering cockpits, and for other purposes.

No. 71. An Act amending section fifty-one of Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," and section one of Act Numbered Three hundred and fifty-seven, entitled "An Act making certain permanent annual appropriations," so as to authorize the Collector of Internal Revenue to redeem internal-revenue stamps under certain circumstances, and making a permanent annual appropriation for that purpose.

No. 77. An Act to amend paragraph eight of section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, so as to prohibit the issue of internal-revenue licenses to practice medicine, surgery and dentistry to persons not duly authorized by law, and for other purposes.

No. 78. An Act appropriating six hundred and twenty-five thousand pesos for the fiscal year nineteen hundred and fourteen for the University of the Philippines, and for other purposes.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 3, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 3, 1913, passed the following Resolution No. 76, entitled "Resolution declaring that Commission Bill Numbered Seventy-six is a violation of the privilege of the lower House, and directing that such bill be respectfully returned to the said legislative body."

Pursuant to this resolution, Commission Bill No. 76 is herewith returned.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Resolution No. 76. Resolution declaring that Bill Numbered Seventy-six of the Philippine Commission is a violation of the privilege of the lower House and directing that it be respectfully returned to said legislative body.

Resolved, That Bill Numbered Seventy-six of the Philippine Commission, entitled "An Act making appropriations for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and other designated periods," is, in the opinion of this House, a violation of its exclusive privilege giving it the right to initiate bills on taxes and appropriations, and it is ordered that said bill be taken from the table of the Speaker and respectfully returned to the Philippine Commission, with a message communicating this resolution.

Ordered filed.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 6, 1913, passed the following Assembly Bills (which were passed during the first session and not finally disposed of by the Commission), in which it requests the concurrence of the Commission: 5, 6, 10, 25, 32, 38, 40, 48, 54, 66, 71, 83, 90, 91, 100, 123, 130, 154, 163, 170, 171, 172, 179, 186, 187, 193, 198, 209, 212, 220, 225, 231, 240, 241, 248, 251, 257, 258, 262, 270, 274, 275, 277, 279, 282, 284, 286, 292, 294, 297, 299, 304, 308, 309, 311, 312, 314, 315, 318, 319, 324, 325, 328, 333, 334, 338, 340, 348, 349, 354, 357, 365, 372, 378, 380, 381, 383, 384, 387, 388, 389, 394, 395, 396, 398, 399, 400, 401, 402, 406, 407, 411, 412, and 413.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 6, 1913, passed the following Assembly Bills (which were passed during the first session and not finally disposed of by the Commission), in which it requests the concurrence of the Commission: 15, 27, 84, 151, 213, 244, 250, 260, 265, 321, and 369.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 6, 1913, passed the following Assembly Bills (which were passed during the first session and not finally disposed of by the Commission), in which it requests the concurrence of the Commission: 87, 199, 320, and 373.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, the following bills of the Assembly were read once by title and referred as follows:

Assembly Bill No. 10. An Act appropriating the sum of two hundred thousand pesos for the construction of a custom-house and the installation of an arrastre plant in the port of Iloilo.

Referred to Committee on Appropriations for report and recommendation.

Assembly Bill No. 27. An Act amending Act Numbered Seventeen hundred and ninety-one, amendatory of Act Numbered Eighty-two of the Philippine Commission.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 32. An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 38. An Act organizing a competition of physicians for writing a pamphlet on public hygiene for the purpose of preventing mortality, especially among the children.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 71. An Act prohibiting the sale of dynamite and other explosives.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 84. An Act authorizing the municipalities of the provinces and subprovinces organized under Act Numbered Eighty-three to acquire suitable arms for the efficient service of the municipal police, and repealing sections twenty-three and twenty-four of Act Numbered Twenty-one hundred and sixty-nine.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 90. An Act reestablishing the office of provincial engineer and amending the Provincial Government Act and its amendments.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 91. An Act prohibiting the exhibition of inhabitants of the non-Christian tribes, and establishing penalties for its violation.

Referred to the Committee on Non-Christian Tribes for report and recommendation.

Assembly Bill No. 100. An Act appropriating a certain sum out of the funds in the Insular Treasury not otherwise appropriated, for the maintenance of the new Southern Islands Hospital.

Referred to Committee on Appropriations for report and recommendation.

Assembly Bill No. 170. An Act obliging manufacturing, industrial, agricultural, and commercial enterprises in the Philippine Islands to provide themselves with a duly qualified physician and a medicine chest for urgent cases of accidents and disease among their laborers, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 179. An Act providing for a more expeditious procedure in cases of suspensions of municipal officers.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 187. An Act amending Act Numbered Twenty-one hundred and sixty-nine, by repealing the authority of the provincial governor relative to the appointment of the chief of municipal police.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 193. An Act authorizing the investment of a portion of the gold standard fund in loans to corporations engaged in the exportation of products of this country.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 198. An Act providing a uniform procedure in cases of suspension and removal of elective provincial officers.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 209. An Act providing facilities for the poor in densely populated places for removing to the northeast of Mindanao and to the Island of Mindoro.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 212. An Act amending section seventy-one of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 213. An Act fixing the twenty-fourth day of February of each year for the celebration of the local or patron

saint's fiesta of the municipality of Tumauni, of the Province of Isabela, Luzon.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 231. An Act amending subsection (i) of section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, known as the "Internal Revenue Law," and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 241. An Act granting municipal councils authority to reduce, increase, suspend, remit, exempt from, and fix the penalty of the tax on carts the wheels of which are rigid with the axle or have tires less than two and one-half inches in width, and on sledges having tires less than two and one-half inches in width; and also authority to fix the time for the collection, and to dispose exclusively of the amount collected for said tax, without prejudice to the prohibition of their use on roads designated as improved roads by the provincial boards.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 244. An Act establishing an asylum for orphans, invalids and old persons and providing funds for the organization and operation thereof, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 250. An Act amending Act Numbered Twelve hundred and eighty-five, entitled "An Act authorizing the incorporation of the Society for the Prevention of Cruelty to Animals in the Philippine Islands, defining its powers, and providing for its government," as amended by section eight of Act Numbered Nineteen hundred and fifty-five.

Referred to a select committee consisting of Commissioners Branagan and Sumulong.

Assembly Bill No. 251. An Act to create rural guards in all the municipalities organized under Act Numbered Eighty-two, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 257. An Act amending the first subsection of section seven hundred and eighty-five of Act Numbered One hundred and ninety, entitled "Code of procedure in civil actions and special proceedings in the Philippine Islands," as amended by Act Numbered Fifteen hundred and eighty-six, so as to permit poor persons to prosecute or defend any action or special proceeding in justice of the peace courts or Courts of First Instance without being required to prepay fees.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 260. An Act authorizing the use, under certain conditions, of the road and bridge fund of the provinces organized under Act Numbered Eighty-three for subsidizing or for the acquisition, operation, and maintenance of water transportation.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 265. An Act authorizing municipal councils to regulate the use of irrigation works of common use existing prior to the passage of Act Numbered Twenty-one hundred and fifty-two, otherwise known as the Irrigation Act, and authorizing the investment of municipal funds by the same for this purpose.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 270. An Act authorizing the creation of provincial banks under certain conditions and limitations, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 274. An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled "An Act creating the Bureau of Labor, under the Department of Commerce and Police."

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 277. An Act regulating the manner of acquiring and recovering Philippine citizenship.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 284. An Act authorizing certain measures for improving the planting, curing and preparation of tobacco.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 292. An Act changing the names of the municipalities of Santo Niño and Mawanán of the Province of Cagayan de Luzon and of the municipality of Langaran of the Province of Misamis.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 294. An Act changing the name of the Municipality of Saravia of the Province of Occidental Negros.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 297. An Act declaring the Province of Samar to be a second-class province and granting the same the rights and the privileges inherent to its class.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 299. An Act amending Act Numbered Nineteen hundred and eighty-nine, entitled "An Act making appropriations for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and eleven, and other designated periods," by eliminating certain powers of the Governor-General for directing the restoration of certain funds reverted to the Insular Treasury to the credit of certain bureaus or offices.

Referred to the Committee on Appropriations for report and recommendation.

Assembly Bill No. 308. An Act providing for the creation of seventy scholarships in the Government Forest School at Los Baños,

Laguna, and appropriating the sum of twenty-four thousand six hundred and eighty-seven pesos and fifty centavos for such purpose, under certain conditions.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 311. An Act appropriating funds for the erection and maintenance in the City of Manila of a tuberculosis hospital and for the improvement of the attendance and treatment of the insane confined in the San Lazaro Hospital and the Hospicio de San José, in the discretion of the Director of Health.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 312. An Act amending section sixteen of Act Numbered Fifteen hundred and eleven, known as "The Philippine Road Law," as amended, so as to punish the violent occupation of land situate on both sides of any public highway, bridge, wharf, or trail, at present occupied by other persons, since prior to the passage of said Act.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 314. An Act adding a new proviso to section ninety-three of Act Numbered One hundred and thirty-six, as amended.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 315. An Act appropriating the sum of fifty-four thousand eight hundred and thirty-five pesos to be expended in salaries, traveling expenses, per diems and equipment of graduates of the Government school of forestry.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 319. An Act to prohibit and punish judges for the issuance of orders of arrest at hours of the night or on days other than working days.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 321. An Act providing for an increase of the municipal school funds.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 325. An Act amending sections one, two, three and five of Act Numbered Fifteen hundred and forty-five, by substituting the name of third member of the provincial board for that of provincial vice-governor, and for other purposes.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 328. An Act amending section twenty-eight of Act Numbered Fifteen hundred and nineteen, known as "The Weights and Measures Act."

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 338. An Act to promote workmen's wards.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 340. An Act amending in some respects sections two and four of Act Numbered Eighteen hundred and fifty-six, with reference to the construction of a pantheon of illustrious Filipinos.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 349. An Act amending section three hundred and eighty-three of Act Numbered One hundred and ninety, known as "Code of procedure in civil actions and special proceedings in the Philippine Islands."

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 354. An Act requiring Chiefs of Bureaus of the Insular Government, in order to facilitate the preparation of the appropriation bill, to file in the office of the Secretary of the Philippine Assembly a detailed report of all the expenditures and receipts of their respective bureaus, at least fifteen days before the

opening of each regular session, under the penalties herein established, and for other purposes.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 357. An Act amending section thirty-three of Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law," abolishing the power of the Collector of Internal Revenue to impose fines.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 365. An Act amending section one of Act Numbered Three hundred and forty-five, entitled "An Act designating the days which shall be observed as public holidays in the Philippine Islands," as amended by section one of Act Numbered Twenty-one hundred and sixty, so as to declare the thirty-first of December also a public holiday, in memory of the patriot martyrs.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 369. An Act fixing the second of May of each year for the celebration of the local fiesta of the municipality of Asingan, Province of Pangasinan.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 372. An Act providing for the reorganization of the Courts of First Instance and of the Court of Land Registration.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 373. An Act making appropriations for public works.

Referred to the Committee on Appropriations for report and recommendation.

Assembly Bill No. 378. An Act amending subsection (b) of section thirty-seven of Act Numbered Eighty-two, entitled "The Municipal Code," as amended by Act Numbered Two thousand and fifty-six.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 380. An Act amending section forty of Act Numbered Eighty-two, entitled "The Municipal Code," as amended by Acts Numbered Three hundred and nine, Fifteen hundred and thirty, Nineteen hundred and nine, and Eighteen hundred and fifty-eight, by granting authority to the municipal councils for farming out or letting at public auction the municipal excise and other taxes.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 381. An Act providing certain special proceedings for the settlement and adjudication of land titles.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 383. An Act appropriating sixty thousand pesos for the establishment and maintenance in Manila of a school of music.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 384. An Act providing for the establishment of a sanitarium and a bathing establishment at Gigabo, municipality of Tiwi, Province of Albay, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 387. An Act providing for the increase of the pay of the privates and members of the band of the Philippine Constabulary, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 388. An Act providing that no person shall, without having been previously admitted to the practice of law in the Philippines, be appointed judge of a Court of First Instance, judge of the Court of Land Registration, associate judge of the Court of Land Registration, Attorney-General, assistant attorney of

the office of the Attorney-General, provincial fiscal, assistant provincial fiscal, justice of the peace of the city of Manila, prosecuting attorney of the city of Manila, assistant prosecuting attorney of the city of Manila, judge of the municipal court of the city of Manila, justices of the peace of the capitals of provinces and auxiliary justices of the peace of the capitals of provinces.

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice for report and recommendation.

Assembly Bill No. 389. An Act to amend sections one and six of Act Numbered Twenty-one hundred and fifty-six, entitled "An Act authorizing the consolidation of municipalities into sanitary divisions and the reorganization of the municipal boards of health created by Act Numbered Three hundred and eight; defining their powers and duties, and providing for each province a special fund to be known as 'Health Fund,' for this and other purposes."

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 394. An Act amending sections sixteen and twenty-three of Act Numbered Five hundred and ninety-seven, entitled "An Act regulating the practice of pharmacy in the Philippine Islands," as amended by Act Numbered Nineteen hundred and twenty-one, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of the Interior for report and recommendation.

Assembly Bill No. 395. An Act to provide for the revision and correction of land tax assessments, the valuation of newly declared real property for the purposes of taxation and other purposes.

Referred to the Committee on Taxation and Revenue for report and recommendation.

Assembly Bill No. 396. An Act to establish stations for practical instruction in matters concerning agriculture and a system of agricultural demonstration and development.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 398. An Act amending section seven of Act Numbered Seventeen hundred and sixty which prevents the introduction into the Philippine Islands of dangerous communicable animal diseases.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 399. An Act appropriating the sum of four hundred thousand pesos for establishing colonies and plantations for rice and other food grains, for bringing about an equal distribution of the population of these Islands, and for other purposes.

Referred to the Committee on Matters Pertaining to the Department of Public Instruction for report and recommendation.

Assembly Bill No. 400. An Act amending section fifteen and section sixteen of Act Numbered Twenty-one hundred and fifty-two known as the "Irrigation Law."

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 401. An Act assigning per diems to the vice-presidents and councilors of the municipal councils of the Philippine Islands, for the attendance at the meetings of said councils and for the inspection of their respective districts.

Referred to the Committee on Municipal and Provincial Governments for report and recommendation.

Assembly Bill No. 402. An Act making provisions for the encouragement of the traffic and increase of the facilities for commerce in the ports of entry of the Philippine Islands.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 406. An Act providing for the registration of patents and patent rights in the Philippine Islands, and for the protection of the same.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 407. An Act transferring the balances of appropriations made by Acts Numbered Sixteen hundred and sixty-six, Eighteen hundred and nine, and Nineteen hundred and ninety-one to the appropriation made by Act Numbered Twenty-one hundred and ninety-nine and reducing the appropriation of the last-mentioned Act in an equal amount.

Referred to the Committee on Appropriations for report and recommendation.

Assembly Bill No. 411. An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States.

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 412. An Act appropriating funds for the Philippine exposition.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

Assembly Bill No. 413. An Act amending section one of Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine civil service."

Referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General for report and recommendation.

Assembly Bill No. 5, entitled "An Act to appropriate funds for charitable purposes," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon the passage of the bill, the roll was called, and the bill was unanimously passed, and the title read and approved.

Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the

city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Gilbert moved to amend the title to read as follows:

An Act amending sections forty-six, forty-seven, fifty, fifty-seven, seventy-five, and seventy-six of Act Numbered One hundred and eighty-three, entitled "An Act to incorporate the city of Manila," and adding at the end thereof a new section numbered eighty-nine; by providing that the rate of the annual tax on the assessed value of real estate for the city of Manila shall be one and one-half per centum; enlarging the powers of the city assessor and collector in the matter of the assessment and collection of said tax; providing for the assessment and collection of special taxes for public improvements, and for other purposes.

The motion prevailed, and the title as amended was read and approved.

Assembly Bill No. 83, entitled "An Act providing for the punishment of persons guilty of infidelity in the custody of prisoners detained for or convicted of a crime punished by the laws promulgated by the Philippine Civil Commission or the Philippine Legislature," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act providing for the punishment of persons guilty of infidelity in the custody of prisoners, and repealing articles three hundred and fifty-eight and three hundred and fifty-nine of the Penal Code.

The motion prevailed and the title as amended was read and approved.

Assembly Bill No. 163, entitled "An Act further amending paragraphs one, seven, and eight of section sixty-eight, section one hundred and forty-seven, and section one hundred and forty-eight of Act Numbered Eleven hundred and eighty-nine, entitled 'The Internal Revenue Law of Nineteen hundred and four,' as amended, by defining small manufacturers of *tuba*, *bassi*, *tapuy*, or like domestic fermented liquors, by imposing an annual license tax on retail dealers in such liquors for the benefit of the municipalities, and by amending the definition of wholesale dealers in such liquors, so that *palek* shall have the same status as its congeners *tuba*, *bassi*, and *tapuy*," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act repealing section eight of Act Numbered Nineteen hundred and fifty-two.

The motion prevailed and the title as amended was read and approved.

Assembly Bill No. 275, entitled "An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine other-

wise, and for other purposes," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Gilbert moved to amend the title to read as follows:

An Act amending section twelve of Act Numbered One hundred and ninety, as amended, by providing that until January first, nineteen hundred and twenty, both English and Spanish shall be official languages, and for other purposes.

The motion prevailed and the title as amended was read and approved.

Assembly Bill No. 318, entitled "An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The President moved to amend the title to read as follows :

An Act making appropriations for public works and permanent improvements.

The motion prevailed and the title as amended was read and approved.

Assembly Bill No. 320, entitled "An Act appropriating a certain sum to be devoted to the purposes of Act Numbered Twenty-one hundred and sixty-nine, under certain conditions," was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Branagan moved to amend the title to read as follows :

An Act amending Act Numbered Twenty-one hundred and sixty-nine, entitled "An Act to provide for the reorganization, government, and inspection of the municipal police of the municipalities or provinces and subprovinces organized under Act Numbered Eighty-three," by changing the limitation of salaries provided in section twenty thereof, making an appropriation for carrying out the provisions of said Act, and for other purposes.

The motion prevailed and the title as amended was read and approved.

Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands,"

was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment made thereto during the first session and appearing on the certificate attached thereto.

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending article four hundred and forty-three of the Penal Code of the Philippine Islands by including in its provisions ministers of any church or religion.

The motion prevailed and the title as amended was read and approved.

The following bills having been unfavorably reported on during the first session were, by unanimous consent, read once by title only and laid on the table.

Assembly Bill No. 15. An Act providing for the holding, under certain conditions, of municipal and provincial exposition fiestas of products, means, industries or manufactures, sources of wealth, art, and education, for the permanent maintenance thereof, and for other purposes.

Assembly Bill No. 25. An Act amending Act Numbered Nineteen hundred and thirty-two, entitled "An Act providing for the expenditure within the municipality where collected of at least thirty per centum of the additional amount of the cedula tax in provinces whose provincial boards shall have provided by resolution that the cedula tax be increased in accordance with Act Numbered Sixteen hundred and fifty-two," so that said thirty per centum shall be expended exclusively by each municipal council.

Assembly Bill No. 40. An Act authorizing the appointment of a board for the development and promotion of agriculture.

Assembly Bill No. 48. An Act amending section one of Act Numbered Sixty-three of the Commission, entitled "An Act pre-

scribing the method to be adopted in the construction of laws," as amended by section one of Act Numbered Seventeen hundred and eighty-eight of the Commission, by providing for the method to be observed in the construction of the laws promulgated by the Philippine Legislature.

Assembly Bill No. 66. An Act suspending the collection of the land tax for the year nineteen hundred and thirteen in all the provinces and municipalities governed by Acts Numbered Eighty-two and Eighty-three, and appropriating funds out of the Insular Treasury to reimburse said provinces and municipalities for the sums which they will lose by reason of the suspension of the land tax.

Assembly Bill No. 87. An Act amending in part Act Numbered Eleven hundred and twenty, relative to the administration, temporary leasing and sale of certain haciendas and parcels of land commonly known as "friar lands," by providing for the manner of administration, maintenance, and improvement of the irrigation systems appurtenant to said lands, and for other purposes.

Assembly Bill No. 123. An Act amending Act Numbered Fourteen hundred and fifty-nine, known as the Corporation Law, by adding a chapter on agricultural credit associations.

Assembly Bill No. 130. An Act declaring invalid the confession or declaration of a defendant against himself, when made under certain circumstances.

Assembly Bill No. 151. An Act authorizing the municipality of Capiz, Province of Capiz, to again change the date of its local fiesta.

Assembly Bill No. 154. An Act providing for the adoption of military instruction in the public schools of the Philippine Islands.

Assembly Bill No. 172. An Act protecting the plantation of the coconut tree.

Assembly Bill No. 186. An Act repealing in its entirety Act Numbered Sixteen hundred and ninety-six of the Philippine Commission, entitled "An Act to prohibit the display of flags, banners, emblems, or devices used in the Philippine Islands for the purpose of rebellion or insurrection against the authority of the United States and the display of Katipunan flags, banners, emblems, or devices, and for other purposes."

Assembly Bill No. 199. An Act appropriating the sum of fifty thousand pesos, out of any funds in the Insular Treasury not otherwise appropriated, for the construction of a schoolhouse to be denominated "José Rizal's School Building," in the municipality of Calamba, Laguna.

Assembly Bill No. 220. An Act providing for an increase of the part of the internal revenue taxes collected in the Philippine Islands which corresponds to municipal governments, allotting said increase for the betterment of the salaries paid municipal teachers in the municipalities of the provinces organized in accordance with the provisions of Act Numbered Eighty-three, and specifying the

qualifications required of candidates for the position of municipal teacher.

Assembly Bill No. 225. An Act amending subsection (a) of section fifty-two of Act Numbered Thirteen hundred and ninety-seven, regulating the rate of the tax on property, and for other purposes.

Assembly Bill No. 248. An Act authorizing the municipal councils of the municipalities organized under Act Numbered Eighty-two, known as the Municipal Code, to expend during one year of their unexpended funds or unappropriated balances an amount not exceeding five hundred pesos, without necessity of the approval of the provincial treasurer, for the immediate relief of sufferers from public calamities.

Assembly Bill No. 258. An Act amending section one of Act Numbered Fifteen hundred and thirty-seven, entitled "An Act to limit gambling on horse races in the Philippine Islands to certain specific dates and providing penalties for violation of its provisions," as amended by Act Numbered Fifteen hundred and ninety-nine, and providing for the payment by the owners of race horses of an annual tax of thirty pesos for each horse.

Assembly Bill No. 262. An Act amending subsection (c) of section six of Act Numbered Seventeen hundred and sixty, entitled "An Act to prevent the introduction into the Philippine Islands of dangerous communicable animal diseases, to prevent the spread of such diseases in the Philippine Islands, and for other purposes."

Assembly Bill No. 279. An Act abolishing the bill of exceptions in ordinary actions and the transcript of record in special proceedings, established by Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands" and substituting in lieu thereof the appeal.

Assembly Bill No. 282. An Act establishing the double cedula tax in the Provinces of Palawan, Mindoro and Batanes and repealing therein the tax established by section three of Act Numbered Two thousand and fifty-five and all other Acts in conflict with this Act.

Assembly Bill No. 304. An Act amending paragraph six of section one of Act Numbered Nineteen hundred and seventy-nine so that municipal councils of the capitals of provinces and subprovinces can fix the salaries of municipal officers without regard to the limitations established by the Municipal Code and its amendments.

Assembly Bill No. 309. An Act appropriating the sum of thirty-five thousand pesos for the construction of a building and road for the Government school of forestry established at Los Baños, Laguna; providing for the separation thereof from the College of Agriculture, and for other purposes.

Assembly Bill No. 333. An Act providing for the obligatory instruction, in the public primary and intermediate schools of the

Government in the Philippine Islands, in the course of urbanity and courtesy.

Assembly Bill No. 334. An Act regulating the manner in which the expenses for equipment and purchase of material in intermediate schools shall be paid.

Assembly Bill No. 348. An Act providing for the formation of a "poor list" regulating gratuitous medical attendance at public dispensaries and hospitals in the city of Manila and municipalities, or public hospitals in the provinces, and for other purposes.

The following bills having been refused passage during the first session were, by unanimous consent, read once by title only and laid on the table:

Assembly Bill No. 54. An Act amending section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of nineteen hundred and four.

Assembly Bill No. 171. An Act to define the liability of the Government of the Philippine Islands for travel expenses of persons in the service of the Government, and prescribing a penalty for presentation of false claims against the Government for reimbursement of travel expense.

Assembly Bill No. 240. An Act providing for the reimbursement of traveling and subsistence expenses to witnesses in criminal actions.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 6, 1913, passed the following Assembly Concurrent Resolution No. 4 (which was passed during the first session and not finally disposed of by the Commission), in which it requests the concurrence of the Commission:¹ Concurrent resolution suggesting the appointment of a committee to investigate the contract for the collection of garbage in Manila and suspending any action of the city in the matter.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Concurrent Resolution No. 4 was read once by title only and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, for report and recommendation.

¹ For text of A. C. R. No. 4, see ante p. 524.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 6, 1913, passed with amendments, in which the concurrence of the Commission is requested, the following Commission Bill No. 60, entitled "An Act to provide for an exposition of Philippine products in the city of Manila, in the year nineteen hundred and fourteen, to appropriate funds therefor, and for other purposes."

The bill, with amendments certified thereon, is transmitted herewith.¹

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police.

REPORTS OF COMMITTEES.

[Committee Report No. 172.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, the amendments of the Assembly to Commission Bill No. 60, entitled "An Act to provide for an exposition of Philippine products in the city of Manila in the year nineteen hundred and fourteen, to appropriate funds therefor, and for other purposes," has examined the same and has the honor to report them back to the Commission with the following recommendation, viz:

That the amendments of the Assembly be concurred in.

Under the Assembly amendments the appropriation section of the bill is stricken out, and the language of the bill made to conform thereto. The amendments also strike out the permission to charge a small fee for admission to the grounds during certain days.

As the Assembly has passed a separate bill appropriating money for the purposes of the exposition, it is deemed advisable to approve the bill as now amended.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

¹ The amendments are the same as those made by the Assembly during the first session. See ante, pp. 522, 523.

The question then being on the concurrence of the Commission in the amendments of the Assembly to Commission Bill No. 60, the amendments were concurred in.

Ordered, That Commission Bill No. 60 be enrolled and printed as an Act.

[Committee Report No. 173.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 412, entitled "An Act appropriating funds for the Philippine Exposition," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass.

This bill makes an appropriation for the purposes of the Philippine exposition, the same having been stricken out of the Commission bill for that purpose.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 412 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 174.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 32, entitled "An Act authorizing the Insular, provincial, and municipal governments to exer-

cise the right of eminent domain over private property for the public good and for the purposes herein specified," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The Governor-General is hereby authorized, for and in behalf of the Government of the Philippine Islands, to determine when it is necessary or advantageous to exercise the right of eminent domain conferred upon said Government. It shall be the duty of the Attorney-General, when directed by the Governor-General, to cause condemnation proceedings to be begun in the court having jurisdiction.

"SEC. 2. Municipal councils and provincial boards are hereby authorized, for and in behalf of their respective municipalities or provinces, subject to the approval of the Governor-General, to acquire real estate for public uses by the exercise of the right of eminent domain.

"SEC. 3. The right granted in the two preceding sections shall be exercised in the manner provided in sections two hundred and forty-one to two hundred and fifty-three, inclusive, of Act Numbered One hundred and ninety, as amended.

"SEC. 4. When condemnation proceedings are brought under and by virtue of the authority conferred by this Act in any court of competent jurisdiction in the Philippine Islands, the plaintiff shall have the right to enter immediately upon the possession of the land involved, after and upon the deposit by it with the provincial treasurer of the value of the land, in money, as provisionally and promptly ascertained and fixed by the court having jurisdiction of the proceedings, said sum to be held by the provincial treasurer subject to the orders and final disposition of the court: *Provided, however,* That the court may authorize the deposit with the provincial treasurer of a certificate of deposit of any depository of the Government of the Philippine Islands in lieu of cash, such certificate to be payable to the provincial treasurer on demand in the amount directed by the court to be deposited. The certificate and the moneys represented thereby shall be subject to the orders and final disposition of the court. After such deposit is made the court is empowered and directed, by appropriate order and writ if necessary, to place the said plaintiff in possession of the land.

"SEC. 5. In case it shall appear from the pleadings or from the report of the commissioners, or the court shall otherwise be satisfied of the fact, that the true ownership of the lands sought to be condemned is uncertain and that there are conflicting claims to and diverse interests in any parcel of land sought to be condemned, the court, if satisfied that the real owners of the land have been notified

and are before the court, shall, upon rendering judgment for condemnation and for payment of the sum or sums fixed by the court as just compensation for the land taken, order such sum or sums to be paid to the clerk of the court for the benefit of the persons who shall ultimately be adjudged entitled thereto. In fixing the sum or sums to be awarded the court shall be governed by the rules laid down in section two hundred and forty-four of Act Numbered One hundred and ninety. Upon the payment by the plaintiff to the defendants of compensation as fixed by the judgment, or after tender to the defendants of the amounts so fixed and payment of the costs, or in case the court shall order the compensation paid into court, the plaintiff shall have the right to appropriate to the public use defined in the judgment the land so condemned. If such payment is made into the court, the clerk of the court shall be responsible upon his bond for the sum so paid and shall be compelled to receive it.

"SEC. 6. Any party claiming an interest in money paid into court in accordance with the provisions of the preceding section may litigate in court his claim thereto, and the court shall apportion the sum so paid in among the various claimants thereto as justice shall require, and shall award such costs as to it may seem equitable, but the plaintiff in the condemnation proceedings shall not be a necessary party to the proceedings for the distribution of the sum or sums paid into court, nor be answerable for any costs arising from such litigation.

"SEC. 7. The Court of First Instance of the province wherein such real property is located shall have exclusive original jurisdiction of proceedings for the condemnation of real property for a municipality or province or for the Government of the Philippine Islands. For the purposes of this section the city of Manila shall be considered a province."

This bill in the form proposed by your committee was passed by the Commission on November 5, 1912.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 32 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment

recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in, and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act giving to the Governor-General in behalf of the Government of the Philippine Islands and to municipalities and provinces the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on Courts of First Instance exclusive original jurisdiction thereof, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 175.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bill No. 389, entitled "An Act to amend sections one and six of Act Numbered Twenty-one hundred and fifty-six, entitled 'An Act authorizing the consolidation of municipalities into sanitary divisions and the reorganization of the municipal boards of health created by Act Numbered Three hundred and eight; defining their powers and duties, and providing for each province a special fund to be known as "Health Fund," for this and other purposes,' " has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

In lines numbered thirteen and fourteen, page one, strike out the words "*when said provincial boards direct it.*" If this were not done the municipalities would in reality have no voice in the matter of the division of their provinces relative to the establishment of sanitary divisions and the matter would be left entirely in the hands of the provincial boards.

At the close of section six reinsert the provision reading as follows: "*Provided, That municipalities whose general funds do not*

exceed three thousand pesos a year shall, upon application to the Director of Health, be exempted from the requirements of this section and shall in such case not be entitled to the benefits of this Act," which has been left out in the Assembly bill, perhaps inadvertently.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 389 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of the Interior be concurred in; that the bill be further amended as follows:

Section 1, page 2, lines 1 and 3, strike out the words "one-half plus one" and insert in lieu thereof in each case the words "a majority."

Section 2, amend to read as follows:

"SEC. 2. This Act shall take effect on its passage."

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Worcester moved to amend the title to read as follows:

An Act to amend sections one and six of Act Numbered Twenty-one hundred and fifty-six, entitled "An Act authorizing the consolidation of municipalities into sanitary divisions and the reorgani-

zation of the municipal boards of health created by Act Numbered Three hundred and eight; defining their powers and duties, and providing for each province a special fund to be known as 'Health Fund,' for this and other purposes," by limiting the number of municipalities which may be included in a sanitary division, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 176.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 274, entitled "An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass.

The Bureau of Labor is charged by law with certain duties of investigation, and it seems but proper to penalize the obstruction, hindrance, or interference with such investigations.

The second section of the Act which authorizes the deputies of the Director of Labor to administer oaths when making investigations is very necessary for the expedition of the business of the Bureau.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 274 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill be re-committed to Commissioner Sumulong as a Select Committee to look into the question as to whether or not this matter is already covered by existing law.

The report and recommendation of the Committee of the Whole were adopted.

[Committee Report No. 177.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bill No. 381, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be amended by striking out all after the enacting clause and inserting in lieu thereof the text of Commission Bill Numbered Thirty-one.

A useful comparison has been made between Assembly Bill No. 381 and Commission Bill No. 31 by Mr. J. R. Wilson, Assistant Director of the Bureau of Lands. As it is commonly understood that Mr. Wilson would be a beneficiary to the extent of becoming a bureau chief were the proposed amendments to the Judiciary Act and Assembly Bill No. 381 to become law, it may be assumed that he approached this subject with at least an open mind. He has made the following statement:

"In section 1 of the Commission Bill a procedure is outlined for the survey of lands to be effected by the cadastral survey. Provision is made for a full notice to all parties who may be interested in order that their rights may be fully protected. The Assembly bill provides for no such notice, nor does it provide for any survey along the lines which should be pursued in a cadastral survey. The Assembly bill provides that the Attorney-General shall file the application in the Court of Land Registration, whereas the Commission bill provides that such application shall be filed by the Director of Lands. One very objectionable clause in the Assembly bill is the first proviso thereof, reading as follows:

"*Provided*, That the decision of the Court of Land Registration setting aside the claim of any adverse claimant under this Act shall not prevent him at any subsequent time from petitioning for the registration and entry in his name of the land claimed by him so long as such land has not been adjudicated to another private person, nor shall such decision be a reason for depriving such adverse claimant of the possession of such land.' This is a direct attempt to defeat the provisions of the Public Land Act, and to permit the illegal occupation of public lands. The Bureau of Lands would be helpless to obtain possession of lands even though the court had declared same to be public property.

"Paragraph 2 of section 1 of the Assembly bill is not only ridiculous, but is so worded as to nullify the intention of the law. The ridiculous part of this paragraph is that authorizing the court to employ not to exceed twenty-five surveyors. This number of surveyors would be sufficient for only one good-sized cadastral project. This paragraph, however, states that these surveyors can only be used for surveying and measuring of private lands where no private

surveyors are practicing. It is hardly necessary to go into detail to show what the results of such a law would be. The private surveyors would see to it that a private surveyor would be practicing in any territory where the court might wish to make a survey.

"In paragraph 3 of section 1 we have the real reason for the opposition to the Commission Cadastral Bill. In this paragraph an attempt is made to defeat Acts Nos. 1875 and 1937, and to compel the authorization of all surveyors holding an academic degree and who practiced their profession prior to June 1, 1909. In permitting this paragraph to become law the law makers would be knowingly forcing the authorization of many proven incompetents. Several of the persons whose authorization to make surveys the Assembly is attempting to force have taken the surveyor's examination and ignominiously failed to pass same.

"Section 2 of the Assembly bill is similar to some of the provisions of section 5 of the Commission bill, but sufficient new and pernicious matter is added to make same objectionable. It is provided that the petition filed by the Attorney-General shall be accompanied by a plat prepared by the surveyors of the Bureau of Land Registration (an unknown entity) or by private surveyors, if it be so agreed upon between the holders, claimants, possessors or occupants of the land affected by such petition, and the Attorney-General. The Court of First Instance (a court having no jurisdiction in these cases) may, however, in its discretion, accept any plan made in accordance with the laws and regulations in force prior to the promulgation of this Act. Another addition is made in the Assembly bill that monuments shall also be set up indicating such boundaries or limits at convenient places on the land.

"The following proviso of the Commission bill is omitted in the Assembly bill:

"*Provided, however,* That in cities or townsites a designation of the land holdings by block and lot numbers may be employed instead of the designation by cadastral numbers, and shall have the same effect for all purposes as the latter.' The cadastral survey of the city of Manila alone would make this provision imperative.

"The Assembly bill also omits provisions of the Commission bill relative to the subdivisions of additions to cities or townsites, and also that provision requiring that subdivisions shall be made in accordance with the provisions of section 44 of Act No. 496 and section 58 of same Act relative to conveyances of land so subdivided.

"Sections 2, 3, and 4 of the Commission bill are omitted in their entirety. Section 2 provides for notice to the property owners as to the date of survey of their particular parcels in order that such property owners may be present to present any objections they may have and to assist in the location of monuments on their property. Section 3 provides that previous notice contemplated in sections 1 and 2 of the Commission bill shall not be necessary in surveys com-

pleted or begun by the Bureau of Lands prior to the passage of this Act. This provision is necessary as there are thousands of parcels of land which have been surveyed by the Bureau of Lands but to which title has not as yet been adjudicated. To have to go back and serve the notices in sections 1 and 2 would almost double the cost of the surveys, to say nothing of the great delay that would be occasioned. Section 4 makes it possible for the surveyor to enter upon any land whenever such entry is necessary in the execution of a cadastral survey, and also provides a penalty for the destruction of monuments which may be placed by the surveyor. This proviso is very necessary, as at present there is no way of bringing to justice malicious persons who interfere with surveyors and destroy monuments.

"The Assembly bill omits that part of section 10 of the Commission bill relative to the employment of private counsel. Experience has shown the necessity for this proviso. Case after case has come before the Court of Land Registration showing that property holders have been grossly deceived by avaricious and dishonest attorneys.

"Section 13 of the Assembly bill is not contained in the Commission bill. This section provides that no fee shall be collected for the insurance fund, and that the title issued under these proceedings shall not be guaranteed by the Government. Of what value is a Torrens title unless there is some guarantee back of it? The value of a Government guaranteed title is appreciated throughout the Islands by all property holders.

"The Assembly bill in section 15 differs from section 18 of the Commission bill in that no provision for apportionment of costs is made for the city of Manila, and no provision is made for the payment of costs by the provincial board of that part pertaining to a township or settlement which is without sufficient funds to meet this obligation. The Assembly bill also omits that part of the Commission bill providing that no apportionment of any part of the cost shall be made where lands affected have already been surveyed or registered. To omit this provision would be to penalize those property holders who have gone to the expense of survey and registration. The Assembly bill also omits that provision of the Commission bill providing for the reimbursement to the Bureau of Lands of the expenses incurred in these surveys. Without this provision the Act would be inoperative.

"The other parts of both Acts are similar.

"In summing up, it may be stated that the only original matter in the Assembly bill is that relating to the private surveyors and the removal of the supervision of said surveyors from the Bureau of Lands, and placing same with the Court of Land Registration.

"The balance of the Act is a compilation of the Commission Bill in its present form and other Acts introduced in the previous legislature, said compilation having been made without even a fair knowledge of the subject matter in hand.

(Signed) "J. R. WILSON."

From the foregoing statement it will appear not only that the Assembly bill if enacted would be absolutely unworkable in practice on account of failure to provide the necessary machinery and the necessary funds for the making of cadastral surveys but the employment on these surveys, primarily designed to make it possible to acquire titles to private lands at small expense, of surveyors, some of whom have already ignominiously failed to pass the simplest possible examination, while others have persistently refused to submit themselves to a so-called examination which consists merely in actually surveying some one piece of land and showing that they can do it correctly.

In the endeavor to quell political outcry without absolutely imperiling land titles, the requirements exacted in order that surveyors might qualify have been reduced again and again and have now in the opinion of your committee reached the absolute minimum consistent with a proper regard for the public interest, the Director of Lands having agreed to accept as a satisfactory examination the actual survey of any piece of land anywhere in the Archipelago by a candidate. It is doubted if such a liberal provision exists anywhere else in the world. To yield the point at issue in the present instance would be to admit to the performance of this very responsible work a number of individuals of known incapacity and then to arouse hostility anew by depriving them of the right to make surveys.

Incidentally, it should be remembered that the question of allowing these particular surveyors to make public land surveys without examination has for several years been made a political issue, and that their admission to this work, together with that of other similarly qualified surveyors, was last year made a *sine qua non* to the mere discussion of a Cadastral Survey Act by the Assembly Conference Committee. As this issue has long since been squarely raised, if the Commission recedes from its attitude at this time such action would seem to admit of but two explanations: Either we were wrong in the first instance in contending that these people could not properly be admitted without examination, or we are now willing to so admit them and thus do an improper thing in order to secure the passage of a cadastral survey act.

Attention is further invited to the fact that the Act as drafted makes reference to an administrative entity which does not exist and before it is passed the question of whether such entity is to be created should apparently be settled.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 381 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Whenever in the opinion of the Governor-General the public interests require that the titles to any lands be settled and adjudicated, upon the order of the Governor-General the Director of Lands shall make a survey and plan of such lands. The Director of Lands shall give notice to persons claiming an interest in the lands, and to the general public, of the day on which such survey will begin, giving as full and accurate a description as possible of the lands to be surveyed. Such notice shall be published in two successive issues of the Official Gazette, in both the English and Spanish languages, and a copy of the notice in the English and Spanish languages shall be posted in a conspicuous place on the lands to be surveyed, and also in a conspicuous place on the chief municipal building of the municipality, township or settlement in which the lands, or any portion thereof, are situated. A copy of the notice shall also be sent to the president of such municipality, township, or settlement, and to the provincial board.

"SEC. 2. The surveyor or other employee of the Bureau of Lands in charge of the survey shall, whenever possible, give reasonable notice of the day on which the survey of any portion of such lands is to begin, and shall post such notice in the usual place on the chief municipal building of such municipality, township or settlement in which the lands are situated, and shall mark the boundaries of the lands by monuments set up at proper places thereon.

"SEC. 3. Sections one and two shall not be applicable in cases where before this law takes effect the Bureau of Lands has surveyed or begun the survey of any lands, the titles to which the public interests require to be settled and adjudicated.

"SEC. 4. It shall be lawful for surveyors and other employees of the Bureau of Lands to enter upon the lands whenever necessary for the making of such survey or for the placing of monuments, and it shall be the duty of every person claiming an interest in the lands to be surveyed, or in any parcel thereof, to communicate to the surveyor in charge upon his request therefor all information possessed by such person concerning the boundary lines of any lands to which he claims title or in which he claims any interest. Any person who willfully refuses to give such information, or in any manner interferes with the making of the survey or the placing of the monuments, and any person defacing, destroying or removing the monuments placed upon the lands by the surveyors or their assistants or altering the

location of such monuments, or destroying or removing the notices of survey posted on the lands, shall be guilty of a misdemeanor, and, upon conviction thereof by a court of competent jurisdiction, shall be punished by a fine not exceeding one hundred pesos or by imprisonment not exceeding thirty days, or by both such fine and imprisonment in the discretion of said court.

“SEC. 5. When the lands have been surveyed and platted the Director of Lands, represented by the Attorney-General, shall file in the Court of Land Registration a petition against the holders, claimants, possessors or occupants of such lands or any part thereof, stating in substance that the public interests require that the titles to such lands be settled and adjudicated, and praying that such titles be so settled and adjudicated. The petition shall contain a description of the lands in question and shall be accompanied by a plan thereof, and may contain such other data as may serve to furnish full notice to the occupants of the lands and to all persons who may claim any right or interest therein. If the lands contain two or more parcels held or occupied by different persons the plan shall indicate the boundaries or limits of the various parcels as correctly as may be. The parcels shall be known as ‘lots’ and shall on the plans filed in the case be given separate numbers by the Director of Lands, which numbers shall be known as ‘cadastral numbers.’ The lots situated within each municipality, township or settlement shall, as far as practicable, be numbered consecutively, beginning with the number ‘1’ and only one series of numbers shall be used for that purpose in each municipality, township, or settlement: *Provided, however,* That in cities or town-sites a designation of the land holdings by block and lot numbers may be employed instead of the designation by cadastral numbers and shall have the same effect for all purposes as the latter.

“SEC. 6. After final decree has been entered for the registration of a lot its cadastral number shall not be changed except by order of the Court of Land Registration. Future subdivisions of any lot shall, with the approval of said court, be designated by a letter or letters of the alphabet added to the cadastral number of the lot to which the respective subdivisions pertain. The letter with which a subdivision is designated shall be known as its ‘cadastral letter’: *Provided, however,* That subdivisions of additions to cities or town-sites may, with the approval of the court, be designated by block and lot numbers instead of cadastral numbers and letters.

“All subdivisions under this section shall be made in accordance with the provisions of section forty-four of Act Numbered Four hundred and ninety-six, and the provisions of section fifty-eight of the said Act shall be applicable to conveyances of lands so subdivided.

“SEC. 7. Upon the receipt of the petition and the accompanying plan the clerk of the Court of Land Registration shall cause notice of the filing of said petition to be published twice in successive issues of the Official Gazette, in both the English and the Spanish languages.

The notice shall be issued by order of the court, attested by the clerk and shall be in form substantially as follows:

“REGISTRATION OF TITLES.

“..... PROVINCE.

“COURT OF LAND REGISTRATION.

“To (here insert the names of all persons appearing to have an interest and the adjoining owners so far as known) and to all whom it may concern:

“Whereas a petition has been presented to said court by the Director of Lands, praying that the titles to the following described lands or the various parcels thereof be settled and adjudicated (insert description) you are hereby cited to appear at the Court of Land Registration to be held at in the Province of on the day of Anno Domini, 19....., at o'clock, to present such claims as you may have to said lands or any portion thereof and to present evidence if any you have in support of such claims.

“And unless you appear at said court at the time and place aforesaid your default will be recorded and the titles to the lands will be adjudicated and determined in accordance with the prayer of the petition and upon the evidence before the court and you will be forever barred from contesting such petition or any decree entered thereon.

“Witness: judge of said court, this day of, A. D. 19.....

“Attest:

“.....
“Clerk of the Court.

“SEC. 8. The return of said notice shall not be less than thirty days nor more than one year from the date of issue. The court shall also, within seven days after the publication of said notice in the Official Gazette as hereinbefore provided, cause notice to be mailed by the clerk to every person named therein whose address is known. The court shall also cause a duly attested copy of the notice to be posted, in the English and Spanish languages, in a conspicuous place on the lands included in the application, and also in a conspicuous place upon the chief municipal building of the municipality, township, or settlement in which the lands or a portion thereof are situated, by the sheriff of the province, or by his deputy, or by such other person as may be designated by the court, fourteen days at least before the return day thereof. A copy of the notice shall also be sent by registered mail to the president of the municipal council of the municipality, township or settlement in which the lands are situated, and to the provincial board. The court may also cause other or further notice

of the petition to be given in such manner and to such persons as it may deem proper.

"SEC. 9. Any person claiming any interest in any part of the lands, whether named in the notice or not, shall appear before the court by himself, or by some person in his behalf and shall file an answer on or before the return day or within such further time as may be allowed by the court. The answer shall be signed and sworn to by the claimant or by some person in his behalf, and shall state whether the claimant is married or unmarried, and, if married, the name of the husband or wife and the date of the marriage, and shall also contain:

"(a) The age of the claimant.

"(b) The cadastral number of the lot or lots claimed, as appearing on the plan filed in the case by the Director of Lands, or the block and lot numbers, as the case may be.

"(c) The name of the barrio and municipality, township or settlement in which the lots are situated.

"(d) The names of the owners of the adjoining lots as far as known to the claimant.

"(e) If the claimant is in possession of the lots claimed and can show no express grant of the land by the Government to him or to his predecessors in interest the answer shall state the length of time he has held such possession and the manner in which it has been acquired, and shall also state the length of time, as far as known, during which his predecessors, if any, held possession.

"(f) If the claimant is not in possession or occupation of the land the answer shall fully set forth the interest claimed by him and the time and manner of its acquisition.

"(g) If the lots have been assessed for taxation, their last assessed value.

"(h) The incumbrances, if any, affecting the lots and the names of adverse claimants as far as known.

"SEC. 10. The governor of the province shall, upon the request of the court, detail an officer or employee of the province to assist the defendants in any action brought under this Act in the preparation of their pleadings and evidence, without cost to them: *Provided, however,* That the court may, in its discretion, detail any of its employees to perform such service, and in case of the failure of the provincial governor to make suitable provision for the assistance of the defendants as above set forth, the court may, with the approval of the Secretary of Finance and Justice, employ for such purpose the necessary personnel, to be paid out of provincial funds. The officer or employee detailed, or the person employed to assist the defendants, shall prepare their answer, which shall be sworn to before such officer, employee or person. No fees shall be charged for the preparation, acknowledgment and filing of the answer, nor shall a documentary stamp be required. The court shall, at some convenient date prior to the expiration of the time for filing the answer, cause such general

notice to be issued to all persons interested as may be necessary fully to inform them of the purposes of this section and their rights with respect thereto. The court shall permit private counsel to appear for the defendants or prepare their answer only upon written request signed by said defendants, which shall bear the certificate of the counsel that said defendants have been personally informed by him of their rights to the services of the officer or employee detailed or person employed as herein provided, and that they preferred to employ said private counsel.

"SEC. 11. The trial of the case may occur at any convenient place within the province in which the lands are situated or at such other place as the court, for reasons stated in writing and filed with the record of the case, may designate, and shall be conducted in the same manner as ordinary trials and proceedings in the Court of Land Registration, and shall be governed by the same rules. Orders of default and confession shall also be entered in the same manner as in ordinary cases in the same court and shall have the same effect. All conflicting interests shall be adjudicated by the court and decrees awarded in favor of the persons entitled to the lands or the various parts thereof, and such decrees, when final, shall be the basis for original certificates of title in favor of said persons, which shall have the same effect as certificates of title granted on application for registration of land under the Land Registration Act, and except as herein otherwise provided all of the provisions of said Land Registration Act, as now amended, and as it hereafter may be amended, shall be applicable to proceedings under this Act, and to the titles and certificates of title granted or issued hereunder.

"SEC. 12. In case of the death of any judge, who may have begun the trial of an action brought under the provisions of this Act, before the termination of the trial or in case of his inability for any other reason to terminate such trial, the presiding judge of the court may designate another judge to complete the trial and to decide the case. Such other judge shall have the same power as the judge who began the trial to decide all questions arising in connection with the case and to decide the case upon the evidence appearing in the record.

"SEC. 13. Whenever in an action brought under the provisions of this Act a new trial is ordered the court shall specify the lot or lots with reference to which the new trial is ordered, and the case shall remain closed as to all other lots, if any, included in the action.

"SEC. 14. In the event of an appeal to the Supreme Court from any decision or order of the Court of Land Registration in an action brought under the provisions of this Act only the lots claimed by the appellant shall be affected thereby. The decision of the Court of Land Registration shall be final as to all remaining lots, if any, included in the action, and upon the expiration of the time for the filing of a bill of exceptions final decree for such remaining lots may be entered and certificates of title therefor issued.

"SEC. 15. Except as otherwise ordered by the court, a separate certificate of title shall be entered and a corresponding duplicate certificate issued for each separate parcel or holding of land included in the petition.

"SEC. 16. After the entry of the final decree of registration of any lot, the designation of the lot by its cadastral number, or block and lot number, as the case may be, together with the name of the municipality, township or settlement and province in which the lot is situated, shall be a sufficient description of said lot for all purposes. The cadastral letter of a subdivision of a lot added to the cadastral number thereof shall, together with the name of the municipality, township or settlement and province, be a sufficient description of such subdivision. In deeds of conveyance or other documents evidencing the transfer of title to lands, or creating incumbrances thereon, the cadastral numbers or the block and lot numbers, as the case may be, shall be written in words and figures.

"SEC. 17. In all proceedings under this Act the fees of the several registers of deeds for the making and entering a certificate of title, including the issue of one duplicate certificate, and for the registration of same, including the entering, indexing, filing and attesting thereof, shall be as follows and no other fees shall be lawful.

"When the value of the property does not exceed fifty pesos, fifty centavos.

"When the value of the property exceeds fifty pesos but does not exceed two hundred pesos, one peso.

"When the value of the property exceeds two hundred pesos but does not exceed five hundred pesos, two pesos.

"When the value of the property exceeds five hundred pesos, six pesos.

"For the purposes of this section, the value of the property shall be its last assessed value or such other value as may be determined by the court.

"The fees authorized under this section shall become due and payable in the same manner and at the same time as the first annual installment of costs provided for in section eighteen of this Act and may be collected in the same manner as said installment.

"SEC. 18. One-tenth of the cost of the survey and monumenting and the registration proceedings had under this Act shall be borne by the Insular Government, one-tenth shall be paid by the province or provinces and one-tenth by the municipalities, townships or settlements in which the land is situated, to be apportioned by the court, the city of Manila to be considered for this purpose both as a province and municipality: *Provided*, That when in the opinion of the provincial board, a township or settlement is without sufficient funds to meet this obligation, its share shall be paid by the province. The court shall in its final decision, or by subsequent order, designate the

share of the Insular Government, and the amounts to be paid by the province or provinces and municipalities, townships or settlements and shall tax and apportion the remaining seven-tenths of the cost of the survey, monumenting and registration proceedings against the various lots and the owners thereof, and the clerk of the court shall transmit to the provincial treasurer a statement of such taxation and apportionment, specifying the amounts taxed against each lot or parcel of land as aforesaid: *Provided further*, That no apportionment of any part of the cost of the survey shall be made against any lot which at the time of making such survey had already been surveyed and a plat thereof approved by the Bureau of Lands; nor shall any apportionment of any part of the cost of the survey, monumenting and registration proceedings be made against any lot which has theretofore been registered in the Court of Land Registration under the provisions of Act Numbered Four hundred and ninety-six. The amount to be taxed against each lot or parcel of land shall be considered a special assessment of taxes against the respective parcels, shall constitute a first lien upon the land and shall be collected by the provincial treasurer in five equal annual installments. The first installment shall become due and payable at the same time as the general land taxes for the year next succeeding the year in which the decision of the Court of Land Registration is rendered and shall be collected in the same manner as such general land taxes. Each succeeding installment shall become due and payable at the same time as the general land taxes for the corresponding year and shall be collected in the same manner: *Provided, however*, That the owner of any lot may also, if he so desires, at any time before it becomes due, pay any installment of the costs taxed against such lot: *Provided further*, That the Director of Lands shall at the end of each month certify to the Insular Auditor and the Insular Treasurer a statement showing the amounts expended on each cadastral survey project, and the Insular Treasurer is hereby authorized and empowered to pay to the Bureau of Lands an amount equal to the amounts so certified as having been expended, and the necessary amounts to make such payments are hereby appropriated out of any funds in the Insular Treasury not otherwise appropriated, and such amounts shall be credited to the appropriation for the Bureau of Lands.

“The court having fixed the share of the Insular Government and the amounts to be paid by the province or provinces, the municipalities, townships or settlements, and the owners of the various lots, the Insular Treasurer is hereby authorized and empowered to pay to the judiciary an amount equal to the cost of the registration proceedings, and the necessary amounts to make such payment are hereby appropriated out of any funds in the Insular Treasury not otherwise appropriated, such amounts to be credited to the appropriations for the Judiciary. The amounts to be paid by the province or provinces

and the municipalities, townships or settlements and the amounts collected by the provincial treasurer from the owners of the various lots shall be paid into the Insular Treasury.

"SEC. 19. Whenever in proceedings under this Act the court is of the opinion that the interests of the public or of the parties themselves require that a partition be made of lands included in the petition and held by various persons in common or jointly, the court may order that such partition be made and for that purpose may appoint two or more disinterested and judicious persons to be commissioners to make the partition, and shall order a writ of partition to issue to the commissioners, commanding them to make partition of the lands and to set off to each of the parties in interest such part and proportion of the lands as the court shall order. By agreement between the coowners or cotenants of lands included in the petition, lands not so included but held by said coowners or cotenants in the same manner and by the same tenure may, with the approval of the court, be included in the same partition proceedings, and in such cases the court may order a survey to be made of such lands.

"SEC. 20. Before making the partition the commissioners shall take and subscribe an oath, before any officer authorized to administer oaths, that they will faithfully perform their duties as such commissioners, which oath shall be filed in court with the proceedings in the case.

"SEC. 21. Except as herein otherwise provided the commissioners and the court in making the partition shall be governed by the provisions of sections one hundred and eighty-five, one hundred and eighty-six, one hundred and eighty-seven, one hundred and eighty-eight, one hundred and eighty-nine, one hundred and ninety, and one hundred and ninety-one of the Code of Civil Procedure, and the commissioners shall receive such compensation as the court may determine, but not to exceed three pesos per day for the time actually and necessarily employed in the performance of their duties.

"SEC. 22. The order of the court effecting the partition shall state definitely, by adequate description, the particular portion of the estate which is apportioned to each party in interest and shall have the same force and effect as the final judgment in partition proceedings under the Code of Civil Procedure.

"SEC. 23. The guardian of minors and persons of unsound mind shall represent them in the partition proceedings authorized by this Act. Where no guardian is appointed, or where he fails to appear, the court may appoint a guardian ad litem to represent the minors or persons of unsound mind in the proceedings. Such guardian or guardian ad litem may on behalf of his ward and with the approval of the court do and perform any act, matter, or thing respecting the partition of the estate, including amicable partition thereof, which such minor or person of unsound mind could do in the partition proceedings if he were of age or of sound mind.

"SEC. 24. The proceedings in partitions authorized by this Act shall be regarded as a part of the land registration case in connection with which the partition is ordered, and no special fees shall be charged by the clerk of the court for any service performed by him in such partition proceedings, but the compensation of the commissioners appointed and additional expenses incurred in connection with the partition, including the costs of additional surveys, may be taxed as costs in the case and apportioned among the parties interested in the partition to such an extent and in such a manner as the court may deem just and equitable. Upon the order taxing and apportioning such costs becoming final, an execution may issue therefor as in partition proceedings under the Code of Civil Procedure unless the court direct that payment be made in installments as provided in section eighteen of this Act.

"SEC. 25. If the property partitioned under the foregoing provisions constitutes the estate, or part of the estate, of a deceased person, which has not been settled by administration proceedings under the provisions of the Code of Civil Procedure, the heirs or devisees of such deceased person shall, for the full period of two years from the date of the order effecting the partition, be jointly liable to the creditors of the deceased for his debts: *Provided, however,* That no heir or devisee shall be liable for a greater amount than the value of the property received by him as his share in the estate: *And provided further,* That for the purpose of contribution between the heirs or devisees themselves the amount of the debts of the estate for which each shall be liable shall bear the same proportion to the value of his share of the estate as the total amount of the legal debts paid by the heirs or devisees demanding contribution bears to the total value of the estate. Any heir or devisee who, under a final judgment rendered in an action brought under this section, pays more than his proportionate share of the debts of the estate shall, with reference to the excess, be subrogated to the rights of the creditors under such judgment against each of the other heirs or devisees to the extent of their respective proportionate shares of the debts so paid by him: *Provided further,* That the provisions of this section shall not be construed to modify the provisions of existing law as to the order in which the heirs or devisees are liable to pay the debts of the deceased.

"The judgement rendered in any action brought under this section by a creditor against the heirs or devisees of a deceased person shall, if favorable to the plaintiff, specify the maximum amount for which each heir or devisee shall be liable under such judgment.

"SEC. 26. In the interpretation of the provisions of this Act the rules of construction laid down by sections one, two, three and four of the Code of Civil Procedure and section one hundred and twenty-three of the Land Registration Act shall apply. The word 'court' as used in this Act shall mean the Court of Land Registration.

"SEC. 27. The short title of this Act shall be 'the Cadastral Act.'

"SEC. 28. This Act shall take effect on its passage."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed, and the title read and approved.

[Committee Report No. 178.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 244, entitled "An Act establishing an asylum for orphans, invalids and old persons and providing funds for the organization and operation thereof, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

While this is a very worthy and desirable object, yet it contemplates the expenditure of a somewhat larger sum of money than, in the opinion of your committee, would be consistent with the needs of the Islands, in view of their present revenues and any possible decrease which might occur therein.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 179.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bill No. 384, entitled "An Act providing for the establishment of a sanitarium and a bathing establishment at Gigabo, municipality of Tiwi, Province of Albay, and for other purposes," has

examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

There are in the Philippine Islands a large number of valuable thermal and medicinal springs and if the means at the disposal of the Government were sufficient it would in the opinion of your committee be wise to enter upon the policy of developing them.

While your committee is of the opinion that money might advantageously be spent in the development of the springs referred to in this Act, it is further of the opinion that there is at this time more urgent need for the expenditure of all available funds for matters of greater practical importance and it is believed that the railroad will shortly develop these springs without expense to the Government for the benefit and use of the general public.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 180.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on February 6, 1913, Assembly Bill No. 299, entitled: "An Act amending Act Numbered Nineteen hundred and eighty-nine, entitled 'An Act making appropriations for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and eleven, and other designated periods,' by eliminating certain powers of the Governor-General for directing the restoration of certain funds reverted to the Insular Treasury to the credit of certain bureaus or offices," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The effect of this bill would be to revoke the authority which the Governor-General now has, on recommendation of the Secretary of the Department concerned, to direct the restoration of any reverted funds appropriated for the year 1910 or prior years to the credit of the bureau or office to which such funds were originally appropriated. This authority gives the Governor-General the means whereby payment can be made of expenses necessary for the support of the Government which otherwise could not be paid without a deficiency appropriation. The convenience and desirability of giving him this power is even greater in case the Legislature does not pass an appropriation bill for the current expenses of the Government, as has

occurred in the last two fiscal years. Your committee believes that the reasons which induced the Legislature to confer this power upon the Governor-General still hold good, and sees no reason why the same should be revoked.

Respectfully submitted.

GREGORIO ARANETA,
 DEAN C. WORCESTER,
 JOSE R. DE LUZURIAGA,
 FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
 the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 181.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bill No. 38, entitled "An Act organizing a competition of physicians for writing a pamphlet on public hygiene for the purpose of preventing mortality, especially among the children," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

There already exists an excellent bulletin on the subject in question. It was prepared by a committee of distinguished Filipino physicians and has been widely circulated. It is now being revised and a new edition will soon be issued.

We now have a committee for the study of infant mortality and when it has obtained new results sufficient to justify the issuance of a new publication it will doubtless make the necessary recommendations relative thereto.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
 Department of the Interior.*

To the Honorable,
 the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 182.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 241, entitled "An Act granting municipal councils authority to reduce, increase, suspend, remit, exempt from, and fix the penalty of the tax on carts the wheels of which are rigid with the axle or have tires less than two and one-half inches in width, and on sledges having tires less than two and

one-half inches in width; and also authority to fix the time for the collection, and to dispose exclusively of the amount collected for said tax, without prejudice to the prohibition of their use on roads designated as improved roads by the provincial boards," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

It seems unnecessary to your committee at this late date to reiterate all of the arguments and reasons against extending the use of carts the wheels of which are rigid with the axle or have tires less than 2½ inches in width. The records of the Commission show that many petitions have been presented to the Commission recommending the suspension or modification of the law placing a tax upon such carts and forbidding their use on well-constructed public roads, all of which have been denied.

To give municipal councils the authority conveyed in this bill, viz, to reduce, increase, suspend, remit, exempt from, and fix the penalty of the tax on carts of this class and sledges having tires less than 2½ inches in width, would lead to an increase in the number of such carts and a decrease in the number of broad-tired carts.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 183.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 212, entitled "An Act amending section seventy-one of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The effect of this bill would be, in the first place, although it is not so expressly stated, to relieve municipalities from the payment of justice of the peace fees in criminal cases, and, in the second place, to provide that fines imposed by justices of the peace for the infraction of municipal ordinances instead of being paid into the Insular Treasury would be paid into the respective municipal treasuries.

There have been received by the Commission from time to time numerous petitions praying that municipalities be relieved from the payment of the fees in criminal proceedings tried by justices of the peace. These petitions, upon being referred to your committee, have been reported on adversely, and these reports have been uniformly

adopted by the Commission. Your committee sees no reason to change its views at this time. Nor does it see any reason why fines should be considered as municipal revenue instead of being paid into the Insular Treasury. While it is true that before the passage of Act No. 2041 amending the Justice of the Peace Act, these fines accrued to the municipal treasuries, yet it must be borne in mind that at that time the fees of the justices of the peace were paid by the municipalities. At the present time the salaries of justices of the peace are paid from the Insular Treasury, and it is only just that the fees and fines collected by the justices of the peace should be paid into the Insular Treasury to help defray that expense which formerly was not borne by the Insular Treasury. It may be added that the total expense of the justice of the peace courts for the past fiscal year was in the neighborhood of five hundred thousand pesos, while the total income from fees and fines collected was only a little over half that amount.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 184.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 401, providing for per diems for vice-presidents and councilors of the municipal councils of the Philippine Islands for the attendance at meetings of said councils and for the inspection of their respective districts, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

There is no objection to acknowledging that it is very just that per diems should be assigned to vice-presidents and councilors as provided in this bill; but taking into account the precarious economic condition of the municipalities, and considering that there has not yet been any improvement in the said condition, your committee, though unwillingly, finds it necessary to make the recommendation above set forth.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 185.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 294, changing the name of the municipality of Saravia, in the Province of Occidental Negros, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This opinion is founded on various reasons, and in pronouncing it, your committee invites attention principally to the confusion that the geography of this country would suffer, in the event of the passage of the bill, through the change in the names of the municipalities, taking into consideration the confusion which would arise in the post-office addresses, to the prejudice of agriculture, industry, and commerce.

For the reasons set forth your committee insists upon its recommendation.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 186.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 292, changing the names of the municipalities of Santo Niño and Mawanan, in the Province of Cagayan, and of the municipality of Langaran, in the Province of Misamis, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This opinion is founded on various reasons, and in pronouncing it, your committee invites attention principally to the fact that in the event of the passage of this bill the change of name of the municipalities would cause great confusion in the geography of this country, taking into consideration the confusion which would arise in the post-office addresses, to the prejudice of agriculture, industry, and commerce.

For the reasons set forth your committee insists upon its recommendation.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 187.]

MR. PRESIDENT: The Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 179, entitled "An Act providing for a more expeditious procedure in cases of suspensions of municipal officers," has examined the same, and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section one of Act Numbered Three hundred and fourteen, as amended by section one of Act Numbered Thirteen hundred and seventy-four, is hereby further amended to read as follows:

"SECTION 1. Whenever any municipal official shall be suspended by the governor of the province in accordance with the provisions of the Provincial Government Act, it shall be the duty of the provincial governor not later than ten days from the day of the suspension, to file written charges with the provincial board setting forth the nature of the complaints made against the suspended official. The board shall, at its first meeting, whether the same be a regular or special meeting, held thereafter, furnish a copy of said charges to the accused official, with a notification of the time and place of hearing upon said charges, and at the time and place appointed the board shall proceed to hear and investigate the truth or falsity of said charges, giving the suspended official full opportunity to be heard. The hearing shall occur as soon as may be practicable, and in any event not later than fifteen days from the date the accused is furnished a copy of the charges, unless the suspended official shall, on good and sufficient reasons, request an extension of time to prepare his defense. Upon the completion of the hearing the board shall without any unnecessary delay forward to the Governor-General in writing its findings as to the truth or falsity of the charges, together with the charges and evidence taken by the board, and its recommendation as to whether the official ought or ought not to be dismissed from the service. The trial of a suspended official and the forwarding of the board's findings and recommendation to the Governor-General shall be given preference over the current and routine business of the board. The Governor-General shall, upon receipt of the charges and evidence, and of the board's findings and recommendation, decide without any unnecessary delay whether the suspended official should be reinstated or dismissed as the facts shall warrant. In case the suspended official is ordered reinstated payment may be ordered of his salary for the time of his suspension, but in no case shall payment of salary during the period of suspension be made to a suspended official who has been reinstated, unless such payment is expressly ordered to be made by the Governor-General. In cases where the provincial board shall recommend to the Governor-General the

reinstatement in office of the suspended official the board shall have power by resolution to reinstate such suspended official pending the determination of the case by the Governor-General.'

"SEC. 2. This Act shall take effect on its passage."

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 179 was thereupon read the second time and consideration thereof postponed to be taken up in connection with Assembly Bill No. 198 providing a procedure for suspension of provincial officers.

