

AN ACT CONVERTING THE SAMAR INSTITUTE OF TECHNOLOGY IN THE MUNICIPALITY CATARMAN, PROVINCE OF SAMAR, INTO A UNIVERSITY TO BE KNOWN AS THE UNIVERSITY OF EASTERN PHILIPPINES, AND ...

REPUBLIC ACT NO. 4126, June 20, 1964

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

SECTION 1. Conversion. — The Samar Institute of Technology in the Municipality of Catarman, Province of Samar, is hereby converted into a university which shall be known as the University of Eastern Philippines, hereinafter referred to as University, the same being organized as a corporation under that name.

SEC 2. Purposes. — The University shall primarily give technical and professional training, advanced instruction in literature, philosophy, the sciences and arts, besides providing for the promotion of scientific and technological researches.

SEC 3. Powers of the University. — The following are the powers of the University:

- It shall have the general powers as set forth in Section thirteen of the Corporation Law;
- It shall have the power to acquire public lands for its expansion and/or beneficial use; and
- It shall be authorized, through its college of engineering, to undertake the construction of its buildings and other permanent improvements and such sums as may be necessary for this purpose shall be included in the annual appropriation for the University. All public works appropriations in the name of the Samar Institute of Technology are hereby transferred to the University as provided for in this Act: Provided, That the construction of its buildings and other permanent improvements as authorized in the Public Works Acts of the Government shall be undertaken by the college of engineering as heretofore provided.

SEC. 4. Governing Board; Composition; Manner of Appointment; Compensation; Meetings; Performance of Functions. — The government of the University is vested in a board of regents to be known as the Board of Regents of the University of Eastern Philippines. The Board of Regents shall be composed of the Secretary of Education who shall be ex-officio chairman of the Board; the Chairman of the Committee on Education of the Senate; the Chairman of the Committee on Education of the House of Representatives, the President of the University, the President of the Alumni Association; and four additional members to be appointed by the President of the Philippines with the consent of the Commission on Appointments: Provided, That two of the additional members shall be selected from the residents of the Province of Samar particularly of the northern municipalities.

Of the four additional members first appointed as provided above, the President of the Philippines shall designate two to serve for three years and two to serve for six years. Thereafter, those appointed to succeed such members shall hold office for a term of six years until their successors are appointed and qualified. In case of vacancy among the members of the Board of Regents such vacancies shall be filled by appointment by the President of the

Philippines with the consent of the Commission on Appointments and such appointees shall hold office for the unexpired terms only. No person in the employ of the University or in any other educational institution in any capacity whatsoever, whether as dean, professor, instructor, lecturer or otherwise shall be eligible for membership in the Board.

A vice-chairman shall be elected from among the members of the Board who shall act as chairman in the absence of the Secretary of Education. The Board of Regents shall hold a regular meeting at least once a month and may hold as many special meetings as may be necessary. The members shall serve without compensation but they shall be reimbursed for necessary expenses incurred either in attendance of the meetings of the Board or other official business.

SEC. 5. Powers of the Board of Regents. — The Board of Regents shall have the following specific powers and duties:

- To receive and appropriate to the ends specified by law such sum as may be provided by law for the support of the University;
- To provide for the establishment of one or more Colleges of Liberal Arts, a College of Social and Political Science, a College of Veterinary Science, a College of Commerce and Business Administration, a College of Engineering, a College of Agriculture, a College of Nursing, a School of Fisheries, a School of Surveying, a Conservatory of Music, a School of Graduate Studies, and such other colleges and schools as the Board of Regents may deem necessary;
- To confer the usual honorary degrees upon persons in recognition of learning, statesmanship, or eminence in literature, science or art: Provided, That such degrees shall not be conferred in consideration of the payment of money or other valuable consideration:
- To establish chairs in the colleges and schools mentioned in paragraph (b) of this section and to provide for the maintenance or endowment of such chairs;
- To approve the courses of study and rules of discipline drawn up by the University Council as hereinafter provided; to fix the tuition fees required of students, as well as matriculation fees, graduation fees and fees for laboratory courses; and all special fees;
- To provide fellowships for faculty members and scholarships to students showing evidence of special merit;
- To contract for technical services, under certain conditions;
- To prescribe rules for its own government;
- To receive in trust legacies, gifts, and donations of pal and personal property of all kinds and to administer the same for the benefit of the University, or of a department thereof, or for aid to any student or students, in accordance with the direction or instructions of the donor, and, in default thereof, in such manner as the Board of Regents may, in its discretion, determine.
- To appoint upon recommendation of the President of the University, professors, associate professors, assistant professors, other members of the teaching staff, and all other employees; to fix their compensation, hours of service, and such other duties and conditions as he may deem proper; to grant to them in his discretion leave of absence under such regulations as he may promulgate and to remove them for cause after an investigation and hearing shall have been had; and
- To enact for the Government of the University such general ordinances and regulations, not contrary to law, as

are consistent with the purposes of the University.

