

[Act No. 69, January 05, 1901]

AN ACT PROVIDING A BOARD OF TRUSTEES TO CONDUCT THE COLLEGE OF SAN JOSE AS A SCHOOL OF MEDICINE AND PHARMACY, TO BRING AN ACTION AGAINST THE PERSONS NOW IN POSSESSION OF THE PROPERTY OF THE COLLEGE, VESTING THE SUPREME COURT WITH JURISDICTION TO DETERMINE THE CONTROVERSY, AND APPROPRIATING FIVE THOUSAND DOLLARS TO PAY THE EXPENSES OF THE LITIGATION.

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

SECTION 1. T. H. Pardo de Tavera, M. D., Charles E. Greenleaf, M. D., Colonel and Chief Surgeon of the Division of the Philippines in the United States Army, Leon M. Guerrero, Manuel Gomez Martinez, M. D., and Frank S. Bourns, M. D., are hereby constituted a board of trustees to take possession of and manage the property and estates of the College of San Jose, of the city of Manila, to maintain and conduct in the buildings of said college a school of medicine and pharmacy for the benefit of the qualified members of the public of the Philippine Islands, with power to determine the number of professorial chairs to be established, the number of instructors and demonstrators needed, to appoint professors constituting the faculty, to appoint the necessary instructors and demonstrators and other necessary officers and employees, to fix the curriculum, to fix reasonable tuition and other fees to be collected from the students, to determine the period of study necessary for the conferring of the degrees of Doctor of Medicine and Doctor of Pharmacy, and to take any other steps needed in the creation and maintenance of an efficient school of medicine and pharmacy for the Philippine people.

SEC. 2. The board hereby constituted shall organize within fourteen days after the passage of this Act, shall elect a president and a secretary from its own members and shall keep minutes of its proceedings.

SEC. 3. Whereas, there is now in possession of the property and assets of the College of San Jose a person who is the rector of the University of Santo Tomas, a member of the Dominican Order, claiming to be in possession by virtue of the ultimate ownership and right of control of said property and estates by the Roman Catholic Church, and denying the power of the United States Government either to assume control of said property or to make provision for the administration of the same, as in section one of this Act, the board hereby constituted is required, in the discharge of its duties: first, to assert its claim to discharge its duties as imposed by this Act in the due and ordinary legal procedure hereinafter set forth, and to take no steps to secure physical possession of the properties and estates of the College of San Jose until the issue between them and the rector of the University of Santo Tomas and the representatives of the Catholic Church shall have been duly decided by the court of competent jurisdiction as hereinafter prescribed.

SEC. 4. Within thirty days after the passage hereof, the board herein constituted shall file its petition in the Supreme Court of the Islands, setting forth the appointment of the board under this Act, its powers and duties hereunder, its claim of right to the possession of the properties and estates of the College of San Jose for