[Committee Report No. 188.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 5, 1913, resolution No. 10 of the municipal council of Jamindan, Capiz, passed on January 15, 1913, praying that legislation be enacted to exempt municipalities from the payment of justice of the peace fines and fees in criminal cases, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Various similar petitions were referred to your committee during the first session of the present Legislature, all of which were reported back with recommendation for unfavorable action, which reports were adopted by the Commission. Your committee sees no reason for changing its recommendation.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 189.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on January 30, 1913, resolution No. 27 of the assembly of municipal presidents of the Province of Batangas, requesting that provincial, municipal and judicial officials be allowed to use free firearms, has

examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

A compliance with such requests as this would render the present firearms law practically worthless. Under existing arrangement, any official having a proper and necessary use for firearms has no difficulty in obtaining the same.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Santos, De la Rosa, and Claravall.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Branagan, Palma, and Sulmulong be the managers at the same on the part of the Commission.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the

Commission to Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Singson, De la Rosa, and Sison.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Gilbert, Araneta, and Branagan be the managers at the same on the part of the Commission.

FEBRUARY 6, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Dádivas, Salas, and Gutierrez David.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Araneta be the manager at the same on the part of the Commission.

ADJOURNMENT.

Thereupon, at 6 o'clock and 30 minutes postmeridian,

On motion by Commissioner Gilbert,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Friday, February 7, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary*.

Third Philippine Legislature.

Special Session of 1913.

JOURNAL OF THE COMMISSION.

FRIDAY, FEBRUARY 7, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Thursday, February 6, 1913, was read and approved.

REPORTS OF COMMITTEES.

[Committee Report No. 190.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bill No. 394, entitled "An Act amending sections sixteen and twenty-three of Act Numbered Five hundred and ninety-seven, entitled 'An Act regulating the practice of pharmacy in the Philippine Islands,' as amended by Act Numbered Nineteen hundred and twenty-one, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Reinsert in section sixteen the words "Every person desiring to practice pharmacy in the Philippine Islands after the passage of this Act shall apply to the Board of Pharmaceutical Examiners for a certificate of registration as registered pharmacist, but no certificate as second-class pharmacist (practicante de farmacia) shall be issued to any such person by the board." These words were probably omitted inadvertently.

On page three, line one, after the word "pharmacy" insert the words "physics as applied to pharmacy," which have evidently been omitted by the translator.

On page three, line twelve, strike out the words "followed the above-mentioned courses and."

On page three, line thirteen, strike out the words "examined in" and insert in their place the words "graduated from."

On page three, lines sixteen and seventeen, strike out the words "pharmacist's office" and insert in lieu thereof the word "pharmacy."

On page three, line twenty-one, strike out the words "followed the above-mentioned courses in" and insert in lieu thereof the words "graduated from."

On page three, line twenty-three, strike out the word "generally."

On page four, line four, strike out the words "counting from the date of his" and insert in lieu thereof the words "from the date he was admitted to the."

On page four, line eight, strike out the word "repute" and insert in its place the word "show."

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 394 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of the Interior.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Worcester moved to amend the title by adding at the end thereof the words "by making further provisions relative to holding examinations, and for other purposes."

The motion prevailed, and the title as amended was read and approved.

[Committee Report No. 191.]

MR. PRESIDENT: Your Committee on Non-Christian Tribes, to which was referred on February 6, 1913, Assembly Bill No. 91, entitled "An Act prohibiting the exhibition of inhabitants of the non-Christian tribes, and establishing penalties for its violation," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Your committee is in hearty sympathy with what it assumes to be the objects of this bill but finds it open to the following objections:

We do not believe that the right to contract with or persuade persons to exhibit themselves can properly be made to depend upon the religious beliefs or tribal relationships of the persons contracted with.

Your committee is further of the opinion that the question of whether indecent photographs may be published can not with propriety be made to depend on the religious beliefs or tribal affinities of the persons photographed. To legislate to the effect that photographs of members of non-Christian tribes not decently clad might not be published might seem to indicate that photographs of persons not decently clad who were *not* members of non-Christian tribes *might* be published, an end which would certainly be foreign to the purpose of the Act in question.

The same objection must be made to the provision that no member of a non-Christian tribe shall be present at any exposition, fair, or carnival clothed in such a way as to offend against public morals.

It is obvious that no indecent or immoral picture should be published, irrespective of whether the person or persons depicted are Christian or non-Christian. It is equally evident that no person should be allowed to appear at any exposition, fair, or carnival in a costume which offends against morality, whatever may be his religious beliefs or his tribal relationships. Your committee is of the opinion that there now exists on the statute books adequate legislation properly penalizing the one offense and the other.

Your committee believes that the practice of taking members of the more primitive wild tribes away from the Philippine Islands for exhibition purposes is objectionable in the extreme, not only for the reason that the exhibition of such persons is liable to create in the minds of the uninformed very erroneous beliefs as to the stage of civilization which has been attained by the large majority of the people of these Islands, but for the further reason that the effect produced on ignorant and simple people, thus separated from their natural environment, is in the majority of cases very bad.

The chairman of your committee has called upon the highest and most competent legal advisers of the Government to aid in the drafting of an act calculated to prevent this practice, but all efforts to formulate a satisfactory measure which did not interfere unlawfully with the individual rights of the persons concerned have thus far resulted in failure. The legal difficulties which have been encountered are very serious, and your committee is of the opinion that Assembly Bill No. 91 fails to meet them quite as completely as have previous drafts of Acts designed to prevent the practice in question.

Respectfully submitted.

DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
JUAN SUMULONG,
FRANK A. BRANAGAN,

Committee on Non-Christian Tribes.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 192.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 383, entitled "An Act appropriating sixty thousand pesos for the establishment and maintenance in Manila of a school for music," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

In the opinion of your committee, the establishment of a music school would be inadvisable in consideration of the rather large sum of money involved, and the state of the revenues.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 193.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 398, entitled "An Act amending section seven of Act Numbered Seventeen hundred and sixty which provides for preventing the spread, in the Philippine Islands, of

dangerous and contagious animal diseases," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This is a matter affecting the details of quarantine regulations, which properly are left to the discretion of the officials enforcing such regulations, and any legislation thereon is, in the opinion of your committee, inadvisable.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 194.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 396, entitled "An Act to establish agricultural demonstration stations and a system of agricultural demonstration and extension," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 396 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 195.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 284, entitled "An Act authorizing certain measures for improving the planting, curing and handling of tobacco," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 284 was read the second time.

Commissioner Worcester moved that the bill be laid on the table, not because it was not a good bill, but because the funds of the Government were limited and this purpose can be accomplished under Assembly Bill No. 396 which had just been passed by the Commission.

The motion prevailed.

[Committee Report No. 196.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 277, entitled "An Act regulating the manner of acquiring and recovering Philippine citizenship," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

"SECTION 1. The following classes of persons and no others shall be and they are hereby enabled to avail themselves of the provisions of this Act:

"(a) Natives of the Philippine Islands who are not citizens thereof.

"(b) Natives of the Insular possessions of the United States other than the Philippine Islands.

“(c) Other persons residing in the Philippine Islands who if they resided in the United States could become citizens of the United States under the laws of the United States.

“SEC. 2. The following persons, though falling within the provisions of the preceding section, shall not be permitted to become citizens of the Philippine Islands:

“(a) A person who disbelieves in or who is opposed to organized government, or who is a member of or affiliated with any organization entertaining and teaching such disbelief in, or opposition to organized government, or who advocates or teaches the duty, necessity, or propriety of the unlawful assaulting or killing of any officer or officers, either of specific individuals or of officers generally, of the Government of the United States or of the Government of the Philippine Islands or of any other organized government, because of his or their official character; or who is a polygamist.

“(b) Persons, not natives of the Philippine Islands or other Insular possessions of the United States, who can not speak the English language: *Provided*, That this requirement shall not be applicable to those who are physically unable to comply therewith, if they are otherwise qualified to become citizens of the United States.

“(c) Persons who are incapable of naturalization under the laws of the United States.

“SEC. 3. No alien who is a native citizen or subject, or a denizen of any country, state or sovereignty with which the United States are at war at the time of his application, shall be then admitted to become a citizen of the Philippine Islands.

“SEC. 4. Children of persons who have been duly naturalized under or in pursuance of this Act, being under the age of twenty-one years at the time of the naturalization of their parents, shall if dwelling in the Philippine Islands, be considered as citizens thereof.

“SEC. 5. Children of persons who are citizens of the Philippine Islands, though born without the limits and jurisdiction of the Philippine Islands, shall be considered citizens thereof: *Provided, however*, That if they continue to reside outside of the Philippine Islands, in order to receive the protection of the United States Government they shall be required upon reaching the age of eighteen years to register with an American consul their intention to become residents and remain citizens of the Philippine Islands, and shall be further required to take the oath of allegiance to the Government of the United States in the Philippine Islands upon attaining their majority.

“SEC. 6. Any woman married to a citizen of the Philippine Islands, and who under this law is not disqualified to acquire such citizenship, shall become a citizen of the Philippine Islands, and she shall be assumed to retain such citizenship after the termination of the marital relations if she continues to reside in the Philippine Islands, unless she makes formal renunciation thereof before a

court having jurisdiction to naturalize aliens. If she reside abroad she may retain her citizenship by registering as such before a United States consul within one year after the termination of such marital relations. Any woman, a citizen of the Philippine Islands married with a foreigner, shall take the nationality of her husband. At the termination of the marital relations she may resume her Philippine citizenship; if living abroad by registering as a Philippine citizen within one year with a consul of the United States, or by returning to reside in the Philippine Islands; or if residing in the Philippine Islands at the termination of the marital relations, by continuing to reside therein.

"SEC. 7. Exclusive jurisdiction to naturalize persons as citizens of the Philippine Islands is hereby conferred upon Courts of First Instance.

"SEC. 8. A person desiring to become a citizen of the Philippine Islands shall declare on oath before the clerk of the proper court in the province in which such person resides, two years, or in case of a native of the Philippine Islands, six months, at least, prior to his admission, and after he has reached the age of eighteen years, that it is bona fide his intention to become a citizen of the Philippine Islands, and to renounce forever all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty and particularly by name to the prince, potentate, state or sovereignty of which the person applying for citizenship may be at the time a citizen or subject.

"Such declaration shall set forth the applicant's name, age, occupation, personal description, place of birth and present place of residence in the Philippine Islands. If the applicant is not a native of the Philippine Islands or has lived outside of these Islands he shall further show under oath his last foreign residence and allegiance and the date of arrival and the name of the vessel in which he came to the Philippine Islands.

"SEC. 9. Not less than two years, or in case of a native of the Philippine Islands six months, nor more than seven years after this declaration of intention the applicant shall make and file, in duplicate, a petition in writing, signed by the applicant in his own handwriting and duly verified, in which petition such applicant shall state his full name, his place of residence, by street and number, if possible, his occupation, and, if possible, the date and place of his birth; and, if he is not a native of the Philippine Islands or has resided outside of the Philippine Islands, the place from which he emigrated, and the date and place of his arrival in the Philippine Islands, and the name of the vessel on which he arrived; the time when and the place and name of the court where he declared his intention to become a citizen of the Philippine Islands; if he is married he shall state the name of his wife and, if possible, the country of her nativity and her place of residence at the time of filing his petition; and if he has children, the name, date, and place of birth and place of residence of each child living at the time of the filing of his petition.

"SEC. 10. Such petition shall set forth that he is not a disbeliever in or opposed to organized government, or a member of or affiliated with any organization or body of persons teaching disbelief in or opposed to organized government, a polygamist or believer in the practice of polygamy and that it is his intention to become a citizen of the Philippine Islands and to renounce absolutely and forever all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty, and particularly by name to the prince, potentate, state or sovereignty of which the person applying for citizenship may be at the time a citizen or subject, and that it is his intention to reside permanently within the Philippine Islands and whether or not he has been denied admission as a citizen of the Philippine Islands, and, if denied, the ground or grounds of such denial, the court or courts in which such decision was rendered, and that the cause for such denial has since been cured or removed, and every fact material to his naturalization and required to be proved upon the final hearing of his application.

"SEC. 11. The petition shall also be verified by the affidavits of at least two credible witnesses, who are citizens of the United States or of the Philippine Islands and who shall state in their affidavits that they have personally known the applicant to be a resident of the Philippine Islands for a period of at least five years continuously, and of the province in which the application is made for a period of at least one year immediately preceding the date of the filing of his petition, and that they each have personal knowledge that the petitioner is a person of good moral character, and that he is in every way qualified, in their opinion, to be admitted as a citizen of the Philippine Islands. The requirement of five years' continuous residence prescribed in this and some of the following sections is reduced to two years' continuous residence in the case of the naturalization of a native of the Philippine Islands.

"SEC. 12. At the time of filing the petition there shall be filed with the clerk of the court a certificate from the Collector of Customs, if the petitioner is not a native of the Philippine Islands or has lived outside of the Philippine Islands stating the date, place, and manner of his arrival in the Philippine Islands, and the declaration of intention of such petitioner provided in section eight which certificate and declaration shall be attached to and made a part of said petition.

"SEC. 13. The applicant shall, before he is admitted to citizenship, declare on oath in open court that he will support the Government of the United States in the Philippine Islands, and that he absolutely and entirely renounces and abjures all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty, and particularly by name to the prince, potentate, state or sovereignty of which the person applying for citizenship may be at the time a citizen or subject, and will support and defend the Government of the United States in the Philippine Islands against all enemies, foreign and domestic, and bear true faith and allegiance to the same.

"SEC. 14. It shall be made to appear to the satisfaction of the court admitting any person to citizenship that immediately preceding the date of his application he has resided continuously within the Philippine Islands five years at least, and within the province where such court is at the time held one year at least and that during that time he has behaved as a man of good moral character, attached to the principles of the Government of the United States in the Philippine Islands and well disposed to the good order and happiness of the same. In addition to the oath of the applicant, the testimony of at least two witnesses, citizens of the United States or of the Philippine Islands as to the facts of residence, moral character, and attachment to the principles of the Government of the United States in the Philippine Islands shall be required, and the name, place of residence, and occupation of each witness shall be set forth in the record.

"SEC. 15. In case the person applying to be admitted to citizenship has borne any hereditary title, or has been of any of the orders of nobility in the kingdom or state from which he came, he shall, in addition to the above requisites, make an express renunciation of his title or order of nobility in the court to which his application is made, and his renunciation shall be recorded in the court.

"SEC. 16. When any person who has declared his intention to become a citizen of the Philippine Islands dies before he is actually naturalized the widow and minor children of such person may, by complying with the other provisions of this Act, be naturalized without making any declaration of intention.

"SEC. 17. The clerk of the court shall, immediately after the filing of the petition, give notice thereof by posting in a public and conspicuous place in his office, or in the building in which his office is situated, under an appropriate heading, the name, nativity, and residence of the applicant, the date and place of his arrival in the Philippine Islands, and the date, as nearly as may be, for the final hearing of his petition, and the names of the witnesses whom the applicant expects to summon in his behalf. This information shall likewise be transmitted to the Executive Secretary. The clerk shall, if the applicant requests it, issue a subpoena for the witnesses named by the applicant to appear upon the date set for the hearing; but in case such witnesses can not be produced upon the final hearing other witnesses may be summoned.

"SEC. 18. Final action on petitions for naturalization shall be taken only on stated days, to be fixed by rules of the court, and in no case shall final action be taken upon a petition until at least ninety days have elapsed after filing and posting the notice of such petition: *Provided*, That no person shall be naturalized nor shall any certificate of naturalization be issued by any court within thirty days preceding the holding of any election within its territorial jurisdiction. It shall be lawful, at the time and as a part of the naturalization of any alien, for the court, in its discretion, upon the petition of such alien,

to make a decree changing the name of said alien, and his certificate of naturalization shall be issued to him in accordance therewith.

"SEC. 19. Every final hearing upon such petition shall be had in open court before the judge thereof, and every final order which may be made upon such petition shall be under the hand of the court and entered in full upon a record kept for that purpose, and upon such final hearing of such petition applicant and witnesses shall be examined under oath before the court and in the presence of the court.

"SEC. 20. In case the petitioner has not resided in the province for a period of five years continuously and immediately preceding the filing of his petition he may establish by two witnesses, both in his petition and at the hearing, the time of his residence within the province, provided that it has been for more than one year, and the remaining portion of his five years' residence within the Philippine Islands may be proved by the depositions of two or more witnesses who are citizens of the United States or of the Philippine Islands, upon notice to the fiscal of the province in which such witnesses reside.

"SEC. 21. The Government shall have the right to appear before any court exercising jurisdiction in naturalization proceedings for the purpose of cross-examining the petitioner and the witnesses produced in support of his petition concerning any matter touching or in any way affecting his right to admission to citizenship, and shall have the right to call witnesses, produce evidence, and be heard in opposition to the granting of any petition in naturalization proceedings.

"SEC. 22. It is hereby made the duty of the clerk of each and every court exercising jurisdiction in naturalization matters under the provisions of this Act to keep and file a duplicate of each declaration of intention made before him, and to send to the Executive Secretary at Manila, within thirty days after the issuance of a certificate of citizenship, a duplicate of such certificate, and to make and keep on file in his office a stub for each certificate so issued by him, whereon shall be entered a memorandum of all the essential facts set forth in such certificate. It shall also be the duty of the clerk of each of said courts to report to the Executive Secretary, within thirty days after the final hearing and decision of the court, the name of each and every person who shall be denied naturalization, and to furnish to the Executive Secretary duplicates of all petitions within thirty days after the filing of the same, and certified copies of such other proceedings and orders instituted in or issued out of said court affecting or relating to the naturalization of aliens as may be required from time to time by the said Executive Secretary.

"SEC. 23. The clerk of each and every court exercising jurisdiction in naturalization cases shall charge, collect, and account for the following fees in each proceeding:

"(a) For receiving and filing a declaration of intention and issuing a duplicate thereof, two pesos.

“(b) For making, filing, and docketing the petition of a person for admission as a citizen and for the final hearing thereon, four pesos; and for entering the final order and the issuance of the certificate of citizenship thereunder, if granted, four pesos.

“SEC. 24. The declarations of intention and the petitions for naturalization shall be bound in chronological order in separate volumes, indexed, consecutively numbered, and made part of the records of the court. Each certificate of naturalization issued shall bear upon its face, in a place prepared therefor, the volume number and page number of the petition whereon such certificate was issued, and the volume number and page number of the stub of such certificate.

“SEC. 25. It shall be the duty of the fiscals for the respective provinces upon affidavit showing good cause therefor, to institute proceedings in the court of first instance in which the naturalized citizen may reside at the time of bringing the suit, for the purpose of setting aside and canceling the certificate of citizenship on the ground of fraud or on the ground that such certificate of citizenship was illegally procured. In any such proceedings the party holding the certificate of citizenship alleged to have been fraudulently or illegally procured shall have sixty days' personal notice in which to make answer to the petition of the Government; and if the holder of such certificate be absent from the Philippine Islands or from the province in which he last had his residence, or cannot be found such notice shall be given by publication in the manner provided for the service of summons by publication in sections three hundred and ninety-eight and three hundred and ninety-nine of the Code of Procedure in Civil Actions.

“SEC. 26. If any person not a native of the Philippine Islands who shall have secured a certificate of citizenship under the provisions of this Act shall, within five years after the issuance of such certificate, return to the country of his nativity, or go to any other foreign country, and take permanent residence therein, it shall be considered *prima facie* evidence of a lack of intention on the part of such person to become a permanent citizen of the Philippine Islands at the time of filing his application for citizenship, and, in the absence of counter-vailing evidence, it shall be sufficient in a proper proceeding to authorize the cancellation of his certificate of citizenship as fraudulent.

“SEC. 27. Whenever any certificate of citizenship shall be set aside or canceled, as herein provided, the court in which such judgment or decree is recorded shall embody the same in an order and shall send a certified copy of such order to the Executive Secretary; and in case such certificate was not originally issued by the court making such order it shall direct the clerk of the court to transmit a certified copy of such order also to the court out of which such certificate of citizenship shall have been originally issued. And it shall thereupon be the duty of the clerk of the court receiving such certified copy to enter the same of record and to cancel such original certificate of citizenship

upon the records and to notify the Executive Secretary of such cancellation.

"SEC. 28. Every person who falsely makes, forges, counterfeits, changes, or alters or causes or procures to be falsely made, forged, counterfeited, changed or altered or knowingly aids or assists in falsely making, forging, counterfeiting, changing or altering any certificate of citizenship, with intent to use the same, or with the intent that the same may be used by some other person or persons, shall be punished by imprisonment for not more than ten years, or by a fine of not more than ten thousand pesos, or by both such fine and imprisonment.

"SEC. 29. The clerk of any court exercising jurisdiction in naturalization proceedings, or any person acting under authority of this Act, who shall knowingly certify that a petitioner, affiant, or witness named in an affidavit, petition, or certificate of citizenship, or other paper or writing required to be executed under the provisions of this Act, personally appeared before him and was sworn thereto, or acknowledged the execution thereof or signed the same, when in fact, such petitioner, affiant, or witness did not personally appear before him, or was not sworn thereto, or did not execute the same, or did not acknowledge the execution thereof, shall be punished by a fine not exceeding five thousand pesos, or by imprisonment not to exceed five years.

"SEC. 30. Any person who knowingly procures or assists in procuring naturalization in violation of the provisions of this Act shall be fined not more than five thousand pesos, or shall be imprisoned not more than five years, or both, and the court in which such conviction is had shall thereupon adjudge and declare null and void the final order admitting the person to citizenship whose naturalization has been thus obtained.

"SEC. 31. No person shall be prosecuted, tried, or punished for any crime arising under the provisions of this Act unless the complaint or information is filed within five years next after the commission of such crime.

"SEC. 32. The blank certificates of citizenship and other forms required to carry out the provisions of this Act shall be prepared and provided by the Attorney-General.

"SEC. 33. For the purposes of this Act the city of Manila shall be regarded as a province.

"SEC. 34. The short title of this Act shall be 'The Naturalization Act.'

"SEC. 35. This Act shall take effect on the first day of July, nineteen hundred and thirteen."

The bill as herein recommended by your committee is the same as the bill passed by the Commission on January 25, 1913, with one slight amendment, to wit: Instead of specifying in four paragraphs

what natives of the Philippine Islands may become naturalized citizens thereof, the matter is covered in one paragraph by stating "Natives of the Philippine Islands who are not citizens thereof."

The bill passed by the Commission is more complete than that passed by the Assembly, not only as to the procedure for naturalization, but also as to the persons entitled to become naturalized. The Assembly bill, although containing provisions for the naturalization of foreigners who are not natives of the Philippine Islands, also provides that such provisions shall not become effective until Congress shall raise the restrictions existing at present with respect to the naturalization of certain aliens in these Islands. Your Committee sees no reason for such proposed postponement.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 277 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in, and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act to provide for the acquisition of Philippine citizenship.

The motion prevailed and the title as amended was read and approved.

ADJOURNMENT.

Thereupon, at 11 o'clock and 25 minutes antemeridian,
On motion by Commissioner Luzuriaga,
The Commission adjourned to meet at 10 o'clock and 30
minutes antemeridian on Saturday, February 8, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.
Special Session of 1913.

JOURNAL OF THE COMMISSION.

SATURDAY, FEBRUARY 8, 1913.

The Commission met pursuant to adjournment.
Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, and Branagan.
Absent: The President.
Commissioner Gilbert in the Chair.

READING OF JOURNAL.

The Journal for Friday, February 7, 1913, was read and approved.

MESSAGE FROM THE GOVERNOR-GENERAL.

MANILA, *February 8, 1913.*

GENTLEMEN: By virtue of the authority vested in me by Act of Congress approved July 1, 1902, I hereby submit for the consideration of the special session of the Philippine Legislature, convened for the days February 6 to February 11, 1913, inclusive, the following matters:

1. Granting of franchises to electric lighting companies.
2. Reduction of rate of interest payable by the Manila Railroad Company on Government loans.
3. Recording of mortgages or deeds of trust issued by corporations.
4. Creating of a permanent publicity organization and appropriation of funds therefor.
5. Amendment of Rate Regulation Law.

Respectfully,

W. CAMERON FORBES,
Governor-General.

To the PHILIPPINE COMMISSION.

Ordered spread upon the Journal.

REPORTS OF COMMITTEES.

[Committee Report No. 197.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 260, entitled "An Act authorizing the use, under certain conditions, of the road and bridge fund of the provinces organized under Act Numbered Eighty-three for subsidizing or for the acquisition, operation, and maintenance of water transportation," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass.

Adverse as your committee is to diverting any of the road and bridge fund from its present use, it realizes that there are some subprovinces where the economical expenditure of these funds in the past has been a problem, because most of the transportation is by water and there is little, if any, need for roads and bridges.

It seems but just that the taxpayers of outlying islands should derive the benefit of the taxes paid for bettering transportation.

The approval of the Governor-General, for which the bill provides before such funds can be allotted, is deemed a sufficient safeguard against undue diversion of such funds.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 260 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

At this point Commissioners Araneta and Branagan left the session chamber.

[Committee Report No. 198.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 321, entitled "An Act providing for an increase of the municipal school funds," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 321 was thereupon the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Paragraph (a), section forty-three of Act Numbered Eighty-two, is hereby amended to read as follows:

"(a) An ad valorem tax on all lands, buildings, and improvements in the municipality, except lands, buildings, and improvements owned by the United States of America, the Government of the Philippine Islands, any departmental or provincial government in said Islands, or by the municipality, to be levied against the owner or owners thereof, or, in case of doubt or dispute as to ownership, against the possessors thereof, by ordinance duly adopted by the council; which tax shall not be less than one-fourth of one per centum and not more than one and one-half per centum of the value of said lands, buildings, and improvements as assessed in accordance with law.'

"SEC. 2. Paragraph (b) of section forty-three is hereby amended to read as follows:

"(b) The proceeds of at least one-fourth of one per centum of the lands, buildings, and improvements as assessed shall be devoted exclusively to the support of free public primary schools and the providing or erection of suitable school buildings, and, of the taxes levied in excess of one-half of one per centum, no part shall be spent for current expenses. Except as otherwise provided, the municipal council shall have discretion to expend all revenues accruing

under the authority conferred in the preceding subsection for any lawful municipal purpose herein provided.'

"SEC. 3. This Act shall take effect upon its passage."

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Gilbert moved to amend the title to read as follows:

An Act amending Act Numbered Eighty-two, entitled "A general Act for the organization of municipal governments in the Philippine Islands," by increasing the limit of the land tax which may be levied, and for other purposes.

The motion prevailed and the title as amended was read and approved.

ASSEMBLY BILL NO. 284 TAKEN FROM TABLE.

Commissioner Sumulong moved that Assembly Bill No. 284, entitled "An Act authorizing certain measures for improving the planting, curing, and handling of tobacco," be taken from the table.

The motion prevailed.

Assembly Bill No. 284 was thereupon read the third time.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

At this point Commissioners Araneta and Branagan entered the session chamber.

REPORTS OF COMMITTEES.

[Committee Report No. 199.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bill No. 311, entitled "An Act appropriating funds

for the erection and maintenance in the city of Manila of a tuberculosis hospital and for the improvement of the attendance and treatment of the insane confined in the San Lazaro Hospital and the Hospicio de San José, in the discretion of the Director of Health," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Your committee makes this recommendation with regret. Tuberculosis is to-day the most serious factor in the death rate of the Philippines, but an attack on it to be effective must be organized upon a very large scale.

This bill provides forty thousand pesos for the construction of a hospital. Only a very small building could be erected for this sum. No provision is made for the maintenance of the hospital after constructed. It would be foolish to construct it unless its maintenance was provided for, and in the opinion of your committee it will be better to delay the construction of a hospital at Manila for dealing with this disease until the condition of the treasury is such as to make it possible to devote a considerably larger sum to the construction and at the same time adequately provide for the cost of operation.

With the Southern Islands Hospital at Cebu finished, furnished and ready for occupancy, standing closed because of lack of funds to operate it, your committee cannot consistently recommend the erection of new institutions of this sort.

Respectfully submitted.

DEAN C. WORCESTER,

*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 200.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 170, entitled "An Act obliging manufacturing, industrial, agricultural, and commercial enterprises in the Philippine Islands to provide themselves with a duly qualified physician and a medicine chest for urgent cases of accidents and disease among their laborers, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Although there are many good reasons for the passage of this bill, your committee believes that the placing of an extra expense on the operation of certain struggling enterprises is deemed inadvisable. A great many of the business interests in the Islands at present do

provide medical assistance for their employees. The Philippine Railway Company has established a hospital in Cebu, and treats all employees of the road free of charge. The Sugar Estate of San José, in Mindoro, has two resident physicians and six nurses on its pay roll to care for their sick employees. Your committee is informed that other enterprises throughout the Islands are beginning to realize that proper medical attendance furnished their employees is not only a philanthropic act, but is conducive to good service, permanency of employment, and other benefits. Unquestionably, the present tendency in the Islands is to voluntarily furnish, where practicable, the assistance which this law makes obligatory. It is the opinion of your committee, however, that the Islands have not yet reached such a stage in economic development as to warrant the passage of a general law of this character.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 201.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 365, entitled "An Act amending section one of Act Numbered Three hundred and forty-five, entitled 'An Act designating the days which shall be observed as public holidays in the Philippine Islands,' as amended by section one of Act Numbered Twenty-one hundred and sixty, so as to declare the thirty-first of December also a public holiday, in memory of the patriot martyrs," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid upon the table.

This bill changes the present law by adding the last day of December to the list of legal holidays and dedicating it to the "martyrs of the country."

It is customary now by Executive Order to make this day a holiday for the convenience of the Manila banks. There appears to be no necessity for legislation on this subject.

Respectfully submitted.

W. CAMERON FORBES,
*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 202.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 84, entitled "An Act authorizing the municipalities of the provinces and subprovinces organized under Act Numbered Eighty-three to acquire suitable arms for the efficient service of the municipal police, and repealing sections twenty-three and twenty-four of Act Numbered Twenty-one hundred and sixty-nine," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be disapproved.

The government has, for some time, been disarming the municipal police and allowing them only such firearms as were deemed necessary. This bill would do away with all the good work done in this line. The Director of Constabulary states that the passage of this bill would take away from that Bureau all control over the number or kind of firearms in the hands of municipal police, and require it to furnish one revolver and one rifle for each municipal policeman in the Islands. To do this would require about 5,400 magazine rifles and an equal number of Colt revolvers, double action, these arms to be distributed and used in the discretion of the municipal chief of police. The committee does not think such a provision a wise one, and, therefore, recommends that the bill be disapproved.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 203.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 312, entitled "An Act amending section sixteen of Act Numbered Fifteen hundred and eleven, known as 'The Philippine Road Law,' as amended, so as to punish the violent occupation of land situate on both sides of any public highway, bridge, wharf, or trail, at present occupied by other persons, since prior to the passage of said Act," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The proposed amendment of section 16 of Act No. 1511 permits persons illegally occupying a portion of public highway to remain in possession of the same. The existing highways in the Philippines were encroached upon by adjoining property owners during the long

period of neglect of road maintenance which began during the latter part of the Spanish sovereignty and has terminated only in the last five years. This condition still exists on a great majority of roads that have not yet been improved, and whenever money is available for road construction, it is usually necessary to remove these encroachments in order to secure the proper right of way. The policy and procedure of the Bureau of Public Works in this matter have always been governed by the opinion and advice of the Attorney-General.

The Bureau of Public Works acknowledges that it has at times been at fault for having allowed depositories for material for road maintenance to be placed outside of the proper right of way of highways. In most cases no objection to this procedure has been made by the property owners whose land was thus encroached upon. This method of placing the depositories is not justified, however, and is now being changed, but the passage of this Act is not thought necessary in order to remove such a fault.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion by Commissioner Araneta,
Consideration of the report was postponed.

[Committee Report No. 204.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 399, entitled "An Act appropriating the sum of four hundred thousand pesos for establishing colonies and plantations for rice and other food grains, for bringing about an equal distribution of the population of these Islands, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be amended by striking out all after the enacting clause and inserting in lieu thereof the following:

"SECTION 1. There is hereby appropriated out of any funds in the Insular Treasury not otherwise appropriated the sum of four hundred thousand pesos for the purpose of establishing a fund which shall be known as the 'Rice Colonization and Plantation Fund,' of which sum one hundred thousand pesos shall be available immediately, one hundred thousand pesos on July first, nineteen hundred and thirteen, and two hundred thousand pesos on September thirtieth, nineteen hundred and thirteen.

"SEC. 2. This fund shall be used solely for the establishment, equipment, maintenance and operation of colonies and plantations,

Including transportation of colonists, for the cultivation of rice and other cereals, the purposes of which shall be:

“(a) To increase the production in these Islands of rice and other food cereals which at present are imported in large quantities for local consumption.

“(b) To equalize the distribution of population of these Islands.

“(c) To afford opportunity to laborers to become landed proprietors, and to bring under cultivation extensive wild public lands.

“SEC. 3. The fund created by this Act shall be under the control of the Governor-General, who, through his representatives shall have the direction of all disbursements therefrom and of all transactions connected with the establishment, equipment, maintenance and operation of the colonies and plantations hereinbefore authorized. All receipts from the operation of said colonies and plantations shall be covered into the Insular Treasury and accrue to the fund created by this Act, and shall be available for disbursement in the same manner and for the same purposes as those for which the original fund is created.

“SEC. 4. The representative of the Governor-General having in charge the execution of the purposes of this Act shall make report to the Philippine Legislature at each session of the methods followed and the results obtained.

“SEC. 5. As rapidly as possible laborers desiring to avail themselves of the opportunities afforded by this Act shall be located upon homesteads, and steps taken looking to the eventual acquisition of titles thereto by the respective laborers.

“SEC. 6. This Act shall take effect upon its passage.”

The proposed amendment does not affect, it is believed, the essential factors of the project as proposed by the Assembly Bill. The important changes proposed and which are deemed necessary are:

As to section 1, the Assembly Bill makes the entire amount of the appropriation immediately available with a resulting reduction of treasury funds available for appropriation during this fiscal year of at least ₱300,000 more than probably will be required. It is therefore proposed to make ₱100,000 available immediately, ₱100,000 on July 1 next, and the remaining ₱200,000 on September 30 following.

It is further proposed to designate the fund “Rice Colonization and Plantation Fund.” It is obviously preferable to the designation in the original bill, “Rice and Other Food Grain Colonies and Plantations Fund.”

As to section 2, there is added to the text of the original bill, as a specified purpose for which the money may be used, the phrase “including transportation of colonists.” The requirement that a colony and a plantation “must be established on contiguous lands” is a restriction that might prove disastrous in practice, and has been omitted. The original text appears to limit its purposes to one colony and one plantation. This has been changed by making the text read in the plural instead of singular as to these words.

The remaining changes in this section are in verbiage rather than significance.

As to section 3, in the original bill it is provided that all receipts from operation shall be covered into the Insular Treasury, but no mention is made as to what account they shall be deposited, and it is therefore proposed that there be added specific provision covering this point to the effect that such receipts be deposited to the credit of the fund.

As to section 4, in lieu of section 4 of the original bill which goes into considerable detail, fixing an interest rate of 6 per cent per annum to be charged by the Government on advances to laborers and imposing restrictions which it is believed may be the case of expense otherwise avoidable and perhaps even fatal to be undertaken, there is proposed to be substituted two sections which read as follows:

"SEC. 4. The representative of the Governor-General having in charge the execution of the purposes of this Act shall make report to the Philippine Legislature at each session of the methods followed and the results obtained.

"SEC. 5. As rapidly as possible laborers desiring to avail themselves of the opportunities afforded by this Act shall be located upon homesteads, and steps taken looking to the eventual acquisition of titles thereto by the respective laborers."

The approval of the bill with the amendment proposed is strongly recommended for reasons which are so well-known by reason of public and private discussion heretofore had of the matter as to render it unnecessary to repeat them here. The result of the bill if carried into effect with success, as it undoubtedly may be by competent management, will be of great import in the economic development of the Islands, and probably solve the almost perennial problem of relief to the densely populated districts, where up to the present time famine constantly threatens.

Respectfully submitted.

NEWTON W. GILBERT,

*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted and the bill ordered on file for second reading.

FRIAR LANDS REPORT.

The Secretary then submitted for the information of the Commission the report of the Director of Lands on the administration of the Friar Lands Estates for the quarter ending December 31, 1912.

Ordered filed.

EXECUTIVE SESSION.

The Commission then proceeded to the consideration of executive business.

After the consideration of executive business, the Commission returned to regular session.

(For appointments confirmed in executive session, see p. 832.)

ADJOURNMENT.

Thereupon, at 11 o'clock and 52 minutes antemeridian,

On motion by Commissioner Luzuriaga,

The Commission adjourned to meet at 10 o'clock and 30 minutes antemeridian on Monday, February 10, 1913.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

Special Session of 1913.

JOURNAL OF THE COMMISSION.

MONDAY, FEBRUARY 10, 1913.

The Commission met pursuant to adjournment.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Saturday, February 8, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 7, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 5, entitled: An Act to appropriate funds for charitable purposes.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Angeles, Apacible, and Santos.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist upon its amendment to Assembly Bill No. 5, entitled "An Act to appropriate funds for charitable purposes," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Gilbert be the manager at the same on the part of the Commission.

FEBRUARY 7, 1918.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 275, entitled: An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Angeles, Apacible, and Santos.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 275, entitled "An Act amending sections one, three and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Worcester be the manager at the same on the part of the Commission.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 381, entitled: An Act providing certain special proceedings for the settlement and adjudication of land titles.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Enage, Ocampo, and Gutierrez David.

Very respectfully.

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 381, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That the President, and Commissioners Worcester and Araneta be the managers at the same on the part of the Commission.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 8, 1913, passed with amendments in which the concurrence of the Commission is requested, Commission Bill No. 10, entitled: An Act amending subsection (i) of section forty of the Municipal Code as amended.

The bill with amendments certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

On page 1, line 4, after the word "regulate," insert the following: "the possession of dogs."

On page 1, lines 4 and 5, strike out the words "or prohibit the keeping of dogs."

On page 1, line 8 (Spanish text), substitute the preposition "a" which follows the word "contravención," by the word "de."

The question being on the adoption of the amendments of the Assembly, the amendments were disagreed to, and

On motion, it was

Resolved, That the Commission request a conference with the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Luzuriaga be the manager at the same on the part of the Commission.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 8, 1913, agreed to the amendment of the Commission to Assembly Bill No. 389, entitled "An Act to

amend sections one and six of Act Numbered Twenty-one hundred and fifty-six, entitled 'An Act authorizing the consolidation of municipalities into sanitary divisions and the reorganization of the municipal boards of health created by Act Numbered Three hundred and eight; defining their powers and duties, and providing for each province a special fund to be known as "Health Fund," for this and other purposes.'

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 8, 1913, agreed to the amendment of the Commission to Assembly Bill No. 163, entitled "An Act further amending paragraphs one, seven, and eight of section sixty-eight, section one hundred and forty-seven, and section one hundred and forty-eight of Act Numbered Eleven hundred and eighty-nine, entitled 'The Internal Revenue Law of Nineteen hundred and four,' as amended, by defining small manufacturers of *tuba*, *bassi*, *tapuy*, or like domestic fermented liquors, by imposing an annual license tax on retail dealers, and by amending the definition of wholesale dealers in such liquors, so that *palek* shall have the same status as its congeners *tuba*, *bassi*, and *tapuy*,"

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 8, 1913, passed without amendment Commission Bill No. 62, entitled "An Act authorizing the administrator of the San Lazaro Estate to execute long term leases for lands belonging to said estate."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 62 be enrolled and printed as an Act.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 8, 1913, passed without amendment Commission Bill No. 15, entitled "An Act amending Act Numbered Eighty-two, entitled 'The Municipal Code,' by authorizing municipal councils under certain conditions to close municipal roads, streets, alleys, parks or squares for governmental purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 15 be enrolled and printed as an Act.

FEBRUARY 8, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 8, 1913, passed with amendments, in which the concurrence of the Commission is requested, Commission Bill No. 69, entitled "An Act authorizing the investment of a portion of the surplus remaining from the sale of the friar lands bonds in the purchase of certain additional friar lands, situated in the municipalities of Biñan and Santa Rosa, Province of Laguna."

The bill with amendments certified thereon is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

Amend section 2 of the bill to read as follows:

"SEC. 2. The lands, with their improvements, situate at Biñan and Santa Rosa, Laguna, that may be acquired by purchase in accordance with this Act shall be sold to the *bona fide* holders disposed by the 'Sugar Estates Development Co.,' the sale of said lands, however, to be subject to Act Numbered Eleven hundred and twenty and its amendments: *Provided, however,* That in case the Government proceeds to the sale of the edifice denominated 'Casa-Hacienda' of Santa Rosa, the municipality of Santa Rosa, Province of Laguna, shall, other conditions being equal, have the preference for purchasing said edifice if it so desire."

Change section 2 of the bill to section 3.

The question being on the concurrence of the Commission in the amendments of the Assembly, the amendments were concurred in.

Ordered, That Commission Bill No. 69 be enrolled and printed as an Act.

FEBRUARY 7, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 7, 1913, passed with amendments, in which the concurrence of the Commission is requested, Commission Bill No. 16, entitled "An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands."

The bill with amendments certified thereon is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

1. In section 5, page 3, line 9, insert after the word "sufficient" the following: "and justified;"

2. In section 11, page 4, line 22, after the word "character," insert the following: "that he has studied and duly passed examination in at least the subjects specified in section nine of this Act or holds a certificate or diploma from some recognized and reputable school of veterinary science;"

3. In section 11, page 4, line 23, insert after the word "convicted" the following: "by a competent court;"

4. In section 11, page 4, lines 23 and 24, strike out the words "moral turpitude or cruelty," and insert in lieu thereof the following: "immoral or dishonorable conduct;"

5. In section 11, page 4, line 26, strike out everything after the words "veterinary medicine," to the word "practice" on line 30, and insert in lieu thereof the following: "The board may refuse to examine or grant a certificate to practice veterinary medicine, or revoke a certificate already issued, for serious and justified reasons, in which case the interested person shall be so informed and what he has to say in his defence heard, and an appeal shall lie to the Governor-General;"

6. Strike out section 14 in its entirety;

7. In section 21, page 7, lines 24 and 25, strike out the words "without compensation," and insert in lieu thereof the following: "with the same compensation as other similar boards of medical, pharmaceutical, and dental examiners: *Provided*, That their emoluments shall never exceed those of the board of dental examiners."

Referred to the Committee on Matters Pertaining to the Department of Public Instruction.

FEBRUARY 7, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 7, 1913, passed with amendments, in which the concurrence of the Commission is requested, Commission Bill No. 43, entitled: An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes," by providing penalties for the violation of certain provisions thereof and for other purposes.

The bill with amendments certified thereon is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

1. On page 2, section 2, line 4, strike out the words "any highway," and insert in lieu thereof, between the words "upon" and "of the Philippine Islands," in line 4, same section, the following: "the public highways;"

2. On page 2, line 30, between the words "address" and "a brief," insert the following: "the number and date of his cedula and the place where the same was issued;"

3. On page 3, lines 5 to 7, between the words "horsepower" and "the name of," strike out the words "the number and date of his cedula and the place where the same was issued;"

4. On page 4, section 5, line 9, between the words "Public Works" and "in writing," insert the words "as soon as possible;"

5. On page 5, line 2, between the words "of not" and "more," strike out the words "less than five nor;"

6. On page 5, section 7, lines 9 to 11, between the words "amended" and "any license," strike out the words "by adding at the end thereof the following" and insert in lieu thereof the following: "so as to read as follows:

"SEC. 14. The Director of Public Works shall cause to be prepared a form, which shall be furnished free of charge upon request, and upon which every person who desires hereafter to operate any motor vehicle as a chauffeur shall answer under oath all questions asked and give all information required by the Director of Public Works, including his true name, address, and age, the number, date, and place of issue of his cedula, and the names, kinds, types, or styles of motor vehicles which he is competent to operate, together with the form

and amount of their motive power, and whether his senses of sight and hearing are normal.

"The Director of Public Works is hereby authorized in his discretion to require an applicant for a license as chauffeur to answer such further questions or to submit to such an examination touching his qualifications as chauffeur, as in the Director of Public Works' judgment will best disclose the applicant's fitness and competency to operate motor vehicles.

"If after such examination or without the same the Director of Public Works believes the applicant to possess the necessary qualifications and knowledge, he shall, upon the receipt of a fee of two pesos, issue to such applicant a license to operate as a chauffeur motor vehicles of the kind, style, type, or make and power described in the application or until such license is revoked by the competent court of justice, after the ordinary legal proceedings.

"But, if the said Director does not believe the applicant to be a person qualified to operate motor vehicles he shall not issue a license as chauffeur to such applicant, in which event the applicant's fee shall be returned to him.

"Every license issued to operate a motor vehicle shall have a line or place for the signature of the licensee, and no license issued shall be effective as an authorization to the person to whom issued to operate a motor vehicle until after such person has written his usual signature in the place provided for that purpose."

7. On page 5, section 7, line 26, strike out the words "less than twenty nor" and in lines 28 and 29, strike out the words "less than ten days nor."

8. On page 6, section 9, line 30, strike out the words "less than five nor."

9. On page 8, line 16, strike out the following words: "less than ten nor."

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police.

SECOND READING OF BILL.

Assembly Bill No. 399. An Act appropriating the sum of four hundred thousand pesos for establishing colonies and plantations for rice and other food grains, for bringing about an equal distribution of the population of these Islands, and for other purposes.

Assembly Bill No. 399 was read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment recommended by the Committee on Matters

Pertaining to the Department of Public Instruction, and the following further amendment:

In section 2 of the bill as amended, page 1, lines 10 and 11, insert after the word "plantations" the words "on public lands."

Section 3, page 2, line 10, insert the word "net" before the word "receipts;" and add at the end of said section the following proviso: "*Provided*, That such available receipts shall not exceed one hundred thousand pesos annually. All in excess of said one hundred thousand pesos shall be deposited to the credit of general funds in the Insular Treasury."

Section 4, page 2, line 16, insert after the words "of this Act" the words "who shall be one of the officers of the Government."

Section 5, strike out the word "eventual" in line 21.

Add at the end of section 5 the following proviso: "*Provided*, That the five years required by law for the acquisition of homesteads shall be considered as beginning with the first day of the filing of the application for the tract of land by the colonist."

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Palma, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called with the following result:

Ayes: Commissioners Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

Noes: Commissioners Gilbert and Worcester.

The bill was declared passed.

Commissioner Palma moved to amend the title to read as follows:

An Act appropriating the sum of four hundred thousand pesos for the establishment of colonies and plantations for the cultivation of rice and other food cereals, for the better distribution of the population of these Islands, and for other purposes.

The motion prevailed and the title as amended was read and approved.

EXPLANATIONS OF VOTES.

Commissioner GILBERT: I desire to explain my vote. This bill at first sight appeared to be a bill carrying out the recommendation made the Legislature at the opening

of the regular session which had to do with the idea which I have advocated heretofore. I therefore feel that my vote now deserves an explanation.

I believe that the proposed action was a fair experiment that the Government could afford to try, but at most an experiment. It was founded upon sound principles as I understood them. Out of that has grown this bill which embodies more paternalism and socialism than any other measure, it seems, that has ever been passed by the Philippine Legislature. Especially at a time when a large number of the Filipino people are hopeful of a speedy independent government it seems very unwise to pass legislation like this which might be taken as a model for future legislation and the results will not be good. On the evident plan on which this bill is written it will amount to the Insular Government's going into the matter of lending to various people who have no means whatever, carabao or plows or some other similar articles for agricultural purposes which have been bought with Government money. I regret not being able to support this bill in the form it is in, but I vote "no."

Commissioner WORCESTER: I vote "no." It is difficult to foresee the result of this bill because it is in such very general terms. We are asked to appropriate ₱400,000 without knowing exactly what is going to be done with it, that being left to the judgment of one man who might decide in accordance with the opinion of the majority of us and might decide upon something else. I thought I was in favor of it until this discussion came up. I do not believe that in this fertile country, with great areas lying vacant, that it is necessary to furnish individuals with carabao, plows, etc. I know of several hundreds of thousands of individuals who make a good living on steep mountain sides without any carabao or plows to depend upon—only rude wooden implements and the work of their hands. In Bukidnon we break the sod once with plows and undertake to prepare the ground, and let the people take care of it after that. I think to inaugurate the policy of giving some people plows and carabao in order that they may get started would set a precedent

which would lead to harmful results and would be likely to end in leading other people to expect like treatment and lead them to sit by and hope that they would get the same terms some day. I have, on a great many occasions in this country, known people to fail to do all that they possibly might have done because they had a petition pending in the premises and they would do nothing until it was settled.

REPORTS OF COMMITTEES.

[Committee Report No. 205.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 406, entitled "An Act providing for the registration of patents and patent rights in the Philippine Islands, and for the protection of the same," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass without amendment.

This bill will settle the question, which heretofore has been undecided, of the jurisdiction of the courts of the Philippine Islands to determine questions arising under the provisions of the patent laws of the United States.

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 406 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by the President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 206.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

"SECTION 1. In case the Secretary of War shall invite a representative committee of members of the Philippine Legislature to come to Washington, there is hereby appropriated the sum of fifty thousand pesos or so much thereof as may be necessary from the funds of the Insular Treasury not otherwise appropriated to provide for the expenses of such committee. Unless otherwise prescribed by order of the Secretary of War the committee shall consist of two members of the Philippine Commission, to be designated by the Governor-General, and seven members of the Philippine Assembly to be designated by the Speaker. This appropriation shall be available for the payment of such expenses of the committee as shall be certified by the chairman thereof as necessarily incident to the discharge of its duties.

"SEC. 2. In case a committee shall be appointed either by the President of the United States or by the United States Congress to visit the Philippine Islands for the purpose of investigating and reporting on conditions in the Islands there is hereby appropriated the sum of thirty thousand pesos or so much thereof as may be necessary to defray the expenses of entertaining such committee in Manila or in the provinces.

"SEC. 3. This Act shall take effect on its passage."

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 411 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining

to Bureaus under the Executive Control of the Governor-General be concurred in with the following further amendment:

Section 1, page 1, lines 2 and 3 of the bill as amended, strike out the words "representative committee of members of the Philippine Legislature" and insert in lieu thereof the words "committee of citizens of the Philippine Islands."

Insert a new section following section 2 to read as follows:

"SEC. 3. So much of the appropriations made by this Act as remains unexpended on January first, nineteen hundred and fifteen, shall revert to the Insular Treasury," renumbering section 3 section 4.

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by the President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The President moved to amend the title to read as follows:

An Act appropriating funds for the expenses of a committee of citizens of the Philippine Islands in case they are invited to proceed to Washington by the Secretary of War, and making an appropriation for the expense of entertainment of a committee appointed either by the President or the Congress of the United States to visit the Philippine Islands.

The motion prevailed and the title as amended was read and approved.

INTRODUCTION OF BILL.

The President introduced the following bill:

Commission Bill No. 79. An Act to amend section three of Act Numbered Two thousand and eighty-three, entitled "An Act to fix the amount of the gold standard fund, created under Act Numbered Nine hundred and thirty-eight, authorizing the deposit of the excess of the amount so fixed to the credit of the general fund of the treasury, and authorizing the investment of a portion of the said gold standard fund," reducing the rate of interest on loans authorized under said Act on approved security to the Manila Railroad Company to complete sections of railroad, on the Lucena-Pagbilao, Ragay north and south, Legaspi-Tabaco, and Legaspi-Nueva Caceres lines, from five per centum per annum to four per centum per annum.

Commission Bill No. 79 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

RECESS.

At 1 o'clock and 20 minutes postmeridian, the President declared a recess until 8 o'clock postmeridian.

RECONVENED.

At 8 o'clock postmeridian the Commission reconvened.
The President in the chair.

REPORTS OF COMMITTEES.

[Committee Report No. 207.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 372, entitled "An Act providing for the reorganization of the Courts of First Instance and of the Court of Land Registration," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause and substitute therefor the following:

"SECTION 1. Section five of Act Numbered Eight hundred and sixty-seven, as amended, is hereby further amended to read as follows:

"SEC. 5. *Judicial districts.*—The following judicial districts for the Courts of First Instance in the Philippine Islands are hereby established:

"The city of Manila shall constitute one judicial district to be known as the Judicial District of Manila, and the other judicial districts shall severally consist of the provinces and subprovinces as hereinafter stated.

“The First Judicial District shall consist of the Provinces of Cagayan, Isabela, and Batanes.

“The Second Judicial District shall consist of the Provinces of Ilocos Norte and Ilocos Sur, including the subprovince of Abra.

“The Third Judicial District shall consist of the Provinces of Union and Zambales.

“The Fourth Judicial District shall consist of the Province of Pangasinan.

“The Fifth Judicial District shall consist of the Provinces of Tarlac and Nueva Ecija.

“The Sixth Judicial District shall consist of the Province of Panganga.

“The Seventh Judicial District shall consist of the Province of Bulacan.

“The Eighth Judicial District shall consist of the Province of Rizal.

“The Ninth Judicial District shall consist of the Provinces of Cavite, Bataan, and Palawan.

“The Tenth Judicial District shall consist of the Province of Laguna.

“The Eleventh Judicial District shall consist of the Provinces of Batangas and Mindoro.

“The Twelfth Judicial District shall consist of the Province of Tayabas, including the subprovince of Marinduque.

“The Thirteenth Judicial District shall consist of the Province of Ambos Camarines.

“The Fourteenth Judicial District shall consist of the Province of Albay, including the subprovince of Catanduanes.

“The Fifteenth Judicial District shall consist of the Province of Sorsogon, including the subprovince of Masbate.

“The Sixteenth Judicial District shall consist of the Province of Samar.

“The Seventeenth Judicial District shall consist of the Province of Leyte.

“The Eighteenth Judicial District shall consist of the Province of Cebu.

“The Nineteenth Judicial District shall consist of the Provinces of Bohol and Oriental Negros, including the subprovince of Siquijor.

“The Twentieth Judicial District shall consist of the Province of Iloilo.

“The Twenty-first Judicial District shall consist of the Province of Occidental Negros.

“The Twenty-second Judicial District shall consist of the Provinces of Antique and Capiz, including the subprovince of Romblon.

“The Twenty-third Judicial District shall consist of the Provinces of Surigao and Misamis.’

“SEC. 2. If the boundary of any province or subprovince is enlarged, contracted or otherwise changed, the territory of the district com-

prising such province or subprovince shall be enlarged, contracted or otherwise changed accordingly.

"SEC. 3. Section six of Act Numbered Eight hundred and sixty-seven as amended, is hereby further amended to read as follows:

"SEC. 6. The annual salaries of the judges of the Courts of First Instance, payable monthly, shall be as follows:

"The judges for the District of Manila, eleven thousand pesos each.

"The judges for the Fourth, Eighteenth, and Twentieth Districts, ten thousand pesos each.

"The judges for the First, Second, Fifth, Eleventh, Twelfth, Fourteenth, Seventeenth, and Twenty-first Districts, nine thousand pesos each.

"The judges for the remaining districts and the judges at large, eight thousand pesos each.

"The present judges of the Courts of First Instance, judges at large, and judges of the Court of Land Registration shall be given preference in the appointment to judgeships, and they shall receive the same salaries as they receive at the time this Act takes effect, except those who shall occupy positions to which higher salaries are provided by this Act, in which case they shall receive the salaries so provided.'

"SEC. 4. Section seven of Act Numbered Eight hundred and sixty-seven, as amended, is hereby further amended to read as follows:

"SEC. 7. *Time and place of holding the Court of First Instance.*—The several judges of judicial districts shall hold regular terms of the Court of First Instance within their respective districts at the times and places herein prescribed:

"MANILA.

"In and for the city of Manila, commencing on the first Tuesdays of January, March, July, and October.

"FIRST DISTRICT.

"At Tuguegarao, in and for the Province of Cagayan, commencing on the second Tuesday of February and first Tuesdays of July and November of each year.

"At Ilagan, in and for the Province of Isabela, commencing on the first Tuesdays of January and September of each year.

"At Santo Domingo de Basco, in and for the Province of Batanes, commencing on the last Tuesday of March of each year.

"SECOND DISTRICT.

"At Vigan, in and for the Province of Ilocos Sur, commencing on the first Tuesdays of March, September, and November of each year.

“At Laoag, in and for the Province of Ilocos Norte, commencing on the first Tuesdays of January and July of each year.

“At Bangued, in and for the subprovince of Abra, commencing on the first Tuesday of October of each year.

“THIRD DISTRICT.

“At San Fernando, in and for the Province of Unión, commencing on the first Tuesdays of January, April, July, and October of each year.

“At Iba, in and for the Province of Zambales, commencing on the third Tuesdays of February and August of each year.

“FIFTH DISTRICT.

“At Cabanatuan, in and for the Province of Nueva Ecija, commencing on the first Tuesdays of January and April and third Tuesday of August of each year.

“At Tarlac, in and for the Province of Tarlac, commencing on the first Tuesdays of March, July, and November of each year.

“NINTH DISTRICT.

“At Cavite, in and for the Province of Cavite, commencing on the first Tuesdays of January, July, and November of each year.

“At Balanga, in and for the Province of Bataan, commencing on the first Tuesdays of March and October of each year.

“At Cuyo, in and for that part of the Province of Palawan included in the Cuyo, Calamianes, and Cagayanes groups of islands, commencing on the second Tuesday of April of each year.

“At Puerto Princesa, in and for the remainder of the Province of Palawan, commencing on the third Tuesday of April of each year.

“ELEVENTH DISTRICT.

“At Batangas, in and for the Province of Batangas, commencing on the first Tuesdays of January, April, July, and November of each year.

“At Calapan, in and for the Province of Mindoro, commencing on the third Tuesdays of February and September of each year.

“TWELFTH DISTRICT.

“At Lucena, in and for the Province of Tayabas, commencing on the first Tuesdays of January, April, July, and November of each year.

“At Boac, in and for the subprovince of Marinduque, commencing on the third Tuesdays of February and September of each year.

“THIRTEENTH DISTRICT.

“At Nueva Caceres, in and for that part of the Province of Ambos Camarines formerly known as Camarines Sur, commencing on the first Tuesdays of January, July, and November of each year.

“At Daet, in and for that part of the Province of Ambos Camarines formerly known as Camarines Norte, commencing on the first Tuesdays of March and September of each year.

“FOURTEENTH DISTRICT.

“At Albay, in and for the Province of Albay, commencing on the first Tuesdays of January, July, and December of each year.

“At Virac, in and for the subprovince of Catanduanes, commencing on the first Tuesdays of April and October of each year.

“FIFTEENTH DISTRICT.

“At Sorsogon, in and for the Province of Sorsogon, commencing on the first Tuesdays of January, April, July, and November of each year.

“At Masbate, in and for the subprovince of Masbate, commencing on the third Tuesdays of February and September of each year.

“SEVENTEENTH DISTRICT.

“At Tacloban, in and for the northern part of the Province of Leyte, including the territory now embraced by the municipalities of Abuyog, Alangalang, Barugo, Babatñigon, Burauen, Biliran, Carigara, Caibiran, Dagami, Dulag, Jaro, Kawayan, Leyte, Naval, Palo, San Isidro, San Miguel, Tolosa, Tanauan, Tacloban, and Villaba, commencing on the first Tuesdays of March and September of each year.

“At Maasin, in and for the remainder of the Province of Leyte, commencing on the first Tuesdays of January and July of each year.

“NINETEENTH DISTRICT.

“At Tagbilaran, in and for the Province of Bohol, commencing on the first Tuesdays of January, August, and November of each year.

“At Dumaguete, in and for the Province of Oriental Negros, commencing on the first Tuesdays of April and October of each year.

“At Siquijor, in and for the subprovince of Siquijor, commencing on the second Tuesday of March of each year.

“TWENTY-SECOND DISTRICT.

“At Capiz, in and for the Province of Capiz, commencing on the first Tuesdays of February and July and second Tuesday of November of each year.

“At Romblon, in and for the subprovince of Romblon, commencing on the first Tuesday of January and third Tuesday of August of each year.

“At San Jose de Buenavista, in and for the Province of Antique, commencing on the first Tuesdays of April and October of each year.

"TWENTY-THIRD DISTRICT.

"At Cagayan, in and for the Province of Misamis, commencing on the first Tuesdays of January, April, July, and November of each year.

"At Surigao, in and for the Province of Surigao, commencing on the third Tuesday of February and first Tuesday of September of each year.

"OTHER DISTRICTS.

"At the capitals of the provinces, in and for the respective provinces, commencing on the first Tuesdays of January, March, July, and October of each year.'

"SEC. 5. Judges of the Courts of First Instance of districts composed of only one province shall reside in the capital of the province. The judge of the First District shall reside in the provincial capital of Cagayan; of the Second District in the provincial capital of Ilocos Sur; of the Third District in the provincial capital of Union; of the Fifth District in the provincial capital of Nueva Ecija; of the Ninth District in the provincial capital of Cavite; of the Eleventh District in the provincial capital of Batangas; of the Nineteenth District in the provincial capital of Bohol; of the Twenty-second District in the provincial capital of Capiz; and of the Twenty-third District in the provincial capital of Misamis. One of the judges at large shall reside in Manila, one in the provincial capital of Pangasinan, one in the provincial capital of Iloilo, and one in the provincial capital of Cebu.

"SEC. 6. For that part of the Province of Ambos Camarines formerly known as Camarines Norte there shall be a deputy clerk of the Court of First Instance, who shall have his office at Daet, and who shall receive a salary of twelve hundred pesos a year.

"For the Province of Batanes there shall be a clerk of the Court of First Instance, who shall have his office at Santo Domingo de Basco, and who shall receive a salary of seven hundred and twenty pesos a year.

"For the subprovince of Siquijor there shall be a deputy clerk of the Court of First Instance, who shall have his office at Siquijor, and who shall receive a salary of seven hundred and twenty pesos a year.

"For the subprovince of Abra there shall be a deputy clerk of the Court of First Instance, who shall have his office at Bangued, and who shall receive a salary of seven hundred and twenty pesos a year.

"SEC. 7. Section three of Act Numbered Four hundred and ninety-six, as amended, is hereby further amended to read as follows:

"SEC. 3. The Governor-General, with the advice and consent of the Commission, shall appoint one judge of the Court of Land Regis-

tration, who shall reside in the city of Manila, and who shall have jurisdiction to hear and determine all applications for the registration of lands or buildings, or any interest therein, the whole or greater portion of which is situated in the city of Manila.

“The Courts of First Instance, except that of the city of Manila, shall exercise the jurisdiction now conferred upon the Court of Land Registration in all applications for the registration of title to lands or buildings, or any interest therein, the whole or greater portion of which is situated within their respective jurisdictions, and in connection therewith shall have all the powers and perform all the duties of the Court of Land Registration; and the respective clerks of the Courts of First Instance shall perform all the duties pertaining to the office of the Clerk of the Court of Land Registration, except as hereinafter provided. All the provisions of Act Numbered Four hundred and ninety-six, as amended, and all other provisions relating to the Court of Land Registration shall continue in force and shall be followed by the Courts of First Instance, except as hereinafter otherwise provided. In all matters of procedure not provided for either in the Land Registration Act, as amended, or in this Act, the provisions of the Code of Civil Procedure shall as far as applicable, govern.”

“SEC. 8. Section twenty of Act Numbered Four hundred and ninety-six, is hereby amended to read as follows:

“SEC. 20. The application may be filed with the clerk of the Court of Land Registration if the land, or the greater portion thereof, is situated in the City of Manila, or with the Clerk of the Court of First Instance of the province or subprovince in which the land, or the greater portion thereof, is situated. Upon filing his application the applicant shall forthwith cause to be filed with the register of deeds for said city, province or subprovince, a memorandum stating that an application for registration has been filed, and the date and place of filing, and a copy of the description of the land contained in the application. This memorandum shall be recorded and indexed by the register and filed with the records of deeds. Each Clerk of the Court of First Instance shall also keep an index of all applications in his province or subprovince.”

“SEC. 9. Section thirty of Act Numbered Four hundred and ninety-six, as amended, is hereby further amended to read as follows:

“SEC. 30. Upon filing the application the clerk shall forthwith forward it by registered mail to the register of deeds of the province or city in which the land or the greater portion thereof lies. Immediately upon the receipt of the application the register of deeds shall search the books and records of his office, and attach to the application a certificate stating that the land to which the application relates does not appear in such books or records, or setting forth copies of all entries of such lands as the fact may be, and shall transmit the application, such certificate and the papers, plans and

memorandum mentioned in section twenty by first mail to the clerk of the Court of Land Registration in Manila.'

"SEC. 10. Section thirty-one of Act Numbered Four hundred and ninety-six, as amended, is hereby further amended to read as follows:

"SEC. 31. Upon receipt of the application, certificate and other accompanying papers from the register of deeds, the clerk of the Court of Land Registration shall cause notice of the filing of the application to be published twice in successive issues of the Official Gazette, in both the English and the Spanish languages. The notice shall be issued by order of the court, attested by the clerk, and shall be in form substantially as follows:

"REGISTRATION OF TITLE.

"PROVINCE OF

"COURT OF LAND REGISTRATION.

"To (here insert the names of all persons appearing to have an interest and the adjoining owners so far as known), and to all whom it may concern:

"Whereas an application has been presented to said court by (name or names, and addresses in full) to register and confirm his (or their) title in the following-described lands (insert description), you are hereby cited to appear at the Court of Land Registration in the city of Manila (or in the Court of First Instance of....., as the case may be) within sixty days from the date of the publication of this notice, and show cause, if any you have, why the prayer of said application shall not be granted. And unless you appear at such court, at the time and place aforesaid, your default will be recorded and the said application will be taken as confessed, and you will be forever barred from contesting said application or any decree entered thereon.

"Witness:, judge of said court, this day of, in the year nineteen hundred and

"Attest:

".....
"Clerk of said Court.'

"Immediately upon publication being made of an application for the registration of land or buildings the whole or the greater part of which is situated outside of the city of Manila, the clerk of the Court of Land Registration shall forward to the respective Court of First Instance the application, together with all the documents, plans and papers relating thereto, keeping a copy of the plan and technical description, and forwarding also a certificate that publication was made in the Official Gazette, stating the date on which the last publication was made. Immediately upon receiving the papers, the Court of First Instance shall follow the procedure provided in section thirty-two of Act Numbered Four hundred and ninety-six.

"SEC. 11. In all land registration cases, judges of the Courts of First Instance shall utilize the services of the Chief surveyor of the Court of Land Registration and his assistants in all cases in which under the law such services are required.

"SEC. 12. The judge of a district or a judge at large may be ordered by the Secretary of Finance and Justice to act in another district without losing jurisdiction in the district in which he is acting at the time.

"SEC. 13. Whenever a majority of the Justices of the Supreme Court decide that in the interests of justice the conduct or competency of a judge should be investigated, or whenever the attention of the Justices of the Supreme Court shall have been called by the Governor-General to the fact that in his opinion any judge is unfit for his position, either by reason of misconduct or incompetency, it shall be the duty of the Supreme Court to order an investigation to be made by one of its members. If on investigation it is found that in the opinion of a majority of the members of the Supreme Court the judge is unfit to fulfill the duties of his position, either by reason of misconduct or incompetence, it shall be the duty of the Supreme Court to lay the matter before the Governor-General with appropriate recommendation. Upon recommendation of a majority of the Justices of the Supreme Court, as before provided, and in no other manner, any judge may be removed from his position by the Governor-General, with the consent of the Philippine Commission.

"The word 'judge' means a judge of the Court of First Instance, including the judges at large, the Court of Land Registration, or the Municipal Court of the City of Manila.

"SEC. 14. The Attorney-General, with the approval of the Secretary of Finance and Justice, may make changes in the authorized positions and salaries of the clerical force of the Courts of First Instance and of the Court of Land Registration in so far as may be necessary in order to provide the Courts of First Instance as hereby reorganized with the necessary personnel, the employees so changed to be given, as far as possible, the same salaries they are receiving at the time the transfer is made: *Provided*, That the total salaries for the positions in the Court of Land Registration and in the Courts of First Instance shall not exceed the amount authorized by law.

