

THIRTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)

'04 NOV -3 P3:45

Senate

RECEIVED BY: 

S.B. No. 1844

Introduced by **Senator Francis N. Pangilinan**

EXPLANATORY NOTE

On July 13, 2004, in En Banc Resolution. The Supreme Court, granted the request of the Retired RTC Judges Association that RA 910, as amended should be amended in order that the retired Judges, both, first (RTC) and second (MTC) levels should receive the same monthly pension being receive by the incumbent Judges RTC and MTC. Said Resolution is quoted as follows:

July 13, 2004

“A.M. No. 04-5-12-SC. – Re: Request of Retired Judge Doroteo N. Cañeba, RTC, Manila, for the Retired RTC Judges Association. – Acting on the letter dated 11 May 2004 of retired Judge Doroteo N. Cañeba, requesting funding and/or allocation from the Judiciary Development Fund (JDF) for the increase in the retirement benefits under Republic Act No. 910, as amended, of retired Judges of the Regional Trial Court, the Court Resolved, upon the recommendation of the Office of the Chief Attorney, to **DIRECT** and **AUTHORIZE** the Court Administrator to assist the retired Judges in pursuing the passage of an amendatory law to Section 3-A of Republic Act No. 910, as amended by Republic Act No. 1797, in order that retired judges of first and second level courts may enjoy an automatic increase in pensions upon an increase in salary or compensation of incumbent judges.”

Consequently, the Supreme Court committed to fund the difference of the prevailing monthly pension of retired Judges so that their monthly pension should be at par with the incumbent Judges chargeable against the Judiciary Development Fund (JDF) of the Supreme Court.

These being no problem as to the funding of this Bill, we hereby recommend approval of the same.


FRANCIS N. PANGILINAN
Senator

he is receiving said pension shall appear as counsel before any court in any civil case wherein the Government or any subdivision or instrumentality thereof is the adverse party, or in any criminal case wherein an officer or employee of the Government is accused of an offense committed in relation to his office, or collect any fee for his appearance in any administrative proceedings to maintain an interest adverse to the Government, national, provincial or municipal, or to any of its legally constituted officers. It is also a condition of the pension provided for herein that when a member of the judiciary entitled to the benefits of this Act shall assume an elective public office, he shall not, upon assumption of the office and during his term, receive the monthly pension due him.

SEC. 2. Funding Source. – The amount necessary to fund the difference of the prevailing monthly pension of the retired Judges shall be sourced from the Judiciary Development Fund (JDF) of the Supreme Court.

SEC. 3. Repealing Clause. - All laws, decrees, executive orders or rules and regulations contrary to or inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SEC. 4. Effectivity. - This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in at least two (2) national newspapers of general circulation, whichever comes earlier.

Approved