SEC. 6. Administration. — (a) The administration of the University shall be vested in the President of the University who shall render full time service. The President of the University shall be elected by the Board of Regents which shall also fix his salary not to exceed twenty-four thousand pesos per annum.

(b) The President of the University shall be assisted by three vice-presidents: one Executive Vice-president, one Vice-president for Academic Affairs, and one Vice-President for External Affairs, who shall be appointed by the Board of Regents upon the recommendation of the President of the University and whose compensation shall be fixed by the Board.

SEC. 7. Powers of the President. — The powers and duties of the President of the University shall be those usually pertaining to the office of the president of a university which are not inconsistent with the provisions of this Charter.

SEC. 8. Admission. — No student shall be denied admission to the University by reason of age, sex, nationality, religious belief, or political affiliation,

SEC. 9. Quorum; service of process. — A quorum of the Board of Regents shall consist of a majority of all the members holding office at the time the meeting of the Board is called. All processes against the Board of Regents shall be served on the President of the University or the Secretary thereof.

SEC. 10. Report — On or before the fifteenth day of August of each year the Board of Regents shall file with, the President of the Philippines a detailed report, setting forth the progress, condition, and needs of the University.

SEC. 11. University Council; composition; powers. — There shall be a University Council, consisting of the president of the University and all instructors in the University holding the rank of professor, associate professor, and assistant professor. The Council alone shall have the power to recommend students or others to be recipient of degrees. Through its president or committees it shall have disciplinary power over the students within the limits prescribed by the rules of discipline approved by the Board of Regents.

SEC. 12. Appointments of deans; limitations. — The body of instructors of each college or school shall constitute its faculty, and as presiding officer of each faculty, there shall be a dean elected from the members of such faculty by the Board of Regents on nomination by the President of the University. In the appointment of professors or other instructors of the University, no religious opinions or affiliations of the instructors of the University shall be made a matter of examination or inquiry: Provided, however, That no instructor in the University shall inculcate sectarian tenets in any of the teachings nor attempt, either directly or indirectly, under penalty of dismissal by the Board of Regents, to influence students or attendants at the University for or against any particular church or religious sect.

SEC. 13. Exemption from civil service examination. — Professors and other regular instructors in the University shall be exempt as such from any civil service examination or regulation as a requisite to appointment.

SEC. 14. Appointment of Secretary of University. — There shall be a secretary of the University, appointed by the Board of Regents. He shall be the secretary of such Board and also of the University, and shall keep such records of the University as may be designated by the Board.

SEC. 15. Accounts and expenses. — The Treasurer of the Philippines shall be ex-officio treasurer of the University, and all accounts and expenses thereof shall be audited by the Auditor-General, and all disbursements shall be made in accordance with the rules and regulations prescribed by them.

SEC. 16. Board of Visitors. — The President of the Philippines, the President of the Senate, and the Speaker of the

House of Representatives shall constitute a Board of Visitors of the University, whose duty it shall be to attend the commencement exercises of the University, and to make visits at such other times as they may deem proper, to examine the property, course of study, discipline, the state of finances of the University, to inspect all books and accounts of the institution, and to make a report to the Congress of the Philippines upon the same, with such recommendations as they favor.

SEC. 17. Abolition and transfer. — The Samar Institute of Technology is hereby abolished and all its personnel, unexpended appropriations, real and personal properties, and other assets are transferred to the University.

SEC. 18. University Town. — The university reservation shall henceforth be known as the University Town, Samar, with a ruling body composed of school officials and employees who shall be selected in accordance with the rules and regulations promulgated by the President of the University.

SEC. 19. Appropriations. — The sum of one million pesos is hereby authorized to be appropriated, for the current fiscal year and succeeding fiscal years, out of any funds in the National Treasury not otherwise appropriated, as annual aid to the University, to be expended at the discretion of the Board of Regents for the establishment of a college or colleges authorized by this Act, in addition to existing appropriations of the Samar Institute of Technology: Provided, That the sum of one hundred thousand pesos out of the appropriations authorized hereof, shall be utilized for fellowship and scholarships as hereinbefore provided.

SEC. 20. Effectivity. — This Act shall take effect upon its approval.

Approved, June 20, 1964.

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