"SEC. 15. This Act shall take effect on the first day of July, nineteen hundred and thirteen: *Provided, however*, That all cases and judicial proceedings of any kind and character in the Courts of First Instance or in the Court of Land Registration, the hearing of which has been completed and which are only pending final decision at the time this Act takes effect shall continue to be under the jurisdiction of the judges before whom the hearing was had; *And provided further*, That the present judicial districts shall continue as now organized until the Governor-General, on recommendation of the Secretary of Finance and Justice, shall appoint judges

for the districts as organized under this Act; and that the associate judges of the Court of Land Registration shall continue to act as such associate judges with the same jurisdiction as the judge of the Court of Land Registration, until they are appointed judges of districts or judges at large."

The Assembly Bill makes important changes in the Judiciary. It abolishes the Court of Land Registration as well as the proceedings under Act No. 496, known as the Land Registration Act. It also abolishes the present Courts of First Instance and provides that the district judges shall cease to act upon this law taking effect. It also creates what is called the "General Land Registration Office," and introduces various changes relative to the registration of property.

The constitution of the present Courts of First Instance was authorized by the Act of Congress of July 1, 1902, and said Act of Congress also confirmed the jurisdiction conferred upon said Courts of First Instance, providing, however, that such additional jurisdiction could be conferred upon said courts as might thereafter be prescribed by the Government of the Philippine Islands, subject to the power of said Government to change the practice and method of procedure. In the judgment of your committee this provision of the Act of Congress is violated by the abolition of the Courts of First Instance. The Legislature has no power to abolish these courts. The most that it can do is to make such changes in their organization as will not affect their existence.

Neither does your committee believe it advisable to abolish the Court of Land Registration, nor much less the special proceedings under Act No. 496 relating to land registration cases. These cases are of a character distinct and different from those of the Courts of First Instance and require distinct and different proceedings. Practice thus far does not show that the present proceedings in these cases have proved unsatisfactory. The advisability of maintaining the Court of Land Registration is shown to a certain extent by the very bill of the Assembly, which would maintain in the city of Manila a central office for land registration matters, to be known as the "General Land Registration Office."

The Assembly Bill creates thirty-two judicial districts, including in these districts the territory which is under the jurisdiction of the Commission, while it is obvious that the Legislature has no jurisdiction over such territory. The bill practically makes a district of each province, with a few exceptions, such as the provinces of Pampanga and Tarlac which form but one district, and the provinces of Bataan and Zambales which form another. If there is justification for the making of several provinces into one district, there is no justification whatever for making in other cases a district out of one province, as, for example, Antique, Isabela, Nueva Ecija, Bohol, Oriental Negros, Cavite, etc.

The Assembly Bill provides that in all cases of absence, illness or incapacity of the judge of First Instance, the justice of the peace of the capital of the province shall act in his stead. This provision is highly inadvisable. Although with the present salaries given to justices of the peace, it is undoubtedly true that the personnel has been improved and competent lawyers have been found to fill the office of justice of the peace in provincial capitals, yet it cannot be said that these positions have attracted lawyers of such capacity that they could substitute the judges of the Courts of First Instance in the cases above mentioned.

In view of these considerations, the bill as amended by your committee maintains the Court of Land Registration, with one special judge thereof, with jurisdiction solely in the city of Manila, although, in conformity with the plan of the Assembly, the judges of the Courts of First Instance are given the jurisdiction of the Court of Land Registration in their respective districts. This realizes the objects sought by the Assembly Bill, that there shall be more judges available to try land registration cases, especially if the cadastral bill is passed, and that land registration cases shall be expedited.

In the bill as proposed by your committee there has been eliminated the territory under the jurisdiction of the Commission. Twenty-four judicial districts are created, including Manila with three judges as at present. The four judges at large are retained, the residence of one being fixed in Manila, one in Pangasinan, one in Cebu, and one in Iloilo, making altogether, with the judge of the Court of Land Registration thirty-one as against twenty-seven judgeships now existing for the territory under the jurisdiction of the Legislature. It is very advisable that the judges at large should be retained, principally, in order to assist the judges of Manila, Pangasinan, Cebu, and Iloilo. The judges of the first three mentioned places have always needed the assistance of a judge at large. And since the judges of the Courts of First Instance are given the work of the Court of Land Registration, there will be greater need of assistance in Pangasinan and Cebu, and undoubtedly Iloilo will also need assistance. The judges at large can also act for the judges of districts in case of vacancy, absence or inability, and this, together with the provision in the bill as proposed by your Committee that the Secretary of Finance and Justice shall have power to authorize the judge of one district to act in another district without losing jurisdiction in the first, will greatly facilitate the substitution of judges in case of vacancy, absence, illness or disability. This plan of substitution will be much more satisfactory than substitution by justices of the peace of provincial capitals.

Your committee does not consider necessary or advisable the creation of a "General Land Registration Office." The purpose of this office is to create a technical body of surveyors, to whom shall be

given not only the work of the present surveyors of the court of Land Registration, but the powers and duties belonging to the officers and the surveyors of the Bureau of Lands in connection with land registration cases. The work of the surveyors in the Court of Land Registration is simply to revise plans. By maintaining the present personnel that object is accomplished. Your committee sees no advantage in transferring to the proposed office the work of surveyors which is now given to the Bureau of Lands. Experience has not demonstrated that this office has not done its duty satisfactorily in this respect. With the creation of this office there would undoubtedly be a duplication of personnel, which in the opinion of your committee should be avoided.

Your committee sees no necessity for the amendment proposed in the Assembly Bill with respect to the office of register of deeds; or at least has not had sufficient time in the short time at its disposal, and with the accumulation of urgent work, to convince itself of the desirability of this change.

Other changes proposed by the Assembly Bill need no comment as they are self-explanatory.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 372 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill be recommended to the Committee on Matters Pertaining to the Department of Finance and Justice with instructions to re-draft the bill in such form that it will provide for an increase of the number of judges in the Court of Land Registration; for conferring upon judges of the Court of First Instance power to decide land registration cases; for the creation of new judges of First Instance of such districts as in the judgment of the Committee such increase is necessary, and to contain such other general provisions as this bill contains.

The report and recommendation of the Committee of the Whole were adopted.

[Committee Report No. 208.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of the Interior, to which was referred on February 6, 1913, Assembly Bills Nos. 308 and 315, entitled respectively "An Act providing for the creation of seventy scholarships in the Government forest school at Los Baños, Laguna, and appropriating the sum of twenty-four thousand six hundred and eighty-seven pesos and fifty centavos for such purpose, under certain conditions," and "An Act appropriating the sum of fifty-four thousand eight hundred and thirty-five pesos to be expended in salaries, traveling expenses, per diems and equipment of graduates of the Government School of Forestry," has examined the same and has the honor to report them back to the Commission with the following recommendation, viz:

That Assembly Bill No. 315 be laid on the table, and that Assembly Bill No. 308 be so amended as to cover the subjects at present treated in both bills, and that the amounts to be appropriated be so changed that the total appropriation for the Bureau of Forestry expendable in the regularly organized provinces and in Palawan and Mindoro will not exceed 50 per cent of the estimated forest revenues for the present year.

In the annual appropriation bill which was last year passed by the Commission but not by the Assembly, a sum equivalent to 50 per cent of the revenues derived from forest products was made available for all the work of the Bureau of Forestry in the regularly organized provinces and ten per cent has since been made available by Act of the Commission for expenditure in the special government provinces.

Your committee finds that the amount appropriated in the two bills above referred to, plus the amount of the regular allotment would exceed 50 per cent of the probable revenues by ₱43,000. Major Ahern has accordingly been requested so to change his appropriation requests as to reduce the total in this amount. He has accomplished this by reducing the total which was to be appropriated by Assembly Bills Nos. 308 and 315 from ₱79,335, to ₱45,000, the balance of the necessary reduction to be made in the annual appropriation bill for his Bureau if such bill passes and otherwise in the allotment for his Bureau.

A draft of Assembly Bill No. 308 as amended to accomplish the purposes above outlined is transmitted herewith and its passage recommended.

Respectfully submitted.

DEAN C. WORCESTER,
*Committee on Matters Pertaining to the
Department of the Interior.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The following is the text of Assembly Bill No. 308 as recommended by the Committee on Matters Pertaining to the Department of the Interior:

SECTION 1. Twenty scholarships are hereby created in the Government Forest School at Los Baños, Laguna. Such scholarships shall be awarded to students who have completed at least the second year of the high-school course and who shall be appointed by the Director of Forestry upon the recommendation of the Director of Education. They shall be distributed, so far as practicable, in the proportion of one to each province or subprovince organized under the Provincial Government Act Numbered Eighty-three and one to each of the special government provinces of Palawan, Mindoro, and Batanes. The appointment of these scholarships shall be made subject to the following conditions:

(a) The Director of Education shall, by means of an examination of students who have completed the second year of the high-school course, select the one best qualified to carry on the studies provided for in the forest school and so certify to the Director of Forestry, who shall order that each student be duly matriculated in said school.

(b) The Government shall pay the traveling expenses of the student from his home to Los Baños, Laguna, and return after the completion of his studies. Each student shall receive twenty-five pesos monthly during the time he is studying and until he receives the certificate of graduation in the course pursued by him: *Provided*, That any student who shall fail to pass the examinations prescribed in the forest school, or who shall violate any rule or regulation of said school in such manner as to make himself liable to expulsion, shall forfeit his scholarship and shall be immediately sent back to his province at the expense of the Government.

(c) The holder of a scholarship who shall be graduated from the forest school shall be employed according to the needs of the Bureau of Forestry for a period at least equal to the time he has received instruction, unless he be relieved from this obligation by the Secretary of the Interior or with the approval of the Secretary of the Interior first had he accept a position in some other branch of the Government of the Philippine Islands. Failure to comply with the conditions of this section shall be sufficient reason for disqualifying him for any employment in the Government of the Philippine Islands for a period of time double that which he should have served.

SEC. 2. The Director of Forestry shall render a report from time to time to the Secretary of the Interior regarding the filling of scholarships and the standing of the students, which report shall be transmitted to the Philippine Legislature at the beginning of each session.

SEC. 3. There are hereby appropriated out of any funds in the Insular Treasury, not otherwise appropriated, forty-five thousand pesos, to be expended as follows:

Fifty-three scholarships at twenty-five pesos per month each; for the construction, maintenance and repair of light material buildings and for the improvement and care of the grounds in their vicinity; for salaries of eighteen probational and graduate rangers at sixty pesos per month each, seven probational and graduate rangers at sixty-five pesos per month each, three probational and graduate rangers at seventy pesos per month each; for the equipment of the students holding scholarships and for their traveling expenses from their homes to Los Baños, Laguna, and return, and for their visits to forest reserves or seats of modern logging or lumbering operations; and for the traveling expenses, per diems and equipment of twenty-eight probational and graduate rangers.

SEC. 4. This Act shall take effect on the first day of April, nineteen hundred and thirteen.

The report was accepted and Assembly Bill No. 308 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of the Interior.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Worcester moved to amend the title to read as follows:

An Act appropriating the sum of forty-five thousand pesos, providing for the creation of twenty scholarships, for the maintenance of thirty-three scholarships already created by Act Twenty-one hundred and sixty-eight, and for the salaries, traveling expenses, and equipment of the graduates of the Government forest school at Los Baños, Laguna.

The motion prevailed and the title as amended was read and approved.

Commissioner Worcester then moved that Assembly Bill No. 315 be laid on the table.

The motion prevailed.

[Committee Report No. 209.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 27, entitled "An Act amending Act Numbered Seventeen hundred and ninety-one, amendatory of Act Numbered Eighty-two of the Philippine Commission," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That said bill be laid on the table.

Your committee understands that it is not prudent to make a favorable report on this bill, since in case of its passage it might happen that the president and members of the valuation and assessment board would be landowners, which must be avoided in order not to give occasion for a decrease of the valuations of the property which would result in a falling off in the tax collections.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 210.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 380, entitled "An Act amending section forty of Act Numbered Eighty-two, entitled the Municipal Code, as amended by Acts Numbered Three hundred and nine, Fifteen hundred and thirty, Nineteen hundred and nine, and Eighteen hundred and fifty-eight, by granting authority to the municipal councils for farming out or letting at public auction the municipal excise and other taxes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That said bill be laid on the table.

The purpose of this bill is to add at the end of section 40 of Act No. 82 the following words: "To farm out or let at auction the excise and other taxes for municipal purposes for a period not to exceed five years," and inasmuch as Act No. 1634 makes provision relative

to this particular in the same terms as those contained in the amendment proposed, it is the opinion of your committee that said amendment is entirely superfluous.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 211.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 193, entitled "An Act authorizing the investment of a portion of the gold standard fund in loans to corporations engaged in the exportation of products of this country," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Your committee is of the opinion that securities of corporations engaged in the exportation of products of the country are not investments sufficiently stable or safe for investment of the gold standard fund, which is in the nature of a Government trust fund.

Respectfully submitted.

W. CAMERON FORBES,
*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 212.]

GENTLEMEN: The Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Concurrent Resolution No. 4, entitled "Concurrent Resolution suggesting the appointment of a committee to investigate the contract for the collection of garbage in Manila and suspending any action of the city in the matter," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the resolution be laid on the table.

Your committee is of the opinion that the question of whether the city of Manila shall contract for the removal of its garbage is one which the Municipal Board is entirely competent to handle. This matter has been thoroughly discussed by the Municipal Board, and

at present the Attorney-General is passing on the legal question connected with the same.

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 213.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 325, entitled "An Act amending sections one, two, three, and five of Act Numbered Fifteen hundred and forty-five, by substituting the name of third member of the provincial board for that of provincial vice-governor, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Your committee is of the opinion that the amendments proposed in this bill are undesirable from the point of view of efficient administration. In addition to changing the name of the third member to provincial vice-governor, it would compel the Governor-General to turn over to the provincial vice-governor the administration of a province whenever the provincial governor was absent or unable to act in that capacity. For the best interests of government, it is often preferable to place the temporary administration of the province in the hands of the provincial treasurer.

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 214.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 338, entitled "An Act to promote workmen's wards," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Although the improvements in the city of Manila proposed by this bill are of the utmost importance and benefit to the people, from a

financial point of view the method of using the gold standard fund suggested is impracticable. It will be impossible to make a loan of ₱1,000,000, or even a small fraction of this sum to the city of Manila from the gold standard fund as the loans already made from the gold standard fund, under the provisions of Act No. 2083 have practically reached the limit set by that law.

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 215.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 413, entitled "An Act amending section one of Act Numbered Sixteen hundred and ninety-eight, entitled 'An Act for the regulation of the Philippine civil service,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill is the same as Assembly Bill No. 960, passed by the Assembly at the last session of the Second Legislature. It was reported on by the undersigned on January 27, 1912, Committee Report No. 388, with the recommendation that the bill be laid on the table. Your committee knows of no reason for altering that report.

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 216.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 251, entitled "An Act to create rural guards in all the municipalities organized under Act Numbered Eighty-two, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

Section 2 of this bill requires duty already performed by the Constabulary, viz, detailing a number of soldiers of said organization for duty as rural guards, and the only effect of this section would be to restrict the administrative authority of the Director of

Constabulary to control the movements of his force as changing conditions require.

Section 3 of the bill interferes with the administrative authority of the municipal president to utilize his police as in his judgment public interest requires, and imposes by direct law upon the municipal police duties which they already perform by indirect provisions of law.

Section 4 invests lieutenants and sublieutenants of barrios with the powers of peace officers, which power they already possess under the common law, by a decision of the Supreme Court.

Section 5 authorizes the senior inspector of Constabulary to divide his jurisdiction into sections, and to equalize the work of patrolling by the various police elements existing therein. This result is already obtained administratively.

The authority conferred by section 6 to appoint special policemen for guarding private estates is already possessed by municipal governments under section 39 (*t*) of the Municipal Code.

The provision of section 7, viz, that municipal presidents shall furnish the senior inspectors of Constabulary a list of all agricultural estates within the jurisdiction of the municipalities is information which is available if desired by said inspectors, and it seems unnecessary to place such a duty upon municipal presidents if the information is not required.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 217.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 257, entitled "An Act amending the first subsection of section seven hundred and eighty-five of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended by Act Numbered Fifteen hundred and eighty-six, so as to permit poor persons to prosecute or defend any action or special proceeding in justice of the peace courts or Courts of First Instance without being required to prepay fees," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The object of this bill is to exempt from the payment of justice of the peace fees poor people who have not the means of bringing or defending an action in the justice of the peace court. As such persons are now exempt from paying like fees in the Courts of First

Instance, it would appear only logical to grant them the same privilege with respect to fees in justice of the peace courts.

But bearing in mind that the fee for bringing a civil action in the justice of the peace court is only three pesos, that the proposed exemption would materially reduce the revenue received from such fees, from which a large part of the salaries of the justices of the peace is now paid, and especially that this exemption would lead to many abuses in its practical application, your committee believes it would be unwise to make the proposed amendment.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, laid on the table the following Commission Bill No. 9, entitled: An Act amending Act Numbered Nineteen Hundred and forty-four, entitled "An Act authorizing the Governor-General to specify by executive order the kinds of native wines or liquors which shall be subject to the prohibitions contained in sections nine and twenty-four of Act Numbered Fifty-nine, entitled 'The Manila Liquor Licenses Act,' Act Numbered Thirteen hundred and two, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Cavite, to soldiers of the United States army and sailors and enlisted men of the United States navy and marine corps, of any of the so-called native wines or liquors,' and Act Numbered Thirteen hundred and sixty-nine, entitled 'An Act prohibiting the sale, gift, or other disposal in the province of Zambales, to soldiers of the United States army and sailors and enlisted men of the United States navy and marine corps, of any of the so-called native wines or liquors,'" by defining the words "native wines or liquors" and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, agreed to the amendment of the Commission to Assembly Bill No. 394, entitled: An Act

amending sections sixteen and twenty-three of Act Numbered Five hundred and ninety-seven, entitled "An Act regulating the practice of pharmacy in the Philippine Islands," as amended by Act Numbered Nineteen hundred and twenty-one, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

RESOLUTION.

Commissioner Gilbert introduced the following resolution:

Commission Resolution No. 12. *Resolved*, That the Secretary be, and he hereby is, authorized to take steps to have printed and bound at the end of the present session of the Legislature five hundred copies of the Journal of the Commission for the period February seventh, nineteen hundred and twelve, to February eleventh, nineteen hundred and thirteen, inclusive, including the first regular session of the Third Philippine Legislature and the special session of nine hundred and thirteen, following the same general style as that of the Journals for preceding sessions, fifty copies of the Journal to be bound in full sheep, and the remainder in cloth.

The resolution was adopted.

REPORT OF COMMITTEE.

[Committee Report No. 218.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on February 6, 1913, Assembly Bill No. 10, entitled "An Act appropriating the sum of two hundred thousand pesos for the construction of a custom-house and the installation of an arrastre plant in the port of Iloilo," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That it be laid on the table, the purpose of the bill having been accomplished by Assembly Bill No. 318, heretofore favorably recommended by your committee.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

ADJOURNMENT.

Thereupon, at 11 o'clock and 30 minutes postmeridian,
On motion by Commissioner Araneta,
The Commission adjourned to meet on Tuesday, February
11, 1913, at the call of the President.

Attest:

GEO. C. SCHWEICKERT, *Secretary.*

Third Philippine Legislature.

Special Session of 1913.

JOURNAL OF THE COMMISSION.

TUESDAY, FEBRUARY 11, 1913.

The Commission met at the call of the President at 3 o'clock and 30 minutes postmeridian.

Present: Commissioners Gilbert, Worcester, Luzuriaga, Araneta, Palma, Sumulong, Branagan, and the President.

READING OF JOURNAL.

The Journal for Monday, February 10, 1913, was read and approved.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 318, entitled: An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Apacible, Diaz, and Guingona.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 318, entitled "An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen," disagreed to by the Assembly,

and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Branagan, Araneta, and Palma be the managers at the same on the part of the Commission.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 321, entitled: An Act providing for an increase of the municipal school funds.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Sabarre, Causing, and Quintos.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 321, entitled "An Act providing for an increase of the municipal school funds," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Gilbert be the manager at the same on the part of the Commission.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 32, entitled: An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Sison, Causing, and Gonzales.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 32, entitled "An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Luzuriaga, Araneta, and Sumulong be the managers at the same on the part of the Commission.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly insists upon its amendment to Commission Bill No. 10, entitled: An Act amending subsection (i) of section forty of the Municipal Code as amended, disagreed to by the Commission, and agrees to the conference asked by the Commission on the disagreeing votes of the two Houses thereon, and has appointed as manager at the same on its part, Delegate Luna.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Referred to the Commission's committee of conference on Commission Bill No. 10.

FEBRUARY 7, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 7, 1913, passed without amendment Commission Bill No. 77, entitled: An Act to amend paragraph eight of section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, so as to prohibit the issue of internal revenue licenses to practice medicine, surgery and dentistry to persons not duly authorized by law, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 77 be enrolled and printed as an Act.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, passed with amendment in which the concurrence of the Commission is requested, Commission Bill No. 51, entitled: An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled "An Act providing a Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands," by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value.

The bill with amendments certified thereon is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

1. Substitute the words "five hundred" appearing on page 2, line 15, by "one hundred;"
2. Substitute likewise the words "five hundred" appearing in the title of the bill by "one hundred."

Referred to Commissioner Sumulong as a select committee.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, passed with amendment, in which the concurrence of the Commission is requested, Commission Bill No. 55, entitled: An Act amending Act Numbered Nineteen hundred and eighty, entitled "An Act to provide for the creation of a commissioned and enlisted service within the Bureau of Navigation, the creation of a pension fund in connection therewith, and for the punishment of offenses against good order and discipline within such service," by making the provisions of section two thereof retroactive for certain commissioned officers, and for other purposes.

The bill with amendment certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendment is as follows:

On page 1, line 16, between the words "officer" and "shall" insert the words "commissioned prior to June twenty-seventh, nineteen hundred and five," and strike out the word "commissioned" on the same line.

Referred to the Committee on Matters Pertaining to the Department of Commerce and Police.

REPORTS OF COMMITTEES.

[Committee Report No. 219.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 10, 1913, the amendments of the Assembly to Commission Bill No. 43, entitled "An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled 'An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes,' by providing penalties for the violation of certain provisions thereof and for other purposes," has examined the same and has the honor to report them back to the Commission with the following recommendation, viz:

That the Commission disagree to the amendments of the Assembly and ask a conference thereon.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

Ordered, That Commissioners Branagan and Sumulong be the managers at the conference on the part of the Commission.

[Committee Report No. 220.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 402, entitled "An Act making provisions for the encouragement of the traffic and increase of the facilities for commerce in the ports of entry of the Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass with the following amendments:

Strike out all after the enacting clause, substituting therefor the following:

"SECTION 1. For the purpose of encouraging traffic and increasing the facilities for commerce in ports of entry in the Philippine Islands, continuing annual appropriations, from any funds in the Insular Treasury not otherwise appropriated, are hereby made of amounts equal to five per centum of the gross receipts from collections from

import, export, and other customs duties, except wharfage, in said ports of entry respectively, for the maintenance, improvement and extension of wharfing facilities in said ports, for the construction and maintenance of streets, thoroughfares and other public places adjacent to wharves, to be paid into their respective treasuries, and there to constitute special funds, to be expended by their respective governments, with prior approval by the provincial board and the concurrence of the Executive Secretary, for the purposes for which they are appropriated, and such funds shall be available until disbursed: *Provided*, That in the case of the city of Manila, the action of the municipal board shall be construed as that of the provincial board: *And provided further*, That in view of the fact that the city of Manila is the capital of the Archipelago, there is hereby appropriated, for the purposes hereinbefore mentioned, an additional amount equal to five per centum of the gross receipts from collections of export, import, and other customs duties, except wharfage, in the port of Manila: *And provided further*, that the provisions of this Act shall be inoperative, so far as concerns the city of Manila, so long as the Insular aid provided by Act Numbered One hundred and eighty-three is continued.

“SEC. 2. This Act shall take effect on July first, nineteen hundred and thirteen.”

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commissioner Gilbert then moved that the bill be laid on the table.

The motion prevailed.

[Committee Report No. 221.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 10, 1913, the amendments of the Assembly to Commission Bill No. 16, entitled “An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands,” has examined the same and has the honor to report them back to the Commission with the following recommendation, viz:

That the amendments of the Assembly be concurred in with the following amendments:

That amendment No. 1 read as follows: “Section 5, page 3, line 9, insert before the word ‘sufficient’ the words ‘just and;’”

That amendment No. 6 read as follows: "Strike out section 14 and insert in lieu thereof the following: 'Sec. 14. The board is further empowered to issue without prior examination a certificate to any person over twenty-one years of age who has heretofore taken and passed a civil service examination as a veterinarian for service in the Government of the Philippine Islands:'"

That amendment No. 7 read as follows: "Section 21, page 7, amend to read as follows: 'Sec. 21. The members of the Veterinary Examining Board herein provided for shall receive a fee of five pesos each for each person examined for registration as a veterinarian.'"

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report and the amendments recommended therein were adopted.

Commissioner Gilbert then moved that the amendment of the Assembly as amended by the Committee on Matters Pertaining to the Department of Public Instruction be concurred in.

The motion prevailed.

[Committee Report No. 222.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 387, entitled "An Act providing for the increase of the pay of the privates and members of the band of the Philippine Constabulary, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill pass without amendment.

The increase of ₱2 monthly in the pay of Constabulary privates is necessary in order to maintain the organization at a state of efficiency comparable with that of other similar organizations. The present pay of Constabulary privates is ₱11 monthly, that of Philippine Scouts ₱15, and the latter, being a part of the military organization of the United States, receive considerably more in the way of allowances than do the members of the Constabulary. In the last few years, the pay of common laborers, cocheros, and even house servants, has increased to the point where, for his own financial benefit, such service is more attractive to a Filipino than enlistment in the Constabulary. Of the many men who have worn the Constabulary uniform, but 51 were in the service on July 1, 1912, who entered it in 1901.

The increase in the pay of the band is likewise necessary to meet competition in their line of work which has sprung up. With the increase of cinematographs in the city of Manila, and other places of amusement where orchestras are employed, it is difficult to keep the men of the band together. The nature of their work is arduous, and requires a degree of intelligence which merits the increase provided in this bill.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 387 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 223.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 71, entitled "An Act prohibiting the sale of dynamite and other explosives," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The manufacture, possession, or sale, without special permit from the Director of Constabulary, of dynamite or other high explosives, or their components, for any use or purpose except in the execution of *bona fide* engineering and mining work, and as provided in section one of Act Numbered Fourteen hundred and ninety-

nine, as amended, is hereby prohibited: *Provided, however,* That the provisions of this section shall not apply to the Army, Navy or Marine Corps of the United States.

“SEC. 2. Any person violating the provisions of the preceding section shall be punished by a fine of not less than one hundred pesos, nor more than five hundred pesos, or by imprisonment for not less than thirty days, nor more than three months, or by both such fine and imprisonment, in the discretion of the court.

“SEC. 3. This Act shall take effect on July first, nineteen hundred and thirteen.”

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 71 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Commerce and Police.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Branagan moved to amend the title to read as follows:

An Act prohibiting manufacture, possession and sale of dynamite and other explosives without a special permit, providing a penalty therefor, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 224.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on Feb-

ruary 6, 1913, Assembly Bill No. 328, entitled "An Act amending section twenty-eight of Act Numbered Fifteen hundred and nineteen, known as 'The Weights and Measures Act,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, strike out line 10 and all thereafter to the end of the page, and insert in lieu thereof the following: "Provided, That if such scale, balance, weight, or measure so used has been officially sealed at some previous time and the seal and tag officially affixed thereto remain intact and in the same position and condition in which they were placed by the official sealer, and the instrument is found not to have been altered or rendered inaccurate but still to be sufficiently accurate to warrant its being sealed without repairs or alteration, such instrument shall, if presented for sealing promptly on demand of any authorized sealer or inspector of weights and measures, be sealed and the owner, possessor or user of same shall be subject to no penalty except a surcharge equal to five times the regular fee fixed by law for the sealing of an instrument of its class, this surcharge to be collected and accounted for by the same official and in the same manner as the regular fees for sealing such instruments."

Strike out all of section 2 and insert in lieu thereof the following:

"SEC. 2. This Act shall take effect on its passage."

The object of this bill is to amend section 28 of Act No. 1519, entitled "The Weights and Measures Act," by providing a small, fixed administrative fine in place of judicial fine and imprisonment in cases where the instrument, weight or measure has not been altered or allowed to deteriorate, and the sole offense consists of not having appeared within the period of twelve months fixed by law and having the same resealed. Your committee agrees with the purpose of the bill, as in the cases mentioned the penalty provided in section 28 appears to be a very heavy one. Your committee makes some amendments in the language used, which in its judgment improve the bill.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 328 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with

the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending section twenty-eight of Act Numbered Fifteen hundred and nineteen, known as "The Weights and Measures Act," by changing the penalty for the violation of section twenty-eight thereof under certain circumstances.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 225.]

MR. PRESIDENT: Your select committee of one, to which was referred on February 6, 1913, Assembly Bill No. 274, entitled "An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Strike out section 1 of the bill in its entirety.

Number section 2 of the bill as section 1, and section 3 as section 2.

Resistance or disobedience, direct or indirect, to the Director of Labor and his deputies or agents in the performance of the duties imposed upon them by subsections (b) and (c) of section 2 of Act No. 1868 are punishable under the existing legislation, in accordance with the provisions of article 252 of the Penal Code if such resistance or disobedience constitutes a crime, or in accordance with the provisions of paragraphs 5 and 6 of article 573 of said Code if such resistance or disobedience must be qualified as mere misdemeanors.

As to section 2 of the bill, the purpose whereof is to amend section 3 of Act No. 1868 in the sense that besides the Director of Labor, his deputies may, upon making an investigation, administer oaths, subpoena witnesses, etc., etc., your committee believes that the same should be passed, in order to remedy the defect in the law as it

stands, which makes it impossible for the Bureau of Labor to conduct more than one investigation at a time by providing that the Governor-General may grant only the Director of Labor authority to administer oaths, etc., etc.

Respectfully submitted.

JUAN SUMULONG, *Committee.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 274 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the select committee be concurred in with the following further amendment:

Section 1, line 2 of the bill as amended, strike out the word "likewise" and insert in lieu thereof the word "hereby;" and in the first line of said section, strike out the word "said."

Strike out section 2 in its entirety, renumbering section 3 section 2. and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Sumulong, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Sumulong moved to amend the title to read as follows:

An Act amending section three of Act Numbered Eighteen hundred and sixty-eight, entitled "An Act creating the Bureau of Labor, under the Department of Commerce and Police," by including deputies of the Director of Labor under the provisions thereof.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 226.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February

6, 1913, Assembly Bill No. 314, entitled "An Act adding a new proviso to section ninety-three of Act Numbered One hundred and thirty-six, as amended," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

"SECTION 1. Section ninety-three of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and thirty-five, is hereby further amended to read as follows:

"SEC. 93. *Disposition of notarial register.*—Immediately upon his notarial register being filled, and also within fifteen days after the expiration of his commission, unless reappointed, the notary public shall forward his notarial register to the clerk of the Court of First Instance of the province wherein he exercises his office, who shall examine the same and report thereon to the judge of the Court of First Instance. If the judge finds that no irregularity has been committed in the keeping of the register, he shall forward the same to the chief of the division of archives, patents, copyrights, and trade-marks of the Executive Bureau. In case the judge finds that irregularities have been committed in the keeping of the register, he shall refer the matter to the fiscal of the province—and in the city of Manila, to the prosecuting attorney—for action, and the sending of the register to the chief of the division of archives, patents, copyrights, and trade-marks of the Executive Bureau shall be deferred until the termination of the case against the notary public."

"SEC. 2. This Act shall take effect on its passage."

The object of this bill is to provide that notaries public shall not be required to forward their notarial registers to the clerk of court of the province at the expiration of their commission, if reappointed. The end sought is a very desirable one, since in many instances at the expiration of his term of office the notary has only partially filled his notarial register, and under the present law, even though he is reappointed, the register must necessarily be forwarded even though only a small portion thereof has been filled.

Your committee agrees with the amendment proposed in the Assembly bill, but believes, however, that when a notarial register is filled it should be at once forwarded to the clerk of the court without waiting for the expiration of the notary's term of office. The bill as proposed by your committee introduces these two amendments.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 314 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 227.]

MR. PRESIDENT: The Committee on Taxation and Revenue, to which was referred on February 6, 1913, Assembly Bill No. 395, entitled "An Act to provide for the revision and correction of land tax assessments, the valuation of newly declared real property for the purposes of taxation and other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

This bill was prepared by Deputy Auditor Randall and Special Agent Shearer and was passed by the Assembly with but a few slight modifications. Attention is directed to a memorandum by Mr. Randall hereon.¹

Respectfully submitted.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
NEWTON W. GILBERT,
RAFAEL PALMA,

Committee on Taxation and Revenue.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

¹ On file in the office of the Secretary of the Commission.

Assembly Bill No. 395 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Palma, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 228.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 265, entitled "An Act authorizing municipal councils to regulate the use of irrigation works of common use existing prior to the passage of Act Numbered Twenty-one hundred and fifty-two, otherwise known as the Irrigation Act, and authorizing the investment of municipal funds by the same for this purpose," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be not passed.

The subject matter of this bill is fully covered in the Irrigation Law in what appears to your committee to be a satisfactory manner. Your committee believes that the passage of this Act would merely complicate matters without having any compensating advantages. Attention is invited to sections 12 and 13 of the Irrigation Act, No. 2152, where the methods now authorized for the local administration of irrigation systems are fully outlined.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Commissioner Worcester moved that the bill be laid on the table.

The motion prevailed.

[Committee Report No. 229.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 90, entitled "An Act reëstablishing the office of provincial engineer and amending the Provincial Government Act and its amendments," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The evident intention of this Act is to limit the Bureau of Public Works to simply furnishing engineers, and that without knowledge or the possibility of knowing the demands which will be made upon the Bureau by the provincial authorities for technically trained men. The Bureau would be in a position of either having on hand a number of unemployed men for which no appropriation has been made to cover their salaries, or in a position of inability to supply men as requested by the provincial authorities. Either of these contingencies is prejudicial to economical administration.

The enforcement of the provisions of this bill should it become a law would create a condition of chaos in the technical personnel of the Philippine Government which would result only in complete inefficiency in relationship to the quality of the men which it would be possible to secure.

The Director of Public Works states further in his comment:

"The two-year limitation of contracts with the possibility of salaries being reduced at the expiration of that time will, in all probability, prevent qualified technically trained men from entering into such contracts or seeking employment in the Philippine Islands.

"In special relationship to school buildings, as well as in all other classes of public works, standardization of type and methods of construction tend towards correct design and economy in cost and is supported by the best engineering practice. Decentralization of construction or maintenance is expensive, inefficient and unsatisfactory, and the approved practice among the modern progressive nations is to centralize such work that uniformity of type and economy of expenditures may result.

"No engineer in charge of construction can successfully and economically accomplish his work unless he has absolute control over his subordinates.

"Under current regulations the district engineer submits monthly to the provincial board, through the provincial treasurer, a statement showing the status of every active construction project and submits to them his recommendations for the annual budget. Under the provisions of paragraph (k) of this bill, not only would no qualified engineer, but no sane man in any department of life, would accept service, and no legitimate trust or bonding company would guarantee

such results without a premium so large that the cost of every project would be exorbitant."

It is the opinion of your committee that the present organization of the Bureau of Public Works is the most efficient and most economical that it is possible to secure for the salaries paid. It is the universal concensus of opinion among the most experienced and efficient engineers in the Bureau at present that for the salaries which most provinces would be willing to pay district engineers under this bill, it would be impossible to secure men whose experience and ability would be sufficient to independently assume control of the work.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 230.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 357, entitled "An Act amending section thirty-three of Act Numbered Eleven hundred and eighty-nine, known as 'The Internal Revenue Law,' abolishing the power of the Collector of Internal Revenue to impose fines," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill abolishes the administrative fines which under section 33 of the Internal Revenue Law the Collector of Internal Revenue is authorized to impose on persons committing any of the acts set out in said section, by providing that in such cases the offending parties shall be tried before the court.

In the opinion of your committee the effect of this bill would be to either subject violators of the law to the inconvenience of a criminal trial or in many cases to allow infractions of the law to be overlooked. There are infractions of such little importance that it is not worth while to bring a criminal case, and a small administrative fine would be sufficient punishment. The authority given the Collector of Internal Revenue to impose a fine has, moreover, the safeguard of the approval of the Secretary of Finance and Justice before it can become effective, and also under section 54 the right is given the person fined to appeal to the Court of First Instance, which court may either confirm, reverse or modify the actions of the Collector of Internal Revenue. The Assembly bill is, moreover, contrary to the provisions of Commission Bill No. 66, which retains the administrative fine.

In view of the foregoing considerations, your committee recommends that the bill be laid on the table.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 231.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 378, entitled "An Act amending subsection (b) of section thirty-seven of Act Numbered Eighty-two, entitled 'The Municipal Code,' as amended by Act Numbered Two thousand and fifty-six," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That said bill be laid on the table.

The amendment which it is endeavored to introduce into the Municipal Code by means of the bill herewith consists in making the sole qualifications for appointment as lieutenant or substitute lieutenant of barrio, residence in the barrio, recognized honesty, and ability to read, speak, and write English, Spanish, or the local dialect, and whereas according to the provisions of the Municipal Code it is an indispensable requisite in this case to be a duly qualified elector, your committee understands that the adoption of the bill herewith must not be recommended since it leaves out the important qualification for appointment as lieutenant of barrio prescribed by law that the appointee must be a qualified elector.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 232.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 297, entitled "An Act declaring the Province of Samar to be a second-class province and granting the same the rights and the privileges inherent to its class," has examined the same and has the

honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The purpose of this bill is to have the Province of Samar, which at present belongs to the third class, declared a second-class province, with all the rights and privileges inherent to the higher class; but considering that the change which it is endeavored to introduce involves necessarily an increase of expense, by reason of the increase in the salaries of the provincial officers, regarding which point no provision is made in said bill, your committee is of the opinion that the change of class of the Province of Samar should not be approved without the financial part having been first determined, and the bill should therefore be laid on the table.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 233.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 198, entitled "An Act providing a uniform procedure in cases of suspension and removal of elective provincial officers," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the same be laid upon the table for the reason that section 1 thereof while changing the present procedure of investigating charges against provincial officials limits the time in which the trial must be had so as to impose possible hardships on the respondent; makes no provision as to what body or official shall hear the witnesses and try the cause, fails to provide for the administration of an oath to the witnesses, and apparently makes this Commission the judge of the guilt or innocence of the accused. Section 3 apparently gives Courts of First Instance exclusive jurisdiction of the same matters without providing any procedure and is irreconcilable with section 1.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

CONSIDERATION OF ASSEMBLY BILL NO. 179.

Commissioner Sumulong then moved that Assembly Bill No. 179, entitled "An Act to amend section one of Act Numbered Three hundred and fourteen, as amended by section one of Act Numbered Thirteen hundred and seventy-four, entitled 'An Act amending the Provincial Government Act so as to provide for a more simple method of procedure in cases of suspended municipal officials and justices of the peace,'" be taken up.

The motion prevailed.

The Commission then resolved itself into Committee of the Whole to consider Assembly Bill No. 179.

After some consideration the committee rose and reported with the recommendation that the bill pass with the amendment recommended by the Committee on Municipal and Provincial Governments.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Luzuriaga, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Sumulong moved to amend the title to read as follows:

An Act to amend section one of Act Numbered Three hundred and fourteen, entitled "An Act amending the Provincial Government Act so as to provide a more simple method of procedure in cases of suspended municipal officials and justices of the peace," as amended, by providing in greater detail for the proceedings under said Act.

The motion prevailed and the title as amended was read and approved.

REPORT OF COMMITTEE.

[Committee Report No. 234.]

GENTLEMEN: Your Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, to which was referred on February 6, 1913, Assembly Bill No. 354, entitled "An Act requiring chiefs of bureaus of the Insular Government, in order

to facilitate the preparation of the Appropriation Bill, to file in the office of the Secretary of the Philippine Assembly a detailed report of all the expenditures and receipts of their respective bureaus, at least fifteen days before the opening of each regular session, under the penalties herein established, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That all after the enacting clause be struck out and that the following be substituted therefor:

"SECTION 1. Each chief of office not under the control of any Department and each chief of bureau under the control of any executive department of the Government of the Philippine Islands now existing or hereafter established, shall file in the office of the Secretary of the Philippine Assembly each year, not later than the date on which the Philippine Legislature meets, a copy in triplicate of his annual report for the last preceding fiscal year, and also, within fifteen days of the meeting of the Philippine Legislature, a statement showing the estimated receipts and expenditures of his office or bureau for the ensuing fiscal year, approved by the proper head of department. Such statements shall be arranged as far as possible under the captions contained in the last preceding Appropriation Act, but shall further contain such additional and supplemental data as may facilitate comprehensive and intelligent action regarding the appropriation of public funds by the Legislature, and particularly with reference to the current expenses of the office or bureau, expenses for such permanent improvements as may be peremptorily necessary and for such improvements as will promote the economical and efficient operation of the work of such office or bureau.

"SEC. 2. This Act shall take effect upon its passage."

It does not seem to the undersigned that the bill ought to pass in the form in which it was referred to him. By converting into the crime of perjury any error or incorrect statement in the report a great injustice is done to bureau chiefs. If the words "intentional error" or "incorrect statement inserted with evident intent to deceive" were inserted this might have some justification. The undersigned believes the existing law for the punishment of perjury is sufficient without inserting the penal provision into this measure. It is, moreover, required of all bureau chiefs that they make their regular report of the preceding fiscal year immediately after the end of such fiscal year which is reasonable time before the Legislature meets and so close in fact, three and one-half months, that no later or more authentic data can be assembled than that which is shown in the annual report.

It will be seen that from the substitutes recommended in this report the bureau chiefs are required to file with the Legislature copies of their annual reports upon the convention of that body and that, furthermore, bureau chiefs are required to file estimates of the re-

ceipts and expenses for the ensuing fiscal year within fifteen days of the date of the assembling of the Legislature. Such estimates should be approved by the Secretaries of the Departments concerned. As recommended to be amended it is believed that this bill will be an entirely proper one and one which the Legislature may well require of the executive branches of the Government.

Respectfully submitted.

W. CAMERON FORBES,

*Committee on Matters Pertaining to Bureaus under the
Executive Control of the Governor-General.*

To the PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 354 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General be concurred in with the following further amendment.

Section 1, page 1, line 1, of the bill as amended, insert the words "bureau or" after the words "Each chief of;" lines 1 to 3, strike out the words "not under the control of any department and each chief of bureau under the control of any executive department" and insert in lieu thereof the words "or other entity;" and in line 5, change the word "office" to "offices" and insert before the words "the Secretary of the Philippine Assembly" the words "the Secretary of the Philippine Commission and."

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by the President, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

The President moved to amend the title to read as follows :

An Act requiring chiefs of bureaus, offices and other entities of the Government to file in the offices of the Secretary of the Philippine Commission and the Secretary of the Philippine Assembly

detailed reports of all expenditures and receipts of their respective offices, copies of their annual reports and estimates for the ensuing year, and for other purposes.

The motion prevailed and the title as amended was read and approved.

REPORTS OF CONFERENCE COMMITTEES.

CONFERENCE REPORT NO. 2.

The committee of conference on the disagreeing votes of the two houses on the amendment of the Commission to Assembly Bill No. 275, entitled "An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the Committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the first sentence in section 1 as amended be further amended to read as follows:

"SECTION 1. For the purpose of investigating the causes of the excessive infantile mortality in the Philippine Islands and the methods which should be adopted to decrease it, a committee of five members is hereby created, of whom three shall be appointed by the Governor-General, with the advice and consent of the Philippine Commission, and two shall be the Professor of Pediatrics in the University of the Philippines and the Professor of Pediatrics in the University of Santo Tomas."

That the words "fifteen thousand pesos" in the first line of section 4, as amended, be changed to read "twenty thousand pesos." and that as so amended the Assembly concur therein.

DEAN C. WORCESTER,

Manager on the part of the Commission.

SIXTO DE LOS ANGELES,

G. APACIBLE,

ISIDORO DE SANTOS,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two houses on the amendment of the Commission to Assembly Bill No. 275, entitled "An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes."

CONFERENCE REPORT NO. 3.

The committee of conference on the disagreeing votes of the two houses on the amendment of the Commission to Assembly Bill No. 5, entitled "An Act to appropriate funds for charitable purposes," having met, after full and free conference have agreed to recommend and do recommend to their respective houses as follows:

That the Commission amend its amendment by striking out the words "for the Mary J. Johnston Hospital, eight thousand pesos," and inserting in lieu thereof the words "for the support of the Mary J. Johnston Hospital, eight thousand pesos; for the construction for said hospital of a new pavilion for infected obstetrical cases and for a dispensary to be operated in connection with La Gota de Leche, twenty-two thousand pesos; for the Philippine National League, under the International League, when the same shall have been incorporated, seven thousand pesos;" and

That as so amended the Assembly concur therein.

NEWTON W. GILBERT,

Manager on the part of the Commission.

SIXTO DE LOS ANGELES,

G. APACIBLE,

ISIDORO DE SANTOS,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two houses on the amendment of the Commission to Assembly Bill No. 5, entitled "An Act to appropriate funds for charitable purposes."

MESSAGE FROM THE GOVERNOR-GENERAL.

MANILA, *February 11, 1913.*

GENTLEMEN: By virtue of the authority vested in me by Act of Congress approved July 1, 1902, I hereby submit for the consideration of the Special Session of the Philippine Legislature, convened for the days February 6 to February 11, 1913, inclusive, the following matters:

1. Providing for a census.
2. Lessening the taxes on banking corporations.
3. The regulation of unnecessary noise by boats equipped with gasoline motors.

Respectfully,

W. CAMERON FORBES,

Governor-General.

To the PHILIPPINE LEGISLATURE.

Ordered spread upon the Journal.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, passed with amendments in which the concurrence of the Commission is requested, Commission Bill No. 38, entitled: An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of sheriffs' fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four hundred and ninety-six and Seventeen hundred and thirty-nine, repealing all contrary provisions, and for other purposes.

The bill with amendments certified thereon, is transmitted herewith.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The amendments are as follows:

Strike out everything after the enacting clause, to the end, and insert in lieu thereof the following:

"SECTION 1. Section twenty-two of Act Numbered One hundred and thirty-six is hereby amended so as to read as follows:

"SEC. 22. *Persons appointed court officer by the provincial board.*—The provincial board of the province where the Supreme Court is in session, or its delegate, shall immediately appoint a sheriff who shall be the officer to serve its processes and enforce good order in and about the court room when the court is in session at Cebú or Iloilo. At other times its officer shall be the sheriff of the city of Manila, as hereinafter provided.'

"SEC. 2. Section twenty-three of said Act Numbered One hundred and thirty-six, as amended by Act Numbered Seventeen hundred and thirty-nine, is hereby amended to read as follows:

"SEC. 23. The person appointed by the provincial board to the position of sheriff, shall, before being qualified to perform the duties of sheriff or officer of the court, execute a bond, with not less than three sureties, running to the Government of the Philippine Islands, for the benefit of whom it may concern, in the penal sum of twenty thousand pesos. The sureties on said bond shall qualify under oath before the judge of the Court of First Instance, or, in his absence, before the clerk of the court. The bond shall be conditioned for the faithful performance of the duties of himself and his deputies as sheriff and officer of the court, and for the payment to the Government or the persons entitled thereto of all sums of money that shall come into his or their hands officially. Its form shall be prescribed

by the Auditor, who shall approve and forward it to the Insular Treasury for file. The bond shall bear an indorsement of the provincial treasurer stating that after due investigation, and to the best of his knowledge and belief, the sureties collectively own real property in the sum of twenty thousand pesos, free from incumbrances and over and above any liabilities owing by them. The bond shall thereupon be forwarded to the Insular Treasurer and, after his approval, be kept on file in his office. The bond shall be available for the benefit of the Government and of any person in interest. Until the bond has been approved by the Auditor the officer shall not be entitled to any fees for services performed, but the Auditor's approval shall be effective as of the date of the bond. The governor or sheriff may require each deputy appointed by him to execute a sufficient indemnity for his protection against any wrong-doing on the part of such deputy.'

"SEC. 3. Section sixty-one of said Act Numbered One hundred and thirty-six, as amended, is hereby amended to read as follows:

"SEC. 61. *Officer of the Court of First Instance.*—The officer of the Court of First Instance to serve its processes and enforce good order in and about the court room shall be the person appointed as sheriff by the provincial board; but in the city of Manila the officer of the Court of First Instance shall be the sheriff or his deputy, in the form as at present designated.'

"SEC. 4. The first paragraph of section one of Act Numbered One hundred and fifty-two is hereby amended to read as follows:

"SECTION 1. The sheriff appointed by the provincial board of the province shall be the legal custodian of the court house or the court room and the public property therein, with exception of the books, records and papers appertaining to the office of the clerk of the court of said province.'

"SEC. 5. Section two of Act Numbered One hundred and fifty-nine is hereby amended to read as follows:

"SEC. 2. In each province organized under the Provincial Government Act, the provincial board is hereby authorized to appoint a sheriff to serve the process of the court and enforce good order in and about the court room. The compensation of such sheriff shall be the same, and paid as provided in section one hereof.'

"SEC. 6. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed."

Amend the title to read as follows:

"An Act amending sections twenty-two, twenty-three and sixty-one of Act Numbered One hundred and thirty-six, as amended by Act Numbered Seventeen hundred and thirty-nine, section one of Act Numbered One hundred and fifty-two, and section two of Act Numbered One hundred and fifty-nine."

Referred to the Committee on Matters Pertaining to the Department of Finance and Justice.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, passed the following Assembly Bill No. 415, in which it requests the concurrence of the Commission: An Act granting to Manuel D. Mabromatiz a franchise to lay, install, operate, and maintain an electric light, heat, and power system in the municipality of Cebu, Province of Cebu, Philippine Islands.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 415 was read the first time by title only and referred to the Committee on Matters Pertaining to the Department of Commerce and Police for report and recommendation.

REPORTS OF COMMITTEES.

[Committee Report No. 235.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 270, entitled "An Act authorizing the creation of provincial banks under certain conditions and limitations, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill, save in some unimportant particulars, is the same as Assembly Bill No. 1011 passed by the Assembly at the last session of the Second Legislature and tabled by the Commission. Attention is invited to the comments contained in the report of your committee on said Bill No. 1011, found on page 869 of volume 5 of the Journal of the Commission. The reasons therein set out for believing it inadvisable to pass Assembly Bill No. 1011, and for substituting it by another bill proposed by your committee, apply with equal force to the present Assembly Bill No. 270.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 236.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 319, entitled "An Act to prohibit and punish judges for the issuance of orders of arrest at hours of the night or on days other than working days," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill prohibits any judge from issuing and any officer from serving any warrant of arrest except on working days and two hours before the close of the offices, unless the offense imputed to the accused is punishable with one or more years' imprisonment. Any judge violating this provision is to be punished by removal from office. No punishment, however, is provided for the officer who may serve an order of arrest in violation of the proposed law.

Were this bill to be enacted into law, undoubtedly in many instances crime would go unpunished and dangerous criminals allowed to go free. If under existing law a judge should overstep his authority in issuing an order of arrest he could be dealt with administratively, and even removed from office. For these reasons your committee believes that the bill is not only objectionable, but unnecessary.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

REPORT OF CONFERENCE COMMITTEE.

CONFERENCE REPORT NO. 4.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission amend its amendment to read as follows:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section twelve of Act Numbered One hundred and ninety, as amended, is hereby further amended so as to read as follows:

"SEC. 12. *Official language.*—Until otherwise provided by the Philippine Legislature the official language of all courts and their records shall be the English language: *Provided*, That until January first, nineteen hundred and twenty, Spanish shall be also an official language of the courts and their records; that the Supreme Court, any Court of First Instance, the Court of Land Registration, any justice of the peace court, the municipal court, or any other court of similar jurisdiction which may hereafter be established, may order its records to be made in either English or Spanish as it may deem best for the public convenience and the interests of the parties; and that any party or his counsel may examine witnesses and make oral argument in English or Spanish, which shall then and there be interpreted into the other language by a court interpreter whenever the other party or his counsel does not understand the language in which the examination or argument is made, and so requests, and may submit any petition, motion, pleading, brief, document or evidence either in English or Spanish without an accompanying translation into the other language: *Provided, however*, That in cases in which all the parties or counsel stipulate in writing, or the accused in a criminal action requests, the language used in the record shall be in accordance with such stipulation or request; and that proceedings in justice of the peace courts shall be in the Spanish language unless the justice speaks English and there is an official interpreter or all the parties or their counsel speak English.'

"SEC. 2. This Act shall be retroactive and take effect as of January first, nineteen hundred and thirteen, and all records, judgments, orders, and proceedings which if this Act had not been passed would have been null and void are hereby ratified and confirmed."

Amend the title to read as follows:

"An Act amending section twelve of Act Numbered One hundred and ninety, as amended, by providing that until January first, nineteen hundred and twenty, both English and Spanish shall be official languages, and for other purposes," and that as so amended the Assembly concur therein.

NEWTON W. GILBERT,
GREGORIO ARANETA,
FRANK A. BRANAGAN,

Managers on the part of the Commission.

V. SINGSON ENCARNACION,
LUCIANO DE LA ROSA,
PEDRO M. SISON,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes."

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 286, entitled "An Act further amending section twelve of Act Numbered One hundred and ninety, entitled 'Code of procedure in civil actions and special proceedings in the Philippine Islands,' as amended, by providing that the official language of the courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

REPORT OF COMMITTEE.

[Committee Report No. 237.]

MR. PRESIDENT: Your select committee of two, to which was referred on February 6, 1913, Assembly Bill No. 250, entitled "An Act amending Act Numbered Twelve hundred and eighty-five, entitled 'An Act authorizing the incorporation of the Society for the Prevention of Cruelty to Animals in the Philippine Islands, defining its powers, and providing for its government,' as amended by section eight of Act Numbered Nineteen hundred and fifty-five," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Amend section 1 of the bill so as to read as follows:

"SECTION 1. Section four of Act Numbered Twelve hundred and eighty-five is hereby amended to read as follows:

"SEC. 4. The said society is authorized to appoint not to exceed five agents in the city of Manila, whose appointment shall be approved

by the Chief of Police of the city of Manila, and not to exceed two in each province of the Philippine Islands, whose appointment shall be approved by the Director of Constabulary, who shall have all the power and authority of a police officer to make arrests for the violation of the laws enacted for the prevention of cruelty to animals and the protection of animals, and to serve any process in connection with the execution of such laws; and in addition thereto, all of the police force of the Philippine Islands, wherever organized, shall, as occasion requires, assist said society, its members or agents, in the enforcement of all such laws.' ”

Strike out sections 2 and 3 of the bill in their entirety.

Respectfully submitted.

FRANK A. BRANAGAN,

JUAN SUMULONG,

Committee.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 250 was thereupon read the second time and, together with the report of the select committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the select committee be concurred in, and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Gilbert moved to amend the title to read as follows:

An Act amending Act Numbered Twelve hundred and eighty-five, entitled “An Act authorizing the incorporation of the Society for the Prevention of Cruelty to Animals in the Philippine Islands, defining its powers, and providing for its government,” as amended, by providing for official approval of the appointment of agents of said society.

The motion prevailed and the title as amended was read and approved.

RECESS.

At 6 o'clock and 5 minutes postmeridian,
The President declared a recess until 8 o'clock and 30 minutes postmeridian.

RECONVENED.

At 8 o'clock and 30 minutes postmeridian the Commission reconvened.

The President in the chair.

REPORTS OF COMMITTEES.

[Committee Report No. 238.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 11, 1913, Assembly Bill No. 415, entitled "An Act granting to Manuel D. Mabromatiz a franchise to lay, install, operate, and maintain an electric light, heat, and power system in the municipality of Cebú, Province of Cebú, Philippine Islands," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That it be laid on the table.

Your committee is of the opinion that departure from the established policy of the Commission, of offering franchises for public utilities at public auction, is not warranted in this case.

Respectfully submitted.

FRANK A. BRANAGAN,

*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 239.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on February 6, 1913, Assembly Bill No. 407, entitled "An Act transferring the balances of appropriations made by Acts Numbered Sixteen hundred and sixty-six, Eighteen hundred and nine, and Nineteen hundred and ninety-one to the appropriation made by Act Numbered Twenty-one hundred and ninety-nine, and reducing the appropriation of the last-mentioned Act in an equal amount," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

The object of this bill is to dispose of certain unexpended balances remaining idle in the Insular Treasury. Your committee, after due consideration of this bill, sees no objection to it, and accordingly recommends its passage.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 407 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 240.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 231, entitled "An Act amending subsection (i) of section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, known as the 'Internal Revenue Law of Nineteen hundred and four,' and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Page 1, line 5, strike out the word "annual," and insert in lieu thereof the word "quarterly."

Page 1, lines 5 and 6, strike out the words "five hundred," and insert in lieu thereof the words "one hundred and twenty-five."

Page 1, strike out all after the word "pesos" in line 6 to the end of the section.

This bill amends paragraph (i) of section 142 of the Internal Revenue Law. Practically the only amendment made to this paragraph is to include manufacturers in its provisions, to which your committee sees no objection. The same paragraph has heretofore been amended by Commission Bill No. 66 by making quarterly instead of annual sales the basis for the exemption. The bill as herein recommended accomplishes these two objects.

The bill also requires peddlers, small boothkeepers and manufacturers, the gross value of whose annual sales do not exceed ₱500, to keep sales books. By regulations adopted by the Collector of Internal Revenue and approved by the Secretary of Finance and Justice, such sales books are now required to be kept, not only by small merchants, but by all merchants and manufacturers.

That portion of the bill which provides that a taxpayer's declaration shall prevail against any estimate by an internal revenue officer, while not expressed in the law at the present time, is nevertheless in force, by reason of the fact that such estimates are not now authorized. The Commission Bill above referred to authorizes such estimates in cases where a taxpayer refuses to declare the amount of his sales or where there is evidence that his declaration is false or incomplete and he fails to make or complete the same upon demand.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 231 was thereupon read the second time, and together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the bill pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of

Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act amending subsection (i) of section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, known as the "Internal Revenue Law of Nineteen hundred and four," by including manufacturers within its provisions and changing the basis of the exemption therein provided, and for other purposes.

The motion prevailed and the title as amended was read and approved.

RESOLUTION.

Commissioner Worcester introduced the following resolution.

Commission Resolution No. 13. Whereas the Government of the Philippine Islands has recently concluded the terms of the purchase from the Philippine Sugar Estates Development Company, Limited, of certain lands and buildings in the municipalities of Santa Rosa and Biñan, Province of Laguna; and

Whereas part of the improvements so purchased consist of a rice mill and a camarin valued at approximately ten thousand pesos; and

Whereas an application has been filed with the Director of Lands by several persons of the municipality of Santa Rosa to purchase the said rice mill and camarin in the sum of ten thousand pesos; and

Whereas under the provisions of section ten, Act Numbered Eleven hundred and twenty, said rice mill and camarin cannot be sold except upon resolution of the Philippine Commission: Now, therefore, be it

Resolved, That the Director of Lands is hereby authorized to sell the above-mentioned rice mill and camarin to a corporation composed of persons who are occupants of the lands purchased from the Philippine Sugar Estates Development Company, Limited, or as many of said occupants as desire to participate in said ownership in the sum of ten thousand pesos Philippine currency; and

Resolved further, That in addition to the sum of ten thousand pesos, the purchaser shall be required to pay the price of the land occupied by these buildings, said price to be appraised by the Director of Lands.

The resolution was adopted.

REPORTS OF COMMITTEES.

[Committee Report No. 241.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 11, 1913, the amendments of the Assembly to Commission Bill No. 38, entitled "An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of sheriff's fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four hundred and ninety-six and Seventeen hundred and thirty-nine, repealing all contrary provisions, and for other purposes," has examined the same and has the honor to report them back to the Commission with the following recommendation, viz:

That the amendments be not concurred in.

Respectfully submitted.

GREGORIO ARANETA,

*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 242.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was recommitted on February 10, 1913, Assembly Bill No. 372, entitled "An Act providing for the reorganization of the Courts of First Instance and of the Court of Land Registration," has the honor to return the same to the Commission redrafted, in accordance with the instructions contained in the motion relating to said bill adopted by the Commission on February 10, 1913, as follows:

SECTION 1. The following changes are made in the judicial districts for the Courts of First Instance:

The Provinces of Union, Nueva Ecija, Bataan, and Palawan are hereby separated respectively, from the Third, Fourth, Sixth, and Fifteenth Judicial Districts.

The Fifth Judicial District shall consist of the Provinces of Bulacan and Nueva Ecija.

The Seventh Judicial District shall consist of the Provinces of Batangas, Mindoro, and Palawan.

Two new judicial districts are created, to be known as the Seventeenth and Eighteenth Judicial Districts.

The Seventeenth Judicial District shall consist of the Provinces of Rizal, Bataan, and Zambales.

The Eighteenth Judicial District shall consist of the Province of Tayabas, including the subprovince of Marinduque.

SEC. 2. If the boundary of any province or subprovince is enlarged, contracted, or otherwise changed, the territory of the district comprising such province or subprovince shall be enlarged, contracted, or otherwise changed accordingly.

SEC. 3. The annual salary of the judges of the Fourth, Fifth, Sixth, Seventh, Seventeenth, and Eighteenth Judicial Districts shall be nine thousand pesos each, payable monthly: *Provided, however,* That the salary of the present incumbents of the Fourth, Fifth, Sixth, and Seventh Judicial Districts shall be ten thousand pesos even though appointed to a district having a smaller salary.

SEC. 4. The several judges of the following judicial districts shall hold regular terms of the Court of First Instance within their districts at the time and place hereinafter prescribed:

THIRD DISTRICT.

At Lingayen, in and for the Province of Pangasinan, commencing on the first Tuesdays of January, March, July, and October of each year.

FOURTH DISTRICT.

At San Fernando, in and for the Province of Pampanga, commencing on the first Tuesdays of January, April, July, and November of each year.

At Tarlac, in and for the Province of Tarlac, commencing on the third Tuesday of February and the first Tuesday of September of each year.

FIFTH DISTRICT.

At Malolos, in and for the Province of Bulacan, commencing on the first Tuesdays of January, April, July, and November of each year.

At Cabanatuan, in and for the Province of Nueva Ecija, commencing on the second Tuesday of February and the first Tuesday of September of each year.

SIXTH DISTRICT.

At Santa Cruz, in and for the Province of Laguna, commencing on the first Tuesdays of January, April, July, and November of each year.

At Cavite, in and for the Province of Cavite, commencing on the second Tuesday of February and the first Tuesday of September of each year.

SEVENTH DISTRICT.

At Batangas, in and for the Province of Batangas, commencing on the first Tuesdays of January, July, and November of each year.

At Calapan, in and for the Province of Mindoro, commencing on the third Tuesday of March and the first Tuesday of September of each year.

At Cuyo, in and for that part of the Province of Palawan included in the Cuyo, Calamianes, and Cagayanes groups of islands, commencing on the second Tuesday of April of each year.

At Puerto Princesa, in and for the remainder of the Province of Palawan, commencing on the third Tuesday of April of each year.

SEVENTEENTH DISTRICT.

At Pasig, in and for the Province of Rizal, commencing on the first Tuesdays of January and July and the Third Tuesday of November of each year.

At Balanga, in and for the Province of Bataan, commencing on the first Tuesdays of March and September of each year.

At Iba, in and for the Province of Zambales, commencing on the first Tuesday of April and the third Tuesday of October of each year.

EIGHTEENTH DISTRICT.

At Lucena, in and for the Province of Tayabas, commencing on the first Tuesdays of January, April, July, and November of each year.

At Boac, in and for the subprovince of Marinduque, commencing on the third Tuesdays of February and September of each year.

SEC. 5. Section three of Act Numbered Four hundred and ninety-six, as amended, is hereby further amended to read as follows:

"SEC. 3. The Governor-General, with the advice and consent of the Philippine Commission, may appoint seven judges of the Court of Land Registration, one of whom shall be appointed, commissioned and qualified as judge of the Court of Land Registration, and the others as associate judges thereof. In case of a vacancy in the office of judge of the Court of Land Registration, or in case of his absence or disability to perform his duties, the senior associate judge shall perform the same until the vacancy is filled or the disability removed."

SEC. 6. Any judge of the Court of First Instance outside of the city of Manila, when directed in writing to do so by the Secretary of Finance and Justice, shall hear and determine applications for the registration of lands or buildings situated within his judicial district at the time and place prescribed by law for holding regular or special terms of the Court of First Instance in his judicial district whenever such applications shall have been duly published, mailed and posted for hearing; and for that purpose such judge of the Court of First Instance shall have the same jurisdiction as any judge of the Court of Land Registration. Upon the judge rendering final decision, he shall forward the application and all papers and documents filed in connection therewith, together with all the evidence presented in the case, by registered mail to the clerk of the Court of Land Registration, Manila. Any provisions of section four of Act

Numbered Four hundred and ninety-six, as amended, inconsistent with this provision are hereby repealed.

SEC. 7. Whenever a majority of the justices of the Supreme Court decide that in the interests of justice the conduct or competency of a judge should be investigated, or whenever the attention of the justices of the Supreme Court shall have been called by the Governor-General to the fact that in his opinion any judge is unfit for his position, either by reason of misconduct or incompetency, it shall be the duty of the Supreme Court to order an investigation to be made by one of his members. If on investigation it is found that in the opinion of a majority of the members of the Supreme Court the judge is unfit to fulfill the duties of his position, either by reason of misconduct or incompetence it shall be the duty of the Supreme Court to lay the matter before the Governor-General, with appropriate recommendation. Upon recommendation of a majority of the justices of the Supreme Court, as before provided, and in no other manner, any judge may be removed from his position by the Governor-General, with the consent of the Philippine Commission.

The word "judge" means a judge of the Court of First Instance, including the judges at large, the Court of Land Registration, or the municipal judge of the city of Manila.

SEC. 8. This Act shall take effect on the first day of July, nineteen hundred and thirteen.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 372 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following further amendment:

Amend section 3 to read as follows:

"SEC. 3. The annual salary of the judges of the Seventeenth and Eighteenth Judicial Districts shall be nine thousand pesos each, payable monthly."

Section 5 (3), page 4, line 17 of the bill as amended, insert after the words "vacancy is filled or the" the words "absence or."

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act making certain changes in certain judicial districts, creating two new judicial districts, providing for additional judges of the Court of Land Registration, conferring power upon judges of the Court of First Instance to try and determine land registration cases, providing for the method of removal of judges, and for other purposes.

The motion prevailed and the title as amended was read and approved.

[Committee Report No. 243.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 349, entitled "An Act amending section three hundred and eighty-three of Act Numbered One hundred and ninety, known as the 'Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,'" has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed with the following amendments:

Strike out all of paragraph 5, renumbering the succeeding paragraphs accordingly, and adding at the end of section 1 another paragraph, numbered 8, as follows:

"8. No person duly authorized to practice medicine, surgery, or obstetrics shall be compelled, without the consent of the patient, in any civil case to disclose any information which he may have acquired in attending such patient in a professional capacity, which information was necessary to enable him to act in that capacity, and which shall tend to blacken the character of the patient."

This bill amends section 383 of the Code of Civil Procedure by providing that "A physician, pharmacist, undergraduate in medicine, midwife, and other persons included in Act No. 310, known as 'An Act regulating the practice of medicine and surgery in the Philippine Islands,' can not, without the consent of their client or patient, be examined as to what they have thought, seen or heard, nor as to

the facts or confidences learned or received by reason of their respective professions."

