# GENERAL WOOD and THE LAW

A Discussion of the Legal Aspect of the Political Crisis in the Philippine Islands

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#### NATURE OF THE PHILIPPINE GOVERNMENT

1. CONSTITUTIONAL AUTLIDITY. The three Department or government in the Philippine devire their authority and powers from the sume source, that it, the Constitution of Philippine Legislating the President and Congrue. The Philippine Legislatine give to my The american which the Philippine Legislatine give to my of the laws it passes flower directly from the surveing power. Therefore, the German-General is bound by the Organic Act the Governor-General and resident of California Superved by the Governor-General and resident of California.

the Governor-General and reported to Congress.
CONGRESS AND GENERAL WOOD. An act of the Philippina Legislature reported to the Congress of the United States which has not revoked it is implicitly sunctioned by the Legislature reported in the Congress of the United States which has not revoked it is implicitly sunctioned by the Legislature Congress when Congress Wood in the Congress of the Legislature Code, he acted contrary to the lineation and authority of the United States Congress.

THE PREAMBLE. There being ambientive in the survisions.

of the Jones Law regarding the powers and functions of the Department Scientizaries, we must resert to the Prezamble, which is a key to open the understanding of a statute. From the Prezamble it is clear that the vets power should not be used to reject bills not affecting the sovereignty of the United States and that the Gevernor-General's supervision and control should not be destructive of the Lagislature's authority AUTONOMY. The meneral solider consistent who heaved by

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to lay down the duties of Department Secretaries.
AUTONOMY. The general policy consistently observed by
Congress in the organization of government of territories in
the Continent of America and in the Philippino Islands is not
to interfere with the conduct of affairs of the territory. The
Philippine Legislature is given general legislature power subject to specific limitations by the Jones Law (United States
\*\*s. Limispinore, of 1 Phil. 94, decided in 1939).

## II SUPERVISION AND CONTROL

SUPERVISION AND CONTROL. The Philippine Legislature has power to provide by law for the manner and methods of general supervision and centrol by the Governor-General, ns was done in the Administrative Code.

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POWER OF REMOVAL. The Chief Executive can not directly interfore with cases of officials not appointed by him and whose removal is expressly lodged by the Philippine Legislature in the Department Secretaries.

3. THE EXECUTIVE POWER. The Executive power of the Governor-General does not earry with it the power to remove or veinstate officers not appointed by him. He can not disregard laws passed by the Logislature giving the power of removal or reinstatement of such officers to the Department

Secretaries

4. CONSTITUTIONAL ADVISERS. Department Secretaries are the only constitution advisers of the Governor-General, who can not directly or indirectly transfer their functions to the

the Governor-General must respect and obey them.

WOOD-FORESS MISSION. The Wood-Forbes Mission Report
recommended that Congress and the Conference of the Legislature
which have impaired the authoritiest of the Governor-General.

This recommendation was not approved longues which
falled to take action. So General Wood decided to take not
ters in his own hands and assumed the Judeicial power to
declare laws unconstitutions.

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## THE VETO POWER

1. THE VETO POWER. The unvertinated ans of the veto preve by General Wood places the Fillipsin popule in a waves position as far as autonomy is concerned than they were before the passage of the Jones Law. Here's the Jones Law was passed there was no veto power of the Governor-General and laters was a majority of Filipsies in the Commission or Upper Moss. The tile of the Jones Law is "Aw Account of the Commission of Upper Moss. The tile of the Jones Law is "Aw Account of the Commission of the Jones Law which was never intended by Congression.

2 SOVIERIONTY. The phrase in the promises "without in the meantime impairing the exceeded of the right of sort of the property of the present case the main provision. In the present case the main provision in the present case the main provision in the present case the main provision in the present case the main provision. It of the present case the main provision is property of the present case the main provision in the present case the main provision in the present case the main provision of the property of the property of the Drivers of the property of the property of the Drivers of the property of the property of the Drivers of the property of the Drivers of the property of the Drivers of

Congress wanted to test the espacity of the Filipino people. The Jones Law was passed not for the purpose of giving an opportunity to American officials to work out their own

theories of administration.

The Governor-General can veto only the following classes of bills: (1) Those bills which are manifestly unconstitutional; (2) those which are in violation of any treaty of the United States with other nations; (3) those which discriminate against the citizens or subjects of other nations; and (4) those which attempt to challenge or diminish American sovereignty over these Islands. All these bills he may yeto...

3. CONSTITUTIONAL RESTRAINTS. Section 19 of the Jones Law is examined to show that the veto power is not un-

limited. The history of American revolution shows that the unrestrained use of the veto power on colonial legislation finds no sanction in American political thought.

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