MILITARY GOVERNMENT OF SANTO DOMINGO.

Executive Order No. 799.

AMENDING THE LAND REGISTRATION ACT.

By virtue of the powers vested in the Military Government of Santo Domingo, the following Executive Order is hereby promulgated:

ARTICLE 1. Executive Order No. 511, entitled "THE LAND REGISTRATION ACT", as amended, is hereby further amended in the following manner:

A. Article 2 is hereby amended as follows:

In the third line of the first paragraph of the Spanish text the words "actuará exclusivamente" are suppressed, and in their stead are inserted the words "tendrá jurisdicción exclusiva, salvo lo previsto de otro modo en este Artículo". At the beginning of the third line of the English text the words "except as otherwise provided in this Article" are inserted.

The following is added at the end of said Article:

"1. An appeal in cassation shall lie as against all final decisions of the Superior Land Court wherever the law may have been violated in the dispositive part of said decision. The decision of the Supreme Court of Justice shall refer solely to the parcel or parcels covered by the said appeal in cassation.

"2. The following may apply for cassation: (a) in civil suits, those interested parties who have made oral or written appearance in the suit in conformity with the provisions of Article 15; (b) the **Ministerio Público** in civil matters in which it has intervened as a party litigant, provided it has the prior authority of the Secretary of Justice; (c) the **Ministerio Público** and the convicted party in all decisions of a criminal nature.

"3. Whenever the cassation of a decision of the Superior Land Court has been sustained, the decision which is rendered shall order the matter remanded to the said Superior Land Court, and the latter shall proceed with the reconsideration of the cassated sentence with respect only to those points covered by the appeal, and shall conform itself in their determination to the provisions of the decision of the Supreme Court of Justice.

"4. Except as otherwise herein provided, the ordinary rules governing cassation shall apply insofar as they may be pertinent."

B. Article 3 to read as follows:

"Article 3. The Land Court shall be composed of three Judges."

C. Article 25, as amended by Executive Orders Nos. 700 and 741, is further amended by striking out the second parapraph.

D. The Spanish text of Article 10 is amended as follows:

In the second line of the first paragraph the words "se pida" are suppressed and the words "se ordene" are inserted in their stead.

E. The Spanish text of Article 15 is amended as follows:

In the first line of the second paragraph the words "nuevo juicio" are suppressed and the words "ser oído en revisión" are inserted in their stead.

F. Article 91 is amended by adding the following after the number "92" inthe ninth line thereof:

"Said expenses shall be payable immediately after the registration of each parcel in accordance with this Law."

G. Article 92 to read as follows:

"If the owner of a parcel convinces the Court that he is unable to pay his proportionate part of the costs of the survey, the Court shall so state in its final decision or in a subsequent order, in which case the amount apportioned to such owner shall constitute a lien on his parcel. This lien shall rank next in order to liens for nonpayment of the tax levied by the School Tax Law, Executive Order No. 282, as amended, and shall be collected by the Treasurer of the Republic in equal parts, in three annual installments due the first of June of three successive years. The first installment shall be due and payable on June 1 of the year immediately following the year of the registration. Sums collected shall be deposited to the credit of the Government as funds advanced for cadastral surveys; however, the owner of any parcel of land may pay, at any time before it is due, any portion of thi costs owing on account of such parcel."

H. Paragraph (a) of Article 125, to read as follows:

"Upon the registration of land under this Act, the person in whose favor the certificate of title is registered shall pay the Register of Deeds, for account of the Land Registration Fund, one-fifth of one per cent of the value of the land and its improvements, covered by the certificate of title, before the delivery of the owner's duplicate certificate. The Superior Land Court, for the purposes of this Article, shall have exclusive jurisdiction to estimate the value of the land and its improvements, and shall

notify the corresponding Register of Deed of such valuation. In order to determine such value, the Court shall take into consideration the assessments theretofore levied for the purposes of the School Tax Law, formerly the Property Tax Law, without being bound by such assessments."

ARTICLE 2. The provisions of Executive Order No. 511, as modified by the present Order, shall apply to all cases of which the Land Court has taken cognizance prior to the promulgation of the present Executive Order, which have not been finally decided before the installation of a Dominican Constitutional Government, until final judgment is pronounced.

The Land Court shall be understood as having taken cognizance of a case from the moment when any cadastral survey has been begun in accordance with Article 54 of Executive Order No. 511.

No case in which final decision has been or may have been pronounced prior to the installation of a Dominican Constitutional Government shall be subject to the provisions of paragraph (a) of Article 1 of the present Executive Order.

ARTICLE 3. The personnel of the Land Court, as at present constituted, shall suffer no change by reason of any modification effected by the present Executive Order, until the establishment of a Dominican Constitutional Government.

ARTICLE 4. All laws or parts of laws in conflict herewith are hereby repealed.

S. S. ROBISON,
Rear Admiral, United States Navy,
Military Governor of Santo Domingo.

Santo Domingo, R. D.,
September 15, 1922.

MILITARY GOVERNMENT OF SANTO DOMINGO.

Executive Order No. 800

DOMINICAN NATIONAL CONSTABULARY LAW.

By virtue of the powers vested in the Military Government