The privilege conceded in the above-quoted provision has been adopted by some of the states of the United States. In some of them the privilege is made applicable to both criminal and civil cases, while in others it is only applicable in civil matters and against patients themselves. By limiting the privilege granted in this bill to civil matters, there is no objection to it, in the opinion of your committee, but the granting of this privilege in criminal cases would give grounds for a great many objections. In the prosecution of the crimes of rape, assault, homicide, etc., the testimony of the physician who attended the offended party is often essential. If without the consent of the patient the testimony of the physician could not be used, the result would be that in many cases the accused could induce the offended party to withhold such consent, and the prosecution would be without any evidence to support the charge.

It is not believed by your committee that the Assembly desired to grant this privilege in criminal cases, else it would have amended the provisions relating to this matter found in General Orders No. 58. To the end, however, of avoiding all doubt, your committee in the bill presented has made it clear that this provision is to apply only in civil cases. The amendment as proposed by your committee is taken substantially from the law of Pennsylvania. It expresses the thought of the Assembly but in clearer and more precise terms. Under the provisions of the amendment as drawn by the Assembly, information obtained by a physician when visiting a patient but which has no intimate connection with the treatment of the patient might be considered a privileged communication.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 349 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title by adding at the end thereof the words "by providing for the privilege of certain witnesses."

The motion prevailed and the title as amended was read and approved.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, passed the following Assembly Bill No. 416, in which it requests the concurrence of the Commission: An Act to provide for the record of mortgages or trust deeds issued by public service corporations to secure bonds, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

By unanimous consent, Assembly Bill No. 416 was read the first time by title only and referred to Commissioner Sumulong as a select committee for report and recommendation.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 11, 1913, passed the following Assembly Bill No. 419, in which it requests the concurrence of the Commission: An Act to authorize the Insular Collector of Customs to issue regulations prohibiting useless and unnecessary noises on the part of water craft in the ports of the Philippine Islands.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Assembly Bill No. 419 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Branagan, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly insists upon its amendment to Commission Bill No. 43, entitled "An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled 'An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes,' by providing penalties for the violation of certain provisions thereof and for other purposes," disagreed to by the Commission, and agrees to the conference asked by the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Luna, Villareal, and Gutierrez David.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Referred to the committee of conference on Commission Bill No. 43.

REPORTS OF COMMITTEES.

[Committee Report No. 244.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 11, 1913, the amendments of the Assembly to Commission Bill No. 55, entitled "An Act amending Act Numbered Nineteen hundred and eighty, entitled 'An Act to provide for the creation of

a commissioned and enlisted service within the Bureau of Navigation, the creation of a pension fund in connection therewith, and for the punishment of offenses against good order and discipline within such service,' by making the provisions of section two thereof retro-active for certain commissioned officers and for other purposes," has examined the same, and has the honor to report them back to the Commission with the following recommendation, viz:

That the amendments be concurred in.

Respectfully submitted.

FRANK A. BRANAGAN,
*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

Ordered, That Commission Bill No. 55 be enrolled and printed as an Act.

[Committee Report No. 245.]

MR. PRESIDENT: Your select committee of one, to which was referred on February 11, 1913, Assembly Bill No. 416, entitled "An Act to provide for the record of mortgages or trust deeds issued by public service corporations to secure bonds, and for other purposes," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be passed.

Respectfully submitted.

JUAN SUMULONG, *Committee.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 416 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Sumulong, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was

called and the bill was unanimously passed and the title read and approved.

[Committee Report No. 246.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 340, entitled "An Act amending in some respects sections two and four of Act Numbered Eighteen hundred and fifty-six, with reference to the construction of a pantheon of illustrious Filipinos," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

The law which this bill seeks to amend provides for the erection of a pantheon of Filipino patriots and for the collection of monies for that purpose. Monuments of this character are of much more value to the people if their erection is a voluntary matter and the cause of some sacrifice on the part of the people. It is not believed that, in view of the lack of contribution that has been made up to this time, sufficient interest has been shown to demonstrate that the Treasury of the Philippine Islands would be justified in bearing the appropriation herein proposed.

The Government is now engaged in erecting a beautiful monument to the greatest of all Filipino patriots, and it is not believed by your committee that we should, at this time, make further appropriation for a similar purpose.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 247.]

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on February 6, 1913, Assembly Bill No. 209, entitled "An Act providing facilities for the poor in densely populated places for removing to the north-east of Mindanao and to the Island of Mindoro," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

This bill provides for a degree of paternalism inconsistent with a people as progressive and well developed as the people of the Philippine Islands, and your committee does not believe that the

Legislature is justified in assuming the degree of incompetency on the part of the people that the passage of this bill would indicate. Besides, even if this were true, it calls for an appropriation of ₱750,000, which, in the present condition of the Treasury, does not seem advisable. Moreover, the bill is of such complex character and contains so many provisions that it would require such comprehensive study as your committee is not able to give in these closing days of the special session.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
Department of Public Instruction.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 248.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 213, entitled "An Act fixing the twenty-fourth day of February of each year for the celebration of the local or patron saint's fiesta of the municipality of Tumauni, of the Province of Isabela, Luzon," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill herewith be laid on the table.

Your committee has recommended the same action with regard to previous bills of the same nature and sees no reason for changing its opinion in this particular case.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 249.]

MR. PRESIDENT: Your Committee on Municipal and Provincial Governments, to which was referred on February 6, 1913, Assembly Bill No. 369, entitled "An Act fixing the second of May of each year for the celebration of the local fiesta of the municipality of Asingan, Province of Pangasinan," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill herewith be laid on the table.

Your committee has recommended the same action with regard to previous bills of the same nature and sees no reason for changing its opinion in this particular case.

Respectfully submitted.

JOSE R. DE LUZURIAGA,
*Chairman, Committee on Municipal
and Provincial Governments.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

[Committee Report No. 250.]

MR. PRESIDENT: Your select committee of one, to which was referred on February 11, 1913, the amendments of the Assembly to Commission Bill No. 51, entitled "An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value," has examined the same and has the honor to report them back to the Commission with the following recommendation, viz:

That the amendments be disagreed to, and a conference requested.
Respectfully submitted.

JUAN SUMULONG, *Committee.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted, and

On motion, it was

Resolved, That the Commission disagree to the amendment of the Assembly to Commission Bill No. 51, entitled "An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value," and request a conference with the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Sumulong be the manager at the same on the part of the Commission.

MESSAGE FROM THE GOVERNOR-GENERAL.

MANILA, *February 11, 1913.*

GENTLEMEN: By virtue of the authority vested in me by Act of Congress approved July 1, 1902, I hereby submit for the consideration of the Special Session of the Philippine Legislature, convened for the days February 6 to February 11, 1913, inclusive, the following matter:

Concession to the Manila Railroad Company of lands reclaimed from the sea.

Respectfully,

W. CAMERON FORBES,
Governor-General.

To the PHILIPPINE LEGISLATURE.

Ordered spread upon the Journal.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 179, entitled: An Act providing for a more expeditious procedure in cases of suspensions of municipal officers.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Severino, Gonzalez, and Claravall.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 179, entitled "An Act providing for a more expeditious procedure in cases of suspensions of municipal officers," disagreed to by the Assembly, and agree to the conference requested by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioners Luzuriaga and Sumulong be the managers at the same on the part of the Commission.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 274, entitled: An Act amending sections two and three of Act Numbered Eighteen hundred and

sixty-eight, entitled "An Act creating the Bureau of Labor, under the Department of Commerce and Police."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Clarín, Guevara, and Gutierrez David.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 274, entitled "An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police,'" disagreed to by the Assembly, and agree to the conference requested by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Sumulong be the manager at the same on the part of the Commission.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 71, entitled: An Act prohibiting the sale of dynamite and other explosives.

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Sabarre, Montilla, and Locsin.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 71, entitled "An Act prohibiting the sale of dynamite and other explosives," disagreed to by the Assembly, and agree to the conference requested by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That Commissioner Branagan be the manager at the same on the part of the Commission.

REPORTS OF CONFERENCE COMMITTEES.

CONFERENCE REPORT NO. 5.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 10, entitled "An Act amending subsection (i) of section forty of the Municipal Code as amended," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission recede from its disagreement to the Assembly amendment and agree to the same.

JOSE R. DE LUZURIAGA,

Manager on the part of the Commission.

J. D. LUNA,

Manager on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 10, entitled "An Act amending subsection (i) of section forty of the Municipal Code as amended."

CONFERENCE REPORT NO. 6.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 321, entitled "An Act providing for an increase of the municipal school funds," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission amend its amendment to section 1 by striking out in the second and third lines from the end thereof the words "one and one-half per centum" and inserting in lieu thereof the words "one per centum."

And that as so amended the Assembly concur therein.

That the Commission amend section 2 of its amendment to read as follows:

"SEC. 2. Paragraph (b) of section forty-three is hereby amended to read as follows:

"(b) The proceeds of not more than one-fourth of one per centum of the lands, buildings, and improvements as assessed shall be spent for current expenses and the remaining portion shall be devoted exclusively to the support of free public primary schools and the providing or erection of suitable school buildings,"

And that as so amended the Assembly concur therein.

That the Assembly recede from its disagreement to the amendment of the Commission in all other respects and concur therein.

NEWTON W. GILBERT,

*Manager on the part of the Commission.*¹

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 321, entitled "An Act providing for an increase of the municipal school funds."

CONFERENCE REPORT NO. 7.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission substitute for section 7 of its amendment the following:

"SEC. 7. Act Numbered One hundred and eighty-three, as amended, is hereby further amended by adding at the end thereof the following new section:

"SEC. 89. On and after January first, nineteen hundred and fourteen, the municipal board shall have the power to assess a part of the costs and expenses of laying out, opening, straightening, widening, extending and grading, paving, curbing, or otherwise improving public streets, alleys, parks and plazas, including the cost of acquiring the necessary land, and of building sidewalks, in the following manner and subject to the following restrictions:

"(a) When the municipal board determines that certain of the above-mentioned improvements shall be made, and that a part of the cost and expenses of the same are to be assessed against the property benefited, it shall, after considering the nature of the improvement, the territory in which the same is to be made, its extent and the probable benefit to be derived therefrom by the persons whose land abuts upon the proposed improvement, or by those owning the land in the neighborhood of such improvement, pass a resolution describing in terms of reasonable accuracy such improvement, and

¹The conferees on the part of the Assembly on Assembly Bill No. 321 declined to sign this conference report, after it had been rejected by the Assembly.

stating its extent and where the same is to be located; declaring an assessment district and delimiting the same by metes and bounds; fixing a rate per centum according to which, based upon the then existing valuation of each parcel of real property within said district as shown by the books of the assessor and collector of the city of Manila, a special assessment shall be laid, computed, and levied upon each parcel of real property within the district so fixed and delimited in proportion to and in no case greater than the increase in value of each parcel of property, to defray not more than twelve per centum of the cost of the improvement contemplated, the remainder of the costs of such improvement to be paid by the city of Manila, and determining the number of annual installments, which shall not be less than five, in which such special assessment shall be paid. The Board shall not be required to fix one uniform rate per centum of all real property in such entire district, but may fix different rates for real property in different parts or sections of the district so fixed by it according as the real property in different parts of said district will derive greater or less benefit from such contemplated improvement.

“(b) The Municipal Board shall cause such resolution to be published for the period of one week in two daily newspapers published in the city of Manila, one in English and one in the Spanish language. Such announcement so published shall also contain a list of the owners of the parcels of real property affected by the assessment.

“(c) Within thirty days after the date of the last publication of the announcement aforesaid the owners of the land included in the assessment district may file with the Municipal Board a protest against the improvement proposed, or a protest against such special assessment. The signers of the protests shall set out their addresses in the same.

“(d) The resolution of the Municipal Board shall be final in all respects if within said period no protest is filed, and shall also be final as to the question of whether or not the improvement proposed shall be carried out, if within said period no protest is filed against the improvement proposed, signed by at least a majority of the persons who are the owners of the land included within the assessment district, and also by the owners of more than one-half of the land affected.

“(e) When protests are filed, the Municipal Board shall fix a date for the hearing of such protests, and shall give reasonable notice to all protestants who have given their addresses, and also to all owners of lands affected by any protest or protests, and shall cause to be published in two consecutive issues of two newspapers published in the city of Manila, one in the English and one in the Spanish language, a notice of the date on which the hearing is to begin. After due hearing the board shall determine the matter,

either confirming its decision or modifying the same in whole or in part.

“(f) The Municipal Board shall give notice of its decision to all parties interested who have given their addresses, and shall cause its decision to be published for the period of one week in two daily newspapers published in the city of Manila, one in the English and one in the Spanish language. Such announcement so published shall also contain a list of the owners of the parcels of real estate affected by the assessment.

“(g) The Governor-General is hereby authorized to appoint a board consisting of five resident property owners of the city of Manila, citizens of the United States or of the Philippine Islands, to be known as the Special Assessment Board, who shall hold office until January first, nineteen hundred and fourteen, after which date the term of office of the members of the board shall be two years. In case a vacancy should occur on such board it shall be filled by the Governor-General for the unexpired term. If any member of the board shall be interested in any manner in any proposed assessment, he shall not serve with the board in that case, but another member to act in his place in such case shall be appointed by the Governor-General. The members of the board shall serve without pay.

“(h) The decision of the Municipal Board shall be final if within thirty days after the date of the publication of the announcement mentioned in paragraph “f” of this section no appeal is filed against the improvement proposed or against the assessment signed by at least a majority of the persons who are the owners of the land included in the assessment district and also by the owners of more than one-half of the land affected.

“(i) In case appeal is taken as set out in the preceding paragraph, the Municipal Board shall forward the same to the Special Assessment Board, with all extracts from the journal of the Municipal Board relating to the improvement proposed and the appeal presented. The Special Assessment Board upon receipt of the paper shall fix a date for the hearing of the appeal presented, giving reasonable notice thereof to the appellants, and shall cause a notice of the date on which the hearing of such appeal is to begin to be published for the period of one week in two daily newspapers published in the city of Manila, one in the English, and one in the Spanish language. The Municipal Board shall be represented and heard in the hearing of such appeals. The Special Assessment Board shall examine *de novo* all the questions involved in the appeals presented, and its decision thereon shall be final.

“(j) All sums and amounts due from any owner or owners as a result of any action taken by virtue of the authority conferred in this subsection shall be due and payable to the City Assessor and Collector in the same manner as the regular real estate tax

and at such time as may by ordinance of the Municipal Board be prescribed and shall be enforceable by any or all the remedies provided for the enforcement of the annual tax on the real estate in the city of Manila by this Act, and all such sums and amounts shall from the date on which they were assessed constitute liens on the property against which the same were assessed and shall take precedence over any and all other liens which may exist upon such property excepting only such as may have attached as a result of the nonpayment of the annual tax levied upon and assessed against such property under the provisions of section forty-seven of this Act.' ”

And that as so amended the Assembly concur therein.

FRANK A. BRANAGAN,

RAFAEL PALMA,

JUAN SUMULONG,

Managers on the part of the Commission.

ISIDORO DE SANTOS,

LUCIANO DE LA ROSA,

ELISEO CLARAVALL,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 6, entitled “An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof.”

CONFERENCE REPORT NO. 8.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 32, entitled “An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified,” having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission amend its amendment as follows:

“Section 2, amend to read as follows:

“SEC. 2. Municipal councils and provincial boards are hereby authorized, for and in behalf of their respective municipalities or provinces, subject to the approval of the Governor-General, to acquire real estate by the exercise of the right of eminent domain for school,

cemetery and park purposes, for municipal buildings, for opening and widening streets, for market sites, and public plazas, for the construction of crematories, artesian wells, and drainage, water supply and sewer systems, cesspools, wharves, and piers.'”

Insert as new section 6, section 7 of the Assembly Bill as follows:

“SEC. 6. The commissioners appointed for the purposes of this Act may report upon the completion of their work with respect to any portion of the lands covered by the petition for expropriation, and the court may render judgment on said partial report if it deem the same just and reasonable, and said commissioners shall continue their work with regard to the remaining portions of the said lands, and may continue with this procedure until they are able to render a full report on their work,” renumbering following sections accordingly.

And that as so amended the Assembly concur therein.

That the Assembly recede from its disagreement to the amendment of the Commission in all other respects and concur in the same.

JOSE R. DE LUZURIAGA,

GREGORIO ARANETA,

JUAN SUMULONG,

Managers on the part of the Commission.

V. SINGSON ENCARNACIÓN,

EULALIO E. CAUSING,

LUCIO GONZALES,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 32, entitled “An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified.”

CONFERENCE REPORT NO. 9.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 381, entitled “An Act providing certain special proceedings for the settlement and adjudication of land titles,” having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the bill as amended by the Commission be passed with the following amendments:

Page 1, after the words "Director of Lands" in the fourth line of section 1, insert the following: "or the private surveyor named by the land owners, if the Director of Lands approves."

In the second line of section 2, strike out the words "whenever possible."

In the second line of section 4, after the words "Bureau of Lands," insert the words "and for private surveyors authorized by the Bureau of Lands to make the survey."

Page 7, beginning with the words "The court shall permit" strike out all to the end of section 10."

Page 11, after the words "and a plat thereof," in the fifth line from the top, strike out the words "approved by the Bureau of Lands," and insert in lieu thereof the words "made by a duly authorized surveyor."

Page 12, in the second line of section 19, strike out the words "the public" and insert in lieu thereof the words "justice require."

On the same page, in the third line of section 19, strike out the word "require" and insert in lieu thereof the word "petition."

Add two new sections, to be numbered 27 and 28, as follows:

"SEC. 27. In the event that the Philippine Legislature shall pass an Act transferring to the Courts of First Instance the jurisdiction now conferred upon the Court of Land Registration, the word 'court' used in this Act shall be construed to mean the respective Courts of First Instance, and the word 'clerk' to mean the clerk of the respective Court of First Instance, or the chief of the General Land Registration Office if that office shall have been created and the powers and duties now performed by the clerk of the Court of Land Registration transferred to that office.

"SEC. 28. Section five of Act Numbered Eighteen hundred and seventy-five, as amended, is hereby further amended to read as follows:

"SEC. 5. It shall be the duty of private surveyors who make surveys, maps, or plats of property for which registration of title is requested to comply with the requirements of the preceding section and to promptly send their reports, surveys, maps, and plats of such property to the Bureau of Lands for verification. Private surveyors shall not be authorized to make surveys for the Court of Land Registration unless they shall have passed either a civil service examination or an examination by the Bureau of Lands for the purpose of determining their qualifications: *Provided, however,* That surveyors with an academic diploma issued by a duly established university, college, or school, who have practiced their profession in the Philippine Islands prior to June first, nineteen hundred and nine, excepting those who having taken the examination hereinafter provided, failed to pass the same, shall be authorized by the Director of Lands to make surveys for the Court of Land Registration with-

out the necessity of passing the examination provided by this section. All surveys and plans made by private surveyors under said authorization shall be executed in strict accordance with the "Manual of Instructions of Surveys to be verified by the Director of Lands for presentation to the Court of Land Registration" issued by the Bureau of Lands: *And provided further*, That whenever it shall appear to the Director of Lands that there is doubt as to the accuracy of any plan or survey made under such authorization, such survey or plan shall be subject to verification in the manner provided in section sixty-six of Act Numbered Nine hundred and twenty-six, and if it appear that the survey is defective, incorrect, or substantially erroneous, the Director of Lands may thereupon withdraw the authorization of said surveyor, subject to appeal by the surveyor, to be taken within five days of receipt of notice of the withdrawal, to a committee composed of the Governor-General, the judge of the Court of Land Registration, and a duly authorized surveyor appointed by the Governor-General, the decision of which committee shall be final. If no appeal is taken as herein provided, or if the said committee shall approve the action of the Director of Lands in withdrawing from said surveyor the authorization to make surveys, such surveyor shall not be permitted to make surveys or plans for the Court of Land Registration without first having passed the examination provided for in this section. Pending appeal, the right of the surveyor to make surveys for the Court of Land Registration shall be suspended: *And provided further*, That under the designation of surveyors with academic diploma shall be recognized all those who, with similar diplomas in the time of the Spanish Government, were considered as such surveyors or as entitled to practice the said profession.' "

Renumber section 27, making the same number 29.

W. CAMERON FORBES,
DEAN C. WORCESTER,
GREGORIO ARANETA,

Managers on the part of the Commission.

FRANCISCO ENAGE,
EDUARDO GUTIERREZ DAVID,
JULIAN OCAMPO,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 381, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles."

CONFERENCE REPORT.

(Oral; failure to agree.)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 324, entitled "An Act amending certain articles of the Penal Code of the Philippine Islands," reported failure to agree.

The report was accepted.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 328, entitled: An Act amending section twenty-eight of Act Numbered Fifteen hundred and nineteen, known as "The Weights and Measures Act."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 5, entitled: An Act to appropriate funds for charitable purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 275, entitled: An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to

the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 32, entitled "An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 10, entitled "An Act amending subsection (i) of section forty of the Municipal Code as amended."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 10 be enrolled and printed as an Act.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 314, entitled "An Act adding a new proviso to section ninety-three of Act Numbered One hundred and thirty-six, as amended."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly, on February 11, 1913, agreed to the amendment of the Commission to the amendment made by the Assembly to Commission Bill No. 16, entitled "An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 16 be enrolled and printed as an Act.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly insists upon its amendment to Commission Bill No. 51, entitled "An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value," disagreed to by the Commission, and agrees to the conference asked by the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Singson, Causing, and Gonzalez.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Referred to the committee of conference on Commission Bill No. 51.

REPORT OF COMMITTEE.

[Committee Report No. 251.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on February 6, 1913, Assembly Bill No. 388, entitled "An Act providing that no person shall, without having been previously admitted to the practice of law in the Philippines, be appointed judge of a Court of First Instance, judge of the Court of Land Registration, associate judge of the Court of Land Registration, Attorney-General, assistant attorney of the office of the attorney-general, provincial fiscal, assistant provincial fiscal, justice of the peace of the city of Manila,

prosecuting attorney of the city of Manila, assistant prosecuting attorney of the city of Manila, judge of the municipal court of the city of Manila, justices of the peace of the capitals of provinces and auxiliary justices of the peace of the capitals of provinces," has examined the same and has the honor to report it back to the Commission with the following recommendation:

That the bill be passed with the following amendments:

Page 1, line 3, after the words "Attorney-General" insert the words "Solicitor-General."

Page 1, line 4, strike out the word "Assistant," and insert in lieu thereof the words "acting or deputy."

Page 1, line 6, strike out the first word "of" and insert in lieu thereof the word "for."

Page 1, line 7, strike out the first word "of" and insert in lieu thereof the word "for."

Same line, after the word "Manila" insert the words "City Attorney of Manila, Assistant City Attorney of Manila."

Page 1, line 8, strike out the words "of the capitals of provinces."

Page 1, line 10, strike out the words "nor even to act in any of the positions aforesaid" and insert in lieu thereof the words "organized under the Provincial Government Act."

Page 1, line 11, and page 2, line 1, strike out the words "in accordance with existing law and the regulations prescribed."

The purpose of the amendments proposed by your committee is to include in the provisions of the bill certain positions which in the judgment of your committee should be included therein, to change the designation of certain positions, to exclude from the provisions of the bill justices of the peace and auxiliary justices of the peace of capitals of provinces not organized under the Provincial Government Act, in conformity with the provisions of section 5 of Act No. 1450, as amended, fixing the qualifications of justices of the peace, and to strike from the bill certain phrases which appear superfluous and unnecessary.

Certain positions mentioned in the bill may only be filled by persons who have been admitted to the practice of law by the Supreme Court. This is a requirement exacted by the Provincial Government Act with respect to the office of provincial fiscal, and also by the Justice of the Peace Act with respect to the offices of justice of the peace and auxiliary justice of the peace of capitals of provinces organized under the Provincial Government Act. Your committee sees no reason why the same requirement should not apply to positions similar to that of provincial fiscal and to higher positions such as the Attorney-General, Solicitor-General, judges of the Court of First Instance, and judges of the Court of Land Registration as well. Before being permitted to practice law in these Islands a man must be first admitted by the Supreme Court. It is not sufficient that he may have been admitted to practice by some court of

the United States. Your committee believes that there is still greater reason for requiring the above-mentioned requisite in order to hold any of the public offices mentioned in the bill. This requirement has not heretofore been exacted for the reason that it was not desired to place any obstacle in the way of the appointment of American attorneys who had been admitted to the bar in the United States. In the beginning this reason could properly be given weight, since at the time the courts were organized there were not enough persons admitted to practice from whom to make the appointments of judges and fiscals. But now the circumstances have changed, and a sufficient number of persons, both Americans and Filipinos, have been admitted to practice, so that there are many from whom appointments can be made to these offices. It may be said that during the last few years all appointments, with a few exceptions, have been of persons who have been admitted to practice law in these Islands, and even these exceptions could have been avoided, as there is no lack of competent lawyers admitted to practice law in these Islands.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was accepted.

Assembly Bill No. 388 was thereupon read the second time and, together with the report of the standing committee thereon, referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that the amendment recommended by the Committee on Matters Pertaining to the Department of Finance and Justice be concurred in with the following further amendment:

Section 1, page 1, lines 5 to 7 of the bill as amended, strike out the words "provincial fiscal, acting or deputy provincial fiscal, justice of the peace of the city of Manila;" line 9, insert between the words "Attorney of Manila" and "judge" the word "and;" lines 10 to 12, strike out the words "justice of the peace and auxiliary justice of the peace of the capitals of provinces organized under the Provincial Government Act;" and add at the end of said section the following: "of the Philippine Islands, or by the Supreme Court of the United States or by the Supreme Court of any State of the United States.

"No person shall hereafter be appointed fiscal for the Province of Palawan, Mindoro, or Batanes or justice of the peace for the

city of Manila without having been admitted to practice law by the Supreme Court of the Philippine Islands."

Strike out sections 2 and 3 in their entirety.

and that as so amended the bill pass.

The amendment as recommended by the Committee of the Whole was adopted.

On motion by Commissioner Araneta, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed.

Commissioner Araneta moved to amend the title to read as follows:

An Act providing the qualifications for certain judicial and legal officers of the Government.

The motion prevailed and the title as amended was read and approved.

MESSAGE FROM THE GOVERNOR-GENERAL.

MANILA, *February 11, 1913.*

GENTLEMEN: By virtue of the authority vested in me by Act of Congress approved July 1, 1902, I hereby submit for the consideration of the special session of the Philippine Legislature, convened for the days February 6 to February 11, 1913, inclusive, the following matter: Joint Resolution correcting section 1 of Act No. 2154, entitled "An Act appropriating funds for expenses of special investigations and examinations by the Insular Auditor during the fiscal year nineteen hundred and thirteen."

Respectfully,

W. CAMERON FORBES,
Governor-General.

To the PHILIPPINE LEGISLATURE.

Ordered spread upon the Journal.

MESSAGE FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Phil-

ippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates De Leon, Acuña, and Guingona.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission insist on its amendment to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States," disagreed to by the Assembly, and agree to the conference asked by the Assembly on the disagreeing votes of the two Houses thereon.

Ordered, That the President be the manager at the same on the part of the Commission.

ASSEMBLY BILL NO. 199 TAKEN FROM THE TABLE.

Commissioner Gilbert moved that Assembly Bill No. 199, entitled "An Act appropriating the sum of fifty thousand pesos, out of any funds in the Insular Treasury not otherwise appropriated, for the construction of a schoolhouse to be denominated 'Jose Rizal's School Building,' in the municipality of Calamba, Laguna," be taken from the table and considered.

The motion prevailed.

Assembly Bill No. 199 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass with the following amendment:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The sum of fifty thousand pesos, or so much thereof as may be necessary, is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, for the erection and construction of a primary and intermediate school building in

the municipality of Calamba, Laguna, to be known as the 'Jose Rizal School Building.'"

The amendment recommended by the Committee of the Whole was adopted.

On motion by Commissioner Gilbert, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was passed, Commissioner Branagan voting in the negative.

The title was read and approved.

REPORTS OF CONFERENCE COMMITTEES.

CONFERENCE REPORT NO. 10.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 71, entitled "An Act prohibiting the sale of dynamite and other explosives," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the bill as amended by the Commission do pass with the following amendments:

After the words "Director of Constabulary" in line 2 of section 1, insert "or senior inspector of the province."

At the end of section 1, add "or to pharmacies, drug stores, or laboratories employing such substances for medicinal or experimental purposes."

FRANK A. BRANAGAN,

Manager on the part of the Commission.

JOSE SABARRE,

G. M. MONTILLA,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 71, entitled "An Act prohibiting the sale of dynamite and other explosives."

CONFERENCE REPORT NO. 11.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No.

318, entitled "An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That of the ₱800,000 appropriated for the construction of roads and bridges, ₱400,000 should be allotted in proportion to the number of inhabitants, and ₱400,000 should be allotted in the discretion of the Secretary of Commerce and Police.

That the amount for drilling artesian wells should be increased from ₱75,000 to ₱100,000, with the following provisions:

"*Provided*, That the Director of Public Works is hereby authorized to drill wells for private individuals upon the payment of one-third of the cost of the work, on condition that the public be allowed the use of the well: *Provided also*, That from January first to July first, nineteen hundred and thirteen, in case of failure, when potable water is not found, the provincial board or the municipality shall not be obliged to pay any part of the expenses occasioned: *And provided further*, That the benefits of this Act shall apply to the special provinces of Mindoro, Palawan, and Batanes."

That the sum of ₱20,000 be allowed for the construction and repair of streets, squares, and bridges in the *población* of Sibul; and that the sum of ₱15,000 be allowed for the improvement of the springs of Boloc-boloc.

That the amount allotted for construction work at Culion be reduced to ₱50,000.

That the appropriation for the Bureau of Science be placed in the third section of the bill.

That the amount appropriated for roads and bridges under section 2 of the bill be increased from ₱500,000 to ₱750,000, ₱500,000 of the amount to be distributed according to the amount of population and ₱250,000 to be allotted by the Secretary of Commerce and Police.

That the amount appropriated for artesian wells under section two be increased from ₱300,000 to ₱400,000, with the following provision:

"*Provided*, That the Director of Public Works is hereby authorized to drill wells for private individuals upon the payment of one-third of the cost of the work, on condition that the public be allowed the use of the well: *Provided also*, That any municipality or provincial board that incurs or has incurred the expense of an artesian well which proves or has proved a failure, in accordance with public works Acts, shall be refunded the sums invested and are hereby declared released from the obligation contracted by them for their payment: *And provided further*, That the benefits of this Act shall apply to the special Provinces of Mindoro, Palawan, and Batanes."

That there be inserted in the bill an item of ₱25,000 for the purchase, construction, and erection of steel light towers and lights in

the ports of Oroquieta, Misamis, Liloan, and Palompon, Leyte, Balanacan, Marinduque, and Burias.

That the amount of the appropriation for the completion of the construction and equipment of buildings for the Philippine School of Arts and Trades should be reduced from ₱300,000 to ₱275,000.

That the amount of aid rendered municipal governments in the construction of central and intermediate school buildings should be increased from ₱100,000 to ₱150,000.

That the Bureau of Agriculture should itemize the amount of ₱50,000 asked for.¹

That there be omitted from the bill, to be considered in the appropriation bill of next year, the sum of ₱200,000 for the building of a nurses' home for Filipino nurses.

That there be included in the bill the sum of ₱10,000 for the improvement of the insane hospital at San Lazaro.

¹ The itemization of this amount as shown by a memorandum attached to the report is as follows:

BUREAU OF AGRICULTURE.

(*r*) For one cattle shed at the Alabang stock farm, three thousand pesos.

(*s*) For one residence at the Alabang stock farm, four thousand pesos.

(*t*) For one residence for the superintendent of the La Carlota farm, three thousand pesos.

(*u*) For one stable for horses and for mares with foals at the La Carlota farm, four thousand pesos.

(*v*) For four kilometers of wire fencing at the La Carlota farm, including cost of posts, installation and maintenance, three thousand pesos.

(*w*) For one storehouse for seeds and plant material, tools, implements, and fertilizers, at the Lamao experiment station, eight hundred pesos.

(*x*) For repairs to residence of superintendent, stock shed and warehouse, at the Iloilo demonstration station, one thousand pesos.

(*y*) For one greenhouse, with storehouse for seeds and plant material, at the Singalong experiment station, one thousand two hundred pesos.

(*z*) For one water tank with gasoline engine, at the Lamao experiment station, eight hundred pesos.

(*aa*) For one concrete dam, irrigation ditch, and piping at the Lamao experiment station (one-half kilometer), one thousand five hundred pesos.

(*bb*) For residence at Pandacan, two thousand nine hundred and forty pesos.

(*cc*) For installation of two water-closets of five seats each, with cesspools, at the Pandacan station, one thousand four hundred pesos.

That there be included in the bill the sum of ₱15,000 for investigation and report as to the advisability of improvement of springs of Mambucal, Occidental Negros; Malbog, Island of Marinduque, Tayabas; Tiwi, Albay; Lanot, Ambos Camarines; Salcedo, Ilocos Sur; Suhut, municipality of Dumalag, Capiz; Masaplud, Oriental Negros; Mapasuc, township of Danglas, Ilocos Sur; Balungao, Pangasinan; Barang, barrio of Jordan, municipality of Buenavista, Iloilo; Villahermosa, Leyte; Camiguin, Misamis; Calás, Laguna, and Capas, Batangas.

That the item of ₱40,000 for the Bureau of Agriculture in subsection (*j*) of section 3 be stricken out.

That in subsection (*n*), section 3, after the word "purposes" and preceding the word "in" in line 2, the following be inserted: "by the University of the Philippines."

(*dd*) For painting and miscellaneous repairs of buildings at stations and farms, two thousand pesos.

(*ee*) For one poultry plant, including houses, yards, et cetera, at the Alabang stock farm, four thousand five hundred pesos.

(*ff*) For one stable for work stock, goats and burros, at the Lamao experiment station, nine hundred pesos.

(*gg*) For one plant propagating shed, at the Lamao experiment station, three hundred pesos.

(*hh*) For one residence for superintendent of Cebu demonstration station, four thousand pesos.

(*ii*) For one barn for stallions, bulls, and work animals at the Cebu demonstration station, three thousand pesos.

(*jj*) For one hog house and yards, at the Cebu demonstration station, one thousand pesos.

(*kk*) For one tool house and propagating shed at the Cebu demonstration station, one thousand five hundred pesos.

(*ll*) For three kilometers of wire fencing, at the Alabang stock farm, including cost of posts, installation, and maintenance, two thousand five hundred and sixty pesos.

(*mm*) For one compost pit, at the Lamao experiment station, three hundred pesos.

(*nn*) For telephone line, Lanao to Limay (seven kilometers), three hundred pesos.

(*oo*) For repairs to roads and bridges at the La Carlota farm, one thousand pesos.

(*pp*) For one apiary at the Singalong experiment station, two hundred pesos.

(*qq*) For two kilometers of wire fencing at the Trinidad stock farm, including cost of posts, installation, and maintenance, one thousand eight hundred pesos.

In all, for the Bureau of Agriculture by this section, fifty thousand pesos.

That there be included in the bill the item of ₱75,000 for the survey and construction of wharves in municipalities with important traffic, where such construction is possible, in the discretion of the Secretary of Commerce and Police.

That subsection (e), section 3, be omitted.

That there be included in the bill an item of ₱40,000 for the port of Cebu and ₱40,000 for the port of Iloilo for the maintenance, improvement, and extension of wharfing facilities, and for the construction and maintenance of streets, thoroughfares, and other public places adjacent to wharves.

That of the sum of ₱500,000 for the construction, improvement, and maintenance of roads and bridges, in subsection (c) of section 3, ₱400,000 shall be distributed among the provinces on the basis of population and ₱100,000 shall be allotted in the discretion of the Secretary of Commerce and Police.

Re-number and re-letter paragraphs to conform with the changes recommended.

FRANK A. BRANAGAN,
GREGORIO ARANETA,
RAFAEL PALMA,

Managers on the part of the Commission.

G. APACIBLE,
DOMINGO DIAZ,
TEOPISTO GUINGONA,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 318, entitled "An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen."

CONFERENCE REPORT NO. 12.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 43, entitled "An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled 'An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes,' by providing penalties for the violation of certain provisions thereof and for other purposes," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Assembly recede from its amendment No. 1.

That the Commission agree to amendments Nos. 2, 3, 4, and 5.

That the Assembly amend its amendment No. 6 to read as follows, and that as so amended the Commission concur therein:

"SEC. 7. Section fourteen of said Act is hereby amended to read as follows:

"SEC. 14. The Director of Public Works shall cause to be prepared a form, which shall be furnished free of charge upon request, and upon which every person who desires hereafter to operate any motor vehicle as a chauffeur shall answer under oath all questions asked and give all information required by the Director of Public Works, including his true name, address and age, the number, date, and place of issue of his cedula, and the names, kinds, types, or styles of motor vehicles which he is competent to operate, together with the form and amount of their motive power, and whether his senses of sight and hearing are normal.

"The Director of Public Works is hereby authorized in his discretion to require an applicant for a license as chauffeur to answer such further questions or to submit to such an examination touching his qualifications as chauffeur, as in the Director of Public Works' judgment will best disclose the applicant's fitness and competency to operate motor vehicles.

"If after such examination or without the same the Director of Public Works believes the applicant to possess the necessary qualifications and knowledge, he shall, upon the receipt of a fee of two pesos, issue to such applicant a license to operate as a chauffeur motor vehicles of the kind, style, type, or make and power described in the application until the fifteenth day of January next following or until such license is revoked. But, if the said Director does not believe the applicant to be a person qualified to operate motor vehicles he shall not issue a license as chauffeur to such applicant, in which event the applicant's fee shall be returned to him.

"Every license issued to operate a motor vehicle shall have a line or place for the signature of the licensee, and no license issued shall be effective as an authorization to the person to whom issued to operate a motor vehicle until after such person has written his usual signature in the place provided for that purpose.

"Any license not renewed on or before January fifteenth of each year shall become delinquent. The fee for renewal of a delinquent license shall be four pesos.

"The Director of Public Works may suspend for a period not exceeding two months or after hearing, revoke any license issued under the provisions of this Act, and may order any such license to be delivered to him whenever he has reason to believe that the holder thereof is an improper or incompetent person to operate motor vehicles, or is operating a motor vehicle so as to endanger the public; and the license so suspended or revoked shall not be re-issued, unless,

upon investigation, the Director of Public Works decides that the operator may again legally be permitted to operate.

“Appeals from the decision of the Director of Public Works on the revocation of or his refusal to renew licenses under the provisions of this section may be taken to the Court of First Instance having jurisdiction within the District wherein the appellant resides.

“Any person who operates a motor vehicle while his license is suspended or revoked shall be punished by a fine of not less than twenty nor more than two hundred pesos for each offense, provided that if the vehicle so operated is for let or hire the penalty shall be not less than ten days’ nor more than thirty days’ imprisonment for each offense.”

And that the Assembly recede from its amendments Nos. 7, 8 and 9.

FRANK A. BRANAGAN,

JUAN SUMULONG,

Managers on the part of the Commission.

EDUARDO GUTIERREZ DAVID,

CEFERINO VILLAREAL,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 43, entitled “An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled ‘An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes,’ by providing penalties for the violation of certain provisions thereof and for other purposes.”

CONFERENCE REPORT NO. 13.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 274, entitled “An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled ‘An Act creating the Bureau of Labor, under the Department of Commerce and Police,’” having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission amend its amendment to read as follows, and that the Assembly concur therein:

Amend section 1 to read as follows:

"SECTION 1. Section two of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police,' is hereby amended by adding, after subsection (e) thereof, the following paragraph:

"(f) Any person obstructing or resisting the Director of Labor or his deputies in their compliance with the duties prescribed in subsections (b) and (c) of this section, shall, upon conviction thereof, be punished by a fine of not less than fifty pesos nor more than two hundred pesos, for each offense."

Amend section 2 to read as follows:

"SEC. 2. Section three of Act Numbered Eighteen hundred and sixty-eight, is hereby amended to read as follows:

"SEC. 3. By and with the approval of the Governor-General, the Director of Labor or his deputies shall have power to administer oaths, to issue subpoenas and subpoenas *duces tecum*, and to receive and take affidavits and the testimony of witnesses and experts, when making investigations authorized by this Act."

Strike out section 3 in its entirety.

Change section 4 to section 3.

Amend the title to read as follows:

"An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police,' by providing for the punishment of persons obstructing or resisting the Director of Labor, or his deputies, in the performance of their duties and for other purposes."

JUAN SUMULONG,

Manager on the part of the Commission.

EDUARDO GUTIERREZ DAVID,

P. GUEVARA,

J. A. CLARIN,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 274, entitled "An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police.'"

CONFERENCE REPORT NO. 14.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 51, entitled "An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled 'An Act providing

a Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands,' by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Assembly amend its amendment to read as follows and that the Commission concur therein:

1. Substitute the words "five hundred" appearing on page 2, line 15, by "four hundred."

2. Substitute likewise the words "five hundred" appearing in the title of the bill by "four hundred."

JUAN SUMULONG,

Manager on the part of the Commission.

V. SINGSON ENCARNACIÓN,

EULALIO E. CAUSÍNG,

LUCIO GONZALES,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 51, entitled "An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value."

CONFERENCE REPORT NO. 15.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 179, entitled "An Act providing for a more expeditious procedure in cases of suspensions of municipal officers," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Assembly recede from its disagreement to the amendment of the Commission and agree to the same.

JOSE R. DE LUZURIAGA,

JUAN SUMULONG,

Managers on the part of the Commission.

ELISEO CLARAVALL,

LUCIO GONZALES,

Managers on the part of the Assembly.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 179, entitled "An Act providing for a more expeditious procedure in cases of suspensions of municipal officers."

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 71, entitled "An Act prohibiting the sale of dynamite and other explosives."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 43, entitled "An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled 'An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes,' by providing penalties for the violation of certain provisions thereof and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 43 be enrolled and printed as an Act.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 179, entitled "An Act

providing for a more expeditious procedure in cases of suspension of municipal officers"

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 308, entitled "An Act providing for the creation of seventy scholarships in the Government forest school at Los Baños, Laguna, and appropriating the sum of twenty-four thousand six hundred and eighty-seven pesos and fifty centavos for such purposes, under certain conditions."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 349, entitled "An Act amending section three hundred and eighty-three of Act Numbered One hundred and ninety, known as 'Code of procedure in civil actions and special proceedings in the Philippine Islands.'"

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 6, entitled "An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 274, entitled "An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled 'An Act creating the Bureau of Labor, under the Department of Commerce and Police.'"

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 381, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 399, entitled "An Act appropriating the sum of four hundred thousand pesos for establishing colonies and plantations for rice and other food grains, for bringing about an equal distribution of the population of the Islands, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, passed the following Assembly Bill No. 417, in which it requests the concurrence of the Commission: An Act authorizing an appropriation of six hundred

and twenty-five thousand pesos for the fiscal year nineteen hundred and fourteen for the University of the Philippines, and for other purposes.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Assembly Bill No. 417 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried, The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

REPORT OF CONFERENCE COMMITTEE.

CONFERENCE REPORT NO. 16.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission amend its amendment to read as follows and that as so amended the Assembly concur therein:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The sum of sixty thousand pesos, or so much thereof as may be necessary, is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, to defray the expenses incidental to the performance of the duties of a Commission Committee or an Assembly Committee, or both, in going to Washington at the request of the President of the United States, of the Congress thereof, of either House of said Congress, or of any committee of the Houses

mentioned. The Commission committee shall consist of two members to be appointed by the President of said Commission. The Assembly committee shall consist of not more than seven members, to be appointed by the Speaker of said Assembly. The appropriation hereby authorized shall be available for the payment of all expenses of the committees here authorized which the chairman of either of said committees shall certify as necessarily incidental to the performance of the duties imposed.

"SEC. 2. Any balance of the appropriations made by this Act remaining unexpended on January first, nineteen hundred and fifteen, shall be returned to the Insular Treasury.

SEC. 3. This Act shall take effect on its passage."

Amend the title to read as follows:

"An Act making an appropriation for certain expenses of a Commission Committee and an Assembly Committee to go to the United States."

W. CAMERON FORBES,

Manager on the part of the Commission.

Commissioner Gilbert moved that the report be laid on the table.

The motion was seconded by Commissioner Worcester and, being put to a vote, was carried.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States."

Very respectfully,

TEODORO M. KALAW,

Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 3, entitled "An Act prohibiting the sale, purchase, barter, exchange, pledge, loan, or giving away of the clothes, arms, ammunition, equipments, accouterments, stores, and other property

furnished by the Government of the Philippine Islands to the Philippine Constabulary, and prescribing punishment for the unlawful disposition or the theft of any such property."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table the following Commission Bill No. 6, entitled "An Act providing an increased punishment for habitual criminals."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 8, entitled "An Act amending articles fifty-six, fifty-seven, one hundred and six, two hundred and fifty, two hundred and fifty-two, three hundred, three hundred and one, three hundred and three, and three hundred and sixteen of the Penal Code, by making certain changes in the penalties."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 42, entitled "An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 46, entitled "An Act providing for the administration of the estates of certain employees of the Government of the Philippine Islands and the Government of the United States, and repealing prior provisions of law covering this matter, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 66, entitled "An Act to amend Act Numbered Eleven hundred and eighty-nine, known as 'The Internal Revenue Law of Nineteen hundred and four,' by imposing on keepers of public warehouses, hotels, restaurants and public boarding-houses the same tax as on merchants; by making the basis of exemption of persons subject to percentage taxes the amount of their quarterly instead of their annual business; by defining the term 'common carriers;' by decreasing the penalties for delinquency in the payment of percentage taxes, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, refused to accept the amendments of the Commission to Assembly Bill No. 277, entitled "An Act regulating the manner of acquiring and recovering Philippine citizenship."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, refused to accept the

amendments made by the Commission to Assembly Bill No. 372, entitled "An Act providing for the reorganization of the Courts of First Instance and of the Court of Land Registration."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

ASSEMBLY BILL NO. 100 RECALLED FROM COMMITTEE.

Commissioner Worcester moved that Assembly Bill No. 100, entitled "An Act appropriating a certain sum out of the funds in the Insular Treasury not otherwise appropriated, for the maintenance of the new Southern Islands Hospital," be recalled from the Committee on Appropriations.

The motion prevailed.

Assembly Bill No. 100 was thereupon read the second time and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Worcester, unanimously carried,

The bill was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the bill was unanimously passed and the title read and approved.

MESSAGE FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly further insists upon its disagreement to the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the

United States," and requests a further conference on the disagreeing votes of the two Houses thereon.

It has appointed as managers on its part Delegates De Leon, Acuña, and Guingona.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

On motion, it was

Resolved, That the Commission agree to the conference asked by the Assembly on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States."

Ordered, That the President be the manager on the part of the Commission.

REPORT OF CONFERENCE COMMITTEE.

CONFERENCE REPORT NO. 17.

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States," having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Commission amend its amendment to read as follows, and that as so amended the Assembly concur therein:

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. The sum of sixty thousand pesos, or so much thereof as may be necessary, is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, to defray the expenses incidental to the performance of the duties of a Commission committee or an Assembly committee, or both, in going to Washington at the request of the President of the United States. The Commission committee shall consist of two members to be appointed by the President of said Commission. The Assembly committee shall consist

of not more than seven members, to be appointed by the Speaker of said Assembly. The appropriation hereby authorized shall be available for the payment of all expenses of the committees here authorized which the chairman of either of said committees shall certify as necessarily incidental to the performance of the duties imposed.

"SEC. 2. Any balance of the appropriations made by this Act remaining unexpended on January first, nineteen hundred and fifteen, shall be returned to the Insular Treasury.

"SEC. 3. This Act shall take effect on its passage."

Amend the title to read as follows:

"An Act making an appropriation for certain expenses of a Commission committee and an Assembly committee to go to the United States."

W. CAMERON FORBES,
Manager on the part of the Commission.

On motion, it was

Resolved, That the Commission agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States."

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 354, entitled "An Act requiring chiefs of bureaus of the Insular Government, in order to facilitate the preparation of the appropriation bill, to file in the office of the Secretary of the Philippine Assembly a detailed report of all the expenditures and receipts of their respective bureaus, at least fifteen days before the opening of each regular session, under the penalties herein, and for other purposes."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part Delegates Capistrano, Salas, and Claravall.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Commissioner Gilbert moved that in view of the lateness of the hour and the unimportance of this matter it be laid on the table.

The motion prevailed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the amendment of the Commission to Assembly Bill No. 388, entitled "An Act providing that no person shall, without having been previously admitted to the practice of law in the Philippines, be appointed judge of a Court of First Instance, judge of the Court of Land Registration, associate judge of the Court of Land Registration, Attorney-General, assistant attorney of the office of the Attorney-General, provincial fiscal, assistant provincial fiscal, justice of the peace of the city of Manila, prosecuting attorney of the city of Manila, assistant prosecuting attorney of the city of Manila, judge of the municipal court of the city of Manila, justices of the peace of the capitals of provinces and auxiliary justices of the peace of the capitals of provinces."

It asks a conference with the Commission on the disagreeing votes of the two Houses thereon, and has appointed as managers at the same on its part, Delegates Singson, De la Rosa, and Avanceña.

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Commissioner Gilbert moved that in view of the lateness of the hour and the unimportance of this matter it be laid on the table.

The motion prevailed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, passed the following Assembly Joint Resolution No. 10, in which it requests the concurrence of the Commission: Joint resolution correcting section one of Act Numbered Twenty-one hundred and fifty-four, entitled "An Act appropriating funds for expenses of special investigations and examinations by the Insular Auditor during the fiscal year nineteen hundred and thirteen."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The resolution is as follows:

Assembly Joint Resolution No. 10. Joint Resolution correcting section one of Act Numbered Twenty-one hundred and fifty-four, entitled "An Act appropriating funds for expenses of special investigations and examinations by the Insular Auditor during the fiscal year nineteen hundred and thirteen."

Whereas an error has been discovered in the original of Act Numbered Twenty-one hundred and fifty-four, consisting in the appropriation of thirty thousand pesos (₱30,000) instead of forty thousand pesos (₱40,000), as it appears in the original bill (No. 999), passed by the Philippine Assembly;

Whereas it does not appear that the Philippine Commission has reduced the original appropriation of forty thousand pesos (₱40,000), made by the Assembly for the purposes of Act Numbered Twenty-one hundred and fifty-four, to thirty-thousand pesos (₱30,000), and supposing it had done so, it does not appear that the Assembly concurred in such amendment, if the same existed;

Whereas the discrepancy in the figures above set forth was evidently caused by a copyist's error in the English translation of the Spanish original: Now, therefore, be it

Resolved by the Philippine Commission and the Philippine Assembly, That the word "thirty" appearing in section one of Act Numbered Twenty-one hundred and fifty-four be replaced by the word "forty," so that said section shall read as follows:

"SECTION 1. The sum of forty thousand pesos, or such part thereof as may be necessary, is hereby appropriated, out of any funds in the Insular Treasury not otherwise appropriated, to enable the Auditor to carry on such special investigations and make such special examinations of financial affairs and accounts of such bureaus, offices, provinces, and municipalities of the Government of the Philippine Islands, as in his judgment may require such action."

By unanimous consent, Assembly Joint Resolution No. 10 was read once and placed upon its passage.

The roll was called and the resolution was unanimously adopted.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Assembly to Commission Bill No. 51, entitled "An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled 'An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands,' by providing for exemption from advertisement in newspapers of the

notice of sale on execution of real property not exceeding five hundred pesos in value."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That Commission Bill No. 51 be enrolled and printed as an Act.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 318, entitled "An Act making appropriation for public works for the present fiscal year nineteen hundred and thirteen."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 411, entitled "An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 199, entitled "An Act appropriating the sum of fifty thousand pesos, out of any funds in the Insular Treasury not otherwise appropriated, for the construction

of a schoolhouse to be denominated 'Jose Rizal's School Building,' in the municipality of Calamba, Laguna."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table the following Commission Bill No. 4, entitled "An Act creating the office of shipping commissioner, defining his duties, regulating the shipment and discharge of seamen in domestic vessels and the adjudication of wage disputes in certain cases."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 25, entitled "An Act providing for an instructor in athletics."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table Commission Bill No. 32, entitled "An Act amending the second paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven by omitting certain routes over which railroads are to be constructed and repealing the third paragraph of said subsection as amended."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, postponed until the next regular session Commission Bill No. 63, entitled "An Act providing that all timber cut in public forests, shall, when practicable, be measured in the round and specifically authorizing a reasonable deduction for certain natural defects."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, postponed until the next regular session Commission Bill No. 70, entitled "An Act prescribing the manner in which municipal councils may grant the privilege of running cockpits; restricting their operations; providing for a license tax for fighting cocks; prohibiting persons under eighteen years of age and women from entering cockpits, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, laid on the table the following Commission Bill No. 79, entitled "An Act to amend section three of Act Numbered Two thousand and eighty-three, entitled 'An Act to fix the amount of the gold standard fund, created under Act Numbered Nine hundred and thirty-eight, authorizing the deposit of the excess of the amount so fixed to the credit of the general fund of the treasury, and authorizing the investment of a portion of the said gold standard fund,' reducing the rate of interest on loans authorized under said Act on approved security to the Manila Railroad Company to complete sections of railroad, on the Lucena-Pagbilao, Ragay North and South, Legaspi-Tabaco, and Legaspi-Nueva Caceres lines, from five per centum per annum to four per centum per annum."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

REPORT OF COMMITTEE.

[Committee Report No. 252.]

MR. PRESIDENT: Your Committee on Matters Pertaining to the Department of Commerce and Police, to which was referred on February 6, 1913, Assembly Bill No. 187, entitled "An Act amending Act Numbered Twenty-one hundred and sixty-nine, by repealing the authority of the provincial governor relative to the appointment of the chief of municipal police," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the bill be laid on the table.

The enactment of this bill would have the effect of taking out of the hands of the provincial governor the power which he has under section 16 of Act No. 2169 of appointing chiefs of police upon the recommendation of the municipal authorities. The Director of Constabulary reports as follows:

"More than ten years' experience with municipal police has shown that their efficiency has suffered from local influence, and the Legislature, in passing Act No. 2169, clearly intended to put in the hands of the provincial governor the appointment of the head of the police of each municipality in order to in some degree free the position from local partisan influence. The working of section 16 of Act No. 2169 has been highly satisfactory and has to a considerable degree increased the efficiency of the police service. It is, therefore, recommended that this amendment be not approved."

Respectfully submitted.

FRANK A. BRANAGAN,

*Committee on Matters Pertaining to the
Department of Commerce and Police.*

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

MESSAGES FROM THE ASSEMBLY.

FEBRUARY 10, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 10, 1913, laid on the table Commission Bill No. 13, entitled "An Act to amend Act Numbered Three hundred and fifty-five, known as 'The Philippine Customs Administrative Act,' by including vessels within the provisions of sections three hundred and twenty-two and three hundred and twenty-three thereof, and by making it the duty of the prosecuting attorney of the city of Manila to prosecute violations of the customs laws in said city."

Very respectfully,

TEODORO M. KALAW,

Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, agreed to the amendment of the Commission to Assembly Bill No. 231, entitled "An Act amending subsection (i) of section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly has disagreed to the report of the Committee of Conference on the disagreeing votes of the two Houses on the amendment of the Commission to Assembly Bill No. 321, entitled "An Act providing for an increase of the municipal school funds."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered filed.

CONCURRENT RESOLUTION.

The President introduced the following Concurrent Resolution:

Commission Concurrent Resolution No. 1. Concurrent Resolution providing for the adjournment of the special session of the Legislature on Tuesday, February eleventh, nineteen hundred and thirteen, at twelve o'clock postmeridian, and for other purposes.

Resolved by the Philippine Commission, the Philippine Assembly concurring: That the President of the Commission and the Speaker of the Assembly be, as they hereby are, authorized to declare the special session of the Third Philippine Legislature, now sitting in the city of Manila, adjourned on Tuesday, February eleventh, nineteen hundred and thirteen, the date on which the five days of said session which began on the sixth day of February of this year, in accordance with the proclamation of the Executive, dated February third, nineteen hundred and thirteen, will be completed, by adjourning the sessions of both Houses *sine die* at twelve o'clock postmeridian on Tuesday, February eleventh, nineteen hundred and thirteen.

Resolved further, That a committee of three members of the Commission, appointed by the President, and a like number of members

of the Assembly, appointed by the Speaker, meet and wait on the Chief Executive of the Islands, on the night of said date, before the hour designated for adjournment, to inform him that the two Houses are ready to adjourn the session at the hour specified, unless the Executive have some message or communication to transmit to them; and

Resolved further, That the part of this resolution relative to the adjournment be cabled to the President of the United States, through the honorable the Governor-General.

Commission Concurrent Resolution No. 1 was read the first and second times and referred to the Committee of the Whole.

It was considered in committee and reported back to the Commission with the recommendation that it pass.

The report and recommendation of the Committee of the Whole were accepted.

On motion by Commissioner Gilbert, unanimously carried,

The resolution was considered urgent under the provisions of Rule XIV, Rules of the Commission, and read the third time by title only.

The question then being upon its passage, the roll was called and the resolution was unanimously passed and the title read and approved.

RESOLUTION.

Whereas Mr. George C. Schweickert has served now through his third consecutive session of the Philippine Legislature; and

Whereas he has given untiring devotion to his work and entire satisfaction to every member of the Commission; and

Whereas he has kept the voluminous and difficult records of the Commission not only without error but with remarkable fidelity and accuracy: Now, therefore, be it

Resolved, That the Commission tender its thanks to Mr. Schweickert as an expression of its appreciation of his many merits.

The resolution was unanimously adopted.

MESSAGE FROM THE ASSEMBLY.

FEBRUARY 11, 1913.

MR. PRESIDENT: I have been directed to inform your honorable body that the Assembly on February 11, 1913, passed without amendment Commission Concurrent Resolution No. 1, entitled "Concurrent

Resolution providing for the adjournment of the special session of the Legislature on Tuesday, February eleventh, nineteen hundred and thirteen, at twelve o'clock postmeridian, and for other purposes."

Very respectfully,

TEODORO M. KALAW,
Secretary, Philippine Assembly.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

Ordered, That the resolution be enrolled and printed as a concurrent resolution of the Legislature.

REPORT OF COMMITTEE.

[Committee Report No. 253.]

MR. PRESIDENT: Your Committee on Appropriations, to which was referred on February 6, 1913, Assembly Bill No. 373, entitled "An Act making appropriations for public works," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That this bill be laid on the table.

The appropriations for public works for 1914 have been provided for in the amendment of the Commission to Assembly Bill No. 318.

Respectfully submitted.

GREGORIO ARANETA,
DEAN C. WORCESTER,
JOSE R. DE LUZURIAGA,
FRANK A. BRANAGAN,
Committee on Appropriations.

To the Honorable,
the PRESIDENT OF THE PHILIPPINE COMMISSION.

The report was adopted.

JOINT COMMITTEE TO WAIT ON THE CHIEF EXECUTIVE.

At 11 o'clock and 50 minutes postmeridian,

A committee of three from the Assembly, composed of Delegates Apacible, Herrera, and H. Villanueva, were admitted to the Session Chamber and stated that, in accordance with Concurrent Resolution No. 4 (C. C. R. No. 1), they were ready to unite with a committee of the Commission to announce to the Chief Executive that, in accordance with said resolution, the Legislature would be ready to adjourn at 12 o'clock midnight unless the Chief Executive had some further communication to make to it.

Whereupon, on motion by Commissioner Araneta, it was *Resolved,* That the President appoint a committee of

three to unite with the committee of the Assembly in notifying the Chief Executive that, in accordance with Concurrent Resolution No. 4 of the Third Philippine Legislature, the Legislature would adjourn at 12 o'clock midnight unless the Chief Executive had some further communication to make to it.

The President then appointed Commissioners Luzuriaga, Palma, and Branagan as such committee. The Commission suspended its proceedings while the Governor-General received the committee of the Legislature and informed them that he had no further communication to make.

READING OF JOURNAL.

The Journal for Tuesday, February 11, 1913, was approved.

ADJOURNMENT SINE DIE OF THE COMMISSION AS A CHAMBER OF THE PHILIPPINE LEGISLATURE.

The hour of midnight having arrived, pursuant to Concurrent Resolution No. 4 of the Third Philippine Legislature, the President declared the Commission as a Chamber of the Philippine Legislature adjourned sine die.

ADJOURNMENT OF THE COMMISSION ACTING WITHIN ITS EXCLUSIVE LEGISLATIVE JURISDICTION OVER ALL THAT PART OF THE PHILIPPINE ISLANDS INHABITED BY MOROS OR OTHER NON-CHRISTIAN TRIBES.

Thereupon, on motion by Commissioner Branagan,

The Commission acting within its exclusive legislative jurisdiction over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes adjourned to meet at the call of the President.

Attest: -

GEO. C. SCHWEICKERT,
Secretary.

Approved:

W. CAMERON FORBES,
President.

MEMBERS AND STANDING COMMITTEES
OF THE
PHILIPPINE COMMISSION.

Third Philippine Legislature.

MEMBERS OF THE PHILIPPINE COMMISSION DURING THE PERIOD COVERED BY THIS JOURNAL, VIZ, FEBRUARY 7, 1912, TO FEBRUARY 11, 1913, INCLUSIVE.

[Authorized membership, 9.]

Honorable W. CAMERON FORBES, Governor-General *ex officio* President. (On leave from March 15, 1912, to January 18, 1913, inclusive.)

Honorable NEWTON W. GILBERT, Vice-Governor (*ex officio* Acting President during absence of President) and Secretary of Public Instruction.

Honorable DEAN C. WORCESTER, Secretary of the Interior.

Honorable JOSÉ R. DE LUZURIAGA.

Honorable GREGORIO ARANETA, Secretary of Finance and Justice.

Honorable RAFAEL PALMA (on leave from April 16, 1912, to October 16, 1912.¹)

Honorable JUAN SUMULONG.

Honorable FRANK A. BRANAGAN.

Honorable CHARLES B. ELLIOTT, Secretary of Commerce and Police (on leave from June 20, 1912; resigned, effective December 4, 1912.)

Secretary of the Commission, GEORGE C. SCHWEICKERT.

STANDING COMMITTEES OF THE COMMISSION.

Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General.—The President of the Commission.²

¹ Commissioner Palma arrived in Manila September 16, 1912, and attended the executive session of the Commission of September 17, 1912, but did not assume his duties regularly as a member of the Commission until October 16, 1912.

² During the absence on leave of the President of the Commission, Honorable W. Cameron Forbes, his place on this committee was held by Commissioner Newton W. Gilbert by virtue of his position as Acting President.

Committee on Matters Pertaining to the Department of the Interior.—The Commissioner holding the position of Secretary of the Interior.

Committee on Matters Pertaining to the Department of Commerce and Police.—The Commissioner holding the position of Secretary of Commerce and Police.¹

Committee on Matters Pertaining to the Department of Finance and Justice.—The Commissioner holding the position of Secretary of Finance and Justice.

Committee on Matters Pertaining to the Department of Public Instruction.—The Commissioner holding the position of Secretary of Public Instruction.

Committee on Appropriations.—The Commissioner holding the position of Secretary of Finance and Justice, chairman; Commissioner Worcester; Commissioner Luzuriaga; Commissioner Branagan.

Committee on Rules.—Commissioner Gilbert, chairman; Commissioner Elliott (Vacant from December 4, 1912); Commissioner Palma; Commissioner Sumulong.

Committee on Municipal and Provincial Governments.—Commissioner Luzuriaga, chairman; Commissioner Palma; Commissioner Elliott (Vacant from December 4, 1912); Commissioner Sumulong.

Committee on Taxation and Revenue.—Commissioner Branagan, chairman; Commissioner Araneta; Commissioner Gilbert; Commissioner Palma.

Committee on Non-Christian Tribes.—Commissioner Worcester, chairman; Commissioner Luzuriaga; Commissioner Sumulong; Commissioner Branagan.

Committee on Affairs Pertaining to the Moro Province.—Commissioner Branagan, chairman; Commissioner Palma;² Commissioner Elliott.²

¹ During the absence of Commissioner Charles B. Elliott, his place on this committee was held by Commissioner Frank A. Branagan, by virtue of his designation as Acting Secretary of Commerce and Police.

² During the absence of Commissioners Palma and Elliott on leave, Commissioners Sumulong and Araneta, respectively, were designated to fill their places on the Committee on Affairs Pertaining to the Moro Province.

**CERTAIN PROCEEDINGS OF THE PHILIPPINE COM-
MISSION IN EXECUTIVE SESSION DURING
THE PERIOD FROM FEBRUARY 7, 1912,
TO FEBRUARY 11, 1913, INCLUSIVE.**

Philippine Commission.

IN EXECUTIVE SESSION FROM FEBRUARY 7, 1912, TO FEBRUARY 11, 1913.

Statement with reference to bills, resolutions, and reports of committees, acts of the legislative council of the Moro Province considered in executive session by the Commission from February 7, 1912, to February 11, 1913, and appointments confirmed by the Commission during the period from February 7, 1912, to February 11, 1913, inclusive.

When the Legislature is not in session, action taken by the Commission within its exclusive general legislative jurisdiction over all that part of the Philippine Islands inhabited by Moros or other non-Christian tribes is recorded in the Executive Journal, and as this journal is not printed, the following information is taken therefrom and given here in order to afford in the printed journal a continuous record of all bills, resolutions, committee reports, and acts of the legislative council of the Moro Province considered by the Commission from the close of the period covered by Journal No. 5 to and including February 11, 1913. The numerical series of Commission bills, joint, concurrent, and house resolutions, and committee reports begin anew with each Legislature. There is also given in this statement a list of appointments confirmed by the Commission from February 7, 1912, to February 11, 1913, inclusive.

The following table shows the numbers of Commission bills, resolutions, and reports presented during the recess immediately preceding the Third Philippine Legislature, and during the first session thereof:

	Recess, Feb. 7, 1912, to Oct. 15, 1912, inclusive.	First session, Oct. 16, 1912, to Feb. 3, 1913, inclusive.	Special ses- sion of 1913, Feb. 6, 1913, to Feb. 11, 1913, inclusive.
Commission bills.....	Nos. 188-206	Nos. 1-78	79
Commission joint resolutions.....	None.	None.	None.
Commission concurrent resolutions.....	None.	None.	1
House resolutions.....	89-100	1-11	12, 13
Committee reports.....	517-534	1-171	172-258
Conference reports.....	None.	1	2-17

The following are the bills, resolutions, reports, and acts of the legislative council of the Moro Province, by titles or subjects, presented to the Commission during the periods from February 7, 1912, to October 15, 1912, inclusive, and resolutions adopted in executive session during the first session and the special session of 1913, Third Legislature, with information of the action taken thereon:

No. 155. An Act granting to the Government of the Moro Province title to the area in the harbor of Zamboanga reclaimed by that Government.

Introduced in second session of Second Legislature. (For previous history see Journal No. 5, p. 1014.) Passed and title amended, read, and approved on February 21, 1912. (See Act No. 2174.)

No. 188. An Act to amend Act Numbered Two thousand and sixty-one, so as to provide that the unexpended balance of the fund appropriated for the construction and equipment of an exchange building shall become a part of the reimbursable fund provided by said Act for the operation of the sales agency, and for other purposes.

February 16, 1912. Introduced by Commissioner Gilbert, read first and second times, considered in Committee of the Whole, read third time, and passed. (See Act No. 2173.)

No. 189. An Act appropriating for public works and permanent improvements in the Mountain Province.

March 13, 1912. Introduced by Commissioner Elliott, read first and second times, amended in Committee of the Whole, read third time, passed, and title amended, read, and approved. (See Act No. 2175.)

