

[REPUBLIC ACT NO. 9279, March 30, 2004]

AN ACT GRANTING ADDITIONAL COMPENSATION IN THE FORM OF SPECIAL ALLOWANCES FOR THE MEMBERS OF THE NATIONAL PROSECUTION SERVICE AND THE STATE COUNSELS IN THE DEPARTMENT OF JUSTICE, AND FOR OTHER PURPOSES

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. *Declaration of Policy.* — It is hereby declared the policy of the State to maintain and keep a roster of qualified, committed and efficient government prosecutors, prosecution attorneys, state counsels and undersecretaries who have direct supervision over prosecutors and state counsels in the Department of Justice (DOJ) by providing them with incentives commensurate to their positions and functions.

SEC. 2. *Grant of Special Allowances.* — To carry out the declared policy of this Act, all members of the National Prosecution Service, the Office of the Chief State Counsel, and the undersecretaries who have direct supervision over the prosecutors and state counsels in the DOJ shall be granted special allowances in amounts to be determined by the Secretary of the Department of Budget and Management (DBM) and the Secretary of Justice.

The grant of special allowances shall be in such amounts and up to the extent only that can be supported by the funding source specified in Section 3 hereof: *Provided*, That the said special allowance shall not exceed one hundred percent (100%) of the basic salary of prosecutors, state counsels and undersecretaries concerned, as provided in Republic Act No. 6758, otherwise known as the Salary Standardization Law, as amended.

SEC. 3. *Funding Source.* — The amount necessary to implement the additional compensation in the form of special allowances granted under this Act shall be sourced from the collections of the National-Prosecution Service and the Office of the Chief State Counsel of the Office of the Secretary of Justice from any increase in fees or new fees that they are hereby authorized to assess for various services rendered in accordance with Section 54, Chapter 12, Book IV of Executive Order No. 292, otherwise known as the Administrative Code of 1987, Batas Pambansa Blg. 325, and other laws. These collections shall be deposited as a Special Trust Fund which shall be administered by the Secretary of Justice for the benefit of the members of the National Prosecution Service, the Office of the Chief State Counsel and the undersecretaries concerned, and shall be made available for payment of benefits herein provided.

SEC. 4. *Effects of Subsequent Salary Increases.* — Upon implementation of any