No. 190. An Act amending Act Numbered Nineteen hundred and sixty-three, entitled "An Act to incorporate the city of Baguio, and for other purposes," as amended, in order to make all fees and fines imposed and collected for infractions and violations of city ordinances by any justice of the peace with jurisdiction within the city of Baguio accrue to the benefit of the treasury of the city of Baguio.

March 13, 1912. Introduced by the President, read the first time by title, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice.

June 17, 1912. Reported without amendment (Report No. 528), report accepted, bill read second time, amended in Committee of the Whole, read third time, passed, and title amended, read, and approved. (See Act No. 2184.)

No. 191. An Act authorizing the pasturing of horses, cattle, carabaos, sheep, and goats on public lands in the Mountain Province, the Moro Province, Nueva Vizcaya, and Agusan.

March 13, 1912. Introduced by Commissioner Araneta, read the first time by title, and referred to the Committee on Matters Pertaining to the Department of Public Instruction.

March 16, 1912. Reported without amendment (Report No. 519), report accepted, bill read second time, amended in Committee of the Whole, read third time, and passed. (See Act No. 2176.)

No. 192. An Act making applicable to that part of the Philippine Islands inhabited by Moros or other non-Christian tribes certain Acts of the Second Philippine Legislature.

March 13, 1912. Introduced by Commissioner Araneta, read first time by title, and ordered on file for second reading.

March 16, 1912. Read second time, amended in Committee of the Whole, read third time, and passed. (See Act No 2177.)

No. 193. An Act making appropriation for the eradication of disease-breeding pests in the Mountain Province.

March 16, 1912. Introduced by Commissioner Gilbert, read first and second times, amended in Committee of the Whole, read third time, and passed. (See Act No. 2178.)

No. 194. An Act authorizing the sale of the Baguio electric light plant to the city of Baguio.

March 16, 1912. Introduced by Commissioner Elliott, read first and second times, amended in Committee of the Whole, read third time, and passed. (See Act No. 2179.)

No. 195. An Act so amending Act Numbered Eight hundred and sixty-seven as to abolish the Court of First Instance now authorized by law to be held at Bongao, District of Jolo, Moro Province.

April 11, 1912. Introduced by the Acting President, read first and second times, considered in Committee of the Whole, read third time, passed, and the title amended, read, and approved. (See Act No. 2180.)

No. 196. An Act amending Act Numbered Twenty-one hundred and seventy-seven, entitled "An Act making applicable to that part of the Philippine Islands inhabited by Moros or other non-Christian tribes certain Acts of the Second Philippine Legislature," by excepting from application to said territory certain provisions of Act Numbered Twenty-one hundred and seventeen relating to the collection of the cedula tax.

April 24, 1912. Introduced by Commissioner Worcester, read first and second times, amended in Committee of the Whole, read third time, and passed. (See Act No. 2181.)

No. 197. An Act appropriating the sum of twenty thousand pesos for the construction of the Filipina Dormitory at the Teachers' Camp, Baguio, Mountain Province.

May 20, 1912. Introduced by the Acting President, read first and second times, considered in Committee of the Whole, read third time, passed, and title amended, read, and approved. (See Act No. 2182.)

No. 198. An Act amending section four of Act Numbered Two thousand and sixty-one entitled "An Act establishing a sales agency for articles manufactured in the schools in the provinces inhabited by Moros and other non-Christian tribes and by the people of said provinces, and appropriating money for the construction of a suitable building for the same, and for other purposes," so as to provide that the total compensation of the sales agent shall not be less than seven thousand pesos per annum.

May 20, 1912. Introduced by the Acting President, read the first and second times, amended in Committee of the Whole, read third time, and passed.

June 11, 1912. Reconsidered, further amended, passed, and title amended, read, and approved. (See Act No. 2183.)

No. 199. An Act appropriating funds for the construction of wireless telegraph stations in that part of the Philippine Islands inhabited by Moros or other non-Christian tribes, provided a like amount shall be appropriated by the Congress of the United States and made available for use in connection with the money herein appropriated.

June 17, 1912. Introduced by Commissioner Elliott, read first and second times, amended in Committee of the Whole, read third time, and passed. (See Act No. 2185.)

No. 200. An Act making appropriations for sundry expenses of the provincial governments of Agusan, Nueva Vizcaya, and the Mountain Province for Insular expenses in the said provinces and the Moro Province for the period ending December thirty-first, nineteen hundred and twelve.

June 17, 1912. Introduced by Commissioner Worcester, read first and second times, considered in Committee of the Whole, and further consideration postponed, amended in Committee of the Whole, read third time, and passed. (See Act No. 2186.)

No. 201. An Act appropriating the sum of three hundred and fifty-four thousand pesos for the improvement and maintenance of Baguio town site and Benguet Road and the operation and maintenance of the Benguet automobile line for the fiscal year ending June thirtieth, nineteen hundred and thirteen.

June 18, 1912. Introduced by Commissioner Elliott, read first and second times, amended in Committee of the Whole, read third time, passed, and the title amended, read, and approved. (See Act No. 2187.)

No. 202. An Act making appropriation for certain permanent improvements in the city of Baguio, Mountain Province.

August 5, 1912. Introduced by the Acting President, read first and second times, considered in Committee of the Whole, read third time, and passed. (See Act No. 2188.)

No. 203. An Act making an appropriation for the extension of the water supply system of the city of Baguio.

September 17, 1912. Introduced by the Acting President, read first and second times, amended in Committee of the Whole, read third time, passed, and title amended, read, and approved. (See Act No. 2189.)

No. 204. An Act making applicable to the territory under the legislative jurisdiction of the Commission, Act of the Legislature Numbered Twenty-one hundred and twenty-one, entitled "An Act amending Act Numbered Eight hundred and seventeen by changing the method of appointment of locust boards and by defining the relation of the Bureau of Agriculture to the locust boards, and appropriating a sum of money for the purposes of said Act, and for other purposes," and making an appropriation for the purposes thereof.

September 17, 1912. Introduced by the Acting President, read first and second times, amended in Committee of the Whole, read third time, passed, and the title amended, read, and approved. (See Act No. 2190.)

No. 205. An Act prohibiting, in the territory under the exclusive legislative jurisdiction of the Philippine Commission, the payment of wages, except in legal tender money of the Philippine Islands.

September 17, 1912. Introduced by Commissioner Sumulong, read first and second times, and considered in Committee of the Whole.

September 21, 1912. Consideration postponed. (For final action on this bill see ante, pp. 64, 65.)

No. 206. An Act making immediately available the sum of fifty-seven thousand pesos of the amount appropriated by Act Numbered Twenty-one hundred and eighty-five for the construction of wireless telegraph stations in that part of the Philippine Islands inhabited by Moros or other non-Christian tribes.

October 8, 1912. Introduced by Commissioner Branagan, read first and second times, considered in Committee of the Whole, read third time, and passed. (See Act No. 2191.)

RESOLUTIONS.

No. 89. Resolved, That the Commission receives with profound sorrow the notice of the demise of Ellis Cromwell, Collector of Internal Revenue, and that it extends to his grief-stricken family its heartfelt sympathy in this the hour of their bereavement; and

Resolved, further, That these resolutions be spread upon the Journal of the Commission and that a copy thereof be suitably engrossed and transmitted to the widow of the deceased.

February 12, 1912. Introduced by Commissioner Araneta, and adopted.

No. 90. Whereas the Philippine Railway Company, as a condition of the granting to it of the concessionary contract and grant under

date of July thirteenth, nineteen hundred and six, by the Government of the Philippine Islands, executed to the Government of the Philippine Islands a bond in the sum of three hundred thousand dollars United States currency, upon which bond the American Surety Company is surety, conditioned upon the faithful performance by the Philippine Railway Company of its obligation to construct the lines of railway covered by the said concession; and

Whereas the amount of the said bond was fixed by the terms of the invitation under which the said concession was granted on the basis of one hundred thousand dollars United States currency for each of the three lines of railway on the Islands of Panay, Cebu, and Negros as to which the concession was granted to the Philippine Railway Company; and

Whereas the Philippine Railway Company has completed the construction of its lines on the Islands of Cebu and Panay; and

Whereas, owing to the economic and physical conditions, it is deemed inadvisable for some time by the Government of the Philippine Islands and by the Philippine Railway Company to proceed with the construction of the line of railway upon the Island of Negros; and

Whereas, owing to the guaranty of the Government of the Philippine Islands of the interest upon the bonds of the Philippine Railway Company, it is to the benefit of the Government of the Philippine Islands, as well as of the Philippine Railway Company, that the bond be reduced to a merely nominal amount, thus decreasing the premium required to be paid to the surety on said bond, which said premium would if paid be added to the cost of the railroad, and be included in the bond issue: Now, therefore, be it

Resolved, That the Government of the Philippine Islands hereby consents to the reduction of the said bond from the sum of one hundred thousand dollars United States currency to the sum of one thousand dollars United States currency and hereby releases and discharges the American Surety Company as surety from any and all liability or accountability to it on account of the said bond in excess of the sum of one thousand dollars United States currency, the said bond to remain in full force and effect as to the said sum of one thousand dollars United States currency: *Provided, however*, That the obligation of the principal on said bond shall remain unaffected hereby.

March 13, 1912. Introduced by Commissioner Elliott, and adopted.

No. 91. Whereas it is desirable that certain lots in the Boso-Boso town-site subdivision be reserved for public purposes: Now, therefore, be it

Resolved, That in accordance with the provisions of section forty, Act Numbered Nine hundred and twenty-six, lot forty-eight be and the same hereby is reserved for school purposes; that lot fifty-two be and the same hereby is reserved as a municipal building site; and that lot one hundred nine be and the same hereby is reserved for cemetery purposes.

April 22, 1912. Introduced by Commissioner Worcester, and adopted.

No. 92. Whereas the Philippine Commission did, on June twenty-eighth, nineteen hundred and ten, by resolution reserve certain land, therein described, included within the city of Zamboanga, Moro Province, as a town site; and

Whereas the Attorney-General on behalf of the Director of Lands did, on December fourteenth, nineteen hundred and eleven, present a petition to the Court of Land Registration in accordance with Act Numbered Two thousand and seventy-five as amended, covering the land included within said town site, the town-site proceedings begun in said court having been discontinued by order of the court dated December ninth, nineteen hundred and eleven, on request of the Acting Director of Lands for the reason that a better procedure had been afforded by said Act to effect the purposes for which said reservation had been created; and

Whereas the revocation of said town-site reservation is deemed advisable in order to facilitate the adjudication of titles in the proceedings begun under said Act in the Court of Land Registration, case numbered seven thousand eight hundred eighty of said court: Now, therefore, be it

Resolved, That the resolution of the Commission Numbered Twenty-eight, adopted June twenty-eighth, nineteen hundred and ten, be, and the same hereby is, revoked, annulled, and repealed.

June 27, 1912. Introduced by Commissioner Branagan, and adopted.

No. 93. Resolved, That the government of the Moro Province be, and hereby is, directed to submit with each act of the legislative council forwarded to the Commission for approval an explanatory statement showing the reasons for the passage of the act, for the guidance of the Commission in its action thereon.

July 13, 1912. Introduced by Commissioner Branagan, and adopted.

No. 94. Whereas the Commission did, by Resolution Numbered Nineteen, dated December ninth, nineteen hundred and eight, create a town-site reservation at Cotabato, Moro Province; and

Whereas the President of the United States did, by executive order dated April twenty-eighth, nineteen hundred and ten, proclaimed by the Governor-General by proclamation dated July twelfth, nineteen hundred and ten, reserve for military purposes certain lands within said town-site reservation; and

Whereas the President of the United States did, by executive order dated April twentieth, nineteen hundred and eleven, proclaimed by the Governor-General by proclamation dated June twelfth, nineteen hundred and eleven, reserve for military purposes certain lands within said town-site reservation, as an addition to said military reservation created by executive order of April twenty-eighth, nineteen hundred and ten: Now, therefore, be it

Resolved, That the lands included within said military reservation and addition thereto, hereinafter described, be, and the same hereby are, excluded from said town-site reservation, viz:

1. Plot 24 (military reservation), bounded on the north by the Cotabato River, east by Calle Marquez de Figueroa, south by Calle Felipe II, and on the west by an estero.

2. Block 11, bounded on the north by Paseo de Villeron, east by an estero, south by Calle Felipe II, and on the west by Calle Sultan de Makacua.

3. Section 1 of block 12, bounded on the north by Calle Felipe II, east by an estero, south by section 2 of block 12, and on the west by Calle Sultan de Makacua.

4. Section 2 of block 1, bounded on the north by section 1 of block 1, east by sections 4 and 3 of block 1, south by Calle Felipe II, and on the west by Calle Marquez de Figueroa.

5. Section 3 of block 1, bounded on the north by section 4 of block 1, east by Calle General Corcuera, south by Calle Felipe II, and on the west by section 2 of block 1 (described by reference to the map of Cotabato town site, approved by the Director of Lands June twenty-third, nineteen hundred and eight); and

That parcel of land lying northerly of block 11, as reserved by said order, bounded on the north by the Cotabato River; on the east by an estero; on the south by Paseo de Villeron, and on the west by Calle Sultan de Makacua.

August 5, 1912. Introduced by the Acting President for Commissioner Worcester, and adopted.

No. 95. Whereas the judge of the Court of First Instance for the Seventh Judicial District recommends the appointment of justices of the peace for the townships of Abra de Ilog and Pola, Province of Mindoro; and

Whereas section sixty-seven of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one, provides that places other than organized municipalities for which appointments of justices of the peace and auxiliary justices of the peace are made shall be determined by resolution of the Commission: Now, therefore, be it

Resolved, That the appointment of justices of the peace and auxiliary justices of the peace for the townships of Abra de Ilog and Pola, Province of Mindoro, with jurisdiction over the entire territory included within their respective townships is hereby authorized in accordance with section sixty-seven of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one.

August 5, 1912. Introduced by the Acting President, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice.

August 22, 1912. Reported favorably (Report No. 533) and adopted.

No. 96. Whereas on April eleventh, nineteen hundred and eleven, the Secretary of the Interior was of the opinion that it would be in the public interests to reserve a townsite at Cervantes, municipality

of Cervantes, Mountain Province, and so informed the Director of Lands; and

Whereas on April eleventh, nineteen hundred and eleven, the Secretary of the Interior directed the Director of Lands to cause a survey to be made of the exterior boundaries of the land which he deemed it wise to reserve; and

Whereas said survey was completed August second, nineteen hundred and eleven, and returned to the Director of Lands; and

Whereas the Director of Lands approved the plan of said survey on August fifth, nineteen hundred and twelve; and

Whereas the Secretary of the Interior on August fourteenth, nineteen hundred and twelve, recommended that said townsite be established under Chapter V of Act Numbered Nine hundred and twenty-six, in accordance with said plan, the exterior boundaries of which are shown to be as follows:

Beginning at point 1 on plan, S. 12° 48' E. 1,144.79 meters from B. L. L. M. No. 1, Cervantes, thence S. 84° 57' W. 1,040.52 m. to point 2; N. 33° 03' W. 232.98 m. to point 3; N. 8° 23' W. 301.81 m. to point 4; N. 0° 48' E. 524.49 m. to point 5; N. 21° 37' E. 320.22 m. to point 6; N. 44° 04' E. 300.54 m. to point 7; N. 18° 37' W. 247.34 m. to point 8; N. 36° 50' E. 439.78 m. to point 9; N. 1° 57' E. 691.91 m. to point 10; N. 28° 10' E. 175.02 m. to point 11; N. 43° 34' E. 98.62 m. to point 12; S. 55° 34' E. 437.31 m. to point 13; S. 42° 01' E. 359.88 m. to point 14; S. 0° 01' W. 151.56 m. to point 15; S. 8° 05' W. 563.25 m. to point 16; S. 63° 42' E. 741.42 m. to point 17; S. 60° 32' E. 230.42 m. to point 18; S. 28° 08' E. 145.94 m. to point 19; S. 27° 36' W. 153.36 m. to point 20; S. 64° 23' W. 554.99 m. to point 21; S. 25° 35' W. 857.94 m. to point 1, point of beginning.

Containing 3,489,331 square meters.

Bounded on northeast by Abra River; on southeast, by Abra River and public land; on west, by Catcateng River.

Bearings true. Declination 0° 29' E.

Points referred to marked on plan K-14.

Surveyed March 9 to August 2, 1911. Approved August 5, 1912: Now, therefore, be it

Resolved, That in accordance with section thirty-eight, of Act Numbered Nine hundred and twenty-six, known as the Public Land Act, the Commission hereby approves the recommendation of the Secretary of the Interior and the townsite is hereby reserved, the boundaries of which shall be those hereinbefore described and shown on said plan, and that the land so described may be hereafter disposed of only as provided in Chapter V of said Act Numbered Nine hundred and twenty-six.

Resolved further, That a copy of this resolution be sent to the Director of Lands for his action in accordance with section sixty-two and sections thirty-nine and following of the Public Land Act.

August 22, 1912. Introduced by the Acting President for Commissioner Worcester, and adopted.

No. 97. Whereas by Act Numbered Twelve hundred and fifty-nine of the Philippine Commission, as amended by Act Numbered Thirteen hundred and twenty, an appropriation was made to pay certain specified sums annually to the Moros named in the Acts aforesaid, one of whom was Maharajah Indanan; and

Whereas it was provided in the Acts aforesaid that the payments therein provided for should continue during the pleasure of the Commission; and

Whereas it appears that Panglima Indanan, who is the same person described as the Maharajah Indanan in the Acts of the Commission aforesaid, has been convicted in the Court of First Instance at Jolo in the Moro Province of seven different charges of stealing cattle and was sentenced to a long term of imprisonment, has also been convicted in the same court of assassination, and was on the eighth day of August, nineteen hundred and twelve, sentenced to suffer death: Now, therefore, be it

Resolved, That the payments authorized to be made in the Acts of the Commission aforesaid to Maharajah Indanan shall cease and determine, and that no further payments under the aforesaid Acts of the Commission be made to him, effective at the time the last payment was made.

September 17, 1912. Introduced by the Acting President, amended and adopted.

No. 98. Whereas in two examinations held by the Bureau of Civil Service for the selection of a candidate and alternates for admission to the United States Military Academy at West Point with the class entering in nineteen hundred and thirteen from the Philippines only four aspirants presented themselves, and of these Fidel Segundo y Ventura and Ignacio D. Magno were the only ones who obtained a sufficiently high rating to justify their designation and have been designated by the Commission; and

Whereas both fall slightly under the prescribed physical requirements, Fidel Segundo y Ventura being about one-half inch too short, and Ignacio D. Magno being a few pounds too light; and

Whereas it is provided by regulations of the War Department (page three of War Department Circular of February fourth, nineteen hundred and eleven) that the standard physical requirements may be waived upon the unanimous recommendation of the examining board for excellent reasons clearly stated in each case; and

Whereas natives of the Philippines are naturally of slighter physique than Americans: Now, therefore, be it

Resolved, That the War Department be requested to waive the

standard physical requirements in these respects in the cases of these two young men.¹

September 21, 1912. Introduced by the Acting President, and adopted.

No. 99. Whereas Act Numbered Seventeen hundred and thirty-nine requires that whenever an appointment or designation is made to any bonded Insular or provincial position, or to any bonded position in the city of Manila, or to the dual office of municipal and deputy provincial treasurer, the person so appointed or designated shall *ipso facto* be deemed to be a bonded officer or employee in the meaning of this Act, and his liability as such shall begin on the day on which he enters upon the discharge of the duties of such position, the amount of said bond to be fixed by the Insular Auditor; and

Whereas the Insular Auditor on June twenty-sixth, nineteen hundred and twelve, decided that Lieutenant-Colonel Rafael Crame, superintendent of the information division of the Bureau of Constabulary, was a bonded officer within the meaning of said Act and should have been bonded in the sum of two thousand pesos from October twenty-ninth, nineteen hundred and eight, the date of his appointment, and premiums to the amount of seventy pesos and ninety-four centavos have accrued thereon between October twenty-ninth, nineteen hundred and eight, and June twenty-sixth, nineteen hundred and twelve, one-third of which is payable by Lieutenant-Colonel Crame; and

Whereas under the law it is the duty of the Insular Treasurer to collect these premiums: Now, therefore, be it

Resolved, That under authority of section four of said Act Numbered Seventeen hundred and thirty-nine, Lieutenant-Colonel Rafael Crame is hereby exempted from the payment of his portion of the bond premiums accruing prior to June twenty-sixth, nineteen hundred and twelve.

October 8, 1912. Introduced by Commissioner Branagan, and adopted.

No. 100. Whereas the chief of police of the city of Manila requests the appointment of Charles A. Darneille as a first-class patrolman of the Manila police force, which request is approved by the Municipal Board of Manila; and

¹ In response to this resolution, the Surgeon-General, United States Army, on December 11, 1912, ruled that Filipino candidates should meet the physical requirements for enlistment in the Philippine Scouts, but that it would "probably be found necessary from time to time to vary from this standard to a certain extent in cases of applicants who are immature on account of youthful age."

Whereas Mr. Darneille rendered satisfactory service as patrolman of the Manila police force from January nineteenth, nineteen hundred and five, to June twenty-ninth, nineteen hundred and six, being discharged at his own request; and

Whereas the period of his eligibility for reinstatement under the civil-service law and rules has expired and he is now beyond the maximum age limit prescribed for examination, but may be appointed by the Commission under authority of section seventeen of Act Numbered Sixteen hundred and ninety-eight: Now, therefore, be it

Resolved, That Charles A. Darneille be, and hereby is, appointed as first-class patrolman of the Manila police force.

October 8, 1912. Introduced by the Acting President, and adopted.

*No. 3.*¹ Whereas the Commission has designated Luis Salvosa y Rada, Leodegario F. Victorino, Martin Gonzales, and José Varela as candidates for cadetships from the Philippine Islands at the United States Military Academy at West Point with the class entering in June, nineteen hundred and thirteen: Now, therefore, be it

Resolved, That in the physical examination of these young men the War Department be and is hereby requested to take into consideration the fact that Filipinos are of naturally slighter physique than Americans and to make any allowance from the standard physical requirements as to height and weight as it may deem justifiable.²

October 25, 1912. Introduced by the Acting President, and adopted.

COMMITTEE REPORTS.

No. 517.

MR. PRESIDENT: Your Committee on Affairs Pertaining to the Moro Province, to which was referred Act No. 280 of the Moro legislative council, entitled "An Act making appropriations for sundry additional expenses of the government of the Moro Province for the fiscal year ending December thirty-first, nineteen hundred and eleven," has considered the same and has the honor to report it back to the Commission with the recommendation that it be approved.

The act is in proper form and the passage thereof deemed advisable and within the legislative authority of the Moro legislative council.

Respectfully submitted.

FRANK A. BRANAGAN,

RAFAEL PALMA,

C. B. ELLIOTT,

*Committee on Affairs Pertaining
to the Moro Province.*

To the Honorable,

The PRESIDENT OF THE PHILIPPINE COMMISSION.

February 16, 1912. Submitted and adopted.

¹ Series of the Third Legislature.

² See footnote, *ante*, p. 761.

No. 518.

MR. PRESIDENT: Your Committee on Affairs Pertaining to the Moro Province, to which was referred Commission Bill No. 155, entitled "An Act granting to the government of the Moro Province title to the area in the harbor of Zamboanga reclaimed by that government," has considered the same and has the honor to report it back to the Commission with the recommendation that the bill be amended as hereinafter indicated, and that when so amended that the bill be passed.

Amend section 1 to read as follows:

"SECTION 1. The land and area intended to be reclaimed or the level of which is intended to be raised by the government of the Moro Province in the harbor of Zamboanga, through construction of a sea wall in said harbor, and through filling in the space within said wall, and between the same and the present shore line, and the wall aforesaid, shall when the same has, respectively, been reclaimed and built belong to and be the property of the said government of the Moro Province, and all the right, title, and interest of the Government of the Philippine Islands in and to the said sea wall when the same shall have been constructed, and to the land behind the same when said land shall have been reclaimed or the level thereof shall have been raised, and to so much of the present shore line behind such wall or reclaimed land as belongs to and is vested in the Government of the Philippine Islands, is hereby relinquished, transferred, granted, and conveyed to the government of the Moro Province, subject only to such title, rights, and interests, if any there be, vested in, or owned, or exercised by any person or persons, corporation or corporations, public or private, existing and in force on the date of the passage of this Act; which land, so to belong to the Moro Province and that is hereby conveyed thereto, is bounded and described as follows, to wit: Beginning at a point marked '1' on the plan, said point bearing S. 53-47 W., 5.0 meters from B. L. Mon. No. 66, Zamboanga town-site survey; thence S. 36-13 E., 134.9 meters to corner 2, a point bearing S. 57-10 W. from B. L. Mon. No. 64, Zamboanga town-site survey; thence S. 29-37 E., 64.9 meters to corner 3, a point bearing S. 34-44 W., 5.0 meters from B. L. Mon. No. 63, Zamboanga town-site survey; thence S. 40-01 E., 61.0 meters to corner 4, a point bearing S. 48-38 W., 5.0 meters from B. L. Mon. No. 62; thence S. 42-40 E., 25.6 meters to corner No. 5, a point bearing S. 53-01 W., 5.0 meters from B. L. Mon. No. 61; thence S. 63-22 E., 37.6 meters to corner 6, a point bearing S. 68-00 W., 5.0 meters from B. L. Mon. No. 60; thence S. 72-38 E., 50.0 meters to corner 7, equivalent to corner 1, lot 121, Zamboanga town-site survey; thence to corner 8, equivalent to corner 3, lot 121, Zamboanga town-site survey; thence to corner 9, equivalent to corner 3, lot 120, Zamboanga town-site survey; thence to corner 10, equivalent to corner 3, lot 119, Zamboanga town-site survey; thence to corner 11, equivalent to corner 3, lot 118, Zamboanga town-site survey; thence to corner 12, equiv-

alent to corner 3, lot 117, Zamboanga town-site survey; thence to corner 13, equivalent to corner 3, lot 116, Zamboanga town-site survey; thence to corner 14, equivalent to corner 3, lot 115, Zamboanga town-site survey; thence to corner 15, equivalent to corner 2, lot 1535, Zamboanga town-site survey; thence to corner 16, equivalent to corner 2, lot 14, Zamboanga town-site survey; thence to corner 17, equivalent to corner 2, lot 13, Zamboanga town-site survey; thence to corner 18, equivalent to corner 4, lot 12, Zamboanga town-site survey; thence to corner 19, equivalent to corner 2, lot 1534, Zamboanga town-site survey; thence to corner 20, equivalent to corner 1, lot 1534, Zamboanga town-site survey; thence to corner 21, equivalent to corner 1, lot 11, Zamboanga town-site survey; thence to corner 22, equivalent to corner 5, lot 10, Zamboanga town-site survey; thence to corner 23, equivalent to corner 4, lot 10, Zamboanga town-site survey; thence to corner 24, equivalent to corner 3, lot 10, Zamboanga town-site survey; thence to corner 25, equivalent to corner 3, lot 6, Zamboanga town-site survey; thence to corner 26, equivalent to corner 2, lot 6, Zamboanga town-site survey; thence to corner 27, equivalent to corner 3, lot 2, Zamboanga town-site survey; thence to corner 28, equivalent to corner 2, lot 2, Zamboanga town-site survey; thence to corner 29, equivalent to corner 3, lot 1, Zamboanga town-site survey; thence to corner 30, equivalent to corner 2, lot 1, Zamboanga town-site survey; thence to corner 31, equivalent to corner 6, lot 4, block 2, Zamboanga town-site survey; thence to corner 32, equivalent to corner 5, lot 4, block 2, Zamboanga town-site survey; thence to corner 33, equivalent to corner 4, lot 4, block 2, Zamboanga town-site survey; thence to corner 34, equivalent to corner 3, lot 4, block 2, Zamboanga town-site survey; thence to corner 35, equivalent to corner 3, lot 3, block 2, Zamboanga town-site survey; thence to corner 36, equivalent to corner 3, lot 2, block 2, Zamboanga town-site survey; thence to corner 37, equivalent to corner 3, lot 1, block 2, Zamboanga town-site survey; thence to corner 38, equivalent to corner 4, lot 3, block 1, Zamboanga town-site survey; thence to corner 39, equivalent to corner 4, lot 2, block 1, Zamboanga town-site survey; thence to corner 40, equivalent to corner 6, lot 1, block 1, Zamboanga town-site survey; thence to corner 41, equivalent to corner 5, lot 1, block 1, Zamboanga town-site survey; thence to corner 42, equivalent to corner 4, lot 1, block 1, Zamboanga town-site survey, this being town-site monument at corner 5; thence S., 27-00 W., 300 meters, more or less, to corner 43; thence N., 73-30 W., 410.0 meters, more or less, to corner 44, this point being at the southeast corner of the proposed sea wall, marked 'B' on plan; thence N., 73-30 W., 305.0 meters, along proposed sea wall, to corner 45, this being the southwest corner of the proposed sea wall; thence N., 73-30 W., 342.0 meters to corner 46; thence N., 8-00 E., 328.0 meters, more or less, to the point of beginning."

Amend section 2 to read as follows:

"SEC. 2. The government of the Moro Province is hereby authorized to lease, sell, grant, and convey all or any part of such reclaimed area for such consideration and under such terms and conditions as it may see fit to impose, and the purchasers, lessees, and grantees of land so sold, leased, granted, or conveyed shall take, upon such payments as may have been fixed and after compliance with such conditions as may have been imposed, such rights, interests, and title as the said government of the Moro Province may have sold, leased, granted, or conveyed, subject only to such easements, servitudes, and uses as may exist in favor of other persons or corporations on the date on which such right, title, and interest passes: *Provided, however,* That before any such alienations shall be made the government of the Moro Province shall reconvey to the Insular government free of any cost to the latter, such portions of said reclaimed land as may be selected and designated by the Secretary of Commerce and Police as sites for a post office, and a wireless telegraph station, not exceeding in all ——— square meters."

Respectfully submitted.

FRANK A. BRANAGAN,
 RAFAEL PALMA,
*Committee on Affairs Pertaining
 to the Moro Province.*

To the Honorable,

The PRESIDENT OF THE PHILIPPINE COMMISSION.

February 21, 1912. Submitted and accepted.

No. 519.

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Public Instruction, to which was referred on March 13, 1912, Commission Bill No. 191, entitled "An Act authorizing the pasturing of horses, cattle, carabaos, sheep, and goats on public lands in the Mountain Province, the Moro Province, Nueva Vizcaya, and Agusan," has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That it pass.

Respectfully submitted.

NEWTON W. GILBERT,
*Committee on Matters Pertaining to the
 Department of Public Instruction.*

To the Honorable,

The PRESIDENT OF THE PHILIPPINE COMMISSION.

March 16, 1912. Submitted and accepted.

No. 520. Report of Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 281, entitled "An Act to amend Act No. 35 of the legislative council, entitled 'An Act to amend Act No. 82 of the Philippine Com-

mission, entitled "The Municipal Code," as amended in its application to the Moro Province.'"

April 11, 1912. Submitted and adopted.

No. 521. Report of Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 282, appropriating ₱387,850 for certain public works and permanent improvements.¹

April 11, 1912. Submitted and adopted.

No. 522. Report of Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 284, appropriating ₱56,237.19 for certain public works and permanent improvements.¹

May 20, 1912. Submitted and accepted.

No. 523.

MR. PRESIDENT: Your select committee of three, appointed on March 16, 1912, to study the present status of the permanent committee authorized by section 10 of Act No. 1873 and make a report to the Commission of its conclusions, has the honor to report as follows:

Act 1679, being the Appropriation Act for the fiscal year 1908, enacted by the Commission before the opening of the Philippine Legislature, provides for the "expenses of a joint committee to serve during the recess of the Philippine Legislature, including additional compensation to be fixed by joint resolution of the Commission and Assembly for the seven delegates representing the Assembly on said committee."

Act 1809 created "a joint committee composed of not to exceed seven members of the Philippine Commission, to be appointed by the President thereof, and seven members of the Philippine Assembly, to be appointed by the Speaker thereof, which committee shall have power and authority to consider all petitions for the relief of sufferers from general conflagrations, typhoons, floods, earthquakes, famine, pestilence, epidemics, and other disasters which amount to public calamities."

Section 10 of Act 1873, being the Appropriation Act for the fiscal year 1909, authorized the appointment "of a committee of fourteen members, one half to be composed of members of the Commission, to be named by the President thereof, and the other half of members of the Assembly, to be named by the Speaker thereof, to act during the recess of the Legislature, to investigate the organization and operation of the bureaus and offices of the Insular Government, to prepare a proposed appropriation bill for the fiscal year nineteen hundred and ten, to make report as to any other legislation or appropriations submitted to it for consideration by the Legislature or by

¹ This is a form report, the wording being the same as that of Report No. 517, *ante*, p. 762.

the presiding officer of either Chamber, and also to discharge the duties of the committee for which provision is made by Act Numbered Eighteen hundred and nine during said recess."

The Appropriation Act for the fiscal year 1910, Act No. 1955, provides for the "per diems of thirty pesos each for delegates who are members of the joint committee of the Legislature, whose number shall be fixed by the President of the Commission and the Speaker of the Assembly, and which shall sit during the recess of the Legislature for the same purpose as the committee authorized by section 10 of Act Numbered Eighteen hundred and seventy-three."

Act No. 1989, the Appropriation Act for the fiscal year 1911, which is the last appropriation Act passed by the Legislature, provided also for "per diems of thirty pesos each for delegates who are members of the joint committee of the Legislature, whose number shall be fixed by the President of the Commission and the Speaker of the Assembly, and which shall sit during the recess of the Legislature for the same purpose as the committee authorized by section 10 of Act Numbered Eighteen hundred and seventy-three, and for any other purpose of public interest as directed by either the President of the Commission or the Speaker of the Assembly."

It appears from the above-quoted provisions that the Commission and the Legislature considered it advisable to create a joint committee which, representing the Legislature, should act during the recess thereof, to make certain investigations and to prepare appropriation and other bills to be submitted to the Legislature at its next session. The Legislature in passing the Appropriation Acts above mentioned held that the expenses of the joint committee were necessary for the support of the Government. From the above-quoted provisions it is seen that the joint committee was not permanently created by the Legislature, and that from year to year it prolonged the life of the joint committee which section 10 of Act 1873 created only for the fiscal year 1909. It is undoubtedly true, moreover, that during the fiscal year 1911 the joint committee legally existed, and that in the judgment of the Legislature the expenses of the committee were necessary for the support of the Government. At the close of that fiscal year the joint committee would have ceased to be if there had been no legal provisions prolonging its life.

Section 7 of the Act of Congress of July 1, 1902, provides "that if at the termination of any session the appropriations necessary for the support of the Government shall not have been made, an amount equal to the sums appropriated in the last appropriation bill for such purposes shall be deemed to be appropriated." In the opinion of your committee this provision continues Act No. 1989 in force until the Philippine Legislature passes a new appropriation bill, and hence prolongs the existence of the joint committee created by that Act, and it is entirely lawful to pay the expenses of said committee out

of the money which is deemed to be appropriated by virtue of said Act of Congress.

Respectfully submitted.

GREGORIO ARANETA,
CHARLES B. ELLIOTT,
Committee.

To the Honorable,

The PRESIDENT OF THE PHILIPPINE COMMISSION.

June 11, 1912. Submitted, received, and ordered filed.

No. 524. Report of Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 273, providing an irrigation system for the Moro Province and for the appropriation of water rights therein.¹

June 11, 1912. Submitted and received.

No. 525. Report of the Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 283, appropriating ₱31,873.33 for sundry additional expenses of government of the Moro Province for fiscal year ending December 31, 1912.¹

June 11, 1912. Submitted, received, and consideration postponed.

June 27, 1912. Approved.

No. 526. Report of the Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 285, amending the Moro Province Act relative to the establishment of saloons, bars, or drinking places in the Moro Province.¹

June 11, 1912. Submitted and accepted.

No. 527. Report of the Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 286, providing for the protection of cocoanut trees from the ravages of certain beetles.¹

June 11, 1912. Submitted and accepted.

No. 528.

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on March 13, 1912, Commission Bill No. 190, entitled "An Act amending Act Numbered Nineteen hundred and sixty-three, entitled 'An Act to incorporate the city of Baguio and for other purposes,' as amended, in order to make all fees and fines imposed and collected for infractions and violations of city ordinances by any justice of the peace with jurisdiction within the city of Baguio accrue to the benefit of the treasury of the city of Baguio," has examined the same and has the

¹ This is a form report, the wording being the same as that of Report No. 517, *ante*, p. 762.

honor to report it back to the Commission with the following recommendation, viz:

That the bill do pass, to become effective July 1, 1912.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,

The PRESIDENT OF THE PHILIPPINE COMMISSION.

June 17, 1912. Submitted and accepted.

No. 529. Report of the Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 288, providing for extra compensation for teachers in service of Moro Province when required to perform duties outside of regular line of work.¹

July 13, 1912. Submitted and accepted.

No. 530. Report of the Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 289, amending Moro Province Act relative to remuneration for work on highways, bridges, trails, etc.¹

July 13, 1912. Submitted and accepted.

No. 531. Report of the Committee on Affairs Pertaining to the Moro Province, recommending approval of act of the legislative council, No. 290, providing that the capital of the district of Lanao shall be at the town of Dansalan.¹

July 13, 1912. Submitted and accepted.

No. 532.

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on June 12, 1912, certain correspondence originating with a bill of the Bureau of Lands *vs.* the Bureau of Forestry for a survey of the Mount Makiling Forest Reservation lying outside of the Calamba Estate, and raising the question of whether section 20 of Act No. 1148 gives sufficient authority for the payment of such charges from the forest revenue or whether special appropriation is necessary, has examined the same and has the honor to report it back to the Commission with the following comment:

It seems to your committee that section 20 of Act No. 1148 shows clearly the intention of the Legislature that this expense should be paid out of the revenues of the public forests or forest reserves, and to this end the necessary amount is considered appropriated. I do not think it essential in order that a sum shall be considered appropriated to state in so many words that such a sum is appropriated.

¹ This is a form report, the wording being the same as that of Report No. 517, *ante*, p. 762.

To my mind it is sufficient that the Legislature clearly expressed its intention to authorize the payment of such sum from Government funds. In this view the Auditor, on a further consideration, concurs.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

August 5, 1912. Submitted and adopted.

No. 533.

MR. PRESIDENT: The Committee on Matters Pertaining to the Department of Finance and Justice, to which was referred on August 5, 1912, a proposed resolution to authorize the appointment of justices of the peace and auxiliary justices of the peace for townships of Abra de Ilog and Pola, Province of Mindoro, has examined the same and has the honor to report it back to the Commission with the following recommendation, viz:

That the proposed resolution be adopted.

Respectfully submitted.

GREGORIO ARANETA,
*Committee on Matters Pertaining to the
Department of Finance and Justice.*

To the Honorable,

the PRESIDENT OF THE PHILIPPINE COMMISSION.

August 22, 1912. Submitted and accepted.

No. 534.

MR. PRESIDENT: Your select committee of one, appointed on March 12, 1912, "to study every bureau and branch of the Government with reference to the feasibility and advisability of depositing in the Treasury the receipts of the various bureaus and branches of the Government which are now used to pay all or part of the expenses of said bureaus and branches, and making direct appropriations for all expenses of said bureaus and branches, and to submit a report thereon to the Commission," has the honor to submit the following:

The question of depositing receipts from the operation of bureaus in the general fund of the Treasury and making direct appropriations for all expenses was raised by the Philippine Assembly during the last days of the second session of the Second Legislature, when it presented an appropriation bill which required this action.

After discussing the matter for some time, the chairman of the Commission members of the Conference Committee presented the following signed statement to the Committee of Conference from the Assembly as the opinion of a majority of the Commission:

"On the part of the Commission, members of the Conference Committee upon the current expense appropriation bill, speaking for the Commission, agree with the Assembly members of the Committee

that the principle involved in the proposition of the Assembly to turn the receipts from the operations of bureaus into the general fund is a correct one, and have no objection to the separation of the amount allowed for salaries and wages from the fund allowed for contingent expenses; but the data necessary for framing an appropriation bill along these new lines can only be obtained by a very careful study of each bureau and office of the Government, and the proposition looking to this change was only presented to the Commission a few hours ago. Inasmuch as the session of the Legislature expires by limitation at 12 o'clock midnight to-day, the committee regards it as utterly impracticable, and, in fact, impossible, to intelligently incorporate these features into a bill. It states, however, that between now and the next regular session of the Philippine Legislature a careful study will be made of the necessary changes involved in the incorporation of these new features into the bill, and that a bill will be presented to the Assembly at the next session containing both of these ideas. It finds itself, however, unable to agree that this shall be attempted at this late hour."

The appointment of a committee to study the proposed changes and submit a report thereon indicates, it is assumed, that the Commission is not certain of the position taken in the memorandum quoted, and that, before finally adopting the statements therein as a rule to govern the framing of future appropriation bills, it desires to devote more consideration to the subject and the principles fundamental to the proposed system, which it had not the time to do when first submitted, as well as to learn the effects such a change would have upon the different bureaus.

Your committee addressed letters during April to all directors of bureaus which used their receipts to pay all or part of the expenses of operation of the bureau, asking them for information as to the effect the proposed course would have upon the operation of their bureaus, and their argument in favor of, and their objection to, the adoption of such a system.

Some directors in reply stated that it would make no difference in the operation of their bureaus *if the full amount they now receive in receipts and apply to the payment of expenses was appropriated.* Others insisted that the adoption of a new system, or rather the readoption of a discarded one, would be a step backward in many ways.

The first bureaus considered here are those paying all expense of operation from receipts, namely, the Bureau of Supply and the Bureau of Printing.

The first-named bureau was created by Act No. 146 of the Philippine Commission, under the title of "Office of the Insular Purchasing Agent," on June 22, 1901, "in order to secure in the most economical and expeditious manner supplies for the various civil departments and offices," and an appropriation of \$100,000 United States currency was made for the purchase of articles and supplies. The same Act,

however, provided that none of the expenses connected with the administration of the office should be charged against the sum appropriated, such expense to be provided for by separate appropriation. The Act further provided that all moneys derived from the sale of articles and supplies should be deposited as a repayment to the appropriation, and so carried on the books of the Auditor, thereby creating the first reimbursable fund under this Government. Act No. 254, enacted October 2, 1901, *organized* the Bureau of the Insular Purchasing Agent. Act No. 264, appropriating funds for the expenses of the Government for the fourth quarter of the calendar year 1901, provided for the payment of the authorized employees. Act No. 1361 authorized and directed the Governor-General to fix the rate of surcharge at such other percentage of the cost of supplies, which surcharge was to defray the expense of the operation of the bureau, which expense had heretofore been paid by direct appropriation, and had not been made a charge against the purchasers from the bureau.

Other appropriations followed the initial one until the Government had appropriated the sum of ₱1,650,000 as an operation fund for this bureau, and the Governor-General fixed the surcharge at 10 per cent of the cost. Under this arrangement, the Insular, provincial, and municipal governments have obtained their supplies from the Bureau of Supply at from 5 to 40 per cent lower than they could be purchased in the local markets; and from the 10 per cent surcharge the operation expenses of the bureau have been paid and the fund has increased (June 30, 1911) to ₱3,173,584, or nearly twice the amount of the appropriations made. On the amount of original capital and surplus named, the sales of the bureau during the fiscal year 1911 amounted to more than ₱7,000,000. It is seen, therefore, that the total capital of the bureau must be used twice during the fiscal year to cover its business. If the Government were to require this bureau to deposit its receipts and make direct appropriations for its expenditures the result would be an apparent increase in the annual expenses of the Government of more than ₱7,000,000, because, besides appropriating for the original purchases by the bureau, other appropriations in equal amount for purchases from the bureau by Insular, provincial, and municipal governments would be necessary. In addition to this apparent increase in the expenses of the Government, the revenues would be inflated ₱7,000,000.

By having an operation account an elasticity is had which would be difficult to obtain by direct appropriation, and the bureau is thereby enabled to carry on many propositions which would fail for lack of immediate funds, two of which may be cited, viz: The holding of ₱500,000 worth of lumber in stock to insure seasoned wood for Government buildings, and the carrying of ₱400,000 worth of rice as a guaranty against extortion and famine.

The Insular cold storage and ice plant, which is operated as an independent division of the Bureau of Supply, is self-supporting and

a source of additional revenue to the Government. It seems to your committee that the operation and maintenance of this plant should be defrayed from the receipts and not paid by appropriation.

Some years ago the Congress of the United States, in the interest of economy, directed that all envelopes used by the Government should be purchased by the Post Office Department. More recently many suggestions have been advanced that the supplies for all the departments of the Government of the United States should be bought in bulk through one office, "in order," as stated by the President of the United States in a recent message to Congress, "to secure for the Government the most favorable prices obtained by any purchaser," and it would be surprising if the Government of the United States did not in the near future have an official performing the same duties for it that the Insular Purchasing Agent does here.

The time may arrive when the Legislature will deem the amount of the operating capital of the bureau sufficient for all its business transactions, and will direct the deposit in the Treasury of any accretions from surcharges in excess of a fixed amount, but the fund is not now in such condition. The business of the Government demands a much larger operating capital for this bureau than the present amount of the fund, as is shown by the fact that the bureau always has a large red balance on the books of the Auditor.

During the period beginning with the arrival of the Philippine Commission and ending June, 1902, almost the entire printing of the Commission and Civil Government was done by private parties and firms. The printing furnished had been found so unsatisfactory and costly that the Commission on November 7, 1901, passed Act No. 296, creating the Bureau of Printing, which went into operation in June, 1902, and from this time until November, 1905, direct appropriations were made in gross amounts for the expenses of the bureau. The other bureaus of the Government were not held accountable for the amount of printing ordered. The system was found to be so expensive and extravagant that the Commission in Act No. 1407, known as "The Reorganization Act," provided "that payment of all the cost for all services rendered and for all supplies furnished by the Bureau of Printing shall be made by the department, bureau, office, or official to which or for whom such service is rendered or supplies are furnished." This legislation had the effect of confining the amount of printing ordered to the necessities of the Government, and eliminated a great part of the excessive and unnecessary product of the plant. Act No. 1527 created a reimbursable capital operation fund with which the bureau has been operating since July, 1906. The Director of the Bureau, in his letter of advice on the subject, comments as follows:

"This reimbursable appropriation allows that elasticity which is absolutely essential to the most satisfactory operation of this bureau; its expenditures under Act 1527 are governed by the printing requirements of the bureaus and offices which have some latitude in expend-

ing their contingent funds, so their discretion may be used in foregoing certain expenditures that greater needs of a different nature may be supplied. During the six years of operation under this system, the interests of the Government have been duly protected, and economy in expenditures have been effected to a greater degree than would have been possible under a direct and specific appropriation."

The bureau charges the cost price for the work done and supplies furnished.

The same reasons apply why the expenses of this bureau should not be appropriated for directly and its receipts deposited in the Treasury as do to the Bureau of Supply.

Both the bureaus mentioned necessarily approach closer in operation to strict modern business methods than other bureaus of the Government, and it is everywhere conceded that when the laws, rules, methods, and accounting of large competing commercial enterprises are applied to Government operations the results should be economy, a higher grade of efficiency, and a more able administration. If such are not the results, the methods of correction employed by great business concerns should be applied.

Your committee is convinced that it would be a backward step to change the method of operation of either of these two bureaus; that to require the deposit of receipts and to make direct appropriation, returning to a system which had been fully tried and discarded as having outlived its usefulness, would place limitations upon their operations which would in many ways inure to the disadvantage and financial loss of the Government, and be a serious impediment to their efficiency and utility.

The Legislature should, however, have complete control over the personnel of these bureaus, and it is suggested that both submit annual statements to the Legislature which should include a list of all officials and employees, with salaries and wages of each, or of each class, indicated, the annual amount of business done, and all other matters which may be of information or interest to the members thereof. The directors of both bureaus have signified their desire to do this, writing:

"This office hopes for an opportunity to submit data to the Legislature in such manner as may be desired, and to furnish all information, however detailed, regarding its personnel, equipment, materials and supplies, expenses and receipts, for revision and such action as the Legislature may desire to take."

And:

"We are prepared, however, to furnish at any time an estimate of our cost of operation, personnel, equipment, expense, receipts, for the Legislature, for such action as they may desire to take."

As an item of information, your committee finds that the present House of Representatives of the United States inserted in the sundry civil appropriation bill for the fiscal year 1913 the following:

"During the fiscal year 1913 all proceeds derived from work performed by the Bureau of Engraving and Printing, by direction of the Secretary of the Treasury, not covered and embraced in the appropriation for said bureau for the said fiscal year, instead of being covered into the Treasury as miscellaneous receipts, as provided by the Act of August 4, 1886 (24 Stat., p. 227), be credited when received to the appropriation for said bureau for the fiscal year 1913."

Because of the friction in the past between the Bureau of Public Works and those it serves, there is a growing impression that the Legislature should appropriate for the entire expenses of this bureau and eliminate charges for services performed. The adoption of such a policy being probable, your committee will not review the operations of this bureau under the present system, but does recommend that if there be any receipts under any system inaugurated such receipts shall go to the credit of the appropriation.

It has been, and is, the evident intention of the Congress of the United States, in so far as practicable, to permit no "operation receipts" by the customs service to be entered upon the books of the Treasury as *revenue*, and to that end it has legislated them to be kept as separate and distinct funds and appropriated them for specific purposes.

Section 3687 of the Revised Statutes of the United States provides:

"There is appropriated out of any money in the Treasury not otherwise appropriated the sum of two million seven hundred and fifty thousand dollars for the expenses of collecting the revenue from customs for each half year *in addition to such sums* as may be received from fines, penalties, and forfeitures connected with the customs, and from fees paid into the Treasury by customs officers, and from storage, cartage, drayage, labor and services."

The customs service of the United States also provides from receipts a continuous fund for marine hospitals.

Section 4803 of the Revised Statutes of the United States reads as follows:

"The several collectors of the customs shall respectively deposit, without abatement or reduction, the sums collected by them under provisions of law imposing a tax upon seamen for hospital purposes, with the nearest depository of public moneys, and shall make returns of the same, with proper vouchers, monthly, to the Secretary of the Treasury, upon forms to be furnished by him. All such moneys shall be placed to the credit of 'the fund for the relief of sick and disabled seamen,' of which fund separate accounts shall be kept in the Treasury. Such fund is appropriated for the expenses of the marine-hospital service, and shall be employed, under the direction of the Secretary of the Treasury, for the care and relief of sick and disabled seamen employed in registered, enrolled, and licensed vessels of the United States."

This statute remained in force until June 26, 1884, and the hospital service was sustained by the hospital tax imposed on seamen until that date, when said tax was repealed, but the law repealing it created a new fund for the same purpose by the following enactment:

"And the expenses of maintaining marine-hospital service shall hereafter be borne by the United States from the receipts for duties on tonnage provided for by this act, and so much thereof as may be necessary is hereby appropriated for that purpose."

When the receipts mentioned are not sufficient, Congress passes deficiency appropriations.

Another permanent indefinite fund is formed by the duty of \$4 levied and collected, with a few exceptions, from each and every foreigner entering the United States. It is known as the "immigrant fund" and is used under the direction of the Secretary of Commerce and Labor "to defray the expenses of regulating the immigration of aliens into the United States."

It may be stated, in passing, that Congress does not exercise supervision over the number and salaries of the personnel of the customs service. The higher officials have a fixed salary and are confirmed by the Senate; the rest is regulated administratively under the law by the Secretary of the Treasury, who annually submits a statement of such personnel to Congress, but for which Congress does not specifically appropriate.

There are several special funds under the customs service of these Islands used for specific purposes. The arrastre plants of Manila and Cebu are operated entirely upon the money received for services performed. Almost all such service is for commercial firms and private parties. The prices paid since the Government assumed the service have been reduced 50 per cent with a probability of a greater reduction being made in the near future. The service has been perfected and is infinitely more satisfactory than when conducted as a private concern. The disbursements from this fund during the fiscal year 1911 amounted to ₱156,000, and the receipts to ₱160,000. This fund, in the words of the Attorney-General, is created—

"by the merchants and importers and is not in any sense Government funds, as it is a trust fund, to be administered by the Collector of Customs in the interests of merchants and importers in the handling of merchandise imported in transit to the customhouse."

The second is known as the "pier fund." It is maintained by receipts derived from mooring fees, the sale of water to vessels, charges for electric light if burned after midnight in the interest of the shipping firms or agents of vessels, and towing charges. The fund is used for the maintenance of and permanent improvements on the piers at Manila, the salaries and wages of wharfingers and of laborers and watchmen on the piers, and the cost of telephones, lights, and water. During the fiscal year 1911 the disbursements from the fund amounted to ₱25,000, and the accretions to ₱37,000. Another is "the Cebu pumping plant fund," to which accretions are obtained

by the sale of water to launches and boats, and which is used for the upkeep of the plant. There are also a "coal supply fund," an "extra service fund," and a "bonded warehouse fund," each authorized by law. It seems to your committee that it would be a mistake for the Government to appropriate from the general revenue for the payment of the services and supplies stated.

All other operation receipts of the customs service, except those aforementioned, are deposited to the credit of the appropriation for defraying the general expenses of the service. During the fiscal year 1911 such receipts amounted to ₱217,000. In view of the custom existing in the United States, which has been in practice for many years, and the reasons for the adoption of this system, your committee recommends that no change be made in existing methods.

Section 4054, Revised Statutes of the United States, reads:

"The money required for the postal service in each year shall be appropriated by law out of the revenues of the service."

The Act upon which this section of the Revised Statutes is based was passed by the Congress of the United States on July 2, 1836, section 3 of which reads as follows:

"*And be it further enacted*, That the aggregate sum required 'for the services of the Post Office Department' in each year shall be appropriated by law out of the revenues of the Department and that all payments of the receipts of the Post Office Department into the Treasury shall be to the credit of the said appropriation."

The full receipts of the postal service in the United States are applied to the payment of the expenses of the service, are not deposited in the Treasury as *revenue*, and Congress appropriates from the general revenue only "a sum equal to such deficiency of the revenue of said Department."

During the fiscal year 1911, the receipts of the Bureau of Posts in these Islands amounted to more than ₱1,000,000, making the net cost of operation less than ₱600,000. The proposed change would unfairly show an increase in cost of operation equal to the amount of receipts.

The receipts of the Bureau of Lands for the year 1911 amounted to ₱475,000, all of which was derived from surveys for the Government and private parties. Money received for such surveys early in the year and deposited to the credit of the appropriation may be used again and again during the year to pay the expense of similar surveys for other private parties.

The Director of the bureau in his letter aptly says:

"The system now in use merely means that work done for private parties by the bureaus or offices of the Government is paid for by receipts equal to the cost of the work accomplished, and I know of no reason why a specific appropriation should be made for such a purpose."

This is in full accord with the conclusions of your committee for the reason that an appropriation for such a purpose would increase the apparent cost of operation of the bureau, and the deposit in

the Treasury of receipts for such services would appear as an additional tax upon the people.

The Director of Lands, who was a member of the reorganization committee, and advocated the present system, writes a strong letter against a return to the old one, claiming, as far as his bureau is concerned, that it would result in a decrease in the efficiency of the employees and hamper the work of making surveys for private parties, for free patents, homesteads, etc., by limiting the amount that might be done.

Your committee has been unable to ascertain from the Statutes the disposition of receipts for private surveys made by the General Land Office in the United States. By Acts of Congress of the United States of June 17, 1902, and March 3, 1903, however, it was provided that all the moneys received in 15 States and Territories "from the sale and disposal of public lands, beginning with the fiscal year ending June 30, 1901, including the surplus of fees and commissions in excess of allowances to registers and receivers, are reserved, set aside, and appropriated as a special fund in the Treasury to be known as 'the reclamation fund,' to be used in the examination and survey for, and the construction and maintenance of, irrigation works for the storage, diversion, and development of waters, for the reclamation of barren and semiarid lands in the said States and Territories, and for the payment of all expenditures provided for in these Acts." It is declared to be the duty of the Secretary of the Interior to carry out the provisions of the Acts, which is done through the General Land Office, and the only knowledge that Congress receives of how the fund is expended is from reports furnished by the Secretary of the Interior.

The Bureau of Internal Revenue had ₱53,000 in receipts during the fiscal year 1911, ₱50,000 of which was a contribution from the city of Manila to defray the expenses of the collection of city taxes. It seems that such an allotment should be used for the purpose for which it is made.

Under this bureau is the "opium fund" which is made up of fines and penalties imposed on opium smugglers and the proceeds of opium confiscated. The fund is used for various purposes, the first two of which, as provided by law, are:

- (1) The printing and dissemination among the people of information as to the evils resulting from the use of opium.
- (2) The payment of reasonable expenses in some reputable hospital of those desiring to cure themselves of the opium habit.

This disposition of the fund is much more logical than to deposit it in the Treasury and make appropriations for such purposes.

The marine railway and repair shop of the Bureau of Navigation during the year 1911 received from operation ₱850,000. Fifty per cent of these receipts were from private parties and other branches of the Government. The same reason exists here why the Government should not make an appropriation for labor performed by this

bureau for private parties. Act No. 1416, which created the marine railway and repair shop, appropriated ₪25,000 "to furnish the necessary funds for the prompt settlement of obligations," and provided that it should be a permanent reimbursable appropriation, to the credit of which should be deposited receipts from Insular bureaus, provincial and municipal governments, and other sources, on account of services rendered and supplies furnished, the charges therefor being computed on the basis of actual cost of such services and supplies plus a surcharge of ten per centum. It has been a steadily increasing business, the expenses during the last four years being, in 1908, ₪465,000; in 1909, ₪565,000; in 1910, ₪523,000; in 1911, ₪792,000; the receipts being about 10 per cent more than the amount of expenses.

During the past six years the plant has increased in value from ₪500,000 to ₪750,000. It is probable that such an increase in the plant would not have been accomplished by direct appropriations.

The navigation division in the same bureau had receipts amounting to ₪464,000 during the same year. The greater part of the amount received by this division was from other Government offices. An instance of this kind clearly shows what the effect would be if a direct appropriation was made for the entire expense of the division of navigation and it was required to deposit its receipts in the Treasury as a miscellaneous receipt. In the first place, we would have an appropriation for the management of these vessels which would be charged up as an expense of the Government. Then again we would have an appropriation for the different bureaus who use these vessels to pay the Bureau of Navigation for the use of the same, thereby making dual appropriations for the same service, erroneously increasing the expenses of the Government to that extent, and by deposit of receipts in the Treasury, showing an increased revenue to the Government, which is undesirable. Furthermore, the Director of the bureau states that it would be almost impossible to make a fair estimate of the annual expenses of either of these divisions.

The Bureau of Prisons received during the fiscal year 1911, in the prison division, the sum of ₪57,000, and in the industrial division ₪46,000. A large portion of the amount received in the prison division is from the industrial division of the same bureau for services of the inmates and should be directly applied to the maintenance of the institution. The fund of the industrial division is a reimbursable one and should be maintained as such.

Certain fines, costs, and fees deposited to the credit of the appropriation for the judiciary amounted to ₪195,000 in the fiscal year 1911, and were used for the payment of court stenographers, etc. Records show that the collection of court costs in criminal cases, in all countries is lax, but when such receipts are necessary for the payment of the salaries of court officers, a stimulus is supplied for activity in the matter. If direct appropriation were made for all

expenses, the particular incentive for close collections would not exist, and many of the costs, although solvent, would be dropped as insolvent with an increased net expense to the Government.

The receipts of the Bureau of Agriculture, amounting in 1911 to ₱48,000, were derived principally from the sale of products of its experimental stations, sale of stock, and fees from the matadero at Sisiman. The Trinidad farm was operated at a loss of ₱3,500, and the receipts from sugar grown on the Carlota station offset the actual cost of labor. In both cases it seems reasonable that the receipts should be used as an offset against expenses. The gross fees received from the matadero at Sisiman should not be deposited in the Treasury as *all profit*, and there is no logical reason why receipts from sale of stock bred by the bureau should not be directly applied to maintenance of its stock farms.

The Director of Health states that the deposit of receipts in the Treasury—

“would, in effect, be a punishment for efficient administration. For instance: The more pay patients that would be treated in the Philippine General Hospital, for whom subsistence, laundry, and other things would have to be purchased, the greater would be the amount of receipts which would accrue, and which would have to be deposited in the Treasury, and which would, in consequence, be a direct loss to this bureau. In other words, if we purchased ₱9 worth of subsistence and charged ₱10 therefor, the entire ₱10 would have to be deposited in the Treasury, whereas, on the other hand, if we had not treated the patient we would have ₱9 to the credit of our appropriation to be used for any purpose that the law might authorize; so that the greater the business done by the hospital and the greater the income, the greater would be the punishment to this bureau. Carried out to its logical conclusion, if we admitted enough patients to the Philippine General Hospital, in the course of a few months this bureau might spend its entire appropriation and would have absolutely nothing to operate upon.

“Another of the so-called large receipts of the Bureau of Health is for the collection of salaries of health officers. Briefly, this office pays the salaries of all health officers in its employ, and when these are assigned to the provinces, the provinces reimburse this bureau for their salary. Again, it will be apparent that a reimbursement of this kind is not a true receipt of this bureau, because if we send enough health officers to the provinces, the logical conclusion again would be that in a few months we might exhaust our entire appropriation.”

The Bureau of Health during the fiscal year 1912 had receipts amounting to ₱306,000, of which ₱84,000 were reimbursements to the bureau by the provinces of salaries paid by the bureau to district health officers. The refund to the appropriation during the fiscal year was ₱79,000, so that of the receipts ₱228,000 were used for operation. A direct appropriation for the full expenses of the bureau

would indicate an increase in such net expenses of this amount. It is not thought advisable that any change should be made in the Bureau of Health.

The Acting Director of the Bureau of Science closes his letter to your committee with the statement that under the proposed plan "the bureau would certainly lose in efficiency instead of gaining."

The Commission is committed to the theory that the Bureau of Forestry should be maintained and extended *upon a per centum of its gross receipts*. In the United States such receipts are deposited in the Treasury as revenue. Congress has continuously recognized, however, the desirability of permitting the Forest Service to carry on coöperative work, and has created reimbursable funds for that purpose, none of the receipts from which are deposited as revenue, but go to the credit of the funds.

Although the receipts of the University of the Philippines are small at present, they will be greatly increased as the work of the institution is extended. The president claims that the University Law, making it a corporation, as well as the general custom of universities, seems to imply that fees duly charged and received by the Board of Regents should be used for those specific purposes for which they are levied, namely, the support of the university. He is of the opinion that this method is highly desirable and should be continued; that it would seem to be inconvenient, as well as anomalous, to turn this money into the General Treasury to have it reimbursed by special appropriation.

Your committee gave careful study to the other bureaus, whose receipts were small, which have not been specialized in this report.

In the research and study of the questions herein treated, your committee found many features in the Government machinery of these Islands which are being now considered the most advanced methods. In his recent message to Congress on "Economy and efficiency in the Government service," the President of the United States writes:

"It is the policy of the Government not to insure public property against fire and other losses. The question has been raised whether the Government might not apply the same principle to other forms of risk, including insurance of the fidelity of officials and employees. A report is now in preparation on the subject which will show opportunities for large savings."

While the legislation suggested therein is quite an advance beyond present methods in the United States, it falls far short of the business methods existing here, where the Government has created a yearly increasing fund for the repayment of losses incurred by it through fire, typhoon, earthquake, etc., and has built up a fidelity bonding fund by allotment, premiums paid by officials and employees, and by increment, to such an amount that the income for the investment thereof is sufficiently large at present to warrant the discontinuance of further contributions to the fund by either the Government or the bonded employees. The Government of these Islands had created

and in operation a postal savings bank long before the Congress of the United States saw fit to pass a similar law. The Agricultural Bank, although of slow growth, is a fixed institution in these Islands. The home Government never considered such a concern when its western farmers were sorely in need of financial assistance. Other instances of lesser import might be noticed, all indicating that the Government of these Islands, instead of following, is leading not only the Government of the United States but, in some instances, all other Governments in progressive and systematic business methods. In one instance, however, it has succeeded in doing fully what the Government of the United States has endeavored to do, but only partially accomplished, namely, to offset receipts against cost and to appropriate for net expense.

The appropriation bill passed by the Assembly during the past session granted larger amounts for most of the bureaus than the last Appropriation Act, but in very few instances did the sum equal the amount of the former appropriation plus the receipts of the bureau. The intention was evidently a general "cut" in the interest of economy. Arbitrary reduction in appropriations, however, is false economy if the result is impaired efficiency, and should be resorted to only in case of necessary retrenchment.

Summarizing in conclusion, your committee has the honor to state that its investigations and study convince him that though in some instances it would be "feasible," in no case would it be "advisable" to make direct appropriations for all expenses and require a bureau to deposit all receipts.

The only advantage that has been claimed, or can be, so far as your committee has been able to learn, in returning to the old system is that of "more complete control by the Legislature over the expenditures of the different bureaus." All estimates submitted each year for appropriations show the receipts during the past year or two, and a close estimate of the receipts for the current year. The claim, therefore, that the Legislature would have more complete control is more imaginary than real, as it has before it at the time the appropriation is made practically all data necessary for a correct estimate of the amount of money that should be appropriated. If, however, the Legislature should be uncertain as to the amount of the receipts in any particular bureau, or question the business capacity of any director of bureau, it could guard against excessive disbursements by limiting the total amount that could be expended.

Your committee recommends that the Commission recede from the position taken by it and that it opposes a return to the old system for the following reasons:

1. It would frequently result in dual appropriations being made for the same article or service; also in appropriations being made by the Government for the payment of services performed for, and supplies furnished to, private corporations and individuals.

2. It would increase the apparent expense of the Government.

3. It would inflate the revenues of the Government, falsely indicating an excessive taxation.

4. It would, as shown by letters received by your committee, place such limitations upon operations as would in cases retard the work of bureaus, limit the scope of projects, result in the temporary dissolution of trained and efficient organizations which would have to be reestablished at great expense when additional funds were available, and on the whole be a retrograde step in the efficiency of the entire service.

5. It would most probably impair the efficiency of the financial administration of some of the bureaus, because the director who has to rely upon the receipts to defray the expenses is, as a rule, not only keen and energetic in the increase of collection, but cautious and economical in the disbursement of his moneys; whereas, if the bureau is wholly supported by direct appropriation his interest in increasing and collecting such moneys is apt to become lukewarm and he careless.

Respectfully submitted.

FRANK A. BRANAGAN, *Committee.*

To the Honorable,

The PRESIDENT OF THE PHILIPPINE COMMISSION.

October 8, 1912. Submitted and accepted.

ACTS OF THE LEGISLATIVE COUNCIL OF THE MORO PROVINCE.

No. 273. An act to provide a system for the appropriation of public water and for the development and use of water power not exceeding fifty horsepower and for the determination and protection of existing rights thereto, within the Moro Province; to provide for surveys for, and the construction, maintenance, and operation of, irrigation projects by the government of the Moro Province, for the repayment of money expended therein, for the construction of irrigation projects by private persons; and providing penalties for its violation, and for other purposes.

October 25, 1911. Passed by the legislative council.

February 16, 1912. Legislative council directed by Commission to postpone date of taking effect until May 1, 1912.

April 22, 1912. Legislative council directed by Commission to postpone date of taking effect until July 1, 1912.

June 11, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission, effective July 1, 1912.

No. 276. An Act to amend Act Numbered Two hundred and seventy-three of the legislative council, entitled "An Act to provide a system for the appropriation of public water and for the development and use of water power not exceeding fifty horsepower and for the determination and protection of existing rights thereto, within the

Moro Province; to provide for surveys for, and the construction, maintenance, and operation of, irrigation projects by the government of the Moro Province, for the repayment of money expended therein, for the construction of irrigation projects by private persons; and providing penalties for its violation, and for other purposes," by postponing the date whereon the same shall take effect.

December 30, 1911. Passed by the legislative council.

May 25, 1912. Superseded by Act No. 287.

No. 280. An act making appropriations for sundry additional expenses of the government of the Moro Province for the fiscal year ending December thirty-first, nineteen hundred and eleven.

January 24, 1912. Passed by the legislative council.

February 16, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 281. An act to amend Act Numbered Thirty-five of the legislative council, entitled "An Act to amend Act Numbered Eighty-two of the Philippine Commission, entitled 'The Municipal Code,' as amended, in its application to the Moro Province."

January 28, 1912. Passed by the legislative council.

April 11, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 282. An act appropriating the sum of three hundred eighty-seven thousand eight hundred fifty pesos, or so much thereof as may be respectively necessary, for certain public works, permanent improvements, and other purposes of the government of the Moro Province.

February 16, 1912. Passed by the legislative council.

April 11, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 283. An act making appropriations for sundry additional expenses of the government of the Moro Province for the fiscal year ending December thirty-first, nineteen hundred and twelve.

April 26, 1912. Passed by the legislative council.

June 11, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province.

June 27, 1912. Approved by the Commission.

No. 284. An act appropriating the sum of fifty-six thousand two hundred thirty-seven pesos and nineteen centavos, or so much thereof as may be necessary, for certain public works, permanent improvements, and other purposes of the government of the Moro Province.

April 26, 1912. Passed by the legislative council.

May 20, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 285. An act to amend in certain respects Act Numbered Ninety-five of the legislative council, entitled "An Act to prohibit the establishment of saloons, bars, or drinking places in the Moro Province, except within the limits of certain defined zones," and to repeal Act Numbered Two hundred and seventy-nine of the legislative council.

April 27, 1912. Passed by the legislative council.

June 11, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 286. An act providing for the protection of cocoanut trees from the ravages of certain beetles.

April 29, 1912. Passed by the legislative council.

June 11, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 287. An act to amend Act Numbered Two hundred and seventy-three of the legislative council, entitled "An Act to provide a system for the appropriation of public water and for the development and use of water power not exceeding fifty horsepower and for the determination and protection of existing rights thereto, within the Moro Province; to provide for surveys for, and the construction, maintenance, and operation of, irrigation projects by the government of the Moro Province, for the repayment of money expended therein, for the construction of irrigation projects by private persons; and providing penalties for its violation, and for other purposes," by postponing the date whereon the same shall take effect.

May 25, 1912. Passed by the legislative council.

August 19, 1912. Repealed by the legislative council by Act No. 291 before submission to the Commission for approval.

No. 288. An act providing for the payment of extra compensation to school-teachers in the service of the Moro Province when required to perform duties outside of their regular work.

May 25, 1912. Passed by the legislative council.

July 13, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 289. An act to amend in certain respects Act Numbered One hundred and eighty-seven of the legislative council, entitled "An Act defining public highways within the Moro Province, and providing for the construction, repair, and maintenance of public highways, bridges, wharves, and trails in said province, and providing fines and penalties for injuries to same caused by individuals or straying or trespassing animals."

June 13, 1912. Passed by the legislative council.

July 13, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

No. 290. An act providing that the capital of the district of Lanao shall be at the town of Dansalan.

June 13, 1912. Passed by the legislative council.

July 13, 1912. Reported favorably by the Committee on Affairs Pertaining to the Moro Province and approved by the Commission.

MISCELLANEOUS.

[Excerpt from the executive minutes of the Commission of April 11, 1912.]

APPROVAL OF THE APPOINTMENT OF TREASURER AND ASSISTANT TREASURER.

The Secretary read the following communication from the Acting Governor-General:

BAGUIO, *April 11, 1912.*

GENTLEMEN: Pursuant to telegram from the Secretary of War dated April 10, 1912, and in accordance with the provisions of sections 11 and 12 of Act No. 1792, I hereby express my concurrence in the appointment by the Secretary of War of Jeremiah L. Manning and Robert C. Baldwin as Treasurer and Assistant Treasurer for the Philippine Islands, respectively, effective April 10, 1912, vice John L. Barrett, resigned, and Jeremiah L. Manning, appointed Treasurer for the Philippine Islands, respectively, and submit the same to the Philippine Commission for its approval in accordance with law.

Very respectfully,

NEWTON W. GILBERT,
Acting Governor-General.

To the PHILIPPINE COMMISSION.

On motion by Commissioner Elliott, it was

Resolved, That in accordance with the provisions of sections 11 and 12 of Act 1792 the appointment by the Secretary of War, concurred in by the Governor-General, of Jeremiah L. Manning and Robert C. Baldwin as Treasurer and Assistant Treasurer for the Philippine Islands, respectively, effective April 10, 1912, vice John L. Barrett, resigned, and Jeremiah L. Manning, appointed Treasurer of the Philippine Islands, respectively, be, and the same hereby is, approved.

[Excerpt from the executive minutes of the Commission of September 21, 1912.]

DESIGNATION OF CANDIDATES FOR CADETSHIP AT WEST POINT.

* * * * *

On motion by the Acting President, it was,

Resolved, That Fidel Segundo y Ventura and Ignacio D. Magno be, and hereby are, designated as principal candidate and alternate candidate, respectively, for admission to the United States Military Academy at West Point from the Philippines with the class entering June fourteenth, nineteen hundred and thirteen.

[Excerpt from the executive minutes of the Commission of October 25, 1912.]

DESIGNATION OF CANDIDATES FOR UNITED STATES MILITARY ACADEMY AT WEST POINT.

* * * * *

The Acting President moved that Luis Salvosa y Rada be designated principal candidate.

The motion prevailed.

The Acting President then moved that José Varela be designated second alternate candidate to Fidel Segundo y Ventura, designated principal candidate by the Commission on September 21, 1912.

The motion prevailed.

The Acting President then moved that Leodegario F. Victorino and Martin Gonzales be designated first and second alternates, respectively, to Luis Salvosa y Rada.

The motion prevailed.

CONFIRMATION OF APPOINTMENTS AND PROMOTIONS.

February 7, 1912, to February 11, 1913.

MONDAY, FEBRUARY 12, 1912.

Ignacio R. Leyson to be justice of the peace for the municipality of Cadiz, Province of Occidental Negros, Tenth Judicial District, vice Juan Mabug-at, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Facundo Salazar to be justice of the peace for the municipality of Bacacay, Province of Albay, Eighth Judicial District, vice

Agustin Deza, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Cipriano Alanis to be auxiliary justice of the peace for the municipality of Parang, Moro Province, Fourteenth Judicial District, vice Eugenio Gepte, removed; pursuant to the provisions of section 1 of Act No. 1627.

Bernardo Columbano to be auxiliary justice of the peace for the municipality of Tumauni, Province of Isabela, First Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Hilarion Bacani, resigned; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

FRIDAY, FEBRUARY 16, 1912.

Severiano Talión to be justice of the peace for the municipality of Calolbon, Province of Albay, Eighth Judicial District, vice Deogracias Belmonte, relieved; pursuant to the provisions of section 1 of Act No. 2041.

WEDNESDAY, FEBRUARY 21, 1912.

William T. Nolting to be Collector of Internal Revenue, the appointment to be effective on February 21, 1912, vice Ellis Cromwell, deceased; pursuant to the provisions of Acts Nos. 1407 and 1989.

Salvador Zaragoza to be assistant attorney, Bureau of Justice, at a salary of ₱7,000 per annum, the appointment to be effective on February 21, 1912; pursuant to the provisions of Acts Nos. 1407 and 2130.

George A. Malcolm as assistant attorney, Bureau of Justice, from a salary of ₱5,000 per annum, to that of ₱7,000 per annum, the promotion to be effective on February 21, 1912; pursuant to the provisions of Acts Nos. 1407 and 2130.

Fisher H. Nesmith to be first assistant prosecuting attorney for the city of Manila, the appointment to be effective on February 21, 1912, vice Salvador Zaragoza, nominated assistant attorney, Bureau of Justice; pursuant to the provisions of Act No. 183 as amended by Act No. 267.

WEDNESDAY, MARCH 13, 1912.

Rafael Palma to be president of the Philippine Board of the Panama-Pacific International Exposition, until such time as the work of the exposition shall demand the exclusive attention of the members of the board. Such appointment shall be without additional compensation, and pursuant to the provisions of section 1 of Act No. 2163.

Manuel Tinio to be member of the Philippine Board of the Panama-Pacific International Exposition, until such time as the work of the exposition shall demand the exclusive attention of the members

of the board. Such appointment shall be without additional compensation, and pursuant to the provisions of section 1 of Act No. 2163.

William W. Barclay to be member of the Philippine Board of the Panama-Pacific International Exposition, until such time as the work of the exposition shall demand the exclusive attention of the members of the board. Such appointment shall be without additional compensation, and pursuant to the provisions of section 1 of Act No. 2163.

Daniel R. Williams to be secretary of the Philippine Board of the Panama-Pacific International Exposition, until such time as the work of the exposition shall demand the exclusive attention of the members of the board. Such appointment shall be without compensation, and pursuant to the provisions of section 1 of Act No. 2163.

Hugh Minturn to be secretary of the Board of Rate Regulation at a salary of ₱2,800 per annum; promotion from ₱2,000 per annum, effective as of September 15, 1911; pursuant to the provisions of Act 1779.

Hugh Minturn to be secretary of the Board of Rate Regulation at a salary of ₱3,600 per annum; promotion from ₱2,800 per annum, effective as of February 26, 1912; ₱2,800 to be paid from the appropriation of the Board of Rate Regulation, and the remaining ₱800 from the appropriation of the Executive Bureau; pursuant to the provisions of Act 1779.

Victor M. Manaks to be second lieutenant, Bureau of Navigation, appointment to be effective as of February 12, 1912; pursuant to the provisions of Act No. 1980.

Bartolome J. Revilla to be justice of the peace, Manila, at a salary of ₱3,600, promotion from ₱3,000, per annum, effective as of February 1, 1912; pursuant to the provisions of Act No. 2131.

Exequiel Delgado to be justice of the peace for the municipality of Barugo, Province of Leyte, Twelfth Judicial District, vice José Avestruz Astorga, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Sebastian Bersamira to be justice of the peace for the municipality of Bucay, Province of Ilocos Sur, Second Judicial District, vice Francisco Bello, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Enrique Colet to be justice of the peace for the municipality of Pilar, Province of Ilocos Sur, Second Judicial District, vice Juan Benauro, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Placido Angco to be justice of the peace for the municipality of Tayum, Province of Ilocos Sur, Second Judicial District, vice Deogracias Claustro, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Briccio B. Pantas to be justice of the peace for the municipality of Pateros, Province of Rizal, Fifth Judicial District, vice Numeriano

Castillo, removed; pursuant to the provisions of section 1 of Act No. 2041.

Clemente Sarte to be justice of the peace for the municipalities of Polangui and Oas, Province of Albay, Eighth Judicial District, at a salary of ₱990 per annum, pursuant to the provisions of section 1 of Act No. 2041.

Pastor Asunción to be justice of the peace for the municipality of Pililla, Province of Rizal, Fifth Judicial District, vice Narciso de los Reyes, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Manuel Lugo to be justice of the peace for the municipality of Tanay, Province of Rizal, Fifth Judicial District, vice Luis Catolos, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Felipe Ventura to be justice of the peace for the municipality of Montalban, Province of Rizal, Fifth Judicial District, vice Eusebio Manuel, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Castor San Mateo to be justice of the peace for the municipality of Jalajala, Province of Rizal, Fifth Judicial District, vice Domingo Matienzo, who has declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Raymundo Miranda to be justice of the peace for the municipalities of Pamplona and San Fernando, Province of Ambos Camarines, Eighth Judicial District, at a salary of ₱900 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Natalicio Estepa to be justice of the peace for the municipality of Tubao, Province of Union, Mountain Judicial District, vice Dionisio Tavora, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Simon Cacdac to be justice of the peace for the municipality of Bangar, Province of Union, Mountain Judicial District, vice Apolonio Ramirez, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pablo Campos to be justice of the peace for the municipalities of Bauang and Naguilian, Province of Union, Mountain Judicial District, at a salary of ₱1,080 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Leon B. Gacad to be justice of the peace for the municipalities of Aringay and Cava, Province of Union, Mountain Judicial District, at a salary of ₱900 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Domingo Singson to be justice of the peace for the municipalities of Balaoan and Luna, Province of Union, Mountain Judicial District, at a salary of ₱1,080 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Ignacio Abad to be justice of the peace for the municipalities of Agoo and Santo Tomas, Province of Union, Mountain Judicial

District, at a salary of ₱990 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Paulino Estigoy to be justice of the peace for the municipality of Rosario, Province of Union, Mountain Judicial District, vice José Aquitania, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Lucas Gonzalo to be justice of the peace for the municipality of Ballesteros, Province of Cagayan, First Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Arsenio Valenciano to be justice of the peace for the municipality of Daet, Province of Ambos Camarines, Eighth Judicial District, vice Ricardo Carranceja, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Francisco Romero to be justice of the peace for the municipality of Bula, Province of Ambos Camarines, Eighth Judicial District, vice Ignacio B. Amparado, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Numeriano Salazar to be justice of the peace for the municipality of Indang, Province of Cavite, Sixth Judicial District, vice Mariano Peñaflorida, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Juan Amistad to be justice of the peace for the municipality of Cabagan Nuevo, Province of Isabela, First Judicial District, vice Roque Gatan, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Juan M. de Bonilla to be justice of the peace for the municipality of Echague, Province of Isabela, First Judicial District, vice Jordan Mangadap, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Zenon Bacud to be justice of the peace for the municipality of Santa Maria, Province of Isabela, First Judicial District, vice Rafael Sarangay, removed; pursuant to the provisions of section 1 of Act No. 2041.

Sigismundo Perez to be justice of the peace for the municipality of Tuao, Province of Cagayan, First Judicial District, vice Emigdio Caluen, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Claro Sabbun to be justice of the peace for the municipality of Santo Niño, Province of Cagayan, First Judicial District, vice Lucio Cruz, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Maximo Fres to be justice of the peace for the municipality of Sanchez Mira, Province of Cagayan, First Judicial District, vice Francisco Oñate, removed; pursuant to the provisions of section 1 of Act No. 2041.

Timoteo Allarde to be justice of the peace for the municipality of Piat, Province of Cagayan, First Judicial District, vice Isidro

Melad, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Manuel Arlos to be justice of the peace for the municipality of Pamplona, Province of Cagayan, First Judicial District, vice Agapito Siriban, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Jokico to be justice of the peace for the municipality of Mauanan, Province of Cagayan, First Judicial District, vice José Narag, relieved; pursuant to the provisions of section 1 of Act No. 2041.

José Montilla to be justice of the peace for the municipality of Iguig, Province of Cagayan, First Judicial District, vice Luis Canapi, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Antonio Guzman to be justice of the peace for the municipality of Enrile, Province of Cagayan, First Judicial District, vice Mamerto Carayugan, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Conrado de Leon to be justice of the peace for the municipality of Camalaniugan, Province of Cagayan, First Judicial District, vice Antonio Yringan, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Potenciano Diesto to be justice of the peace for the municipality of Valladolid, Province of Occidental Negros, Tenth Judicial District, vice Filemon Corral, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Francisco Esguerra to be justice of the peace for the municipality of Talavera, Province of Nueva Ecija, Fourth Judicial District, vice Juan Valino, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Daniel Pagaduan y Lorenzo to be justice of the peace for the municipality of Zaragoza, Province of Nueva Ecija, Fourth Judicial District, vice Ceferino Viardo removed; pursuant to the provisions of section 1 of Act No. 2041.

Emilio Velazco to be auxiliary justice of the peace for the municipality of Naval, Province of Leyte, Twelfth Judicial District, vice Francisco Enage de Jesus, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pablo Bitong to be auxiliary justice of the peace for the municipality of Baler, Province of Tayabas, Seventh Judicial District, vice Nicolas Gallegos, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Bernardino Reniva to be auxiliary justice of the peace for the municipalities of Polangui and Oas, Province of Albay, Eighth Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Pablo Roales to be auxiliary justice of the peace for the municipality of Mulanay, Province of Tayabas, Seventh Judicial District, vice Nicolas Asia, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Eulogio Miranda to be auxiliary justice of the peace for the municipality of Iriga, Province of Ambos Camarines, Eighth Judicial District, vice Paulino Federiz, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Eduardo Garcia to be auxiliary justice of the peace for the municipality of San Mateo, Province of Rizal, Fifth Judicial District, vice Gregorio Basa, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Felix Valencia to be auxiliary justice of the peace for the municipality of Malabon, Province of Rizal, Fifth Judicial District, vice Andres Herrera, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Geminiano Villanueva to be auxiliary justice of the peace for the municipality of Santo Niño, Province of Cagayan, First Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Pablo Triunfante, who declined the appointment; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Estanislao M. Samonte to be auxiliary justice of the peace for the municipality of Cabugao, Province of Ilocos Sur, Second Judicial District, vice Eduardo K. Saturno, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Paulino Aludino to be auxiliary justice of the peace for the municipality of Ballesteros, Province of Cagayan, First Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

SATURDAY, MARCH 16, 1912.

Julio Herrera to be justice of the peace for the municipality of Pitogo, Province of Tayabas, Seventh Judicial District, vice Rufino Villaseñor, nominated Justice of the Peace of Macalelon; pursuant to the provisions of section 1 of Act No. 2041.

Rufino Villaseñor to be justice of the peace for the municipality of Macalelon, Province of Tayabas, Seventh Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Ramon L. Coscolluela to be justice of the peace for the municipality of Ilog, Province of Occidental Negros, Tenth Judicial District, vice Gaudencio Albayda, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Mariano Trani to be justice of the peace for the municipality of Biliran, Province of Leyte, Twelfth Judicial District, vice Luciano Legaspi, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Felipe S. Imperial to be justice of the peace for the municipality of Ligao, Province of Albay, Eighth Judicial District, vice José del Rosario, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Porfirio C. Yap to be justice of the peace for the municipality of San Fernando, Province of Cebú, Eleventh Judicial District, vice Isidro Duterte, resigned; pursuant to the provisions of section 1 of Act No. 2041.

THURSDAY, APRIL 11, 1912.

William W. Barclay to be member of the Philippine Board of the Panama-Pacific International Exposition, at a salary of ₱8,000 per annum, the appointment to be effective as of April 1, 1912: *Provided*, That until such time as his services are exclusively rendered to such board said sum or such equitable part thereof as may from time to time be determined by the Governor-General shall be payable from funds of the Executive Bureau; pursuant to the provisions of section 1 of Act No. 2163.

Quintin Paredes to be second assistant prosecuting attorney for the city of Manila, promotion from a salary of ₱4,000 per annum, to that of ₱5,000 per annum; pursuant to the provisions of Act No. 183, as amended by Act No. 267, and Ordinance No. 168 of the city of Manila.

Carlos Sobral as third assistant prosecuting attorney for the city of Manila, promotion from a salary of ₱3,600 per annum, to that of ₱4,000 per annum; pursuant to the provisions of Act No. 183, as amended by Act No. 267, and Ordinance No. 168 of the city of Manila, enacted on March 21, 1912.

Frederick S. McMurray to be first lieutenant, Bureau of Navigation, the appointment to be effective as of March 25, 1912; pursuant to the provisions of section 1 of Act No. 1980.

Nils C. Olsen to be first lieutenant, Bureau of Navigation, the appointment to be effective as of March 23, 1912; pursuant to the provisions of Act No. 1980.

Paciano Imperial to be justice of the peace for the municipality of Manito, Province of Albay, Eighth Judicial District, vice Eugenio Das, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Jose Garcia to be justice of the peace for the municipality of Virac, Province of Albay, Eighth Judicial District, vice Jose M. Villanueva, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Jose N. Garchitorea to be justice of the peace for the municipalities of Tigaon and Goa, Province of Ambos Camarines, Eighth Judicial District, at a salary of ₱900 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Roco to be justice of the peace for the municipalities of Gainza and Camaligan, Province of Ambos Camarines, Eighth Judicial District, at a salary of ₱900 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Pedro Bustamante to be justice of the peace for the municipality of Milaor, Province of Ambos Camarines, Eighth Judicial District,

vice Florentino Aviz, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Fernando Alvarez, to be justice of the peace for the municipalities of Nueva Caceres and Canaman, Province of Ambos Camarines, Eighth Judicial District, at a salary of ₱1,800 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Alberto Aquino to be justice of the peace for the municipality of Balanga, Province of Bataan, Sixth Judicial District, at a salary of ₱1,200 per annum, vice Pablo Tecson, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Mariano Sison to be justice of the peace for the municipality of Calatagan, Province of Batangas, Seventh Judicial District, pursuant to the provisions of section 1 of Act No. 2041.

Rosauro del Castillo to be justice of the peace for the municipality of Ibajay, Province of Capiz, Fifteenth Judicial District, vice Gregorio Tirol, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Faustino Martires to be justice of the peace for the municipality of New Washington, Province of Capiz, Fifteenth Judicial District, vice Ramon Fuentes, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Norberto Acurantes to be justice of the peace for the municipality of Nabas, Province of Capiz, Fifteenth Judicial District, vice Sisnando Barraca, removed; pursuant to the provisions of section 1 of Act No. 2041.

Ambrosio V. Fuentes to be justice of the peace for the municipality of Banga, Province of Capiz, Fifteenth Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Paulino Tenchavez to be justice of the peace for the municipality of Bogo, Province of Cebu, Eleventh Judicial District, vice Jose Briz, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pastor Apeles to be justice of the peace for the municipality of Santiago, Province of Ilocos Sur, Second Judicial District, vice Juan Astraquillo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Ricardo Lalin to be justice of the peace for the municipality of La Paz, Province of Ilocos Sur, Second Judicial District, vice Sisnando Valera, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Exequiel Masigan to be justice of the peace for the municipality of Santiago, Province of Isabela, First Judicial District, vice Vicente Tumanut, removed; pursuant to the provisions of section 1 of Act No. 2041.

Emilio Velazco to be justice of the peace for the municipality of Naval, Province of Leyte, Twelfth Judicial District, vice Francisco Enage de Jesus, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Salvador Picson to be justice of the peace for the municipality of Hindang, Province of Leyte, Sixteenth Judicial District, vice Sinforsoso Castro y Valderama, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Gabriel Cipriano to be justice of the peace for the municipality of Caibiran, Province of Leyte, Twelfth Judicial District, vice Vicente Diaz, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Captain Walter S. North, P. C., to be justice of the peace for the city of Baguio, subprovince of Benguet, Mountain Province; pursuant to the provisions of section 1 of Act No. 1627 and of section 17 of Act No. 1963.

Gregorio M. Venturanza to be justice of the peace for the township of Sablayan, Province of Mindoro, Seventh Judicial District, vice Nemesio Cueto, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Santiago Comia to be justice of the peace for the township of Naujan, Province of Mindoro, Seventh Judicial District, vice Andres Ilagan, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Jacobo R. Manois to be justice of the peace for the municipality of Umingan, Province of Pangasinan, Third Judicial District, vice Eulalio Belisario, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pedro Kanlas to be justice of the peace for the municipality of San Nicolas, Province of Pangasinan, Third Judicial District, vice Teodorico Maxion, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Modesto Venzon to be justice of the peace for the municipality of Santa Maria, Province of Pangasinan, Third Judicial District, vice Pedro E. Padillo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Florentino Clemente to be justice of the peace for the municipality of Infanta, Province of Pangasinan, Third Judicial District, vice José Millora, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Espino to be justice of the peace for the municipality of Dasol, Province of Pangasinan, Third Judicial District, vice Paulino Mendoza, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Filadelfo A. Peréz, to be justice of the peace for the municipality of Binalonan, Province of Pangasinan, Third Judicial District, vice Baldomero Alvear, resigned; pursuant to the provisions of section 1 of Act No. 2041.

José Vinluan to be justice of the peace for the municipality of Bani, Province of Pangasinan, Third Judicial District, vice Tomas de Asis, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pablo Mejia to be justice of the peace for the municipality of Asingan, Province of Pangasinan, Third Judicial District, vice Sofronio Blando, removed; pursuant to the provisions of section 1 of Act No. 2041.

Gaudencio R. Eleazar to be justice of the peace for the municipality of Mauban, Province of Tayabas, Seventh Judicial District, vice Jose O. Eleazar, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Adolfo Olbes to be auxiliary justice of the peace for the municipality of Albay, Province of Albay, Eighth Judicial District, vice Florencio Balde, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Bernardo Rivera to be auxiliary justice of the peace for the municipalities of Gainza and Camaligan, Province of Ambos Camarines, Eighth Judicial District, the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Epifanio Villafuerte to be auxiliary justice of the peace for the municipality of Calabanga, Province of Ambos Camarines, Eighth Judicial District, vice Florentino Evalla, appointed justice of the peace; pursuant to the provisions of section 1 of Act No. 2041.

Restituto Macatañgay to be auxiliary justice of the peace of Calaca, Province of Batangas, Seventh Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Silvino Vizconde resigned; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Evaristo Singson to be auxiliary justice of the peace for the municipalities of Bantay, Caoayan, San Vicente, and Santa Catalina, Province of Ilocos Sur; pursuant to the provisions of section 1 of Act No. 2041.

Andres Galema to be auxiliary justice of the peace for the municipality of Pagsanjan, Province of Laguna, Sixth Judicial District, vice Benigno San Luis, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Antonio Pichon to be auxiliary justice of the peace for the municipality of Caraga, Moro Province, Fourteenth Judicial District, vice Gregorio Alvar, resigned; pursuant to the provisions of Act No. 1627.

Germiniano Pañganiban to be auxiliary justice of the peace for the municipality of Paniqui, Province of Tarlac, Fourth Judicial District, vice Ignacio Lamorena, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Ceferino Nadres to be auxiliary justice of the peace for the municipalities of Candelaria and Sariaya, Province of Tayabas, Seventh Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Santiago Ricalde to be auxiliary justice of the peace for the municipality of Santa Cruz, Province of Tayabas, Seventh Judicial District, vice Lucas Libelo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Marcos Madarang to be auxiliary justice of the peace for the municipalities of Bauang and Naguilian, Province of Union, Mountain Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Calixto Calica and Ponciano Vergara, relieved as auxiliary justices of the peace of Bauang and Naguilian, respectively; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Antonio Dacanay to be auxiliary justice of the peace for the municipalities of Bacnotan and San Juan, Province of Union, Mountain Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Gregorio Sagmaquen and Estanislao Macainag, relieved as auxiliary justices of the peace of Bacnotan and San Juan, respectively; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Isabelo Aquitania to be auxiliary justice of the peace for the municipality of Rosario, Province of Union, Mountain Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Antonio Pavia, resigned; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

MONDAY, APRIL 22, 1912.

William M. Brower to be justice of the peace for the city of Baguio, subprovince of Benguet, Mountain Province, at a salary of ₱2,400 per annum; pursuant to the provisions of section 1 of Act No. 1627 and section 17 of Act No. 1963, the nomination of Capt. Walter S. North, P. C., as justice of the peace for the city of Baguio, subprovince of Benguet, Mountain Province, erroneously submitted to and confirmed by the Philippine Commission on April 11, 1912, being hereby revoked.

Crisostomo C. Javier to be justice of the peace for the municipality of Laua-an, Province of Antique, Tenth Judicial District, vice Tomas Solaver, relieved; pursuant to the provisions of section 1 of Act No. 2041, the nomination of said Crisostomo C. Javier as justice of the peace of Kulasi, Antique, erroneously submitted to and confirmed by the Philippine Commission on January 18, 1912, being hereby revoked.

Romualdo Aranda to be justice of the peace for the municipality of Bigaa, Province of Bulacan, Fifth Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Edilberto Franco to be justice of the peace for the municipality of Baggao, Province of Cagayan, First Judicial District, vice Rafael B. Catolico, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Lucio Torres to be justice of the peace for the municipality of Naic, Province of Cavite, Sixth Judicial District, vice Blas Cena, relieved; pursuant to the provisions of section 1 of Act No. 2041.

WEDNESDAY, APRIL 24, 1912.

William W. Barclay to be special agent, vice William T. Nolting, appointed Collector of Internal Revenue; pursuant to the provisions of existing law.

Frederic W. Taylor to be member of the Philippine Board of the Panama-Pacific International Exposition, vice William W. Barclay, nominated special agent; pursuant to the provisions of section 1 of Act No. 2163, such appointment to be without additional compensation until such time as the work of the exposition shall demand the exclusive attention of the members of the board.

Charles G. Stark to be treasurer for the Moro Province, at a salary of ₱8,000 per annum—the appointment to be effective on May 1, 1912—vice Fred L. Wilson, resigned; pursuant to the provisions of section 4 of Act No. 787, as amended by Acts Nos. 1283 and 1673.

Juan Morales Baculi to be justice of the peace for the municipality of Amulung, Province of Cagayan, First Judicial District, vice Alejandro Catolico, P. C., relieved; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, JUNE 11, 1912.

Felicisimo Feria as assistant attorney, Bureau of Justice, promotion from a salary of ₱4,500 per annum to that of ₱5,000 per annum, to be effective as of June 1, 1912.

Carlos A. Imperial as assistant attorney, Bureau of Justice, promotion from a salary of ₱4,500 per annum to that of ₱5,000 per annum, to be effective as of June 1, 1912.

Luis P. Torres as assistant attorney, Bureau of Justice, promotion from a salary of ₱4,000 per annum to that of ₱4,500 per annum, to be effective as of June 1, 1912.

Antonio Villa-Real as assistant attorney, Bureau of Justice, promotion from a salary of ₱4,000 per annum to that of ₱4,500 per annum, to be effective as of June 1, 1912.

Gordon Fairchild as assistant attorney, Bureau of Justice, promotion from a salary of ₱3,600 per annum to that of ₱4,000 per annum, to be effective as of June 1, 1912.

Edward W. Reynolds as assistant attorney, Bureau of Justice, promotion from a salary of ₱3,600 per annum to that of ₱4,000 per annum, to be effective as of June 1, 1912.

Chester J. Gerkin to be assistant attorney, Bureau of Justice, at a salary of ₱3,600 per annum, the appointment to be effective upon qualification.

Eulogio P. Revilla to be fourth assistant prosecuting attorney for the city of Manila—the appointment to be effective on June 10, 1912—vice W. H. Booram, resigned; pursuant to the provisions of Act No. 183.

Ernest F. Dufresne to be fifth assistant prosecuting attorney for the city of Manila—the appointment to be effective upon qualification—vice Eulogio P. Revilla, nominated fourth assistant prosecuting attorney for the city of Manila; pursuant to the provisions of Act No. 183.

M. Esteban Infante to be justice of the peace for the municipality of Viga, Province of Albay, Eighth Judicial District, vice Prudencio Abundo, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Sixto Bertumen to be justice of the peace for the municipality of Mabini, Province of Bohol, Eleventh Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Honorato Gamus, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Antonio Iringan to be justice of the peace for the municipality of Claveria, Province of Cagayan, First Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Felipe Pasis, relieved; pursuant to the provisions of Section 1 of Act No. 2041 and section 5 of Act No. 2131.

Nicanor Martelino to be justice of the peace for the municipality of Lezo, Province of Capiz, Fifteenth Judicial District, vice Felix Madayag, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Solis to be justice of the peace for the municipality of Looc, Province of Capiz, Fifteenth Judicial District, vice Eliseo Estudillo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Raymundo C. Jeciel to be justice of the peace for the municipality of Alfonso, Province of Cavite, Sixth Judicial District, vice Rafael Escover, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Anastacio de la Cuesta to be justice of the peace for the municipality of Vintar, Province of Ilocos Norte, Second Judicial District, vice Manuel Gapusan, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Gregorio Jalbuena to be justice of the peace for the municipality of Jaro, Province of Iloilo, Ninth Judicial District, vice Numeriano

Villalobos, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Fausto Badurria to be justice of the peace for the municipality of Magdalena, Province of Laguna, Sixth Judicial District, vice Ramon P. Zaide, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Juan Katindoy to be justice of the peace for the municipality of Abuyog, Province of Leyte, Twelfth Judicial District, vice Vicente Brillantes, removed; pursuant to the provisions of section 1 of Act No. 2041.

Pablo A. Lawsin to be justice of the peace for the municipality of Babatngon, Province of Leyte, Twelfth Judicial District, vice Matias Dean, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Marcelo H. Perez to be justice of the peace for the municipality of Palo, Province of Leyte, Twelfth Judicial District, vice Jose M. Victorino, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Januario Perez to be justice of the peace for the municipality of Tanauan, Province of Leyte, Twelfth Judicial District, vice Jose Magno, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente O. Romualdez to be justice of the peace for the municipality of Tolosa, Province of Leyte, Twelfth Judicial District, vice Miguel Romualdez, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Julian Yagumyum to be justice of the peace for the municipality of Villaba, Province of Leyte, Twelfth Judicial District, vice Tomas C. Soto, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pedro Viaña to be justice of the peace for the township of Mamburao, Province of Mindoro, Seventh Judicial District, vice Luciano Servando, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Manuel F. Bueno to be justice of the peace for the municipality of Baliangao, Province of Misamis, Thirteenth Judicial District - to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Mariano Villanueva, resigned; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Henry C. Stanton to be justice of the peace for the municipality of Jolo, Moro Province, Fourteenth Judicial District, vice Mariano de Leon, resigned; pursuant to the provisions of Act No. 1627.

Bartolome J. Cuadra to be justice of the peace for the municipality of Zamboanga, Moro Province, Fourteenth Judicial District, vice Adriano Rodriguez, removed; pursuant to the provisions of Act No. 1627.

Mariano Icasiano to be justice of the peace for the municipality of Aliaga, Province of Nueva Ecija, Fourth Judicial District, vice Felino Cajucom, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pantaleon Perlas to be justice of the peace for the municipality of San José, Province of Nueva Ecija, Fourth Judicial District, vice Nicolas Valenton, removed; pursuant to the provisions of section 1 of Act No. 2041.

Alejo Mequiabas to be justice of the peace for the municipality of Maria, Province of Oriental Negros, Sixteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Cosme Bustamante to be justice of the peace for the municipality of Pasay, Province of Rizal, Fifth Judicial District, vice Leocadio Villareal, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Agustin Garcia Gavieres to be justice of the peace for the municipality of San Juan del Monte, Province of Rizal, Fifth Judicial District, vice Juan Molina, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Andres Lobrio to be justice of the peace for the municipality of Sulat, Province of Samar, Twelfth Judicial District, vice Simeon Operario, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Augurio Martires to be justice of the peace for the municipality of Casiguran, Province of Sorsogon, Fifteenth Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Pacifico Dumlao to be justice of the peace for the municipality of Hinatuan, Province of Surigao, Thirteenth Judicial District, vice Lupo E. Picasales, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Julian Martinez to be justice of the peace for the municipality of Tandag, Province of Surigao, Thirteenth Judicial District, vice Manuel Serra, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Regino Isla to be justice of the peace for the municipality of Pura, Province of Tarlac, Fourth Judicial District, vice Jose Villarta, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Francisco Lesaca to be justice of the peace for the municipality of Botolan, Province of Zambales, Third Judicial District, vice Julian Crispin, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Julian Alberto to be justice of the peace for the municipality of Candelaria, Province of Zambales, Third Judicial District, vice Vicente de la Llama, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Saturnino Pastor to be justice of the peace for the municipality of San Felipe, Province of Zambales, Third Judicial District, vice Pablo Francia, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Ciriaco Sahagun to be justice of the peace for the municipality of San Narciso, Province of Zambales, Third Judicial District, vice Paulino de los Santos, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Victoriano Toca to be auxiliary justice of the peace for the municipality of Jovellar, Province of Albay, Eighth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Tomás Raso, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Celedonio Chavez to be auxiliary justice of the peace for the municipality of Cuenca, Province of Batangas, Seventh Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Emiliano Limbo, resigned; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Jose Flores to be auxiliary justice of the peace for the municipality of Maribojoc, Province of Bohol, Sixteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Pedro Descallar, deceased; pursuant to the provisions of section 1 of Act No. 2041, and section 5 of Act No. 2131.

Victoriano V. Valle to be auxiliary justice of the peace for the municipality of Lapog, Province of Ilocos Sur, Second Judicial District, vice Mariano Aquino, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pastor Mercado to be auxiliary justice of the peace for the municipality of Initao, Province of Misamis, Thirteenth Judicial District—the appointment to continue until such time as a person who has the qualifications prescribed by law and is willing to accept the appointment can be found—vice Apolonio Ysrael, resigned; pursuant to the provisions of sections 1 and 9 of Act No. 2041.

Ciriaco Lisada to be auxiliary justice of the peace for the municipality of Davao, Moro Province, Fourteenth Judicial District, vice J. L. Burchfield, resigned; pursuant to the provisions of Act No. 1627.

Simeon Garcia to be auxiliary justice of the peace for the municipality of Pasig, Province of Rizal, Fifth Judicial District, vice Engracio Santiago, relieved; pursuant to the provisions of section 1 of Act No. 2041.

MONDAY, JUNE 17, 1912.

William C. Bryant to be provincial governor for the Province of Agusan, vice Frederick Johnson; pursuant to the provisions of section 2 of Act No. 1693.

John H. Evans to be provincial governor for the Province of Palawan, vice Edward Y. Miller, deceased; pursuant to the provisions of section 3 of Act No. 1396.

Claude D. Upington to be treasurer for the Province of Cebu, vice Eugene Garnett, transferred to the Bureau of the Treasury; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

George J. Muni to be treasurer for the Province of Iloilo, vice W. W. Barclay, appointed special agent; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Leonard G. Dawson to be treasurer for the Province of Ilocos Sur, vice Claude D. Upington, nominated treasurer for the Province of Cebu; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Frank B. Parsons to be treasurer for the Province of Tayabas, vice Leonard G. Dawson, nominated treasurer for the Province of Ilocos Sur; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Joseph W. Crow to be treasurer for the Province of Batangas, vice George J. Muni, nominated treasurer for the Province of Iloilo; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

William M. Gracey to be treasurer for the Province of Capiz, vice Joseph W. Crow, nominated treasurer for the Province of Batangas; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Walter E. Franke to be treasurer for the Province of Samar, vice William M. Gracey, nominated treasurer for the Province of Capiz; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Clark James to be treasurer for the Province of Misamis, vice William M. Gracey, appointed treasurer for the Province of Samar; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Edgar R. Tarwater to be treasurer for the Province of Surigao, vice Edwin B. Keesey, appointed treasurer for the Province of Cagayan; pursuant to the provisions of section 5 of Act No. 83, and section 1 of Act No. 1581, as amended by Act No. 1716.

Tomas P. Maddela to be secretary-treasurer for the Province of Nueva Vizcaya, at a salary of ₱3,000 per annum, vice William C. Bryant, appointed provincial governor of Nueva Vizcaya; pursuant to the provisions of section 5 of Act No. 1396.

Rafael Lozada to be justice of the peace for the municipality of Dumarao, Province of Capiz, Fifteenth Judicial District, vice Ricardo Alovera, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Lieut. Frank M. Sowers, P. C., to be justice of the peace for the municipality of Dansalan, Moro Province, Thirteenth Judicial District, vice Lieut. C. W. Elliott, resigned; pursuant to the provisions of section 27 of Act No. 787, as amended by Acts Nos. 1164, 1283, 1450, and 1627.

Rafael Montenegro to be justice of the peace for the municipality of Lazi, Province of Oriental Negros, Sixteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Juan Ogdol, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Juan Bengson to be justice of the peace for the municipality of Lingayen, Province of Pangasinan, Third Judicial District, at a salary of ₱1,800 per annum, vice Rafael Monserrat, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Juan Losa Alerre to be auxiliary justice of the peace for the municipality of Bula, Province of Ambos Camarines, Eighth Judicial District, to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Hermogenes Suico to be auxiliary justice of the peace for the municipality of Oroquieta, Province of Misamis, Thirteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Aniceto Y. Enerio, resigned; pursuant to the provisions of section 1 of Act No. 2041, and section 5 of Act No. 2131.

Timoteo Braganza to be auxiliary justice of the peace for the municipality of Balincaguin, Province of Pangasinan, Third Judicial District, vice Calixto Rodriguez, relieved; pursuant to the provisions of section 1 of Act No. 2041.

THURSDAY, JUNE 27, 1912.

Dr. W. E. Musgrave to be member of the committee to investigate the causes of the excessive infant mortality in the Philippine Islands, and the methods which should be adopted to decrease it; pursuant to the provisions of Act No. 2116.

Dr. Luis Guerrero to be member of the committee to investigate the causes of the excessive infant mortality in the Philippine Islands, and the methods which should be adopted to decrease it; pursuant to the provisions of Act No. 2116.

Dr. Proceso Gabriel to be member of the committee to investigate the causes of the excessive infant mortality in the Philippine Islands, and the methods which should be adopted to decrease it; pursuant to the provisions of Act No. 2116.

Francisco Legaspi to be justice of the peace for the municipality of Binangonan, Province of Rizal, Fifth Judicial District, vice José

Iñares, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Timoteo Bernabe to be justice of the peace for the municipality of Las Piñas, Province of Rizal, Fifth Judicial District, vice Simon Villareal, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pedro Pascual y Oliveros to be justice of the peace for the municipality of Taytay, Province of Rizal, Fifth Judicial District, vice Ysaac Garcia, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Noscal to be justice of the peace for the municipality of Gumaca, Province of Tayabas, Seventh Judicial District, vice Aurelio Nava, resigned; pursuant to the provisions of section 1 of Act No. 2041.

SATURDAY, JULY 13, 1912.

Jose Losada to be district health officer for the Province of Batangas at a salary of ₱2,700 per annum; pursuant to the provisions of Act No. 1487.

Pedro E. Chavez to be justice of the peace for the municipalities of Bato and Baras, Province of Albay, Eighth Judicial District, at a salary of ₱900 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Evaristo Badiola to be justice of the peace for the municipality of Capalonga, Province of Ambos Camarines, Eighth Judicial District, vice Mariano Balane, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Andres Girado to be justice of the peace for the municipality of Valderrama, Province of Antique, Tenth Judicial District, vice Juan Sangco, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Eugenio Salazar to be justice of the peace for the municipality of Silang, Province of Cavite, Sixth Judicial District, vice Nicolas Madlansacay, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Juan Rillo to be justice of the peace for the municipalities of Calamba and Los Baños, Province of Laguna, Sixth Judicial District, at a salary of ₱900 per annum, vice Simeon Garcia, appointed auxiliary justice of the peace of Pasig, Rizal; pursuant to the provisions of section 1 of Act No. 2041.

Fermin H. Dayuja to be justice of the peace for the municipality of Kawayan, Province of Leyte, Twelfth Judicial District, vice Eugenio Obispo, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Trani to be justice of the peace for the municipality of Pastrana, Province of Leyte, Twelfth Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Severino Maluanag to be justice of the peace for the township of Bulalacao, Province of Mindoro, Seventh Judicial District, vice Glicerio Ordoñez, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pio K. Tabunda to be justice of the peace for the municipality of Basey, Province of Samar, Twelfth Judicial District, vice Claudio Guerrero, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Antonio Froilan to be justice of the peace for the municipality of Calbiga, Province of Samar, Twelfth Judicial District, vice Alejandro Sabarre, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Wenceslao B. Congson to be justice of the peace for the municipality of Capul, Province of Samar, Twelfth Judicial District, vice Cornelio E. Cabacang, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pedro Rebadulla to be justice of the peace for the municipality of Catubig, Province of Samar, Twelfth Judicial District, vice Jacob Turla, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Pio Hipe to be justice of the peace for the municipality of Dolores, Province of Samar, Twelfth Judicial District, vice Angel C. Crisologo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Angel Rosales to be justice of the peace for the municipality of Gandara, Province of Samar, Twelfth Judicial District, vice Ariston Ramos, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Marcelo Santos to be justice of the peace for the municipality of Oras, Province of Samar, Twelfth Judicial District, vice Benito Montallana, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Lucio Mijares to be justice of the peace for the municipality of Palapag, Province of Samar, Twelfth Judicial District, vice Miguel C. Infante, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Ciriaco S. Fuentes to be justice of the peace for the municipality of Santa Rita, Province of Samar, Twelfth Judicial District, vice Mamerto Ilagan, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Francisco de la Rosa to be justice of the peace for the municipality of Palauig, Province of Zambales, Third Judicial District, vice Domingo Doloroso, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Jorge Salang to be justice of the peace for the municipality of Subic, Province of Zambales, Third Judicial District, vice Justo de Perio, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Alipio Arcila to be auxiliary justice of the peace for the municipality of Virac, Province of Albay, Eighth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Severiano Talion, appointed Justice of the Peace of Calolbon, Albay; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Mariano Rey to be auxiliary justice of the peace for the municipality of Iguig, Province of Cagayan, First Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Blas Rey, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Angel Gomez de Leon to be auxiliary justice of the peace for the municipality of Lal-lo, Province of Cagayan, First Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Getulio Dazo Reyes, deceased; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Jose Narag to be auxiliary justice of the peace for the municipality of Mauanan, Province of Cagayan, First Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Martin Caulan, deceased; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Alfonso Rosal to be auxiliary justice of the peace for the municipality of Santo Domingo, Province of Ilocos Sur, Second Judicial District, vice Juan Tesoro, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Jose Belmonte to be auxiliary justice of the peace for the municipality of Vigan, Province of Ilocos Sur, Second Judicial District, vice Alberto Reyes, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Antonio Horrilleno to be auxiliary justice of the peace for the municipality of Iloilo, Province of Iloilo, Ninth Judicial District, vice José Evangelista, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pelagio Arenas to be auxiliary justice of the peace for the municipality of Talisayan, Province of Misamis, Thirteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Arcadio Pader, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Jefferson Deevy, jr., to be auxiliary justice of the peace for the municipality of Dansalan, Moro Province, Thirteenth Judicial District, vice Lieut. W. H. Simpson, Sixth U. S. Infantry, relieved; pursuant to the provisions of Act No. 1627.

Fidenciano Nequinto to be auxiliary justice of the peace for the municipality of Sibulan, Province of Oriental Negros, Eleventh Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Francisco Divinagracia, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Pedro Marciano to be auxiliary justice of the peace for the municipality of Mogpog, Province of Tayabas, Seventh Judicial District, vice Tranquilino Santiago, relieved; pursuant to the provisions of section 1 of Act No. 2041.

THURSDAY, JULY 18, 1912.

Nicanor Iñiguez to be justice of the peace for the municipality of Maasin, Province of Leyte, Sixteenth Judicial District, vice Flaviano Aguilar, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Florentino A. Reyes to be auxiliary justice of the peace for the municipality of Candaba, Province of Pampanga, Fourth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Baltazar Luciano, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Angelo Javier to be auxiliary justice of the peace for the municipality of Lubao, Province of Pampanga, Fourth Judicial District, vice Rufino Macapagal Ybarra, relieved; pursuant to the provisions of section 1 of Act No. 2041.

MONDAY, AUGUST 5, 1912.

Harry S. Ross to be private secretary to the Secretary of Commerce and Police and secretary of the Board of Rate Regulation, at a salary of ₱6,000 per annum, ₱4,800 to be paid from the appropriation for the Executive Bureau and the remaining ₱1,200 from the appropriation for the Board of Rate Regulation; pursuant to the provisions of Act No. 1779 and of the order of the Governor-General, dated to-day, consolidating the offices of private secretary to the Secretary of Commerce and Police and secretary of the Board of Rate Regulation.

Feliciano Decenteceo to be justice of the peace for the municipality of Malitbog, Province of Leyte, Sixteenth Judicial District, vice Edilberto Escaño, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Capt. Houston B. Parrott, P. S., to be justice of the peace for the municipality of Malabang, Moro Province, Fourteenth Judicial District, vice Capt. E. G. Bingham, Medical Corps, U. S. Army, resigned; pursuant to the provisions of Act No. 1627.

Laureano Gonzales to be justice of the peace for the municipality of Nampicuan, Province of Nueva Ecija, Fourth Judicial District,

vice Wenceslao M. Gonzales, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pelagio Hernaez to be justice of the peace for the municipalities of Siquijor and San Juan, Province of Oriental Negros, Sixteenth Judicial District, at a salary of ₱990 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Roman Punsalan Serrano to be justice of the peace for the municipality of Porac, Province of Pampanga, Fourth Judicial District, vice Catalino M. Dizon, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Faustino Claudio to be justice of the peace for the municipality of San Manuel, Province of Pangasinan, Third Judicial District, vice Pablo Mejia, appointed justice of the peace of Asingan, Pangasinan; pursuant to the provisions of section 1 of Act No. 2041.

Bernardo Dagala to be justice of the peace for the municipality of Navotas, Province of Rizal, Fifth Judicial District, vice Hermogenes Monroy, removed; pursuant to the provisions of section 1 of Act No. 2041.

Lamberto Tirol to be auxiliary justice of the peace for the municipality of Buruanga, Province of Capiz, Fifteenth Judicial District, vice Nicolas Prado, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Antolin Frias to be auxiliary justice of the peace for the municipality of Cebu, Province of Cebu, Eleventh Judicial District, vice José Vaño, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Esteban Ocupanda to be auxiliary justice of the peace for the municipality of Zamboanguita, Province of Oriental Negros, Sixteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Aguedo Bailon, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

THURSDAY, AUGUST 22, 1912.

Joaquin Pardo de Tavera to be assistant attorney, Bureau of Justice, at a salary of ₱3,600 per annum; pursuant to existing provisions of law.

Anacleto Diaz to be fiscal for the Province of Ilocos Sur, the appointment to be effective on September 1, 1912, vice Luis Encarnación, resigned; pursuant to the provisions of section 5 of Act No. 83, section 2 of Act No. 1701, as amended, and Executive Order No. 43, series of 1907, as amended.

Ponciano Reyes to be fiscal for the Province of Iloilo, the appointment to be effective on September 1, 1912, vice Juan de Leon, resigned; pursuant to the provisions of section 5 of Act No. 83, section 2 of Act No. 1701, as amended, and Executive Order No. 43, series of 1907, as amended.

Angel Roco to be fiscal for the Province of Capiz, the appointment to be effective on September 1, 1912, vice Ponciano Reyes, nominated fiscal for the Province of Iloilo; pursuant to the provisions of section 5 of Act No. 83, section 2 of Act No. 1701, as amended, and Executive Order No. 43, series of 1907, as amended.

Miguel Paz to be justice of the peace for the municipality of Sipocot, Province of Ambos Camarines, Eighth Judicial District, vice Miguel Midem, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Nicasio A. Gepana to be justice of the peace for the municipalities of Arevalo and Oton, Province of Iloilo, Ninth Judicial District, at a salary of ₱990 per annum; pursuant to the provisions of section 1 of Act No. 2041.

Cayetano Mandario to be justice of the peace for the municipality of Cabatuan, Province of Iloilo, Ninth Judicial District, vice Santiago Muñieza, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Federico Tirador to be justice of the peace for the municipality of Dingle, Province of Iloilo, Ninth Judicial District, vice Nicolas Roses, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Tranquilino Divinagracia to be justice of the peace for the municipality of Janiuy, Province of Iloilo, Ninth Judicial District, vice Rufino Armada, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Maximo Y. Corral to be justice of the peace for the municipality of Miagao, Province of Iloilo, Ninth Judicial District, vice Tranquilino Netura, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Luis Servando to be justice of the peace for the municipality of Pototan, Province of Iloilo, Ninth Judicial District, vice Elias Pulmones, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Juan de Dios Generosa to be justice of the peace for the municipality of San Joaquin, Province of Iloilo, Ninth Judicial District, vice Amadeo Savillo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Isidoro Montaña to be justice of the peace for the municipality of Santa Barbara, Province of Iloilo, Ninth Judicial District, vice Vicente Casten, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Yusay, to be justice of the peace for the municipality of Tigbauan, Province of Iloilo, Ninth Judicial District, vice Vicente Tubungbanua, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Salvador Flordeliz to be justice of the peace for the municipality of Bato, Province of Leyte, Sixteenth Judicial District, vice Segundo

Kuison, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Julio Vakall to be justice of the peace for the municipality of Hinunangan, Province of Leyte, Sixteenth Judicial District, vice Ricardo Fernandez, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Jose Kudera to be justice of the peace for the municipality of Inopacan, Province of Leyte, Sixteenth Judicial District, vice Hugo B. Kudera, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Bernabe Victorino to be justice of the peace for the municipality of Liloan, Province of Leyte, Sixteenth Judicial District, vice Eulogio de los Reyes, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Filemon Ruiz to be justice of the peace for the municipality of Matalom, Province of Leyte, Sixteenth Judicial District, vice Alfredo Kangleon, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Juan Liabres to be justice of the peace for the township of Abra de Ilog, Province of Mindoro, Seventh Judicial District; pursuant to the provisions of section 1 of Act No. 2041, and of Resolution No. 95 of the Philippine Commission, adopted on August 22, 1912.

Timoteo C. Alicpala to be justice of the peace for the township of Pola, Province of Mindoro, Seventh Judicial District; pursuant to the provisions of section 1 of Act No. 2041 and of Resolution No. 95 of the Philippine Commission, adopted on August 22, 1912.

Gregorio Gonzales to be justice of the peace for the municipality of Agno, Province of Pangasinan, Third Judicial District, vice Marcelino Rivero, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Alejandro Hilvano to be justice of the peace for the municipality of Guiuan, Province of Samar, Twelfth Judicial District, vice Policarpo Gonzales, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Isabelo de Gracia to be justice of the peace for the municipality of Mauban, Province of Tayabas, Seventh Judicial District, vice Gaudencio R. Eleazar, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Fernando Gonzales to be justice of the peace for the municipality of Cabangan, Province of Zambales, Third Judicial District, vice Gregorio de los Trino, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Mauricio Santelices to be auxiliary justice of the peace for the municipality of Calolbon, Province of Albay, Eighth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Bernardo Antonio, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Jose Verdote to be auxiliary justice of the peace for the municipality of Camalig, Province of Albay, Eighth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Silvino Morco, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Julio A. Naldo to be auxiliary justice of the peace for the municipality of Baa, Province of Ambos Camarines, Eighth Judicial District, vice Evaristo Badiola, appointed justice of the peace of Capalonga; pursuant to the provisions of section 1 of Act No. 2041.

Cesareo Durban to be auxiliary justice of the peace for the municipality of Santa Barbara, Province of Iloilo, Ninth Judicial District, vice Francisco Barrioso, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Esteban Arradaza to be auxiliary justice of the peace for the municipality of Ormoc, Province of Leyte, Sixteenth Judicial District, to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

George Lesslie to be auxiliary justice of the peace for the municipality of Baganga, Moro Province, Fourteenth Judicial District, vice Dalmacio Ferrando, resigned; pursuant to the provisions of Act No. 1627.

TUESDAY, SEPTEMBER 17, 1912.

Lieut. Dorr H. Malone, P. C., to be justice of the peace for the settlement of Waloe, Province of Agusan, Thirteenth Judicial District, vice Lieut. L. D. Atkins, P. C., relieved; pursuant to the provisions of Act No. 1627 and of the resolution of the Philippine Commission adopted on January 3, 1911.

Serafin Rojano to be justice of the peace for the municipality of Ragay, Province of Ambos Camarines, Eighth Judicial District, vice Juan Miguel, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Ricardo Ponce to be justice of the peace for the municipality of Candijay, Province of Bohol, Sixteenth Judicial District, vice Felipe E. Cimagala, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Julian Canillas to be justice of the peace for the municipality of Leon, Province of Iloilo, Ninth Judicial District, vice Juan Sale, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Hilario Barte to be justice of the peace for the municipality of Ormoc, Province of Leyte, Sixteenth Judicial District, vice Jesus I. de Veyra, removed; pursuant to the provisions of section 1 of Act No. 2041.

Generoso D. Cuerpo to be justice of the peace for the municipality of San Antonio, Province of Nueva Ecija, Fourth Judicial District,

vice Isidoro Torres, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Emiliano R. Lozada to be justice of the peace for the municipality of Escalante, Province of Occidental Negros, Tenth Judicial District, vice Pedro Amante, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Marcelo Ermita to be auxiliary justice of the peace for the municipality of Nasugbu, Province of Batangas, Seventh Judicial District, vice Vicente G. Oliva, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Ligorio Cutanda to be auxiliary justice of the peace for the municipality of Ubay, Province of Bohol, Sixteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed—vice Felix Buyser, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

José G. Montalvo to be auxiliary justice of the peace for the municipality of Jaro, Province of Iloilo, Ninth Judicial District, vice Sotero Hinolan, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Bartolome Kionisala to be auxiliary justice of the peace for the municipality of Sagay, Province of Misamis, Thirteenth Judicial District—to continue until the appointment of a qualified successor—vice Francisco J. Dagaraga, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Miguel Obach to be auxiliary justice of the peace for the municipality of Iligan, Moro Province, Thirteenth Judicial District, vice Eustaquio Adeva, resigned; pursuant to the provisions of Act No. 1627.

Rafael Divino to be auxiliary justice of the peace for the municipality of Hinigaran, Province of Occidental Negros, Tenth Judicial District, vice Jacinto Pido, removed; pursuant to the provisions of section 1 of Act No. 2041.

Numeriano Macasieb to be auxiliary justice of the peace for the municipality of Calasiao, Province of Pangasinan, Third Judicial District, vice Florentino Clemente, appointed justice of the peace of Infanta; pursuant to the provisions of section 1 of Act No. 2041.

Clemente Hermoseado to be auxiliary justice of the peace for the municipality of Casiguran, Province of Sorsogon, Fifteenth Judicial District—to continue as such until such time as a person who has the qualifications prescribed by law is appointed and qualified—vice Januario Habla, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Jose Desvarro to be auxiliary justice of the peace for the municipality of Gumaca, Province of Tayabas, vice Juan Tañada, appointed justice of the peace of Alabat; pursuant to the provisions of section 1 of Act No. 2041.

SATURDAY, SEPTEMBER 21, 1912.

Federico S. Militar to be justice of the peace for the municipality of Balasan, Province of Iloilo, Ninth Judicial District, vice Saturnino Brodeth, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Leopoldo Alerta to be justice of the peace for the municipality of Barotac Nuevo, Province of Iloilo, Ninth Judicial District, vice Ildefonso Doronila, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pablo Britanico to be justice of the peace for the municipality of Dumangas, Province of Iloilo, Ninth Judicial District, vice Ildefonso Doronila, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Justino Sevilla to be justice of the peace for the municipality of San Juan de Guimba, Province of Nueva Ecija, Fourth Judicial District, vice Paulo Medina, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Segundo Bernardo to be justice of the peace for the municipality of San Leonardo, Province of Nueva Ecija, Fourth Judicial District, vice Rufino Valmonte, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Esteban Pabalan to be justice of the peace for the municipality of Santo Domingo, Province of Nueva Ecija, Fourth Judicial District, vice J. Luis Salazar, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Simeon Garcia to be justice of the peace for the municipality of Pasig, Province of Rizal, Fifth Judicial District, vice Ambrosio Flores, deceased; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, OCTOBER 8, 1912.

Luis Caballero to be district health officer, promotion from a salary of ₱2,400 per annum to that of ₱2,640 per annum, the promotion to be effective as of October 1, 1912; pursuant to the provisions of Act No. 1487.

Alfonso Rili to be justice of the peace for the municipality of Daet, Province of Ambos Camarines, Eighth Judicial District, vice Arsenio Valenciano, nominated justice of the peace of Minalabac; pursuant to the provisions of section 1 of Act No. 2041.

Ibo Alvarez to be justice of the peace for the municipality of Lagonoy, Province of Ambos Camarines, Eighth Judicial District, vice Esteban Mendoza, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Arsenio Valenciano to be justice of the peace for the municipality of Minalabac, Province of Ambos Camarines, Eighth Judicial District, vice Serafin Rojano, appointed justice of the peace of Ragay; pursuant to the provisions of section 1 of Act No. 2041.

Esteban Coruña, to be justice of the peace for the municipality of San José de Buenavista, Province of Antique, Tenth Judicial District, at a salary of ₱1,200 per annum, vice Ramon Masa, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Lieut. W. G. Muldoon, P. S., to be justice of the peace for the municipality of Siasi, Moro Province, Fourteenth Judicial District, vice Capt. Edward Dworak, P. S., resigned; pursuant to the provisions of Act No. 1627.

Crisanto de la Fuente to be justice of the peace for the municipality of Cabanatuan, Province of Nueva Ecija, Fourth Judicial District, at a salary of ₱1,200 per annum, vice Antonio Jimenez, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Lozada to be justice of the peace for the municipality of Cauayan, Province of Occidental Negros, Tenth Judicial District, vice Nestor Chaves, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Bernardo Langara to be justice of the peace for the municipality of Allen, Province of Samar, Twelfth Judicial District, vice Bonifacio Manoc, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Basilio Rosales to be justice of the peace for the municipalities of Oquendo and Tinambacan, Province of Samar, Twelfth Judicial District, at a salary of ₱900 per annum, vice Ponciano Mancol and Isabelo Sta. Juana, resigned and relieved, respectively; pursuant to the provisions of section 1 of Act No. 2041.

Antonio Funcion Huarte to be justice of the peace for the municipality of San Julian, Province of Samar, Twelfth Judicial District, vice Pablo Rauces, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Mariano Balane to be auxiliary justice of the peace for the municipality of Indan, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Anacleto Obusan, appointed justice of the peace; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Inocencio Dames to be auxiliary justice of the peace for the municipality of Paracale, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Eugenio Danas, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Antonino Madamba to be auxiliary justice of the peace for the municipality of Bacarra, Province of Ilocos Norte, Second Judicial District, vice Lorenzo Castro, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Eugenio Kempis to be auxiliary justice of the peace for the municipality of Dulag, Province of Leyte, Twelfth Judicial District,

vice Angel Tiauzon, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Catalino E. Santos to be auxiliary justice of the peace for the municipality of Palo, Province of Leyte, Twelfth Judicial District, vice Federico Advincula, resigned; pursuant to the provisions of section 1 of Act No. 2041.

WEDNESDAY, OCTOBER 16, 1912.

Rafael Palma to be member of the Board of Regents of the University of the Philippines, for a term of five years from date of confirmation hereof; pursuant to the provisions of section 4, Act No. 1870, as amended.

Simon Tan to be justice of the peace for the municipality of Laoang, Province of Samar, Twelfth Judicial District, vice Domingo Adoro, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Ramon Suarez, to be justice of the peace for the municipality of Lavezares, Province of Samar, Twelfth Judicial District, vice Clutario Reyes, removed; pursuant to the provisions of section 1 of Act No. 2041.

FRIDAY, OCTOBER 18, 1912.

Gregorio Goyena to be passed assistant engineer with relative rank of second lieutenant, Bureau of Navigation, the appointment to be effective as of October 2, 1912; pursuant to the provisions of Act No. 1980.

Faustino Eloriaga to be auxiliary justice of the peace for the municipality of Caloocan, Province of Rizal, Fifth Judicial District, vice Reginio Asistio, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Lazaro del Rosario to be auxiliary justice of the peace for the municipality of Pasay, Province of Rizal, Fifth Judicial District, vice Benito Reyes, resigned; pursuant to the provisions of section 1 of Act No. 2041.

MONDAY, OCTOBER 21, 1912.

Henry C. Stanton to be justice of the peace for the municipality of Jolo, Moro Province, Fourteenth Judicial District; pursuant to the provisions of section 1 of Act No. 1627.

Victor Valencia to be justice of the peace for the municipality of Tolong, Province of Oriental Negros, Sixteenth Judicial District— to continue as such until the appointment of a qualified successor— vice Pablo Utzurum, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Francisco Colinares to be justice of the peace for the municipality of Balangiga, Province of Samar, Twelfth Judicial District, vice

Pedro Abanador, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Casiano L. Trinchera to be justice of the peace for the municipality of Santo Niño, Province of Samar, Twelfth Judicial District, vice Carlos A. Cortes, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Gregorio Loilo to be justice of the peace for the municipality of Gubat, Province of Sorsogon, Fifteenth Judicial District, vice Eugenio Obsum, deceased; pursuant to the provisions of section 1 of Act No. 2041.

Gregorio Canda to be justice of the peace for the municipality of Gigaquit, Province of Surigao, Thirteenth Judicial District, vice Nicolas D. Enano, removed; pursuant to the provisions of section 1 of Act No. 2041.

Mariano Enriquez to be auxiliary justice of the peace for the municipality of Carigara, Province of Leyte, Twelfth Judicial District, vice Calixto Llamas, resigned; pursuant to the provisions of Act No. 2041.

Catalino Palisoc to be auxiliary justice of the peace for the municipality of Binmaley, Province of Pangasinan, Third Judicial District, vice Ricardo Fernandez, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Jacinto Mejia to be auxiliary justice of the peace for the municipality of San Nicolas, Province of Pangasinan, Third Judicial District, vice Tomas Tampoya, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Gonzalo Callanta to be auxiliary justice of the peace for the municipality of Villasis, Province of Pangasinan, Third Judicial District, vice Paulino Lopez, resigned; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, OCTOBER 22, 1912.

Eduardo de Bosch to be auxiliary justice of the peace for the municipality of Bayambang, Province of Pangasinan, Third Judicial District, vice Alejo C. Sison, resigned; pursuant to the provisions of section 1 of Act No. 2041.

THURSDAY, OCTOBER 24, 1912.

Emilio Sanchez to be auxiliary justice of the peace for the municipality of Alabat, Province of Tayabas, Seventh Judicial District, to continue until the appointment of a qualified successor, vice José Romey, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Eulalio Garcia to be auxiliary justice of the peace for the municipality of Lucena, Province of Tayabas, Seventh Judicial District, vice Guillermo Eleazar, resigned; pursuant to the provisions of section 1 of Act No. 2041.

FRIDAY, OCTOBER 25, 1912.

Norberto Comia to be justice of the peace for the township of Caluya, Province of Mindoro, Seventh Judicial District; pursuant to the provisions of section 1 of Act No. 2041 and of Resolution No. 2 of the Philippine Commission, adopted on October 25, 1912.

Paulino de los Santos to be auxiliary justice of the peace for the municipality of San Narciso, Province of Zambales, Third Judicial District, to continue as such until the appointment of a qualified successor; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

SATURDAY, OCTOBER 26, 1912.

Hospicio Ochaterena to be justice of the peace for the municipality of Dapitan, Moro Province, Thirteenth Judicial District, vice Lieut. George H. Wright, P. S., relieved; pursuant to the provisions of section 1 of Act No. 1627.

TUESDAY, OCTOBER 29, 1912.

Miles A. Sweeney to be first lieutenant, Bureau of Navigation, the appointment to be effective as of October 8, 1912; pursuant to the provisions of section 1 of Act No. 1980.

WEDNESDAY, OCTOBER 30, 1912.

Felix V. Magno to be justice of the peace for the municipality of Pintuyan, Province of Leyte, Sixteenth Judicial District, vice Pedro Morales, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Justino Marquez to be auxiliary justice of the peace for the municipality of Cotabato, Moro Province, Fourteenth Judicial District, vice Antonio Sousa, resigned; pursuant to the provisions of section 1 of Act No. 1627.

THURSDAY, OCTOBER 31, 1912.

Fermin Caberic to be justice of the peace for the municipality of Hernani, Province of Samar, Twelfth Judicial District, the appointment to be effective on January 1, 1913; pursuant to the provisions of section 1 of Act No. 2041.

Francisco Basco to be auxiliary justice of the peace for the municipality of Pilar, Province of Sorsogon, Fifteenth Judicial District—to continue until the appointment of a qualified successor—vice Domingo D. Bailon, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

FRIDAY, NOVEMBER 1, 1912.

Eusebio D. Ayo to be auxiliary justice of the peace for the municipality of Bacon, Province of Sorsogon, Fifteenth Judicial District,

to continue until the appointment of a qualified successor, vice Anastasio Ballesteros, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

SATURDAY, NOVEMBER 2, 1912.

William C. Bryant as provincial governor for the Province of Agusan, from a salary of ₱4,800 per annum to that of ₱5,500 per annum, the promotion to be effective as of July 1, 1912; pursuant to the provisions of Act No. 2186.

MONDAY, NOVEMBER 4, 1912.

Rudolph E. Walters to be provincial governor for the Province of Mindoro—the appointment to be effective on November 5, 1912—vice Capt. Louis J. Van Schaick, U. S. Army, resigned; pursuant to existing provisions of law.

Pedro Rosal to be justice of the peace for the municipality of San Fabian, Province of Pangasinan, Third Judicial District, vice José V. Sison, relieved; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, NOVEMBER 5, 1912.

Regilio Torres to be justice of the peace for the municipality of Dao, Province of Capiz, Fifteenth Judicial District, vice Matias Abogadie, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Vidal Volalin to be auxiliary justice of the peace for the municipality of Tigaon, Province of Ambos Camarines, Eighth Judicial District, vice Ibo Alvarez, appointed justice of the peace of Lagonoy, said province; pursuant to the provisions of section 1 of Act No. 2041.

WEDNESDAY, NOVEMBER 6, 1912.

Herman Helland to be first lieutenant, Bureau of Navigation, the appointment to be effective as of November 1, 1912; pursuant to the provisions of Act No. 1980.

Ernest Hieber to be first lieutenant, Bureau of Navigation, the appointment to be effective as of November 1, 1912; pursuant to the provisions of section 1 of Act No. 1980.

Julius Katterfield to be first lieutenant, Bureau of Navigation, the appointment to be effective as of October 26, 1912; pursuant to the provisions of section 1 of Act No. 1980.

Henry J. Kessler to be first lieutenant, Bureau of Navigation, the appointment to be effective as of October 26, 1912; pursuant to the provisions of section 1 of Act No. 1980.

Juan Noble to be justice of the peace for the municipality of Tinambac, Province of Ambos Camarines, Eighth Judicial District, vice Casimiro Sancho, resigned; pursuant to the provisions of section 1 of Act No. 2041.

FRIDAY, NOVEMBER 8, 1912.

Jacinto Villar to be auxiliary justice of the peace for the township of Paluan, Province of Mindoro, Seventh Judicial District—to continue until the appointment of a qualified successor—vice Agustin Livorio, resigned; pursuant to the provisions of section 1 of Act No. 2041, section 5 of Act No. 2131, and of Resolution of the Philippine Commission adopted on October 12, 1908.

Mariano Lais to be auxiliary justice of the peace for the municipality of Navotas, Province of Rizal, Fifth Judicial District, vice Bernardo Dagala, appointed justice of the peace; pursuant to the provisions of section 1 of Act No. 2041.

SATURDAY, NOVEMBER 9, 1912.

Fausto del Prado to be justice of the peace for the municipality of Baliangao, Province of Misamis, Thirteenth Judicial District, vice Manuel F. Bueno, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Lorenzo Mercado y Sunglao to be justice of the peace for the municipality of Minalin, Province of Pampanga, Fourth Judicial District, vice Gaudencio Lagman, removed; pursuant to the provisions of section 1 of Act No. 2041.

Agaton Peñaflores to be auxiliary justice of the peace for the municipality of Buhi, Province of Ambos Camarines, Eighth Judicial District, vice Andres Peralta, relieved; pursuant to the provisions of section 1 of Act No. 2041.

MONDAY, NOVEMBER 11, 1912.

Valentin Aguilar to be auxiliary justice of the peace for the municipality of Calatagan, Province of Batangas, Seventh Judicial District, to continue until the appointment of a qualified successor; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

TUESDAY, NOVEMBER 12, 1912.

Gregorio Bella to be auxiliary justice of the peace for the municipality of Tagaloan, Province of Misamis, Thirteenth Judicial District, vice Fortunato Yacapin, resigned; pursuant to the provisions of section 1 of Act No. 2041.

THURSDAY, NOVEMBER 14, 1912.

Elmer H. Kirwan to be captain, Bureau of Navigation, the appointment to be effective as of July 19, 1912; pursuant to the provisions of section 1 of Act No. 1980.

Tomas Veloso to be justice of the peace for the municipality of Macrohon, Province of Leyte, Sixteenth Judicial District, vice Leopoldo Galdo, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Pedro B. Cinco to be justice of the peace for the municipality of Palapag, Province of Samar, Twelfth Judicial District, vice Lucio Mijares, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Ricardo Gonzales to be auxiliary justice of the peace for the municipality of Tagig, Province of Rizal, Fifth Judicial District, vice Pedro Mendiola, relieved; pursuant to the provisions of section 1 of Act No. 2041.

FRIDAY, NOVEMBER 15, 1912.

Vicente Villanueva to be justice of the peace for the municipality of Manjuyod, Province of Oriental Negros, Eleventh Judicial District, vice Juan Furbeire, relieved; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, NOVEMBER 19, 1912.

Agustin de Leon to be justice of the peace for the municipality of Castillejos, Province of Zambales, Third Judicial District, vice José de Castro, relieved; pursuant to the provisions of section 1 of Act No. 2041.

FRIDAY, NOVEMBER 22, 1912.

Vicente Singzon to be justice of the peace for the municipality of Pambujan, Province of Samar, Twelfth Judicial District, vice Pedro de la Cruz, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Esteban Mendoza to be auxiliary justice of the peace for the municipality of Lagonoy, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Mariano Rivero, deceased; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Bernabe de Malibut to be auxiliary justice of the peace for the municipality of Pasacao, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Victoriano Morada, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Agustin Calinog to be auxiliary justice of the peace for the municipality of San Fernando, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Marceliano Galicia, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Braulio Manuel to be auxiliary justice of the peace for the municipality of Zamboanga, Moro Province, Fourteenth Judicial District, vice Manuel Covarrubias, resigned; pursuant to the provisions of Act No. 1627.

SATURDAY, NOVEMBER 23, 1912.

Capt. Homer C. Poundstone, U. S. Navy, retired, to be Assistant Director of Navigation, at a salary of ₱7,500 per annum, vice Julius S. Reis, resigned; pursuant to existing provisions of law.

TUESDAY, NOVEMBER 26, 1912.

Felipe Trani to be auxiliary justice of the peace for the municipality of Cateel, Moro Province, Fourteenth Judicial District, vice José Serra, appointed justice of the peace of Boston; pursuant to the provisions of Act No. 1627.

SATURDAY, NOVEMBER 30, 1912.

John C. Mehan to be member of the Municipal Board, city of Manila—the appointment to be effective on December 2, 1912—vice Percy G. McDonnell, resigned; pursuant to the provisions of section 1 of Act No. 1869.

Felix Gregorio to be auxiliary justice of the peace for the municipality of Libog, Province of Albay, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Potenciano Romero, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

TUESDAY, DECEMBER 3, 1912.

Proceso Manlupig to be justice of the peace for the municipality of Batuan, Province of Bohol, Sixteenth Judicial District—to continue until the appointment of a qualified successor—vice Antonio Tiongco, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Eusebio Salazar to be auxiliary justice of the peace for the municipality of Magarao, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Clarencio A. Adolfo, appointed justice of the peace of Pili; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Cecilio Madjus to be auxiliary justice of the peace for the municipality of Dimiao, Province of Bohol, Sixteenth Judicial District—to continue until the appointment of a qualified successor—vice Claudio Ramirez, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

THURSDAY, DECEMBER 5, 1912.

Jose Pulumbarit to be justice of the peace for the municipality of Calumpit, Province of Bulacan, Fifth Judicial District, vice Mariano Ycasiano, resigned; pursuant to the provisions of section 1 of Act No. 2041.

SATURDAY, DECEMBER 7, 1912.

Petronilo de Castro to be justice of the peace for the municipality of Cauayan, Province of Isabela, First Judicial District, vice Francisco Gaffud, relieved; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, DECEMBER 10, 1912.

Rafael Eliot to be auxiliary justice of the peace for the municipality of Gigaquit, Province of Surigao, Thirteenth Judicial District—to continue until the appointment of a qualified successor—vice Pedro A. Paqueo, removed; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

THURSDAY, DECEMBER 12, 1912.

Fructuoso Rodriguez to be justice of the peace for the municipality of Luzuriaga, Province of Oriental Negros, Sixteenth Judicial District, vice Catalino Mariño, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Teotimo Derramas to be auxiliary justice of the peace for the municipality of Rapu-Rapu, Province of Albay, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Dimas Lagrosa, removed; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Alfonso Recto to be auxiliary justice of the peace for the municipality of Lucena, Province of Tayabas, Seventh Judicial District, vice Eulalio Garcia, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Jugueta to be auxiliary justice of the peace of the municipality of Mauban, Province of Tayabas, Seventh Judicial District—to continue until the appointment of a qualified successor—vice Ildefonso de la Calsada, removed; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

WEDNESDAY, DECEMBER 18, 1912.

Agustin Carijutan to be auxiliary justice of the peace for the municipality of Tinambacan, Province of Samar, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Andres Marquez, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

SATURDAY, DECEMBER 21, 1912.

Fisher H. Nesmith to be city attorney for the city of Manila—the appointment to be effective on January 1, 1913—vice Isaac Adams, resigned; pursuant to the provisions of Act No. 183, as amended by Act No. 267.

Quintin Paredes to be first assistant prosecuting attorney for the city of Manila—the appointment to be effective on January 1, 1913—vice Fisher H. Nesmith, nominated city attorney for the city of Manila; pursuant to the provisions of Act No. 183, as amended by Act No. 267.

Carlos Sobral to be second assistant prosecuting attorney for the city of Manila—the appointment to be effective on January 1, 1913—vice Quintin Paredes, nominated first assistant prosecuting attorney for the city of Manila; pursuant to the provisions of Act No. 183, as amended by Act No. 267.

Mariano H. de Joya to be third assistant prosecuting attorney for the city of Manila—the appointment to be effective on January 1, 1913—vice Carlos Sobral, nominated second assistant prosecuting attorney for the city of Manila; pursuant to the provisions of Act No. 183, as amended by Act No. 267.

Pedro Tuason to be fiscal for the Provinces of Agusan, Surigao, and Misamis, the appointment to be effective on January 1, 1913, vice Mariano H. de Joya, nominated third assistant prosecuting attorney for the city of Manila; pursuant to the provisions of Act No. 1701, as amended, and Executive Order No. 47, series of 1907, as amended.

Agustin Moreno to be fiscal for the Province of Bohol, the appointment to be effective on January 1, 1913, vice Leopoldo Rovira, resigned; pursuant to the provisions of Act No. 1701, as amended, and Executive Order No. 43, series of 1907, as amended.

Benito Natividad to be fiscal for the Province of Zambales, the appointment to be effective on January 1, 1913; pursuant to the provisions of Act No. 1701, as amended, and Executive Order No. 101, current series.

SATURDAY, JANUARY 4, 1913.

Felipe E. Cimagala to be justice of the peace for the municipality of Sierra-Bullones, Province of Bohol, Sixteenth Judicial District—to continue until the appointment of a qualified successor—vice Quintin Parojinog, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Mariano de Jesus to be justice of the peace for the municipalities of Ayuquitan and Tanjay, Province of Oriental Negros, Sixteenth Judicial District, at a salary of ₱1,080 per annum, vice Jesus Montenegro and Felix Barot, both relieved; pursuant to the provisions of section 1 of Act No. 2041.

Meliton Ruiz to be auxiliary justice of the peace for the municipality of Calape, Province of Bohol, Sixteenth Judicial District—to continue until the appointment of a qualified successor—vice Sebastian Salomon, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Hipolito Tutanés to be auxiliary justice of the peace for the municipality of Sierra-Bullones, Province of Bohol, Sixteenth Judicial

District—to continue until the appointment of a qualified successor—vice Macario Atup, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Primitivo Perez to be auxiliary justice of the peace for the municipality of Urdaneta, Province of Pangasinan, Third Judicial District, vice Pedro Rosal, appointed justice of the peace of San Fabian, Pangasinan; pursuant to the provisions of section 1 of Act No. 2041.

Restituto Evardone to be auxiliary justice of the peace for the municipality of Balangiga, Province of Samar, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Pedro Abayan, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

MONDAY, JANUARY 6, 1913.

Daniel Benitez to be justice of the peace for the municipality of Dagami, Province of Leyte, Twelfth Judicial District, vice Cecilio Limchaypo, deceased; pursuant to the provisions of section 1 of Act No. 2041.

TUESDAY, JANUARY 7, 1913.

Francisco Rivera to be justice of the peace for the municipality of Placer, Province of Surigao, Thirteenth Judicial District, vice Tomas Villamor, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Andres Cabanag to be auxiliary justice of the peace for the municipality of Angadanan, Province of Isabela, First Judicial District—to continue until the appointment of a qualified successor—vice Eugenio Bullungan, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Petronilo A. Villaseran to be auxiliary justice of the peace for the municipality of Barugo, Province of Leyte, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Rufino Ayaso, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

WEDNESDAY, JANUARY 8, 1913.

Frederick J. Holtje to be chief engineer with relative rank of first lieutenant, Bureau of Navigation, the appointment to be effective as of December 30, 1912; pursuant to the provisions of Act No. 1980.

Adriano Pajarillo to be justice of the peace for the municipality of Talisay, Province of Ambos Camarines, Eighth Judicial District, vice Esperidion Contreras, removed; pursuant to the provisions of section 1 of Act No. 2041.

Braulio Velarde to be auxiliary justice of the peace for the municipality of Pili, Province of Ambos Camarines, Eighth Judicial District—to continue until the appointment of a qualified successor—vice Agapito Ombao, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Lorenzo Hernandez to be auxiliary justice of the peace for the municipality of San Vicente, Province of Ambos Camarines, Eighth Judicial District—the appointment to continue until the appointment of a qualified successor—vice Guillermo Bernabe, removed; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Lucio Dimal to be auxiliary justice of the peace for the municipality of Porac, Province of Pampanga, Fourth Judicial District—to continue until the appointment of a qualified successor—vice Justo Romero, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Lino de Castro to be auxiliary justice of the peace for the municipality of Pagbilao, Province of Tayabas, Seventh Judicial District—to continue until the appointment of a qualified successor—vice Jose M. Berroya, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

THURSDAY, JANUARY 9, 1913.

Robert M. L. Allen to be captain, Bureau of Navigation, the appointment to be effective as of January 1, 1913; pursuant to the provisions of section 1 of Act No. 1980.

FRIDAY, JANUARY 10, 1913.

Tomas L. Tesalona to be justice of the peace for the municipality of San Narciso, Province of Tayabas, Seventh Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Juan Vaño to be auxiliary justice of the peace for the municipality of Candijay, Province of Bohol, Sixteenth Judicial District—to continue until the appointment of a qualified successor—vice Patricio G. Cubelo, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

SATURDAY, JANUARY 11, 1913.

Emilio Mapa to be fiscal for the Province of Antique, vice Vicente Gella, resigned; pursuant to the provisions of Act No. 1701, as amended, and Executive Order No. 43, series of 1907, as amended.

Gaudencio Medina to be justice of the peace for the municipality of San Isidro, Province of Nueva Ecija, Fourth Judicial District, vice Crisanto de la Fuente, appointed justice of the peace of Cabanatuan, said province; pursuant to the provisions of section 1 of Act No. 2041.

Justino Sevilla to be justice of the peace for the municipality of Santa Ana, Province of Pampanga, Fourth Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Felipe Bucad to be auxiliary justice of the peace for the municipality of Cauayan, Province of Isabela, First Judicial District—to continue until the appointment of a qualified successor—vice Jose Martinez, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

MONDAY, JANUARY 13, 1913.

Elmer A. Eckman to be governor for the Mountain Province, vice William F. Pack, resigned; pursuant to the provisions of section 3 of Act No. 1396, Act No. 1876 as amended, and Act No. 2186.

Herbert J. Detrick to be lieutenant-governor for the subprovince of Benguet, Mountain Province, vice Elmer A. Eckman, nominated governor for the Mountain Province; pursuant to the provisions of section 3 of Act No. 1396, Act No. 1876, as amended, and Act No. 2186.

Agaton Ignacio to be justice of the peace for the municipality of Sapan, Province of Capiz, Fifteenth Judicial District, vice Lorenzo Inocencio, relieved; pursuant to the provisions of Act No. 2041.

WEDNESDAY, JANUARY 15, 1913.

Massillon Harrison to be first lieutenant, Bureau of Navigation, the appointment to be effective as of December 21, 1912; pursuant to the provisions of Act No. 1980.

Gregorio Zurbano to be justice of the peace for the municipality of San Vicente, Province of Ambos Camarines, Eighth Judicial District, vice Adriano Pajarillo, appointed justice of the peace of Talisay, said province; pursuant to the provisions of section 1 of Act No. 2041.

THURSDAY, JANUARY 16, 1913.

Richard Campbell to be judge of the Court of First Instance for the Tenth Judicial District, vice Albert E. McCabe, deceased; pursuant to existing provisions of law.

W. E. McMahon to be judge of the Court of First Instance for the Mountain Judicial District, vice Richard Campbell, nominated judge of the Court of First Instance for the Tenth Judicial District; pursuant to existing provisions of law.

Dionisio Chanco to be associate judge of the Court of Land Registration—the appointment to be effective on July 1, 1913—vice Norberto Romualdez, nominated judge of the Court of First Instance for the Fifteenth Judicial District; pursuant to existing provisions of law.

Francisco Santamaria to be judge of the Court of First Instance for the Second Judicial District—the appointment to be effective on July 1, 1913—vice Dionisio Chanco, nominated associate judge of the Court of Land Registration; pursuant to existing provisions of law.

Norberto Romualdez to be judge of the Court of First Instance for the Fifteenth Judicial District—the appointment to be effective on July 1, 1913—vice Francisco Santamaria, nominated judge of the Court of First Instance for the Second Judicial District; pursuant to existing provisions of law.

Conrado Barrios to be fiscal for the Province of Occidental Negros, vice Gabino Sepulveda, resigned; pursuant to the provisions of section 5 of Act No. 83, and Act No. 1701 as amended, and Executive Order No. 43, series of 1907, as amended.

Ruperto Kapunan to be fiscal for the Province of Samar, vice Conrado Barrios, nominated fiscal for the Province of Occidental Negros; pursuant to the provisions of section 5 of Act No. 83, and Act No. 1701 as amended, and Executive Order No. 43, series of 1907, as amended.

Capt. Owen A. Tomlinson, P. C., to be lieutenant-governor for the subprovince of Ifugao, Mountain Province, at a salary of ₱4,000 per annum, ₱1,600 thereof to be paid by the Mountain Province and ₱2,400 by the Bureau of Constabulary—the appointment to be effective as of January 3, 1913—vice Capt. Jeff D. Gallman, resigned; pursuant to the provisions of Act No. 1876, as amended by Act No. 2066.

Nemesio Cueto to be auxiliary justice of the peace for the township of Sablayan, Province of Mindoro, Seventh Judicial District, to continue until the appointment of a qualified successor; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Tomas Tejeiro to be auxiliary justice of the peace for the municipality of Lianga, Province of Surigao, Thirteenth Judicial District—to continue until the appointment of a qualified successor—vice Arcenio Alcantara, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

SATURDAY, JANUARY 18, 1913.

Leo J. Grove to be governor for the Province of Nueva Vizcaya, vice Wm. C. Bryant, appointed governor for the Province of Agusan; pursuant to the provisions of section 3 of Act No. 1396 and Act No. 2186.

Angel Asuncion to be justice of the peace of Biñan, Laguna, Sixth Judicial District, vice Feliciano Gomez, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Miguel Viloria to be justice of the peace for the municipalities of Agoo and Santo Tomas, Province of Union, Mountain Judicial District, at a salary of ₱990 per annum, vice Ignacio Abad, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Gil Abad to be justice of the peace for the municipality of San Leonardo, Province of Nueva Ecija, Fourth Judicial District, vice Segundo Bernardo, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041.

Santiago Cuelles to be justice of the peace for the municipality of Dinagat, Province of Surigao, Thirteenth Judicial District—to continue until the appointment of a qualified successor—vice Bailon Ga, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Ambrosio Donasco to be auxiliary justice of the peace for the municipality of Tandag, Province of Surigao, Thirteenth Judicial District—to continue until the appointment of a qualified successor—vice Valentine Tello, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

TUESDAY, JANUARY 21, 1913.

Manuel B. Villanueva to be justice of the peace for the municipality of Tagbilaran, Province of Bohol, Sixteenth Judicial District, at a salary of ₱1,200 per annum, vice Pedro Síndico, resigned; pursuant to the provisions of section 1 of Act No. 2041.

WEDNESDAY, JANUARY 22, 1913.

Vicente Alcosoba to be justice of the peace for the municipality of Moalbual, Province of Cebu, Eleventh Judicial District, vice Melecio Lambo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Primitivo Gopo to be auxiliary justice of the peace for the municipality of Matalom, Province of Leyte, Sixteenth Judicial District—to continue until the appointment of a qualified successor—vice Filomeno Golo, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

THURSDAY, JANUARY 23, 1913.

Castor E. Mercado to be auxiliary justice of the peace for the municipality of Initao, Province of Misamis, Thirteenth Judicial District—to continue until the appointment of a qualified successor—vice Pastor Mercado, erroneously recommended and appointed; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

FRIDAY, JANUARY 24, 1913.

Fidenciano Nequinto to be justice of the peace for the municipality of Vallehermoso, Province of Oriental Negros, Sixteenth Judicial District, to continue until the appointment of a qualified successor; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Vicente Melebo to be auxiliary justice of the peace for the municipality of San Juan de Guimba, Province of Nueva Ecija, Fourth Judicial District, vice Narciso Espiritu Santo, removed; pursuant to the provisions of section 1 of Act No. 2041.

Simon Tiongzon to be auxiliary justice of the peace for the municipality of Wright, Province of Samar, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Brigido Borja, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Atanasio Rosales to be auxiliary justice of the peace for the municipality of Mulanay, Province of Tayabas, Seventh Judicial District—to continue until the appointment of a qualified successor—vice Pablo Roales, who declined the appointment; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

MONDAY, JANUARY 27, 1913.

Vicente R. Flores to be justice of the peace for the municipality of Candijay, Province of Bohol, Sixteenth Judicial District, vice Ricardo Ponce, nominated justice of the peace of Guijulngan, Oriental Negros; pursuant to the provisions of section 1 of Act No. 2041.

Ricardo Ponce to be justice of the peace for the municipality of Guijulngan, Province of Oriental Negros, Sixteenth Judicial District, vice Agustin Soledad, relieved; pursuant to the provisions of section 1 of Act No. 2041.

Feliciano Paredes to be auxiliary justice of the peace for the municipality of Bobon, Province of Samar, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Bernardino Evangelista, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

TUESDAY, JANUARY 28, 1913.

Melesio Alquitela to be justice of the peace for the settlement of Tanculan, subprovince of Bukidnon, Province of Agusan; pursuant to the provisions of section 1 of Act No. 2041, and of Resolution No. 11 of the Philippine Commission adopted on January 28, 1913.

THURSDAY, JANUARY 30, 1913.

Francis E. Cross to be first lieutenant, Bureau of Navigation, the appointment to be effective as of January 21, 1913; pursuant to the provisions of section 1 of Act No. 1980.

Blas Nierras to be auxiliary justice of the peace for the municipality of Biliran, Province of Leyte, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Mariano Trani, appointed justice of the peace of said municipality; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Esteban Victorio to be auxiliary justice of the peace for the municipality of Lubao, Province of Pampanga, Fourth Judicial District—to continue until the appointment of a qualified successor—vice Angelo Javier, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

Vicente Brozas to be auxiliary justice of the peace for the municipality of Gandara, Province of Samar, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Hermenegildo Doroja, resigned; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

FRIDAY, JANUARY 31, 1913.

Enrique Purugganan to be justice of the peace for the municipality of Pidigan, Province of Ilocos Sur, Second Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Clemente Lastrilla to be auxiliary justice of the peace for the municipality of Jaro, Province of Leyte, Twelfth Judicial District, vice Macario G. Lagado, resigned; pursuant to the provisions of section 1 of Act No. 2041.

Vicente Abad to be auxiliary justice of the peace for the municipality of Naval, Province of Leyte, Twelfth Judicial District—to continue until the appointment of a qualified successor—vice Emilio Velasco, appointed justice of the peace of said municipality; pursuant to the provisions of section 1 of Act No. 2041 and section 5 of Act No. 2131.

SATURDAY, FEBRUARY 1, 1913.

Antonino Madamba to be justice of the peace for the municipality of Banná, Province of Ilocos Norte, Second Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

Estanislao M. Samonte to be justice of the peace for the municipality of Nagpartian, Province of Ilocos Norte, Second Judicial District; pursuant to the provisions of section 1 of Act No. 2041.

SATURDAY, FEBRUARY 8, 1913.

Eugene de Mitkiewicz to be lieutenant-governor of the subprovince of Amburayan, Mountain Province, at a salary of ₱3,200 per annum, with quarters, vice Herbert J. Detrick, appointed lieutenant-governor of the subprovince of Benguet, Mountain Province; pursuant to the provisions of section 3 of Act No. 1396, Act No. 1876 as amended, and Act No. 2186.

P. Martinez Jimeno to be lieutenant-governor for the subprovince of Catanduanes, Province of Albay, at a salary to be fixed in accordance with Act No. 2220, vice Felipe Usero, resigned; pursuant to the provisions of Act No. 1331.

Placido Gabarra to be auxiliary justice of the peace for the municipality of Janiuary, Province of Iloilo, Ninth Judicial District, vice Roberto Abordo, relieved; pursuant to the provisions of section 1 of Act No. 2041.

**HISTORY OF BILLS AND JOINT AND
CONCURRENT RESOLUTIONS**

IN THE

PHILIPPINE COMMISSION

DURING THE

FIRST SESSION AND SPECIAL SESSION OF 1913

OF THE

THIRD PHILIPPINE LEGISLATURE.

SUMMARY OF BILLS AND ACTS INTRODUCED AND ENACTED DURING PERIOD COVERED BY THIS JOURNAL.

COMMISSION BILLS.

Relating to territory inhabited by non-Christian tribes under the exclusive legislative jurisdiction of the Commission:

Number introduced in—

Recess (February 6, 1912, to October 15, 1912).....	20
First session (October 16, 1912, to February 3, 1913).....	7
Special session (February 6, 1913, to February 11, 1913).....	0

Total 27

Relating to territory under the jurisdiction of the Legislature:

Number introduced in—

First session	71
Special session	1

Total 72

Total number of Commission bills introduced in—

Recess	20
First session	78
Special session	1

Total 99

ASSEMBLY BILLS.

Number received in—

First session	127
Special session	4

Total number of Assembly bills received 131

ACTS.

Number of Commission bills enacted by the Commission under its exclusive legislative jurisdiction over territory inhabited by non-Christian tribes:

Recess	19
First session	6
Special session	0

Total 25

Number of Commission bills enacted by the Legislature:

First session	8
Special session	10

Total 18

Number of Assembly bills enacted by the Legislature:

First session	18
Special session	33

Total 51

Total number of Acts enacted 94

^a Of these, 19 bills were introduced and enacted during recess following second and special session (1912) of Second Legislature.

Third Philippine Legislature.

First Session, and Special Session of 1913.

COMMISSION BILLS.

NUMBER, TITLE, AND ACTION.

155, }
188 } Introduced and considered in Commission during the recess period
to } from February 6, 1912, to October 15, 1912.
206 }

(For history see pp. 752-755.)

205. An Act prohibiting in the territory under the exclusive legislative jurisdiction of the Philippine Commission, the payment of wages, except in legal tender money of the Philippine Islands.

By Commissioner Sumulong.

(For previous history see p. 755.)

In first session:

Considered in Committee of the Whole, p. 39.

Further considered in Committee of the Whole, reported with amendment, amendment adopted, and bill ordered on file for third reading, pp. 41, 42.

Consideration postponed, p. 45.

Read third time, further amended, passed, and the title amended, read, and approved, p. 64.

Ordered enrolled and printed, p. 65.

(See Act No. 2193.)

1. An Act appropriating the sum of twenty thousand pesos to be added to the reimbursable appropriation made by Act Numbered Two thousand and sixty-one for the operation of the Sales Agency.

By Commissioner Worcester.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 38.

Ordered enrolled and printed, p. 39.

(See Act No. 2192.)

NUMBER, TITLE, AND ACTION.

2. An Act authorizing the Secretary of Commerce and Police with the approval of the Governor-General to contract with any railroad company in the Philippine Islands for the construction and maintenance of joint railroad and highway bridges on its lines of railroad, appropriating the sum of five hundred thousand pesos to pay the Government's proportion of the cost of construction and maintenance of the bridges so contracted for, and providing for the apportionment by the Governor-General of the expense of maintenance of such bridges between the provinces and municipalities concerned.

By Commissioner Branagan.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 42.

Read third time, passed, and the title read and approved, pp. 45, 46.

Laid on the table by the Assembly, p. 312.

3. An Act prohibiting the sale, purchase, barter, exchange, pledge, loan, or giving away of the clothes, arms, ammunition, equipments, accouterments, stores, and other property furnished by the Government of the Philippine Islands to the Philippine Constabulary, and prescribing punishment for the unlawful disposition or the theft of any such property.

By Commissioner Branagan.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 42.

Read third time and further consideration postponed, p. 46.

Consideration resumed, amended, passed, and the title read and approved, p. 53.

In special session:

Reintroduced, read once, and passed, p. 531.

Laid on the table by the Assembly, pp. 729, 730.

4. An Act creating the office of Shipping Commissioner, defining his duties, regulating the shipment and discharge of seamen in domestic vessels and the adjudication of wage disputes in certain cases.

By Commissioner Branagan.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 43.

NUMBER, TITLE, AND ACTION.

4—Continued.

Passed on third reading file, p. 46.

Read third time, amended, passed, and the title read and approved, p. 53.

In special session:

Reintroduced, read once, and passed, p. 531.

Laid on the table by the Assembly, p. 738.

5. An Act amending section twelve of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," as amended, by providing for the use of the Spanish language in certain cases after the first day of January, nineteen hundred and thirteen, and for other purposes.

By Commissioner Araneta.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 46.

Reported without amendment (Report No. 9), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, ordered on file for third reading, pp. 74, 75.

Read third time, further amended, passed, and the title read and approved, p. 77.

Explanation of vote, p. 78.

(See A. B. No. 286.)

6. An Act creating the crime of habitual criminality and providing punishment for the same.

By Commissioner Worcester.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 46.

Reported with amendment (Report No. 51), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in, amendment adopted, and the bill ordered on file for third reading, pp. 209-211.

Read third time, further amended, passed, and the title amended, read, and approved, pp. 213, 214.

In special session:

Reintroduced, read once, and passed, p. 531.

Laid on the table by the Assembly, p. 730.

7. An Act to amend Act Numbered Seventeen hundred and fifty-seven by providing for the confiscation and disposition of money, articles, instruments, appliances, and devices

NUMBER, TITLE, AND ACTION.

7—Continued.

used in gambling prohibited by said Act or by the Municipal Ordinances.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 56.

Read third time, passed, and the title read and approved, p. 58.

Passed by the Assembly without amendment, p. 521.

Ordered enrolled and printed, p. 521.

(See Act No. 2212.)

8. An Act amending Articles fifty-six, fifty-seven, one hundred and six, two hundred and fifty, two hundred and fifty-two, three hundred, three hundred and one, three hundred and three, and three hundred and sixteen of the Penal Code, by making certain changes in the penalties.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 56.

Read third time, amended, passed, and the title read and approved, p. 58.

In special session:

Reintroduced, read once, and passed, pp. 531, 532.

Laid on the table by the Assembly, p. 730.

9. An Act amending Act Numbered Nineteen hundred and forty-four, entitled "An Act authorizing the Governor-General to specify by Executive Order the kinds of native wines or liquors which shall be subject to the prohibitions contained in sections nine and twenty-four of Act Numbered Fifty-nine, entitled 'The Manila Liquor Licenses Act,' Act Numbered Thirteen hundred and two, entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Cavite, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,' and Act Numbered Thirteen hundred and sixty-nine entitled 'An Act prohibiting the sale, gift, or other disposal, in the Province of Zambales, to soldiers of the United States Army and sailors and enlisted men of the United States Navy and Marine Corps, of any of the so-called native wines or liquors,'" by defining the words "native wines or liquors" and for other purposes.

NUMBER, TITLE, AND ACTION.

9—Continued.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 57.

Read third time, amended, passed, and the title read and approved, p. 59.

In special session:

Reintroduced, read once, and passed, p. 532.

Laid on the table by the Assembly, p. 649.

10. An Act amending subsection (i) of section forty of the Municipal Code as amended by Act Numbered Twenty-one hundred and forty-nine.

By the Committee on Municipal and Provincial Governments (Report No. 5), pp. 60, 61.

In first session:

Read first and second times, considered in Committee of the Whole, reported with amendment, report adopted, and the bill ordered on file for third reading, p. 61.

Read third time, passed, and the title amended, read, and approved, p. 65.

In special session:

Reintroduced, read once, and passed, p. 532.

Amended by the Assembly, amendment disagreed to, and conference requested, p. 618.

Assembly insists upon its amendment and agrees to conference, p. 654.

Report of conference committee (No. 5), p. 701.

Conference report agreed to by the Commission, p. 701.

Conference report agreed to by the Assembly, p. 710.

(See Act No. 2250.)

11. An Act prohibiting slavery, involuntary servitude, peonage, and the sale or purchase of human beings in the Philippine Islands, and providing punishment therefor.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 61.

Read third time, passed, and the title read and approved, p. 65.

Laid on the table by the Assembly, p. 312.

12. An Act amending section six of Act Numbered Four hundred and ninety-six, known as the Land Registration Act, as amended, by providing that in the absence of the judge

NUMBER, TITLE, AND ACTION.

12—Continued.

of the Court of Land Registration his duties shall be performed by the senior associate judge.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 62.

Read third time, passed, and the title read and approved, p. 65.

Laid on the table by the Assembly, p. 405.

13. An Act to amend Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by including vessels within the provisions of sections three hundred and twenty-two and three hundred and twenty-three thereof, and by making it the duty of the prosecuting attorney of the city of Manila to prosecute violations of the customs laws in said city.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, p. 62.

Read third time, passed, and the title read and approved, p. 66.

In special session:

Reintroduced, read once, and passed, p. 532.

Laid on the table by the Assembly, p. 740.

14. An Act amending section three hundred and forty-eight of Act Numbered Three hundred and fifty-five, known as the "Philippine Customs Administrative Act," by providing that compensation to informers and seizing officers shall be paid with the approval of the Secretary of Finance and Justice, by punishing certain persons who fail to report to a collector of customs any information in their possession concerning any fraud upon the customs revenue and for other purposes.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 66.

Read third time, passed, and the title read and approved, p. 70.

In special session:

Reintroduced, read once, and passed, p. 532.

NUMBER, TITLE, AND ACTION.

15. An Act amending Act Numbered Eighty-two, entitled "The Municipal Code," by authorizing municipal councils to close municipal roads, streets, alleys, parks, or squares for governmental purposes.

By the Acting President.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 66.

Read third time, passed, and the title amended, read, and approved, p. 70.

In special session:

Reintroduced, read once, and passed, p. 532.

Passed by the Assembly without amendment, p. 620.

Ordered enrolled and printed, p. 620.

(See Act No. 2231.)

16. An Act to regulate the practice of veterinary medicine and surgery in the Philippine Islands.

By the Acting President.

In first session:

Read first time and referred to select committee, p. 67.

Reported with amendment (Report No. 114), report accepted, and the bill ordered on file for second reading, pp. 375, 376.

Read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 378, 379.

In special session:

Reintroduced, read once, and passed, p. 532.

Amended by the Assembly and amendment referred to Committee on Matters Pertaining to the Department of Public Instruction, p. 621.

Reported with recommendation that amendment of the Assembly be concurred in with further amendment (report No. 221), amendment proposed by committee adopted, and the amendment of the Assembly concurred in, pp. 657, 658.

Commission amendment to Assembly amendment concurred in by the Assembly, p. 711.

Ordered enrolled and printed, p. 711.

(See Act No. 2245.)

17. An Act to amend Act Numbered Six hundred and sixty-six, entitled "An Act defining property in trade-marks and in trade-names and providing for the protection of

NUMBER, TITLE, AND ACTION.

17—Continued.

the same, defining unfair competition and providing remedies against the same, providing registration for trade-marks and trade-names, and defining the effect to be given to registration under the Spanish Royal Decree of Eighteen hundred and eighty-eight relating to the registration of trade-marks, and the effect to be given to registration under this Act," by providing for the publication of applications for registration of trade-marks and trade-names and for the filing of opposition to such registration by persons considering themselves damaged thereby, and forbidding the importation of certain merchandise, and for other purposes.

By the Acting President.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 67.

Read third time, passed, and the title read and approved, p. 70.

In special session:

Reintroduced, read once, and passed, pp. 532, 533.

18. An Act to repeal section three of Act Numbered Eighteen hundred and fifty-five, entitled "An Act appropriating the sum of one hundred and fifty thousand pesos for the purchase and preparation of land for cattle quarantine stations in the cities of Manila, Cebu, and Iloilo, and making provision for the reimbursement of the Insular Treasury for the said amount with the proceeds of the sale of the Singalong experimental station, Malate, Manila," and directing the Director of Agriculture to take charge of that part of the Singalong experimental station not already sold.

By the Acting President.

In first session:

Read first time and ordered on file for second reading, p. 67.

- Read second time, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 71.

Read third time, passed, and the title read and approved, p. 72.

In special session:

Reintroduced, read once, and passed, p. 533.

NUMBER, TITLE, AND ACTION.

19. An Act to provide for the acquisition of Philippine citizenship.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 71.

Reported with amendment (Report No. 106), report accepted, and the bill ordered on file for second reading, pp. 352-355.

Read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, p. 359.

Read third time, passed, and the title read and approved, p. 364.

In special session:

Reintroduced, read once, and passed, p. 533.

(See A. B. 277.)

20. An Act to amend Act Numbered Eleven hundred and twenty-four, as amended by Act Numbered Nineteen hundred and twenty-five, by authorizing the payment of certain expenses incurred by authority of the Governor-General in the case of sick officers or employees under certain circumstances.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 78.

Reported with amendment (Report No. 21), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, and the bill ordered on file for third reading pp. 106, 107.

Read third time, passed, and the title read and approved, p. 108.

Laid on the table by the Assembly, p. 394.

21. An Act to amend section ninety-one of Act Numbered Eleven hundred and eighty-nine, as amended, entitled "The Internal Revenue Law of Nineteen hundred and four," by increasing the percentage of alcohol that wine may contain and still be subject to the lower tax rate per gauge liter.

NUMBER, TITLE, AND ACTION.

21—Continued.

By Commissioner Araneta.

In first session:

Read first and second times, read third time under Rule XIV, passed, and the title read and approved, pp. 78, 79.

In special session:

Reintroduced, read once, and passed, p. 533.

22. An Act giving to municipalities and provinces and to the Governor-General in behalf of the Government of the Philippine Islands the right to acquire for public uses real property of private ownership by condemnation under judicial process and conferring on Courts of First Instance exclusive original jurisdiction thereof and for other purposes.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 80.

Reported without amendment (Report No. 14), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 93, 94.

Read third time, passed, and the title amended, read, and approved, p. 97.

In special session:

Reintroduced, read once, and passed, p. 533.

(See A. B. 32.)

23. An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," so as to require every person engaged in any business, trade, or occupation, subject by the provisions of said Act to a license or occupation tax, to register with the provincial treasurer on the date on which he engages in such business, trade, or occupation, his name, residence, name of business, trade, or occupation, and place where same is to be carried on; and to require all merchants, manufacturers, and common carriers, subject to any of the taxes imposed by Article XVI of said Act, with certain exceptions, to keep regular commercial accounts, and for other purposes.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters

NUMBER, TITLE, AND ACTION.

23—Continued.

Pertaining to the Department of Finance and Justice, p. 83.

Reported with amendment (Report No. 42), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, pp. 186-188.

Read third time, further amended, passed, and the title amended, read, and approved, pp. 190, 191.

Laid on the table by the Assembly, p. 444.

24. An Act to amend Act Numbered One hundred and ninety providing a code of procedure for civil actions and special proceedings in the Philippine Islands.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 83.

Reported with amendment (Report No. 123), report accepted, and the bill ordered on file for second reading, pp. 396-398.

Passed on second reading file, pp. 405, 418.

Read second time and laid on the table, p. 485.

25. An Act providing for a Director of Physical Education.

By the Acting President.

In first session:

Read first time and referred to select committee, p. 86.

Reported with amendment (Report No. 15), report accepted, read second time, and considered in Committee of the Whole, pp. 94, 95.

Further considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 96, 97.

Read third time, further amended, passed, and the title amended, read and approved, p. 100.

In special session:

Reintroduced, read once, and passed, p. 533.

Laid on the table by the Assembly, p. 738.

26. An Act to amend Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service."

By the Acting President.

In first session:

Read first time and referred to select committee, p. 86.

NUMBER, TITLE, AND ACTION.

26—Continued.

Reported with amendment (Report No. 33), report accepted, and bill ordered on file for second reading, pp. 161, 162.

Read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, pp. 164, 165.

Read third time, passed, and the title amended, read, and approved, p. 167.

In special session:

Reintroduced, read once, and passed, p. 533.

27. An Act to authorize the Secretary of Public Instruction to make an allotment from the amount appropriated in Act Numbered Two thousand and twenty-nine for the construction of a school on land belonging to the Government of the United States in the Naval Reservation at Olongapo.

By the Acting President.

In first session:

Read first and second times, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 89, 90.

Read third time, passed, and the title read and approved, p. 92.

Passed by the Assembly without amendment, p. 198.

Ordered enrolled and printed, p. 198.

(See Act No. 2198.)

28. An Act amending Act Numbered Nine hundred and twenty-six, entitled "The Public Land Act," by providing that persons, associations, and corporations may acquire by purchase certain public lands not exceeding sixteen hectares in extent for purposes of trade, manufacture, or other productive industry, and that provinces, municipalities or other municipal corporations may acquire by purchase certain public lands for cemetery or park purposes not exceeding sixteen hectares in extent, and for other purposes.

By Commissioner Worcester.

In first session:

Read first time and referred to select committee, p. 95.

Reported with amendment (Report No. 29), report accepted, and the bill ordered on file for second reading, pp. 146-148.

Passed on second reading file, pp. 152, 155.

NUMBER, TITLE, AND ACTION.

28—Continued.

Second reading postponed, pp. 157, 158.

Made special order, p. 261.

Read second time, considered in Committee of the Whole, reported with recommendation that certain of the proposed amendments be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, pp. 267, 268.

Read third time, further amended, and consideration postponed, p. 273.

Recommitted to select committee for further study, p. 275.

Reported with recommendation that the bill be laid on the table (Report No. 132), report adopted, pp. 424-428.

29. An Act amending Act Numbered Eighty-two, entitled "A general Act for the organization of municipal governments in the Philippine Islands."

By the Committee on Matters Pertaining to the Department of Public Instruction (Report No. 18), p. 102.

In first session:

Read first time and referred to the Committee on Municipal and Provincial Governments, p. 103.

Reported with amendment (Report No. 39), report accepted, bill read second time, considered in Committee of the Whole, reported with amendment in lieu of amendment proposed in committee report, amendment adopted, and the bill ordered on file for third reading, pp. 175, 176.

Read third time, passed, and the title amended, read, and approved, p. 178.

In special session:

Reintroduced, read once, and passed, p. 533.

(See A. B. No. 321.)

30. An Act making appropriations for sundry expenses of the Insular Government for the period from January first to June thirtieth, nineteen hundred and thirteen, inclusive, and other designated periods.

By the Acting President.

In first session:

Read first and second times and considered in Committee of the Whole, p. 103.

Consideration postponed, p. 104.

Considered in Committee of the Whole, p. 118.

Further considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 119-121.

Third reading postponed, p. 126.

(See C. B. No. 76.)

NUMBER, TITLE, AND ACTION.

31. An Act providing certain special proceedings for the settlement and adjudication of land titles.

By the Committee on Matters Pertaining to the Department of the Interior (Report No. 23), pp. 110-114.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 114.

Reported with amendment (Report No. 28), report accepted, and the bill ordered on file for second reading, pp. 139, 140.

Second reading postponed, p. 143.

Made special order, p. 261.

Read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, p. 269.

Read third time, passed, and the title read and approved, pp. 273, 274.

(See A. B. No. 381.)

32. An Act amending the second paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven by omitting certain routes over which railroads are to be constructed and repealing the third paragraph of the first subsection of section one of Act Numbered Fourteen hundred and ninety-seven, as amended by Act Numbered Eighteen hundred and eighty-nine.

By the Committee on Matters Pertaining to the Department of Commerce and Police (Report No. 24), p. 114.

In first session:

Read first and second times, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 114, 115.

Read third time, further amended, passed, and the title amended, read, and approved, pp. 116, 117.

In special session:

Reintroduced, read once, and passed, p. 533.

Laid on the table by the Assembly, p. 738.

33. An Act providing that the assessment of, and tax on, real estate shall not include machinery as herein defined.

By the Committee on Taxation and Revenue (Report No. 25), p. 117.

NUMBER, TITLE, AND ACTION.

33—Continued.

In first session:

Read first and second times, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 117, 118.

Read third time, further amended, passed, and the title amended, read, and approved, pp. 121, 122.

Negative vote, p. 122.

Explanations of votes, pp. 122-125.

Passed by the Assembly without amendment, p. 189.

Ordered enrolled and printed, p. 189.

(See Act No. 2197.)

34. An Act to afford relief to sufferers from the typhoon of October fifteenth and sixteenth, nineteen hundred and twelve.

By Commissioner Branagan.

In first session:

Read first and second times and ordered on file for consideration in Committee of the Whole, p. 125.

Withdrawn, p. 126.

(See A. B. 269.)

35. An Act providing that on and after the first day of January, nineteen hundred and thirteen, the register of deeds for the city of Manila shall perform the duties of commercial register in said city, and validating the acts performed by the present commercial register of the city of Manila since the passage of Act Numbered Twelve hundred and eighty-eight.

By Commissioner Araneta.

In first session:

Read first and second times, considered in Committee of the Whole, p. 131.

Further considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 136, 137.

Read third time, passed, and the title amended, read, and approved, p. 143.

Passed by the Assembly without amendment, p. 404.

Ordered enrolled and printed, p. 405.

(See Act No. 2207.)

36. An Act making appropriation for public works and permanent improvements in the Provinces of Agusan, Nueva Vizcaya, the Mountain Province, and the Moro Province.

By Commissioner Worcester.

In first session:

Read first and second times, considered in Committee of the

NUMBER, TITLE, AND ACTION.

36—Continued.

Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 133, 134.
 Read third time, further amended, passed, and the title read and approved, pp. 137, 138.
 Ordered enrolled and printed, pp. 138, 139.

(See Act No. 2194.)

37. An Act defining the purposes for which the road and bridge fund of provinces exclusively under the control of the Philippine Commission may be used.

By the Acting President.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 144.

Read third time, amended, passed, and the title amended, read, and approved, pp. 145, 146.

Ordered enrolled and printed, p. 146.

(See Act No. 2195.)

38. An Act providing that clerks of the Courts of First Instance in the provinces shall perform the duties of sheriff; providing for sheriffs' bonds, and for the disposition of sheriffs' fees in the provinces; amending accordingly certain sections of Acts Numbered One hundred and thirty-six, One hundred and fifty-two, Four hundred and ninety-six, and Seventeen hundred and thirty-nine, and repealing all contrary provisions.

By the Committee on Matters Pertaining to the Department of Finance and Justice (Report No. 30), pp. 152, 153.

In first session:

Read first time and referred to select committee, pp. 153, 154.

Reported with amendment (Report No. 38), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, pp. 171, 172.

Read third time, further amended, passed, and the title amended, read, and approved, pp. 174, 175.

In special session:

Reintroduced, read once, and passed, pp. 533, 534.

Amended by the Assembly and amendment referred to Committee on Matters Pertaining to the Department of Finance and Justice, pp. 676, 677.

Reported with recommendation that amendment be not concurred in (Report No. 241), report adopted, p. 687.

NUMBER, TITLE, AND ACTION.

39. An Act providing for the apportionment and disposition of internal-revenue taxes collected in the Philippine Islands from July first, nineteen hundred and twelve.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, p. 159.

Reported with substitute bill (Report No. 129), report accepted, pp. 409-412.

(See C. B. No. 74.)

40. An Act amending section one hundred and fifty of Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," as amended, by providing that the provisions of said section as to the use of the road and bridge fund shall not be construed to repeal the provisions of subsection (nn) of section thirteen of the Provincial Government Act, as amended.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, p. 159.

Reported with substitute bill (Report No. 130), report accepted, pp. 412-414.

(See C. B. No. 75.)

41. An Act empowering the judges of the Courts of First Instance to render final judgment in those cases where commissioners of appraisal intervene, in condemnation proceedings, notwithstanding their report and even in case objection be made by any of the parties thereto.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 163.

Reported with recommendation that the bill be laid on the table and that substitute bill be considered in lieu thereof (Report No. 41), report adopted, pp. 185, 186.

(See C. B. 48.)

42. An Act to amend article four hundred and eighteen of the Penal Code by changing the penalty provided therein.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, p. 163.

Reported without amendment (Report No. 52), report accepted, read second time, and considered in Committee of the Whole, pp. 211, 212.

Consideration postponed, p. 213.

NUMBER, TITLE, AND ACTION.

42—Continued.

Further considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 220, 221.

Read third time, passed, and the title read and approved, p. 225.

In special session:

Reintroduced, read once, and passed, p. 534.

Laid on the table by the Assembly, p. 730.

43. An Act to amend Act Numbered Twenty-one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

By Commissioner Branagan.

In first session:

Read first time and referred to select committee, p. 166.

Reported with amendment (Report No. 125), report accepted, and the bill ordered on file for second reading, pp. 405-407.

Read second time, considered in Committee of the Whole, reported with recommendation that certain of the proposed amendments be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 419-421.

In special session:

Reintroduced, read once, and passed, p. 534.

Amended by the Assembly and amendment referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 622, 623.

Reported with recommendation that the amendment be disagreed to and conference requested (Report No. 219), report adopted, p. 656.

Assembly insists on its amendment and agrees to conference, p. 694.

Report of conference committee (No. 12), pp. 720-722.

Conference report agreed to by the Commission, p. 722.

Conference report agreed to by the Assembly, p. 725.

Ordered enrolled and printed, p. 725.

(See Act No. 2256.)

44. An Act amending chapter twenty-nine of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for the sum-

NUMBER, TITLE, AND ACTION.

44—Continued.

mary settlement of estates of deceased persons in certain cases.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, p. 168.

Reported with amendment (Report No. 44), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that certain of the proposed amendments be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, pp. 196, 197.

Read third time, passed, and the title read and approved, p. 199.

In special session:

Reintroduced, read once, and passed, p. 534.

45. An Act amending section two hundred and seventy of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by making further provision for the indemnification of court officers in certain cases.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, pp. 178, 179.

Reported without amendment (Report No. 50), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, pp. 202, 203.

Read third time, passed, and the title read and approved, pp. 207, 208.

Laid on the table by the Assembly, p. 405.

46. An Act further to amend section eighteen of Act Numbered Fourteen hundred and seven, so as to extend the provisions of said section to employees of the United States dying in the Philippine Islands, and for other purposes.

By the Acting President.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 179.

Reported with amendment (Report No. 104), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in, amendment adopted,

NUMBER, TITLE, AND ACTION.

46—Continued.

read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 346-351.

In special session:

Reintroduced, read once, and passed, p. 534.

Laid on the table by the Assembly, p. 731.

47. An Act authorizing the appointment of one hundred high-school students as Government pupils, and making an annual appropriation for carrying out the provisions of this Act.

By the Acting President.

In first session:

Read first time and referred to select committee, p. 179.

Reported without amendment (Report No. 54), report accepted, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 215-218.

Read third time, passed, and the title read and approved, p. 221.

In special session:

Reintroduced, read once, and passed, p. 534.

48. An Act to abolish the use of commissioners in condemnation proceedings and requiring their duties and jurisdiction to be performed by the Courts of First Instance, and for other purposes.

By special message of the Governor-General.

In first session:

Read first time and further consideration postponed, p. 182.

Read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 523.

Negative votes, p. 523.

In special session:

Reintroduced, read once, and passed, p. 534.

(See C. B. 41.)

49. An Act to prohibit the introduction into the Philippine Islands and the manufacture, sale, or public exhibition therein of moving picture films or of pictures of immoral, indecent, obscene, vicious, or a disorderly character or tendency.

By the Acting President.

In first session:

Read first time and referred to select committee, p. 203.

Reported with amendment (Report No. 98), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill

NUMBER, TITLE, AND ACTION.

49—Continued.

be recommitted to select committee, report adopted, pp. 326-328.

Reported with amendment (Report No. 118), report accepted, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with further amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 387-390.

Postponed by the Assembly till next regular session of the Legislature, p. 500.

50. An Act amending Act Numbered Seventeen hundred and ninety-eight, entitled "An Act to provide for the protection of animal life in the Philippine Islands," by providing a penalty for the violation of the provisions of sections one and two thereof.

By Commissioner Worcester.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 208.

Reported with amendment (Report No. 55), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, and the bill ordered on file for third reading, pp. 218, 219.

Read third time, passed, and the title amended, read, and approved, pp. 221, 222.

In special session:

Reintroduced, read once, and passed, p. 534.

51. An Act amending section four hundred and fifty-four of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by providing for exemption from advertisement in newspapers of the notice of sale on execution of real property not exceeding five hundred pesos in value.

By Commissioner Araneta.

In first session:

Read first time and ordered on file for second reading, p. 219.

Read second time, considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 222.

Read third time, passed, and the title read and approved, p. 225.

NUMBER, TITLE, AND ACTION.

51—Continued.

In special session:

Reintroduced, read once, and passed, p. 534.

Amended by the Assembly and amendment referred to select committee, p. 655.

Reported with recommendation that amendment be disagreed to and conference requested (Report No. 250), report adopted, p. 698.

Commission disagrees to amendment and requests conference, p. 698.

Assembly insists on its amendment and agrees to conference, p. 711.

Report of conference committee (No. 14), pp. 723, 724.

Conference report agreed to by the Commission, p. 724.

Conference report agreed to by the Assembly, pp. 736, 737.

Ordered enrolled and printed, p. 737.

(See Act No. 2265.)

52. An Act to amend section six of Act Numbered Two thousand and ninety-five of the Philippine Legislature to authorize reimbursements to holders of fellowships appointed under said Act of expenses for implements necessary to carry on their studies and for surgical and hospital attendance in case of necessity.

By the Acting President.

In first session:

Read first time and referred to select committee, p. 222.

Reported without amendment (Report No. 58), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 229, 230.

Read third time, passed, and the title amended, read, and approved, pp. 237, 238.

In special session:

Reintroduced, read once, and passed, p. 534.

53. An Act amending paragraph two of section three hundred and thirteen of Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," by making the enrolled copy conclusive proof of Acts of the Philippine Commission and the Philippine Legislature.

By Commissioner Branagan.

In first session:

Read first time and referred to Committee on Matters Pertaining to the Department of Finance and Justice, p. 247.

NUMBER, TITLE, AND ACTION.

53—Continued.

Reported without amendment (Report No. -97), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 323, 324.

Amended by the Assembly and amendment concurred in, p. 468.

Ordered enrolled and printed, p. 468.

(See Act No. 2210.)

54. An Act appropriating seven thousand and ninety-two pesos for the improvement of buildings and grounds at Baguio, Benguet.

By Commissioner Worcester.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 249.

Ordered enrolled and printed, p. 249.

(See Act No. 2201.)

55. An Act amending Act Numbered Nineteen hundred and eighty, entitled "An Act to provide for the creation of a commissioned and enlisted service within the Bureau of Navigation, the creation of a pension fund in connection therewith, and for the punishment of offenses against good order and discipline within such service."

By Commissioner Branagan.

In first session:

Read first time and referred to select committee, p. 256.

Reported without amendment (Report No. 101), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 339-341.

In special session:

Reintroduced, read once, and passed, p. 534.

Amended by the Assembly, and amendment referred to Committee on Matters Pertaining to the Department of Commerce and Police, pp. 655, 656.

Reported with recommendation that amendment be concurred in (Report No. 244), amendment adopted, pp. 694, 695.

Ordered enrolled and printed, p. 695.

(See Act No. 2242.)

NUMBER, TITLE, AND ACTION.

56. An Act to amend subsection (j) of section forty of Act Numbered Eighty-two so as to authorize municipalities to change the dates of their fiestas under certain conditions not more frequently than once each year.

By the Acting President.

In first session:

Read first time and referred to the Committee on Municipal and Provincial Governments, p. 256.

Reported without amendment (Report No. 148), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be laid on the table, report adopted, p. 485.

57. An Act prescribing the fees to be paid to registers of deeds upon the sale of the so-called "Friar Lands" estates, by adding new matter to section one hundred and fourteen of Act Numbered Four hundred and ninety-six, as amended.

By Commissioner Worcester.

In first session:

Read first time and referred to select committee, pp. 256, 257.

Reported without amendment (Report No. 76), report accepted, read second time, and considered in Committee of the Whole, p. 264.

Further considered in Committee of the Whole, reported without amendment, report accepted, and the bill ordered on file for third reading, p. 267.

Read third time, passed, and the title read and approved, p. 273.

Amended by the Assembly and amendment referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 468, 469.

Reported with recommendation that amendment be concurred in (Report No. 155), report accepted, and amendment concurred in, p. 490.

Ordered enrolled and printed, p. 490.

(See Act No. 2221.)

58. An Act to amend in certain respects section nine, as amended, of Act Numbered Seven hundred and eighty-seven of the Philippine Commission, entitled "An Act providing for the organization and government of the Moro Province," to provide for the employment of a register of deeds for the Moro Province, and to repeal sections twenty-one and twenty-two of Act Numbered Eight hundred and sixty-seven.

By Commissioner Branagan.

In first session:

Read first time and referred to the Committee on Matters

NUMBER, TITLE, AND ACTION.

58—Continued.

Pertaining to the Department of Finance and Justice,
p. 257.

Reported with amendment (Report No. 85), report accepted,
read second time, considered in Committee of the Whole,
and further consideration postponed, pp. 292, 293.

59. An Act amending section three hundred and forty-one of Act
Numbered Three hundred and fifty-five, and section
thirty-one of Act Numbered Seventeen hundred and
sixty-one, as amended, by providing more severe punish-
ment for illegal importers and dealers in opium.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, p. 290.

Reported without amendment (Report No. 100), report
accepted, read second time, considered in Committee of
the Whole, reported without amendment, report accepted,
read third time under Rule XIV, passed, and the title
amended, read, and approved, pp. 338, 339.

In special session:

Reintroduced, read once, and passed, p. 535.

60. An Act to provide for an exposition of Philippine products in the
city of Manila, in the year nineteen hundred and fourteen,
to appropriate funds therefor, and for other purposes.

By Commissioner Branagan.

In first session:

Read first time and ordered on file for second reading,
p. 290.

Read second time, considered in Committee of the Whole,
reported with amendment, amendment adopted, read
third time under Rule XIV, passed, and the title read
and approved, p. 291.

Amended by the Assembly and amendment referred to
the Committee on Matters Pertaining to the Department
of Commerce and Police, pp. 522, 523.

In special session:

Reintroduced, read once, and passed, p. 535.

Amended by the Assembly, amendment referred to the
Committee on Matters Pertaining to the Department of
Commerce and Police, p. 559.

Reported with recommendation that amendment be con-
curred in (Report No. 172), report accepted, and the
amendment concurred in, pp. 559, 560.

Ordered enrolled and printed, p. 560.

(See Act No. 2224.)

NUMBER, TITLE, AND ACTION.

61. An Act authorizing the Director of Forestry to make improvement thinnings and carry on silvicultural operations in the public forests or forest reserves of the Philippine Islands, and for other purposes.

By Commissioner Worcester.

In first session:

Read first time and ordered on file for second reading, p. 294.

Read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 301, 302.

Amended by the Assembly, and amendment referred to the Committee on Matters Pertaining to the Department of the Interior, p. 469.

Reported with recommendation that amendment be not concurred in and that the bill be laid on the table (Report No. 157), report adopted, p. 491.

62. An Act authorizing the administrator of the San Lazaro Estate to execute long term leases for lands belonging to said estate.

By Commissioner Worcester.

In first session:

Read first time and referred to select committee, p. 302.

Reported with amendment (Report No. 117), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 383, 384.

In special session:

Reintroduced, read once, and passed, p. 535.

Passed by the Assembly without amendment, p. 619.

Ordered enrolled and printed, p. 619.

(See Act No. 2230.)

63. An Act providing that all timber cut in public forests shall, when practicable, be measured in the round and specifically authorizing a reasonable deduction for certain natural defects.

By Commissioner Worcester.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 306.

Reported with recommendation that the bill be laid on the table (Report No. 140), report not adopted, read second

NUMBER, TITLE, AND ACTION.

63—Continued.

time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 447-458.

Yeas and nays, pp. 453-455.

In special session:

Reintroduced, read once, and passed, p. 535.

Postponed by the Assembly until next session of the Legislature, p. 739.

64. An Act providing for the detention and deportation of stowaways arriving in the Philippine Islands on transports of the United States Army.

By the Acting President.

In first session:

Read first time and referred to select committee, p. 309.

Reported with recommendation that bill be laid on the table (Report No. 109), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 364-366.

Negative vote, p. 366.

Passed by the Assembly without amendment, p. 492.

Ordered enrolled and printed, p. 492.

(See Act No. 2213.)

65. An Act amending section one of Act Numbered Five hundred and thirty-six, as amended, by providing that corporations organized under the laws of the Philippine Islands shall not be required to comply with the provisions of sections two to nine, inclusive, of said Act Numbered Five hundred and thirty-six.

By Commissioner Araneta.

In first session:

Read first and second times, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 309, 310.

Amended by the Assembly, amendment concurred in, pp. 369, 370.

Ordered enrolled and printed, p. 370.

(See Act No. 2206.)

66. An Act to amend Act Numbered Eleven hundred and eighty-nine, known as "The Internal Revenue Law of Nineteen hundred and four," by imposing on keepers of public warehouses, hotels, restaurants, and public boarding-houses the same tax as on merchants; by making the basis of exemption of persons subject to percentage taxes the

NUMBER, TITLE, AND ACTION.

66—Continued.

amount of their quarterly instead of their annual business; by defining the term "common carriers;" by decreasing the penalties for delinquency in the payment of percentage taxes, and for other purposes.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, p. 324.

Reported without amendment (Report No. 105), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 351, 352.

In special session:

Reintroduced, read once, and passed, p. 535.

Laid on the table by the Assembly, p. 731.

67. An Act imposing an internal-revenue tax on polished rice manufactured in or imported into the Philippine Islands.

By Commissioner Worcester.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 361, 362.

Reported with recommendation that the bill be laid on the table (Report No. 119), consideration of report postponed, pp. 390-392.

Consideration of committee report resumed, report adopted, pp. 437-443.

Negative votes, p. 443.

68. An Act amending Act Numbered Twenty-one hundred and fifty-two, entitled "An Act to provide a system for the appropriation of public waters, and for the determining of existing rights thereto; for the public registration of all water rights; for the creation and use of water power; for investigations for and the construction, maintenance, and operation of irrigation systems by the Government of the Philippine Islands; for the repayment of money expended therefor; for the construction, maintenance, and operation of irrigation systems by private persons; for the inspection and regulation of all works pertaining to the use of water and providing penalties for its violation, and for other purposes," by providing for the purchase of water rights by the Philippine Government from private parties, firms, or corporations.

By Commissioner Branagan.

In first session:

Read first time and referred to select committee, p. 362.

NUMBER, TITLE, AND ACTION.

68—Continued.

Reported without amendment (Report No. 126), report accepted, read second time, considered in Committee of the Whole, pp. 407, 408.

Consideration postponed, p. 416.

Further considered in Committee of the Whole, pp. 421, 422.

69. An Act authorizing the investment of a portion of the surplus remaining from the sale of the Friar Lands bonds in the purchase of certain additional Friar lands, situated in the municipalities of Biñan and Santa Rosa, Province of Laguna.

By Commissioner Worcester.

In first session:

Read first time and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 367.

Reported with amendment (Report No. 112), report accepted, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 372-374.

In special session:

Reintroduced, read once, and passed, p. 535.

Amended by the Assembly, amendment concurred in, p. 620.

Ordered enrolled and printed, p. 621.

(See Act No. 2234.)

70. An Act prescribing the manner in which municipal councils shall grant the privilege of running cockpits; providing for a license tax for fighting cocks; prohibiting women, children, and public officers from entering cockpits, and for other purposes.

By Commissioner Sumulong.

In first session:

Read first time and referred to the Committee on Municipal and Provincial Governments, p. 367.

Reported without amendment (Report No. 141), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 456-460.

In special session:

Reintroduced, read once, and passed, p. 535.

Postponed by the Assembly until next session of the Legislature, p. 739.

NUMBER, TITLE, AND ACTION.

71. An Act amending section fifty-one of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, and section one of Act Numbered Three hundred and fifty-seven, entitled "An Act making certain permanent annual appropriations," so as to authorize the Collector of Internal Revenue to redeem internal-revenue stamps under certain circumstances, and making a permanent annual appropriation for that purpose.

By Commissioner Araneta.

In first session:

Read first time and referred to select committee, pp. 392, 393.

Reported without amendment (Report No. 127), report accepted, and the bill ordered on file for second reading, p. 408.

Passed on second reading file, pp. 418, 419.

Read second time, read third time under Rule XIV, passed, and the title read and approved, pp. 436, 437.

In special session:

Reintroduced, read once, and passed, p. 535.

72. An Act making appropriations for sundry expenses of the provincial governments of Agusan, Nueva Vizcaya, and the Mountain Province, for Insular expenses in the said provinces and the Moro Province for the period ending December thirty-first, nineteen hundred and thirteen.

By Commissioner Worcester.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 402, 403.

Ordered enrolled and printed, p. 403.

Reconsidered, amended, passed, and the title read and approved, p. 422.

(See Act No. 2208.)

73. An Act to amend the Municipal Code by requiring municipal councils to regulate or to prohibit the maintenance of dance halls, and to amend the charter of the city of Manila by giving the Municipal Board power to regulate, license, fix the location of, or prohibit the same.

By the President.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 403.

NUMBER, TITLE, AND ACTION.

74. An Act allotting internal revenue for the benefit of those parts of the Philippine Islands subject to the legislative jurisdiction of the Philippine Commission and repealing sections one hundred forty-eight, one hundred forty-nine, and one hundred fifty of Act Numbered Eleven hundred and eighty-nine, so far as applicable thereto.

By select committee (in lieu of C. B. No. 39).

In first session:

Read first time and ordered on file for second reading, p. 412.

Passed on second reading file, p. 419.

Read second time and postponed, pp. 436, 437.

(See C. B. No. 39.)

75. An Act allotting internal revenue and repealing sections one hundred forty-eight, one hundred forty-nine, and one hundred fifty of Act Numbered Eleven hundred and eighty-nine.

By select committee (in lieu of C. B. No. 40).

In first session:

Read first time and ordered on file for second reading, pp. 414, 415.

Passed on second reading file, p. 419.

Read second time and postponed until next regular session of the Legislature, p. 437.

(See C. B. No. 40.)

76. An Act making appropriation for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and other designated periods.

By the Committee on Appropriations.

In first session:

Read first and second times, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 435, 436.

Returned by the Assembly in accordance with the provisions of Assembly Resolution No. 76, p. 536.

77. An Act to amend paragraph eight of section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law of Nineteen hundred and four, so as to prohibit the issue of internal-revenue licenses to practice medicine, surgery, and dentistry to persons not duly authorized by law, and for other purposes.

NUMBER, TITLE, AND ACTION.

77—Continued.

By Commissioners Worcester and Araneta.

In first session:

Read first and second times and ordered on file for third reading, p. 437.

Read third time, passed, and the title read and approved, p. 445.

In special session:

Reintroduced, read once, and passed, p. 535.

Passed by the Assembly without amendment, p. 654.

Ordered enrolled and printed, p. 654.

(See Act No. 2227.)

78. An Act authorizing an appropriation of six hundred and twenty-five thousand pesos for the fiscal year nineteen hundred and fourteen for the University of the Philippines, and for other purposes.

By Commissioner Gilbert.

In first session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 479, 480.

In special session:

Reintroduced, read once, and passed, p. 535.

(See A. B. 417.)

79. An Act to amend section three of Act Numbered Two thousand and eighty-three, entitled "An Act to fix the amount of the Gold Standard Fund, created under Act Numbered Nine hundred and thirty-eight, authorizing the deposit of the excess of the amount so fixed to the credit of the general fund of the treasury, and authorizing the investment of a portion of the said Gold Standard Fund," reducing the rate of interest on loans authorized under said Act on approved security to the Manila Railroad Company to complete sections of railroad, on the Lucena-Pagbilao, Ragay North and South, Legaspi-Tabaco, and Legaspi-Nueva Caceres lines, from five per centum per annum to four per centum per annum.

By the President.

In special session:

Read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 628, 629.

Laid on the table by the Assembly, p. 739.

Third Philippine Legislature.

First Session, and Special Session of 1913.

ASSEMBLY BILLS.

NUMBER, TITLE, AND ACTION.

4. An Act declaring exempt from attachment and execution for delinquency in the payment of the land tax the clothing and the household furniture of the debtor.

In first session:

Received, read first time, and referred to the Committee on Taxation and Revenue, p. 223.

Reported with amendment (Report No. 81), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, pp. 277, 278.

Read third time, passed, and the title amended, read, and approved, pp. 287, 288.

Commission amendment concurred in by the Assembly, p. 313.
(See Act No. 2204.)

5. An Act to appropriate funds for charitable purposes.

In first session:

Received, read first time, and referred to the Committee on Appropriations, p. 362.

Reported with amendment (Report No. 137), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 433-435.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 536, 549.

Assembly disagrees to Commission amendment and requests conference, p. 616.

NUMBER, TITLE, AND ACTION.

5—Continued.

Commission insists on its amendment and agrees to conference, p. 616.

Report of conference committee (No. 3), p. 675.

Conference report agreed to by the Commission, p. 675.

Conference report agreed to by the Assembly, p. 709.

(See Act No. 2247.)

6. An Act providing that the annual tax on the assessed value of the real estate of the city of Manila for the year nineteen hundred and thirteen and in subsequent years shall be one per centum thereof.

In first session:

Received, read first time, and referred to the Committee on Taxation and Revenue, p. 221.

Reported with amendment (Report No. 82), report accepted, read second time, and considered in Committee of the Whole, pp. 278-286.

Consideration postponed, p. 287.

Further considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 302-304.

Assembly disagrees to amendment and requests conference, p. 356.

Commission insists on its amendment and agrees to conference, pp. 356, 357.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 536, 549, 550.

Assembly disagrees to amendment and requests conference, p. 587.

Commission insists on its amendment and agrees to conference, p. 587.

Report of conference committee (No. 7), pp. 702-705.

Conference report agreed to by the Commission, p. 705.

Conference report agreed to by the Assembly, p. 726.

(See Act No. 2257.)

10. An Act appropriating the sum of two hundred thousand pesos for the construction of a custom house and the installation of an arrastre plant in the port of Iloilo.

In first session:

Received, read first time, and referred to the Committee on Appropriations, p. 151.

NUMBER, TITLE, AND ACTION.

10—Continued.

Reported with recommendation that the bill be postponed (Report No. 37), report adopted, pp. 170, 171.

Recommitted to the Committee on Appropriations, p. 224.

In special session:

Received, read first time, and referred to the Committee on Appropriations, pp. 536, 537.

Reported with recommendation that the bill be laid on the table (Report No. 218), report adopted, p. 650.

15. An Act providing for the holding, under certain conditions, of municipal and provincial exposition fiestas of products, means, industries, or manufactures, sources of wealth, art, and education, for the permanent maintenance thereof, and for other purposes.

In first session:

Received, read first time and referred to the Committee on Municipal and Provincial Governments, pp. 204, 205.

Reported without amendment (Report No. 145), minority report submitted (Report No. 146), minority report adopted, and the bill laid on the table, pp. 482, 483.

In special session:

Received, read first time, and laid on the table, pp. 537, 555.

25. An Act amending Act Numbered Nineteen hundred and thirty-two, entitled "An Act providing for the expenditure within the municipality where collected of at least thirty per centum of the additional amount of the cedula tax in provinces whose provincial boards shall have provided by resolution that the cedula tax be increased in accordance with Act Numbered Sixteen hundred and fifty-two," so that said thirty per centum shall be expended exclusively by each municipal council.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 182.

Reported with recommendation that the bill be laid on the table (Report No. 73), report adopted, pp. 259, 260.

In special session:

Received, read first time, and laid on the table, pp. 536, 555.

27. An Act amending Act Numbered Seventeen hundred and ninety-one, amendatory of Act Numbered Eighty-two of the Philippine Commission.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 501.

NUMBER, TITLE, AND ACTION.

27—Continued.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 537.

Reported with recommendation that the bill be laid on the table (Report No. 209); report adopted, p. 644.

32. An Act authorizing the Insular, provincial, and municipal governments to exercise the right of eminent domain over private property for the public good and for the purposes herein specified.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 501, 502. §*

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 537.

Reported with amendment (Report No. 174), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 560-563.

Assembly disagrees to amendment and requests conference, p. 653.

Commission insists on its amendment and agrees to conference, p. 654.

Report of conference committee (No. 8), pp. 705, 706.

Conference report agreed to by the Commission, p. 706.

Conference report agreed to by the Assembly, p. 710.

(See Act No. 2249; also C. B. 22.)

38. An Act organizing a competition of physicians for writing a pamphlet on public hygiene for the purpose of preventing mortality, especially among the children.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 502.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 538.

Reported with recommendation that the bill be laid on the table (Report No. 181), report adopted, p. 581.

NUMBER, TITLE, AND ACTION.

40. An Act authorizing the appointment of a board for the development and promotion of agriculture.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 404.

Reported with recommendation that the bill be laid on the table (Report No. 167), report adopted, pp. 497, 498.

In special session:

Received, read first time, and laid on the table, pp. 536, 555.

48. An Act amending section one of Act Numbered Sixty-three of the Commission, entitled "An Act prescribing the method to be adopted in the construction of laws," as amended by section one of Act Numbered Seventeen hundred and eighty-eight of the Commission, by providing for the method to be observed in the construction of the laws promulgated by the Philippine Legislature.

In first session:

Received, read first time, and referred to select committee, pp. 142, 143.

Reported with recommendation that the bill be laid on the table (Report No. 32), report adopted, p. 158.

In special session:

Received, read first time, and laid on the table, pp. 536, 555, 556.

54. An Act amending section one hundred and forty-four of Act Numbered Eleven hundred and eighty-nine known as the Internal Revenue Law of Nineteen hundred and four. (Amending the tax which commission merchants must pay.)

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 205.

Reported with amendment (Report No. 103), report accepted, read second time, considered in Committee of the Whole, pp. 345, 346.

Further considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, and failed of passage, pp. 358, 359.

Yeas and nays, p. 359.

In special session:

Received, read first time, and laid on the table, pp. 536, 558.

NUMBER, TITLE, AND ACTION.

66. An Act suspending the collection of the land tax for the year nineteen hundred and thirteen in all the provinces and municipalities governed by Acts Numbered Eighty-two and Eighty-three, and appropriating funds out of the Insular Treasury to reimburse said provinces and municipalities for the sum which they will lose by reason of the suspension of the land tax.

In first session:

Received, read first time, and referred to the Committee on Taxation and Revenue, pp. 189, 190.

Reported with recommendation that the bill be laid on the table (Report No. 48), report adopted, p. 201.

In special session:

Received, read first time, and laid on the table, pp. 536, 556.

67. An Act further to amend section thirty-three, chapter four, of Act Numbered Nine hundred and twenty-six, entitled "The Public Land Act," as amended, by providing for the granting of free patents to native settlers until January first, nineteen hundred and twenty-three.

In first session:

Received, read first time and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 417.

Reported with amendment (Report No. 147), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with further amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 483, 484.

Commission amendment concurred in by the Assembly, pp. 521, 522.

(See Act No. 2222.)

71. An Act prohibiting the sale of dynamite and other explosives.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 502.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 538.

Reported with amendment (Report No. 223), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 659, 660.

NUMBER, TITLE, AND ACTION.

71—Continued.

Assembly disagrees to amendment and requests conference, p. 700.

Commission insists on its amendment and agrees to conference, pp. 700, 701.

Report of conference committee (No. 10), p. 716.

Conference report agreed to by the Commission, p. 716.

Conference report agreed to by the Assembly, p. 725.

(See Act No. 2255.)

77. An Act granting duly registered dentists the right granted by Act Numbered Seventeen hundred and sixty-one to physicians, for dental purposes only.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 192.

Reported without amendment (Report No. 59), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, and the bill ordered on file for third reading, pp. 230, 231.

Read third time, passed, and the title amended, read, and approved, p. 238.

Commission amendment concurred in by the Assembly, p. 321.

(See Act No. 2205.)

83. An Act providing for the punishment of persons guilty of infidelity in the custody of prisoners detained for or convicted of a crime punished by the laws promulgated by the Philippine Civil Commission or the Philippine Legislature.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 160.

Reported with amendment (Report No. 136), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read and approved, pp. 430-432.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 536, 550, 551.

NUMBER, TITLE, AND ACTION.

84. An Act authorizing the municipalities of the provinces and sub-provinces organized under Act Numbered Eighty-three to acquire suitable arms for the efficient service of the municipal police, and repealing sections twenty-three and twenty-four of Act Numbered Twenty-one hundred and sixty-nine.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 522.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 537, 538.

Reported with recommendation that the bill be not passed, (Report No. 202), report adopted, p. 611.

87. An Act amending in part Act Numbered Eleven hundred and twenty, relative to the administration, temporary leasing and sale of certain haciendas and parcels of land commonly known as "Friar Lands," by providing for the manner of administration, maintenance, and improvement of the irrigation systems appurtenant to said lands, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 385.

Reported with recommendation that the bill be laid on the table (Report No. 139), report adopted, pp. 445-452.

In special session:

Received, read first time, and laid on the table, pp. 537, 556.

90. An Act reestablishing the office of provincial engineer and amending the Provincial Government Act and its amendments.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 503.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 538.

Reported with recommendation that the bill be laid on the table (Report No. 229), report adopted, pp. 667, 668.

91. An Act prohibiting the exhibition of inhabitants of the non-Christian tribes, and establishing penalties for its violations.

NUMBER, TITLE, AND ACTION.

91—Continued.

In first session:

Received, read first time, and referred to the Committee on Non-Christian Tribes, p. 503.

In special session:

Received, read first time, and referred to the Committee on Non-Christian Tribes, pp. 536, 538.

Reported with recommendation that the bill be laid on the table (Report No. 191), report adopted, pp. 592, 593.

95. An Act amending Act Numbered Eleven hundred and forty-seven, entitled "An Act regulating the registration, branding, conveyance, and slaughter of large cattle, and providing for the disposition, care, custody, and sale of estrays or large cattle captured or seized by the Philippines Constabulary or other peace officers, etc."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 417, 418.

Reported without amendment (Report No. 154), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 489, 490.

(See Act No. 2216.)

100. An Act appropriating a certain sum out of the funds in the Insular Treasury not otherwise appropriated for the maintenance of the new Southern Islands Hospital.

In first session:

Received, read first time, and referred to the Committee on Appropriations, p. 308.

In special session:

Received, read first time, and referred to the Committee on Appropriations, pp. 536, 538.

Recalled from the Committee on Appropriations, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 732.

(See Act No. 2261.)

106. An Act appropriating the sum of two hundred thousand pesos, Philippine currency, for the purchase of the Library of the Compañía General de Tabacos de Filipinas in Barcelona, Spain, under certain conditions.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 471.

NUMBER, TITLE, AND ACTION.

106—Continued.

Reported with amendment (report No. 170), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, the preamble stricken out and the title read and approved, pp. 499, 500.

Commission amendment concurred in by the Assembly, p. 503.

(See Act No. 2223.)

123. An Act amending Act Numbered Fourteen hundred and fifty-nine, known as the corporation law, by adding a chapter on agricultural credit associations.

In first session:

Received, read first time, and referred to select committee, p. 356.

Reported with recommendation that the bill be laid on the table (Report No. 158), report adopted, pp. 492, 493.

In special session:

Received, read first time, and laid on the table, pp. 536, 556.

130. An Act declaring invalid the confession or declaration of a defendant against himself, when made under certain circumstances.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 198, 199.

Reported with recommendation that the bill be laid on the table (Report No. 53), report adopted, pp. 214, 215.

In special session:

Received, read first time, and laid on the table, pp. 536, 556.

151. An Act authorizing the municipality of Capiz, Province of Capiz, to again change the date of its local fiesta.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 160, 161.

Reported with amendment (Report No. 49), minority report submitted, majority report accepted, and the bill and report referred to select committee for consideration in connection with general legislation relative thereto, pp. 201, 202.

Reported with recommendation that the bill as recommended by the standing committee be considered (Report No. 66), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be laid on the table, report adopted, pp. 245, 246.

In special session:

Received, read first time, and laid on the table, pp. 537, 556.

NUMBER, TITLE, AND ACTION.

154. An Act providing for the adoption of military instruction in the public schools of the Philippine Islands.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 204.

Reported with recommendation that the bill be laid on the table (Report No. 57), report adopted, p. 229.

In special session:

Received, read first time, and laid on the table, pp. 536, 556.

156. An Act appropriating the sum of fifty thousand pesos, Philippine currency, out of any funds in the Insular Treasury not otherwise appropriated, for the extermination of locusts in accordance with the provisions of Act Numbered Twenty-one hundred and twenty-one.

In first session:

Received, read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 151, 152.

(See Act No. 2196.)

163. An Act further amending paragraphs one, seven, and eight of section sixty-eight, section one hundred and forty-seven, and section one hundred and forty-eight of Act Numbered Eleven hundred and eighty-nine, entitled "The Internal Revenue Law of Nineteen hundred and four," as amended, by defining small manufacturers of *tuba*, *bassi*, *tapuy*, or like domestic fermented liquors, by imposing an annual license tax on retail dealers in such liquors for the benefit of the municipalities, and by amending the definition of wholesale dealers in such liquors, so that *palek* shall have the same status as its congeners *tuba*, *bassi*, and *tapuy*.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 307, 308.

Reported with amendment (Report No. 108), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 360, 361.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made during

NUMBER, TITLE, AND ACTION.

163—Continued.

the first session, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 536, 551, 552.

Commission amendment concurred in by the Assembly, p. 619.

(See Act No. 2233.)

170. An Act obliging manufacturing, industrial, agricultural, and commercial enterprises in the Philippine Islands to provide themselves with a duly qualified physician and a medicine chest for urgent cases of accidents and disease among their laborers, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 504.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 538, 539.

Reported with recommendation that the bill be laid on the table (Report No. 200), report adopted, pp. 609, 610.

171. An Act to define the liability of the Government of the Philippine Islands for travel expense of persons in the service of the Government, and prescribing a penalty for presentation of false claims against the Government for reimbursement of travel expense.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 223.

Reported with recommendation that the bill be not passed (Report No. 90), report adopted, pp. 313, 314.

In special session:

Received, read first time, and laid on the table, pp. 536, 558.

172. An Act protecting the plantation of the coconut tree.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 301.

Reported with recommendation that the bill be laid on the table (Report No. 89), report adopted, p. 313.

In special session:

Received, read first time, and laid on the table, pp. 536, 556.

179. An Act providing for a more expeditious procedure in cases of suspensions of municipal officers.

NUMBER, TITLE, AND ACTION.

179—Continued.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 157.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 539.

Reported with amendment (Report No. 187), report accepted, read second time, and consideration postponed to be taken up in connection with A. B. No. 198, pp. 585, 586.

Taken up, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, p. 671.

Assembly disagrees to amendment and requests conference, p. 699.

Commission insists on its amendment and agrees to conference, p. 699.

Report of conference committee (No. 15), p. 724.

Conference report agreed to by the Commission, p. 725.

Conference report agreed to by the Assembly, pp. 725, 726.

(See Act No. 2266.)

186. An Act repealing in its entirety Act Numbered Sixteen hundred and ninety-six of the Philippine Commission, entitled "An Act to prohibit the display of flags, banners, emblems, or devices used in the Philippine Islands for the purpose of rebellion or insurrection against the authority of the United States and the display of Katipunan flags, banners, emblems, or devices, and for other purposes."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 466.

Reported with recommendation that the bill be laid on the table (Report No. 169), report adopted, pp. 498, 499.

In special session:

Received, read first time, and laid on the table, pp. 536, 556.

187. An Act amending Act Numbered Twenty-one hundred and sixty-nine, by repealing the authority of the provincial governor relative to the appointment of the chief of municipal police.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 504.

NUMBER, TITLE, AND ACTION.

187—Continued.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 539.

Reported with recommendation that the bill be laid on the table (Report No. 252), report adopted, p. 740.

193. An Act authorizing the investment of a portion of the Gold Standard Fund in loans to corporations engaged in the exportation of products of this country.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 504, 505.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 539.

Reported with recommendation that the bill be laid on the table (Report No. 211), report adopted, p. 645.

195. An Act authorizing municipal councils to appropriate at the beginning of each year a certain sum out of the school funds for the creation and maintenance of night schools in English in their respective municipalities, under certain conditions.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 462, 463.

Reported without amendment (Report No. 153), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 488, 489.

(See Act No. 2217.)

197. An Act to exempt newspaper enterprises in the Philippines from every impost or tax.

In first session:

Received, read first time, and referred to the Committee on Taxation and Revenue, p. 190.

Reported with amendment (Report No. 56), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, and the bill ordered on file for third reading, p. 226.

NUMBER, TITLE, AND ACTION.

197—Continued.

Read third time, further amended, passed, and the title amended, read, and approved, pp. 228, 229.

Commission amendment concurred in by the Assembly, p. 520.

(See Act No. 2211.)

198. An Act providing a uniform procedure in cases of suspension and removal of elective provincial officers.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 505.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 539.

Reported with recommendation that the bill be laid on the table (Report No. 233), report adopted, p. 670.

199. An Act appropriating the sum of fifty thousand pesos out of any funds in the Insular Treasury not otherwise appropriated, for the construction of a schoolhouse to be denominated "Jose Rizal's School Building," in the municipality of Calamba, Laguna.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 393.

Reported with recommendation that the bill be referred to the Committee on Appropriations (Report No. 138), report adopted, p. 445.

Reported with recommendation that the bill be laid on the table (Report No. 149), report adopted, p. 486.

In special session:

Received, read first time, and laid on the table, pp. 537, 556.

Taken from the table, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 715, 716.

Commission amendment concurred in by the Assembly, pp. 737, 738.

(See Act No. 2262.)

209. An Act providing facilities for the poor in densely populated places for removing to the northeast of Mindanao and to the Island of Mindoro.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 505.

NUMBER, TITLE, AND ACTION.

209—Continued.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 539.

Reported with recommendation that the bill be laid on the table (Report No. 247), report adopted, pp. 696, 697.

212. An Act amending section seventy-one of Act Numbered One hundred and thirty-six, as amended by Act Numbered Two thousand and forty-one.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 505, 506.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 539.

Reported with recommendation that the bill be laid on the table (Report No. 183), report adopted, pp. 582, 583.

213. An Act fixing the twenty-fourth day of February of each year for the celebration of the local or patron saint's fiesta of the municipality of Tumauni, of the Province of Isabela, Luzon.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 463.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 537, 539, 540.

Reported with recommendation that the bill be laid on the table (Report No. 248), report adopted, p. 697.

216. An Act further to amend the Provincial Government Act by authorizing Provincial Boards to fix or change the salaries of lieutenant-governors of subprovinces governed under Act Numbered Eighty-three.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 404.

Reported without amendment (Report No. 150), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 486, 487.

(See Act No. 2220.)

NUMBER, TITLE, AND ACTION.

220. An Act providing for an increase of the part of the internal-revenue taxes collected in the Philippine Islands which corresponds to municipal governments, allotting said increase for the betterment of the salaries paid municipal teachers in the municipalities of the provinces organized in accordance with the provisions of Act Numbered Eighty-three, and specifying the qualifications required of candidates for the position of municipal teacher.

In first session:

Received, read first time, and referred to select committee, p. 193.

Reported with recommendation that the bill be laid on the table (Report No. 72), report adopted, pp. 258, 259.

In special session:

Received, read first time, and laid on the table, pp. 536, 556, 557.

223. An Act to amend Act Numbered Seven hundred and nine, as amended, by authorizing the Governor-General to regulate the issue of licenses and sale of liquors in military zones in which such sale is prohibited and to revoke such authorizations.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 252.

Reported without amendment (Report No. 74), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 260, 261.

(See Act No. 2202.)

225. An Act amending subsection (a) of section fifty-two of Act Numbered Thirteen hundred and ninety-seven, regulating the rate of the tax on property, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Non-Christian tribes, p. 377.

Reported with recommendation that the bill be laid on the table (Report No 128), report adopted, pp. 408, 409.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

231. An Act amending subsection (i) of section one hundred and forty-two of Act Numbered Eleven hundred and eighty-nine, known as the Internal Revenue Law, and for other purposes.

NUMBER, TITLE, AND ACTION.

231—Continued.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 506.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 540.

Reported with amendment (Report No. 240), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 684-686.

Commission amendment concurred in by the Assembly, p. 741.

(See Act No. 2251.)

240. An Act providing for the reimbursement of traveling and subsistence expenses to witnesses in criminal actions.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 320.

Reported with amendment (Report No. 115), report accepted, and the bill ordered on file for second reading, pp. 379-382.

Read second time, considered in Committee of the Whole, reported with recommendation that the bill be indefinitely postponed, report adopted, pp. 386, 387.

In special session:

Received, read first time, and laid on the table, pp. 536, 558.

241. An Act granting municipal councils authority to reduce, increase, suspend, remit, exempt from, and fix the penalty of the tax on carts the wheels of which are rigid with the axle or have tires less than two and one-half inches in width, and on sledges having tires less than two and one-half inches in width; and also authority to fix the time for the collection, and to dispose exclusively of the amount collected for said tax, without prejudice to the prohibition of their use on roads designated as improved roads by the provincial boards.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 466.

In special session:

Received, read first time, and referred to the Committee on

NUMBER, TITLE, AND ACTION.

241—Continued.

Matters Pertaining to the Department of Commerce and Police, pp. 536, 540.

Reported with recommendation that the bill be laid on the table (Report No. 182), report adopted, pp. 581, 582.

244. An Act establishing an asylum for orphans, invalids, and old persons, and providing funds for the organization and operation thereof, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 506.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 537, 540.

Reported with recommendation that the bill be laid on the table (Report No. 178), report adopted, p. 579.

248. An Act authorizing the municipal councils of the municipalities organized under Act Numbered Eighty-two, known as the Municipal Code, to expend during one year of their unexpended funds or unappropriated balances an amount not exceeding five hundred pesos, without necessity of the approval of the provincial treasurer, for the immediate relief of sufferers from public calamities.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 386.

Reported with recommendation that the bill be laid on the table (Report No. 166), report adopted, p. 497.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

250. An Act amending Act Numbered Twelve hundred eighty-five, entitled "An Act authorizing the incorporation of the society for the prevention of cruelty to animals in the Philippine Islands, defining its powers, and providing for its government," as amended by section eight of Act Numbered Nineteen hundred and fifty-five.

In first session:

Received, read first time, and referred to select committee, p. 467.

In special session:

Received, read first time, and referred to select committee, pp. 537, 540.

Reported with amendment (Report No. 237), report accepted, read second time, considered in Committee of the Whole,

NUMBER, TITLE, AND ACTION:

250—Continued.

reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 681, 682.

251. An Act to create rural guards in all the municipalities organized under Act Numbered Eighty-two, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 506, 507.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 540, 541.

Reported with recommendation that the bill be laid on the table (Report No. 216), report adopted, pp. 647, 648.

254. An Act amending the law relative to vacations and leaves of absence of judges of Courts of First Instance.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 222, 223.

Reported with amendment (Report No. 65), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be laid on the table, report adopted, pp. 244, 245.

Taken from the table, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 342, 343.

Explanation of vote, pp. 342, 343.

Commission amendment concurred in by the Assembly, pp. 469, 470.

(See Act No. 2209.)

257. An Act amending the first subsection of section seven hundred and eighty-five of Act Numbered One hundred and ninety, entitled "Code of procedure in civil actions and special proceedings in the Philippine Islands," as amended by Act Numbered Fifteen hundred and eighty-six, so as to permit poor persons to prosecute or defend any action or special proceeding in justice of the peace courts or courts of first instance without being required to prepay fees.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 507.

NUMBER, TITLE, AND ACTION.

257—Continued.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 541.

Reported with recommendation that the bill be laid on the table (Report No. 217), report adopted, pp. 648, 649.

258. An Act amending section one of Act Numbered Fifteen hundred and thirty-seven, entitled "An Act to limit gambling on horse races in the Philippine Islands to certain specific dates and providing penalties for violation of its provisions," as amended by Act Numbered Fifteen hundred and ninety-nine, and providing for the payment by the owners of race horses of an annual tax of thirty pesos for each horse.

In first session:

Received, read first time, and referred to select committee, pp. 463, 464.

Reported without amendment (Report No. 156), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be laid on the table, report adopted, pp. 490, 491.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

260. An Act authorizing the use, under certain conditions, of the Road and Bridge Fund of the provinces organized under Act Numbered Eighty-three for subsidizing or for the acquisition, operation, and maintenance of water transportation.

In first session:

Received, read first time and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 507.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 537, 541.

Reported without amendment (Report No. 197), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 606, 607.

(See Act No. 2228.)

262. An Act amending subsection (c) of section six of Act Numbered Seventeen hundred and sixty, entitled "An Act to prevent the introduction into the Philippine Islands of dangerous communicable animal diseases, to prevent the spread of

NUMBER, TITLE, AND ACTION.

262—Continued.

such diseases in the Philippine Islands, and for other purposes.”

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 277, 278.

Reported with recommendation that the bill be laid on the table (Report No. 120), report adopted, p. 392.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

265. An Act authorizing municipal councils to regulate the use of irrigation works of common use existing prior to the passage of Act Numbered Twenty-one hundred and fifty-two, otherwise known as the Irrigation Act, and authorizing the investment of municipal funds by the same for this purpose.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 507, 508.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 537, 541.

Reported with recommendation that the bill do not pass (Report No. 228), report accepted, and the bill laid on the table, p. 666.

268. An Act to amend section fifty-four of Act Numbered One hundred and eighty-three, known as the Manila Charter.

In first session:

Received, read first time, and referred to the Committee on Taxation and Revenue, pp. 234, 235.

Reported without amendment (Report No. 67), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 246.

(See Act No. 2200.)

269. An Act to afford relief to sufferers from the typhoons of October and November, nineteen hundred and twelve.

In first session:

Received, read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 235, 236.

(See Act No. 2199; see also C. B. 34.)

NUMBER, TITLE, AND ACTION.

270. An Act authorizing the creation of provincial banks under certain conditions and limitations, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 508.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 541.

Reported with recommendation that the bill be laid on the table (Report No. 235), report adopted, p. 678.

274. An Act amending sections two and three of Act Numbered Eighteen hundred and sixty-eight, entitled "An Act creating the Bureau of Labor, under the department of Commerce and Police."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 462.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 541, 542.

Reported without amendment (Report No. 176), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be referred to select committee to look into question whether subject matter is already covered by existing law, report adopted, p. 565.

Reported with amendment (Report No. 225), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 662, 663.

Assembly disagrees to amendment and requests conference, pp. 699, 700.

Commission insists on its amendment and agrees to conference, pp. 700, 701.

Report of conference committee (No. 13), pp. 722, 723.

Conference report agreed to by the Commission, p. 723.

Conference report agreed to by the Assembly, p. 727.

(See Act No. 2258.)

NUMBER, TITLE, AND ACTION.

275. An Act amending sections one, three, and four of Act Numbered Twenty-one hundred and sixteen, by extending the time granted to the committee appointed to investigate the causes of the excessive infantile mortality in the Philippine Islands, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 311.

Reported with amendment (Report No. 124), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with further amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 398-400.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 536, 552.

Assembly disagrees to amendment and requests conference, p. 617.

Commission insists upon its amendment and agrees to conference, p. 617.

Report of conference committee (No. 2), p. 674.

Conference report agreed to by the Commission, p. 674.

Conference report agreed to by the Assembly, pp. 709, 710.

(See Act No. 2246.)

277. An Act regulating the manner of acquiring and recovering Philippine citizenship.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 471.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 542.

Reported with amendment (Report No. 196), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 595-603.

Commission amendment rejected by the Assembly, p. 731.

(See C. B. 19.)

NUMBER, TITLE, AND ACTION.

279. An Act abolishing the bill of exceptions in ordinary actions and the transcript of record in special proceedings, established by Act Numbered One hundred and ninety, entitled "An Act providing a code of procedure in civil actions and special proceedings in the Philippine Islands," and substituting in lieu thereof the appeal.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 241, 242.

Reported with recommendation that the bill be laid on the table (Report No. 96), report adopted, pp. 322, 323.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

282. An Act establishing the double cedula tax in the Provinces of Palawan, Mindoro, and Batanes and repealing therein the tax established by section three of Act Numbered Two thousand and fifty-five and all other Acts in conflict with this Act.

In first session:

Received, read first time, and referred to the Committee on Non-Christian Tribes, p. 464.

Reported with recommendation that the bill be laid on the table (Report No. 168), report adopted, p. 498.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

284. An Act authorizing certain measures for improving the planting, curing, and preparation of tobacco.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 508.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 542.

Reported without amendment (Report No. 195), report accepted, read second time, and the bill laid on the table, p. 595.

Taken from the table, read third time, passed, and the title read and approved, p. 608.

(See Act No. 2229.)

286. An Act further amending section twelve of Act Numbered One hundred and ninety, entitled "Code of procedure in civil actions and special proceedings in the Philippine Islands," as amended, by providing that the official language of the

NUMBER, TITLE, AND ACTION.

286—Continued.

courts and their records shall be Spanish until the Legislature shall determine otherwise, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 251, 252.

Reported with amendment (Report No. 77), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, and the bill ordered on file for third reading, pp. 264, 265.

Read third time, passed, and the title amended, read, and approved, pp. 269, 270.

Assembly disagrees to amendment and requests conference, pp. 294, 295.

Commission insists on its amendment and agrees to conference, p. 295. -

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made during the first session, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 536, 552, 553.

Assembly disagrees to amendment and requests conference, pp. 587, 588.

Commission insists on its amendment and agrees to conference, p. 588.

Report of conference committee (No. 4), pp. 679, 680.

Conference report agreed to by the Commission, p. 681.

Conference report agreed to by the Assembly, p. 681.

(See Act No. 2239; also C. B. 5.)

292. An Act changing the names of the municipalities of Santo Niño and Mawanán of the Province of Cagayan de Luzon and of the municipality of Langaran of the Province of Misamis.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 464.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 542.

Reported with recommendation that the bill be laid on the table (Report No. 186), report adopted, p. 584.

294. An Act changing the name of the municipality of Saravia of the Province of Occidental Negros.

NUMBER, TITLE, AND ACTION.

294—Continued.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 509.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 542.

Reported with recommendation that the bill be laid on the table (Report No. 185), report adopted, p. 584.

297. An Act declaring the Province of Samar to be a second-class province and granting the same the rights and the privileges inherent to its class.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 509.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 542.

Reported with recommendation that the bill be laid on the table (Report No. 232), report adopted, pp. 669, 670.

298. An Act amending section one of Act Numbered Five hundred and thirty-six, entitled "An Act relative to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon," authorizing corporations organized under the laws of the Philippine Islands to be sureties in certain recognizances, stipulations, or undertakings.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 252, 253.

Reported without amendment (Report No. 86), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 293, 294.

(See Act No. 2203.)

299. An Act amending Act Numbered Nineteen hundred and eighty-nine, entitled "An Act making appropriations for sundry expenses of the Insular Government for the fiscal year ending June thirtieth, nineteen hundred and eleven, and other designated periods," by eliminating certain powers of the Governor-General for directing the restoration of certain funds reverted to the Insular Treasury to the credit of certain bureaus or offices.

NUMBER, TITLE, AND ACTION.

299—Continued.

In first session:

Received, read first time, and referred to the Committee on Appropriations, p. 462.

In special session:

Received, read first time, and referred to the Committee on Appropriations, pp. 536, 542.

Reported with recommendation that the bill be laid on the table (Report No. 180), report adopted, pp. 580, 581.

300. An Act providing for certain changes in the general powers of the Agricultural Bank of the Philippine Government.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 252.

Reported with amendment (Report No. 83), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with further amendment, amendment adopted, and the bill ordered on file for third reading, p. 288.

Read third time, passed, and the title amended, read, and approved, p. 291.

Commission amendment concurred in by the Assembly, p. 521.

(See Act No. 2214.)

304. An Act amending paragraph six of section one of Act Numbered Nineteen hundred and seventy-nine so that municipal councils of the capitals of provinces and subprovinces can fix the salaries of municipal officers without regard to the limitations established by the Municipal Code and its amendments.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 418.

Reported with recommendation that the bill be laid on the table (Report No. 164), report adopted, p. 496.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

305. An Act amending sections one, four, six, and seven of Act Numbered Twenty-one hundred and twenty-four, entitled "An Act authorizing Mauro Prieto and associates to establish a mortgage bank under certain conditions," and adding a new section at the end thereof.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 300.

NUMBER, TITLE, AND ACTION.

305—Continued.

Reported with amendment (Report No. 95), report accepted, read second time, and considered in committee of the Whole, pp. 316-318.

Further considered in Committee of the Whole, pp. 319, 325.

Further considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 329-334.

Yeas and nays, p. 334.

Explanations of votes, p. 334.

Commission amendment concurred in by the Assembly, p. 521.

(See Act No. 2215.)

308. An Act providing for the creation of seventy scholarships in the Government Forest School at Los Baños, Laguna, and appropriating the sum of twenty-four thousand six hundred and eighty-seven pesos and fifty centavos for such purpose, under certain conditions.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 417.

Reported with amendment (Report No. 142), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be recommitted to the Committee on Matters Pertaining to the Department of the Interior, report adopted, pp. 478, 479.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 542, 543.

Reported with amendment (Report No. 208), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 641-644.

Commission amendment concurred in by the Assembly, p. 726.

(See Act No. 2253.)

309. An Act appropriating the sum of thirty-five thousand pesos for the construction of a building and wagon road for the Government School of Forestry established at Los Baños, Laguna, providing for the separation thereof from the College of Agriculture, and for other purposes.

NUMBER, TITLE, AND ACTION.

309—Continued.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 362, 363.

Reported with amendment (Report No. 143), report accepted, read second time, and postponed for consideration in connection with the Public Works Appropriation Bill (A. B. No. 318), pp. 480, 481.

In special session:

Received, read first time, and laid on the table, pp. 536, 557.

311. An Act appropriating funds for the erection and maintenance in the city of Manila of a tuberculosis hospital and for the improvement of the attendance and treatment of the insane confined in the San Lazaro Hospital and the Hospicio de San Jose, in the discretion of the Director of Health.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 509, 510.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 543.

Reported with recommendation that the bill be laid on the table (Report No. 199), report adopted, pp. 608, 609.

312. An Act amending section sixteen of Act Numbered Fifteen hundred and eleven, known as "The Philippine Road Law," as amended, so as to punish the violent occupation of land situate on both sides of any public highway, bridge, wharf, or trail at present occupied by other persons, since prior to the passage of said Act.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 461.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 543.

Reported with recommendation that the bill be laid on the table (Report No. 203), consideration of the report postponed, pp. 611, 612.

314. An Act adding a new proviso to section ninety-three of Act Numbered One hundred and thirty-six, as amended.

In first session:

Received, read first time, and referred to the Committee on

NUMBER, TITLE, AND ACTION.

314—Continued.

Matters Pertaining to the Department of Finance and Justice, p. 510.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 543.

Reported with amendment (Report No. 226), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 663-665.

Commission amendment concurred in by the Assembly, p. 710.
(See Act No. 2244.)

315. An Act appropriating the sum of fifty-four thousand eight hundred and thirty-five pesos to be expended in salaries, traveling expenses, per diems, and equipment of graduates of the Government School of Forestry.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 510.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 543.

Reported with recommendation that the bill be laid on the table (Report No. 208), report accepted, and the bill laid on the table, pp. 641, 644.

318. An Act making appropriations for public works for the present fiscal year nineteen hundred and thirteen.

In first session:

Received, read first time, and referred to the Committee on Appropriations, p. 312.

Reported with amendment (Report No. 110), report accepted, and the bill ordered on file for second reading, pp. 366, 367. Second reading postponed, p. 370.

Read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 472-478.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, report adopted, read third time under Rule XIV,

NUMBER, TITLE, AND ACTION.

318—Continued.

passed, and the title amended, read, and approved, pp. 536, 553, 554.

Assembly disagrees to amendment and requests conference, p. 652.

Commission insists on its amendment and agrees to conference, pp. 652, 653.

Report of conference committee (No. 11), pp. 716-720.

Conference report agreed to by the Commission, p. 720.

Conference report agreed to by the Assembly, p. 737.

(See Act No. 2264; also A. B. 373.)

319. An Act to prohibit and punish judges for the issuance of orders of arrest at hours of the night or on days other than working days.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 510, 511.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 543.

Reported with recommendation that the bill be laid on the table (Report No. 236), report adopted, p. 679.

320. An Act appropriating a certain sum to be devoted to the purposes of Act Numbered Twenty-one hundred and sixty-nine, under certain conditions.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 301.

Reported with amendment (Report No. 99), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed and the title amended, read, and approved, pp. 336-338.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, report adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 537, 554.

321. An Act providing for an increase of the municipal school funds.

In first session:

Received, read first time, and referred to the Committee on

NUMBER, TITLE, AND ACTION.

321—Continued.

Matters Pertaining to the Department of Public Instruction, p. 511.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 537, 543, 544.

Reported without amendment (Report No. 198), report accepted, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 607, 608.

Assembly disagrees to amendment and requests conference, p. 653.

Commission insists on its amendment and agrees to conference, p. 653.

Report of conference committee (No. 6), pp. 701, 702.

Conference report agreed to by the Commission, p. 702.

Conference report rejected by the Assembly, p. 741.

(See C. B. No. 29.)

324. An Act amending certain articles of the Penal Code of the Philippine Islands.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 305.

Reported with amendment (Report No. 111), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with further amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 370-372.

Assembly disagrees to amendment and requests conference, p. 470.

Commission insists on its amendment and agrees to conference, p. 470.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported with amendment made in first session, report adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 536, 554, 555.

Assembly disagrees to amendment and requests conference, p. 588.

NUMBER, TITLE, AND ACTION.

324—Continued.

Commission insists on its amendment and agrees to conference, p. 589.

Report of conference committee (oral-failure to agree), p. 709.

Conference report accepted by the Commission, p. 709.

325. An Act amending sections one, two, three, and five of Act Numbered Fifteen hundred and forty-five, by substituting the name of third member of the provincial board for that of provincial vice-governor, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 511, 512.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 544.

Reported with recommendation that the bill be laid on the table (Report No. 213), report adopted, p. 646.

328. An Act amending section twenty-eight of Act Numbered Fifteen hundred and nineteen, known as "The Weights and Measures Act."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 512.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 544.

Reported with amendment (Report No. 224), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 660-662.

Commission amendment concurred in by the Assembly, p. 709.

(See Act No. 2248.)

331. An Act appropriating fifty thousand pesos for the school of household industries.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 464, 465.

NUMBER, TITLE, AND ACTION.

331—Continued.

Reported without amendment (Report No. 152), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 488.

(See Act No. 2218.)

333. An Act providing for the obligatory instruction, in the public primary and intermediate schools of the Government in the Philippine Islands, in the course of urbanity and courtesy.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 319, 320.

Reported with recommendation that the bill be laid on the table (Report No. 102), report adopted, p. 341.

In special session:

Received, read first time, and laid on the table, pp. 536, 557, 558.

334. An Act regulating the manner in which the expenses for equipment and purchase of material in intermediate schools shall be paid.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 320.

Reported with recommendation that the bill be laid on the table (Report No. 113), report adopted, pp. 374, 375.

In special session:

Received, read first time, and laid on the table, pp. 536, 558.

338. An Act to promote workmen's wards.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 512.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 544.

Reported with recommendation that the bill be laid on the table (Report No. 214), report adopted, pp. 646, 647.

340. An Act amending in some respects sections two and four of Act Numbered Eighteen hundred and fifty-six, with reference to the construction of a pantheon of illustrious Filipinos.

NUMBER, TITLE, AND ACTION.

340—Continued.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 512, 513.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 544.

Reported with recommendation that the bill be laid on the table (Report No. 246), report adopted, p. 696.

347. An Act appropriating funds for the support of pensionados in Insular schools.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 467.

Reported without amendment (Report No. 151), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 487.

(See Act No. 2219.)

348. An Act providing for the formation of a "poor list," regulating gratuitous medical attendance at public dispensaries and hospitals in the city of Manila and municipalities, or public hospitals in the provinces, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 386.

Reported with recommendation that the bill be laid on the table (Report No. 131), report adopted, pp. 423, 424.

In special session:

Received, read first time, and laid on the table, pp. 536, 558.

349. An Act amending section three hundred and eighty-three of Act Numbered One hundred and ninety, known as "Code of procedure in civil actions and special proceedings in the Philippine Islands."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 513.

In special session:

Received, read first time, and referred to the Committee on

NUMBER, TITLE, AND ACTION.

349—Continued.

Matters Pertaining to the Department of Finance and Justice, pp. 536, 544.

Reported with amendment (Report No. 243), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 691-693.

Commission amendment concurred in by the Assembly, p. 726.
(See Act No. 2252.)

354. An Act requiring chiefs of bureaus of the Insular Government, in order to facilitate the preparation of the appropriation bill, to file in the office of the Secretary of the Philippine Assembly a detailed report of all the expenditures and receipts of their respective bureaus, at least fifteen days before the opening of each regular session, under the penalties herein established, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 344.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 544, 545.

Reported with amendment (Report No. 234), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 671-674.

Assembly disagrees to amendment and requests conference, pp. 734, 735.

Request for conference laid on the table p. 735.

357. An Act amending section thirty-three of Act Numbered eleven hundred and eighty-nine, known as "The Internal Revenue Law," abolishing the power of the Collector of Internal Revenue to impose fines.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 513, 514.

NUMBER, TITLE, AND ACTION.

357—Continued.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 545.

Reported with recommendation that the bill be laid on the table (report No. 230), report adopted, pp. 668, 669.

365. An Act amending section one of Act Numbered Three hundred and forty-five, entitled "An Act designating the days which shall be observed as public holidays in the Philippine Islands," as amended by section one of Act Numbered Twenty-one hundred and sixty, so as to declare the thirty-first of December also a public holiday, in memory of the patriot martyrs.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 514.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 545.

Reported with recommendation that the bill be laid on the table (Report No. 201), report adopted, p. 610.

369. An Act fixing the second of May of each year for the celebration of the local fiesta of the municipality of Asingan, Province of Pangasinan.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 471, 472.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 537, 545.

Reported with recommendation that the bill be laid on the table (Report No. 249), report adopted, pp. 697, 698.

372. An Act providing for the reorganization of the Courts of First Instance and of the Court of Land Registration.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 461, 462.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 545.

NUMBER, TITLE, AND ACTION.

372—Continued.

Reported with amendment (Report No. 207), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the bill be recommitted to the Committee on Matters Pertaining to the Department of Finance and Justice for redraft of bill, report adopted, pp. 629-640.

Reported with redraft of bill (Report No. 242), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that the proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 687-691.

Commission amendment rejected by the Assembly, pp. 731, 732.

373. An Act making appropriations for public works.

In first session:

Received, read first time, and referred to the Committee on Appropriations, pp. 460, 461.

In special session:

Received, read first time, and referred to the Committee on Appropriations, pp. 537, 545.

(See A. B. 318.)

378. An Act amending subsection (b) of section thirty-seven of Act Numbered Eighty-two entitled "The Municipal Code," as amended by Act Numbered Two thousand and fifty-six.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 514.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 545, 546.

Reported with recommendation that the bill be laid on the table (Report No. 231), report adopted, p. 669.

380. An Act amending section forty of Act Numbered Eighty-two, entitled "The Municipal Code," as amended by Acts Numbered Three hundred and nine, Fifteen hundred and thirty, Nineteen hundred and nine, and Eighteen hundred and fifty-eight, by granting authority to the municipal councils for farming out or letting at public auction the municipal excise and other taxes.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 514, 515.

NUMBER, TITLE, AND ACTION.

380—Continued.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 546.

Reported with recommendation that the bill be laid on the table (Report No. 210), report adopted, pp. 644, 645.

381. An Act providing certain special proceedings for the settlement and adjudication of land titles.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 472.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 546.

Reported with amendment (Report No. 177), report accepted, read second time, considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, passed, and the title read and approved, pp. 566-579.

Assembly disagrees to amendment and requests conference, pp. 617, 618.

Commission insists on its amendment and agrees to conference, p. 618.

Report of conference committee (No. 9), pp. 706-708.

Conference report agreed to by the Commission, p. 708.

Conference report agreed to by the Assembly, p. 727.

(See Act No. 2259; also C. B. 31.)

383. An Act appropriating sixty thousand pesos for the establishment and maintenance in Manila of a school of music.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 515.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 546.

Reported with recommendation that the bill be laid on the table (Report No. 192), report adopted, p. 593.

384. An Act providing for the establishment of a sanitarium and a bathing establishment at Gigabo, municipality of Tiwi, Province of Albay, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on

NUMBER, TITLE, AND ACTION.

384—Continued.

Matters Pertaining to the Department of the Interior, p. 515.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 546.

Reported with recommendation that the bill be laid on the table (Report No. 179), report adopted, pp. 579, 580.

387. An Act providing for the increase of the pay of the privates and members of the band of the Philippine Constabulary, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 516.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 546.

Reported without amendment (Report No. 222), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 658, 659.

(See Act No. 2237.)

388. An Act providing that no person shall, without having been previously admitted to the practice of law in the Philippines, be appointed judge of a Court of First Instance, judge of the Court of Land Registration, associate judge of the Court of Land Registration, Attorney-General, assistant attorney of the office of the Attorney-General, provincial fiscal, assistant provincial fiscal, justice of the peace of the city of Manila, prosecuting attorney of the city of Manila, assistant prosecuting attorney of the city of Manila, judge of the municipal court of the city of Manila, justices of the peace of the capitals of provinces, and auxiliary justices of the peace of the capitals of provinces.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, p. 465.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Finance and Justice, pp. 536, 546, 547.

NUMBER, TITLE, AND ACTION.

388—Continued.

Reported with amendment (Report No. 251), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 711-714.

Assembly disagrees to amendment and requests conference, p. 735.

Request for conference laid on the table, p. 735.

389. An Act to amend sections one and six of Act Numbered Twenty-one hundred and fifty-six, entitled "An Act authorizing the consolidation of municipalities into sanitary divisions and the reorganization of the municipal boards of health created by Act Numbered Three hundred and eight; defining their powers and duties, and providing for each province a special fund to be known as 'health fund,' for this and other purposes."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, p. 516.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 547.

Reported with amendment (Report No. 175), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 563-565.

Commission amendment concurred in by the Assembly, pp. 618, 619.

(See Act No. 2232.)

394. An Act amending sections sixteen and twenty-three of Act Numbered Five hundred and ninety-seven, entitled "An Act regulating the practice of pharmacy in the Philippine Islands," as amended by Act Numbered Nineteen hundred and twenty-one, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 465, 466.

Reported without amendment (Report No. 144), report ac-

NUMBER, TITLE, AND ACTION.

394—Continued.

cepted, read second time, and recommitted to the Committee on Matters Pertaining to the Department of the Interior, p. 481.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of the Interior, pp. 536, 547.

Reported with amendment (Report No. 190), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in, amendment adopted, read third time under Rule XIV, passed, and the title amended, read and approved, pp. 590-592.

Commission amendment concurred in by the Assembly, pp. 649, 650.

(See Act No. 2236.)

395. An Act to provide for the revision and correction of land tax assessments, the valuation of newly declared real property for the purposes of taxation and other purposes.

In first session:

Received, read first time, and referred to the Committee on Taxation and Revenue, pp. 516, 517.

In special session:

Received, read first time, and referred to the Committee on Taxation and Revenue, pp. 536, 547.

Reported without amendment (Report No. 227), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 665, 666.

(See Act No. 2238.)

396. An Act to establish stations for practical instruction in matters concerning agriculture and a system of agricultural demonstration and development.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 517.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 547.

Reported without amendment (Report No. 194), report accepted, read second time, considered in Committee of the

NUMBER, TITLE, AND ACTION.

396—Continued.

Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 594, 595.

(See Act No. 2226.)

398. An Act amending section seven of Act Numbered Seventeen hundred and sixty which prevents the introduction into the Philippine Islands of dangerous communicable animal diseases.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, p. 517.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 547, 548.

Reported with recommendation that the bill be laid on the table (Report No. 193), report adopted, pp. 593, 594.

399. An Act appropriating the sum of four hundred thousand pesos for establishing colonies and plantations for rice and other food grains, for bringing about an equal distribution of the population of these islands, and for other purposes.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 467, 468.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Public Instruction, pp. 536, 548.

Reported with amendment (Report No. 204), report accepted, and bill ordered on file for second reading, pp. 612-614.

Read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with additional amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read, and approved, pp. 623, 624.

Yeas and nays, p. 624.

Explanation of votes, pp. 624-626.

Commission amendment concurred in by the Assembly, p. 727.

(See Act No. 2254.)

400. An Act amending section fifteen and section sixteen of Act Numbered Twenty-one hundred and fifty-two known as the "Irrigation Law."

NUMBER, TITLE, AND ACTION.

400—Continued.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 517, 518.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 548.

401. An Act assigning per diems to the vice-presidents and councilors of the municipal councils of the Philippine Islands, for the attendance at the meetings of said councils, and for the inspection of their respective districts.

In first session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, p. 518.

In special session:

Received, read first time, and referred to the Committee on Municipal and Provincial Governments, pp. 536, 548.

Reported with recommendation that the bill be laid on the table (Report No. 184), report adopted, p. 583.

402. An Act making provisions for the encouragement of the traffic and increase of the facilities for commerce in the ports of entry of the Philippine Islands.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 518.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 548.

Reported with amendment (Report No. 220), report accepted, and the bill laid on the table, pp. 656, 657.

406. An Act providing for the registration of patents and patent rights in the Philippine Islands, and for the protection of the same.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 518, 519.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 548.

NUMBER, TITLE, AND ACTION.

406—Continued.

Reported without amendment (Report No. 205), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 626.

(See Act No. 2235.)

407. An Act transferring the balances of appropriations made by Acts Numbered Sixteen hundred and sixty-six, Eighteen hundred and nine, and Nineteen hundred and ninety-one to the appropriation made by Act Numbered Twenty-one hundred and ninety-nine and reducing the appropriation of the last-mentioned Act in an equal amount.

In first session:

Received, read first time, and referred to the Committee on Appropriations, p. 519.

In special session:

Received, read first time, and referred to the Committee on Appropriations, pp. 536, 548, 549.

Reported without amendment (Report No. 239), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 683, 684.

(See Act No. 2240.)

411. An Act appropriating funds for the expenses of a representative committee of the Philippine Assembly to proceed to Washington and be present at the inaugural ceremonies of the President-elect of the United States.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 519, 520.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 549.

Reported with amendment (Report No. 206), report accepted, read second time, considered in Committee of the Whole, reported with recommendation that proposed amendment be concurred in with further amendment, amendment adopted, read third time under Rule XIV, passed, and the title amended, read and approved, pp. 627, 628.

Assembly disagrees to amendment and requests conference, pp. 714, 715.

NUMBER, TITLE, AND ACTION.

411—Continued.

Commission insists on its amendment and agrees to conference, p. 715.

Report of conference committee (No. 16), pp. 728, 729.

Conference report laid on the table by the Commission, p. 729.

Conference report agreed to by the Assmby, p. 729.

Assembly further insists on its disagreement to Commission amendment and requests further conference, pp. 732, 733.

Commission agrees to further conference, p. 733.

Second report of conference committee (No. 17), pp. 733, 734.

Conference report agreed to by the Commission, p. 734.

Conference report agreed to by the Assembly, p. 737.

(See Act No. 2263.)

412. An Act appropriating funds for the Philippine Exposition.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 520.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, pp. 536, 549.

Reported without amendment (Report No. 173), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, p. 560.

(See Act No. 2225.)

413. An Act amending section one of Act Numbered Sixteen hundred and ninety-eight, entitled "An Act for the regulation of the Philippine Civil Service."

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 520.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 536, 549.

Reported with recommendation that the bill be laid on the table (Report No. 215), report adopted, p. 647.

415. An Act granting to Manuel D. Mabromatiz a franchise to lay, install, operate, and maintain an electric light, heat, and power system in the municipality of Cebu, Province of Cebu, Philippine Islands.

NUMBER, TITLE, AND ACTION.

415—Continued.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to the Department of Commerce and Police, p. 678.

Reported with recommendation that the bill be laid on the table (Report No. 238), report adopted, p. 683.

416. An Act to provide for the record of mortgages or trust deeds issued by public service corporations to secure bonds, and for other purposes.

In special session:

Received, read first time, and referred to select committee, p. 693.

Reported without amendment (Report No. 245), report accepted, read second time, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 695, 696.

(See Act No. 2243.)

417. An Act authorizing an appropriation of six hundred and twenty-five thousand pesos for the fiscal year nineteen hundred and fourteen for the University of the Philippines, and for other purposes.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 727, 728.

(See Act No. 2260; also C. B. No. 78.)

419. An Act to authorize the Insular Collector of Customs to issue regulations prohibiting useless and unnecessary noises on the part of watercraft in the ports of the Philippine Islands.

In special session:

Received, read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, read third time under Rule XIV, passed, and the title read and approved, pp. 693, 694.

(See Act No. 2241.)

Third Philippine Legislature.
First Session, and Special Session of 1913.

COMMISSION JOINT RESOLUTION.

NUMBER, TITLE, AND ACTION.

None.

915

Third Philippine Legislature,
First Session, and Special Session of 1913.

COMMISSION CONCURRENT RESOLUTION.

NUMBER, TITLE, AND ACTION.

1. Concurrent Resolution providing for the adjournment of the special session of the Legislature, on Tuesday, February eleventh, nineteen hundred and thirteen, at twelve o'clock postmeridian, and for other purposes.

In special session:

Introduced by the President, read, and adopted, pp. 741, 742.

Adopted by the Assembly without amendment, pp. 742, 743.

Ordered enrolled and printed, p. 743.

(See Ct. R. No. 4.)

Third Philippine Legislature.

First Session, and Special Session of 1913.

ASSEMBLY JOINT RESOLUTIONS.

NUMBER, TITLE, AND ACTION.

6. Joint Resolution expressing the grief of both Houses of the Legislature on account of the death of the Honorable James Schoolcraft Sherman, Vice-President of the United States, and providing for the adjournment of both Houses as a token of sorrow.

In first session:

Received, read first time, and adopted, pp. 90, 91.

(See J. R. No. 1.)

8. Joint Resolution correcting section twenty-two of Act Numbered Two thousand one hundred and fifty-nine, entitled "An Act to regulate motor vehicle traffic in the Philippine Islands, to provide for the registration of motor vehicles and the licensing of operators, and to require all vehicles on highways to carry lights, and for other purposes."

In first session:

Received, read first and second times, considered in Committee of the Whole, reported without amendment, report accepted, and ordered on file for third reading, pp. 141, 142.

Read third time, adopted, and the title and preamble read and approved, p. 145.

(See J. R. No. 2.)

10. Joint Resolution correcting section one of Act Numbered Twenty-one hundred and fifty-four, entitled "An Act appropriating funds for expenses of special investigations and examinations by the Insular Auditor during the fiscal year nineteen hundred and thirteen."

In special session:

Received, read first time, and adopted, pp. 735, 736.

(See J. R. No. 3.)

Third Philippine Legislature.

First Session, and Special Session of 1913.

ASSEMBLY CONCURRENT RESOLUTIONS.

NUMBER, TITLE, AND ACTION.

1. Concurrent Resolution providing for the holding of a joint session of the Philippine Commission and the Philippine Assembly, for the purpose of receiving the message of the Chief Executive of the Islands.

In first session:

Received, read first time, and adopted, p. 9.

(See Ct. R. No. 1.)

2. Concurrent Resolution establishing common rules for the drafting of the appropriation Act for the last six months of the present fiscal year and the appropriation Act for the fiscal year nineteen hundred and fourteen.

In first session:

Received, read first time, and referred to Committee on Appropriations, pp. 205-207.

Reported with amendment (Report No. 60), report accepted, read second time, and considered in Committee of the Whole, pp. 231, 232.

Further consideration postponed, p. 234.

Further considered in Committee of the Whole, reported with amendment, amendment adopted, read third time under Rule XIV, adopted, and the title amended, read, and approved, pp. 236, 237.

Negative vote, p. 237.

Assembly disagrees to amendment and requests conference, p. 272.

Commission insists upon its amendment and agrees to conference, p. 273.

Report of conference committee (No. 1, failure to agree), p. 321.

Conference report accepted by the Commission, p. 321.

NUMBER, TITLE, AND ACTION.

3. Concurrent Resolution authorizing the President of the Commission and the Speaker of the Assembly to adjourn the session corresponding to the twenty-first day of December, nineteen hundred and twelve, until the second day of January, nineteen hundred and thirteen.

In first session:

Received, read first time, and adopted, p. 235.

(See Ct. R. No. 2.)

4. Concurrent Resolution suggesting the appointment of a committee to investigate the contract for the collection of garbage in Manila and suspending any action of the city in the matter.

In first session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, pp. 523-525.

In special session:

Received, read first time, and referred to the Committee on Matters Pertaining to Bureaus under the Executive Control of the Governor-General, p. 558.

Reported with recommendation that the resolution be laid on the table (Report No. 212), report adopted, pp. 645, 646.

5. Concurrent Resolution providing for the adjournment of the first session of the Third Philippine Legislature on Monday, February third, nineteen hundred and thirteen, at twelve o'clock.

In first session:

Received, read first time, and adopted, pp. 525, 526.

(See Ct. R. No. 3.)

**ACTS ENACTED AND JOINT AND CONCURRENT
RESOLUTIONS ADOPTED DURING PERIOD
COVERED BY THIS JOURNAL.**

ACTS.

No.	Bill.	Enacted.	By—	No.	Bill.	Enacted.	By—
2173	C. B. 188	Feb. 16, 1912	Commission.	2220	A. B. 216	Feb. 3, 1913	Legislature.
2174	C. B. 155	Feb. 21, 1912	Commission.	2221	C. B. 57	Feb. 3, 1913	Legislature.
2175	C. B. 189	Mar. 13, 1912	Commission.	2222	A. B. 67	Feb. 3, 1913	Legislature.
2176	C. B. 191	Mar. 16, 1912	Commission.	2223	A. B. 108	Feb. 3, 1913	Legislature.
2177	C. B. 192	Mar. 16, 1912	Commission.	2224	C. B. 60	Feb. 6, 1913	Legislature.
2178	C. B. 193	Mar. 16, 1912	Commission.	2225	A. B. 412	Feb. 6, 1913	Legislature.
2179	C. B. 194	Mar. 16, 1912	Commission.	2226	A. B. 396	Feb. 7, 1913	Legislature.
2180	C. B. 195	Apr. 11, 1912	Commission.	2227	C. B. 77	Feb. 7, 1913	Legislature.
2181	C. B. 196	Apr. 24, 1912	Commission.	2228	A. B. 260	Feb. 8, 1913	Legislature.
2182	C. B. 197	May 20, 1912	Commission.	2229	A. B. 294	Feb. 8, 1913	Legislature.
2183	C. B. 198	June 11, 1912	Commission.	2230	C. B. 62	Feb. 8, 1913	Legislature.
2184	C. B. 199	June 17, 1912	Commission.	2231	C. B. 15	Feb. 8, 1913	Legislature.
2185	C. B. 199	June 17, 1912	Commission.	2232	A. B. 389	Feb. 8, 1913	Legislature.
2186	C. B. 200	June 17, 1912	Commission.	2233	A. B. 163	Feb. 8, 1913	Legislature.
2187	C. B. 201	June 18, 1912	Commission.	2234	C. B. 69	Feb. 10, 1913	Legislature.
2188	C. B. 202	Aug. 5, 1912	Commission.	2235	A. B. 406	Feb. 10, 1913	Legislature.
2189	C. B. 203	Sept. 17, 1912	Commission.	2236	A. B. 394	Feb. 10, 1913	Legislature.
2190	C. B. 204	Sept. 17, 1912	Commission.	2237	A. B. 387	Feb. 11, 1913	Legislature.
2191	C. B. 206	Oct. 8, 1912	Commission.	2238	A. B. 395	Feb. 11, 1913	Legislature.
2192	C. B. 1	Oct. 17, 1912	Commission.	2239	A. B. 286	Feb. 11, 1913	Legislature.
2193	C. B. 205	Oct. 24, 1912	Commission.	2240	A. B. 407	Feb. 11, 1913	Legislature.
2194	C. B. 36	Nov. 19, 1912	Commission.	2241	A. B. 419	Feb. 11, 1913	Legislature.
2195	C. B. 37	Nov. 21, 1912	Commission.	2242	C. B. 55	Feb. 11, 1913	Legislature.
2196	A. B. 156	Nov. 22, 1912	Legislature.	2243	A. B. 416	Feb. 11, 1913	Legislature.
2197	C. B. 33	Dec. 4, 1912	Legislature.	2244	A. B. 314	Feb. 11, 1913	Legislature.
2198	C. B. 27	Dec. 6, 1912	Legislature.	2245	C. B. 16	Feb. 11, 1913	Legislature.
2199	A. B. 269	Dec. 19, 1912	Legislature.	2246	A. B. 275	Feb. 11, 1913	Legislature.
2200	A. B. 268	Dec. 20, 1912	Legislature.	2247	A. B. 5	Feb. 11, 1913	Legislature.
2201	C. B. 54	Dec. 21, 1912	Commission.	2248	A. B. 328	Feb. 11, 1913	Legislature.
2202	A. B. 223	Jan. 6, 1913	Legislature.	2249	A. B. 32	Feb. 11, 1913	Legislature.
2203	A. B. 298	Jan. 13, 1913	Legislature.	2250	C. B. 10	Feb. 11, 1913	Legislature.
2204	A. B. 4	Jan. 15, 1913	Legislature.	2251	A. B. 231	Feb. 11, 1913	Legislature.
2205	A. B. 77	Jan. 16, 1913	Legislature.	2252	A. B. 349	Feb. 11, 1913	Legislature.
2206	C. B. 65	Jan. 27, 1913	Legislature.	2253	A. B. 308	Feb. 11, 1913	Legislature.
2207	C. B. 35	Jan. 29, 1913	Legislature.	2254	A. B. 399	Feb. 11, 1913	Legislature.
2208	C. B. 72	Feb. 1, 1913	Commission.	2255	A. B. 71	Feb. 11, 1913	Legislature.
2209	A. B. 254	Feb. 1, 1913	Legislature.	2256	C. B. 43	Feb. 11, 1913	Legislature.
2210	C. B. 53	Feb. 3, 1913	Legislature.	2257	A. B. 6	Feb. 11, 1913	Legislature.
2211	A. B. 197	Feb. 3, 1913	Legislature.	2258	A. B. 274	Feb. 11, 1913	Legislature.
2212	C. B. 7	Feb. 3, 1913	Legislature.	2259	A. B. 381	Feb. 11, 1913	Legislature.
2213	C. B. 64	Feb. 3, 1913	Legislature.	2260	A. B. 417	Feb. 11, 1913	Legislature.
2214	A. B. 300	Feb. 3, 1913	Legislature.	2261	A. B. 100	Feb. 11, 1913	Legislature.
2215	A. B. 305	Feb. 3, 1913	Legislature.	2262	A. B. 199	Feb. 11, 1913	Legislature.
2216	A. B. 95	Feb. 3, 1913	Legislature.	2263	A. B. 411	Feb. 11, 1913	Legislature.
2217	A. B. 195	Feb. 3, 1913	Legislature.	2264	A. B. 318	Feb. 11, 1913	Legislature.
2218	A. B. 331	Feb. 3, 1913	Legislature.	2265	C. B. 51	Feb. 11, 1913	Legislature.
2219	A. B. 347	Feb. 3, 1913	Legislature.	2266	A. B. 179	Feb. 11, 1913	Legislature.

JOINT AND CONCURRENT RESOLUTIONS.

No.	Resolution.	Adopted.	No.	Resolution.	Adopted.
J. R. 1.....	A. J. R. 6.....	Nov. 2, 1912	Ct. R. 2.....	A. C. R. 3.....	Dec. 19, 1912
J. R. 2.....	A. J. R. 8.....	Nov. 21, 1912	Ct. R. 3.....	A. C. R. 5.....	Feb. 3, 1913
J. R. 3.....	A. J. R. 10.....	Feb. 11, 1912	Ct. R. 4.....	C. C. R. 1.....	Feb. 11, 1913
Ct. R. 1.....	A. C. R. 1.....	Oct. 16, 1912			

**ACTS OF THE LEGISLATURE MADE APPLICABLE
TO NON-CHRISTIAN TERRITORY.**

Act No.	By Act No.	Act No.	By Act No.	Act No.	By Act No.	Act No.	By Act No.	Act No.	By Act No.	Act No.	By Act No.
1804	1966	1881	1966	1935	1966	2027	2062	2126	2177	2213	2276
1806	1966	1886	1966	1936	1966	2030	2062	2132	2177	2214	2276
1811	1966	1888	1966	1937	1966	2031	2062	2135	2177	2215	2276
1813	1966	1890	1966	1939	1996	2035	2062	2136	2177	2216	2276
1814	1966	1891	1966	1940	1966	2036	2062	2137	2177	2217	2276
1818	1966	1893	1966	1941	1966	2037	2062	2140	2177	2222	2276
1824	1966	1894	1966	1942	1966	2045	2062	2141	2177	2227	2276
1825	1966	1895	1966	1943	1966	2051	2062	2142	2177	2231	2276
1829	1966	1897	1966	1946	1966	2054	2062	2145	2177	2232	2276
1832	1966	1898	1966	1948	1966	2056	2062	2146	2177	2235	2276
1833	1966	1899	1966	1949	1966	2057	2062	2148	2177	2236	2276
1834	1966	1900	1966	1953	1966	2060	2062	2149	2177	2238	2276
1843	1966	1902	1966	1956	1966	2082	2087	2151	2177	2239	2269
1844	1966	1903	1966	1972	1993	2085	2087	2156	2177	2241	2276
1846	1966	1904	1966	1976	1993	2092	2177	2159	2177	2242	2276
1851	1966	1905	1966	1977	1993	2096	2177	2160	2177	2243	2276
1852	1966	1906	1966	1980	1993	2098	2177	2164	2177	2244	2276
1854	1966	1909	1966	1982	1993	2099	2177	2165	2177	2245	2276
1856	1966	1910	1966	1985	1993	2100	2177	2166	2177	2248	2276
1858	1966	1911	1966	1986	1993	2101	2177	2171	2177	2249	2276
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1867	1966	1920	1966	2016	2062	2117	2177	2205	2276	2256	2276
1868	1966	1921	1966	2018	2062	2119	2177	2206	2276	2258	2276
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1872	1966	1925	1966	2022	2062	2121	2190	2210	2276	2265	2276
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- A. C. R. Assembly Concurrent Resolution.
- A. J. R. Assembly Joint Resolution.
- A. L. C. Act of the Legislative Council (Moro Province).
 - A. R. Assembly Resolution.
 - C. B. Commission Bill.
- C. C. R. Commission Concurrent Resolution.
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