(b) Infractions covered by the modification, added by this Law, of Article 401 of the Penal Code.

(c) Infractions of the Road Law and Automobile Regulations (Executive Order No. 593), exepting only Article 10 thereof.

ARTICLE 4. The cases referred to in Articles 2 and 3 which are pending trial at the time of the publication of this Law, shall be investigated, heard and decided by the competent Alcalde, to whom shall be forwarded the records in connection with the same, if these are in the hands of any other official.

ARTICLE 5. Cases pertaining to offenses the trial of which is committed by this Executive Order to the *Alcaldes*, shall be conducted by them directly, without written investigation, except in such cases as, in the opinion of the *Alcalde*, written investigation shall be required.

ARTICLE 6. All laws or parts of laws in conflict with this Order, are hereby repealed.

S. S. ROBISON,

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

Santo Domingo, D. R.,
August 31, 1921.

MILITARY GOVERNMENT OF SANTO DOMINGO.

Executive Order No. 665.

LAW REGULATING FEES FOR INSCRIPTION AND TRANSCRIPTION OF DOCUMENTS RELATING TO REAL PROPERTY.

O. G. No. 3253.

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

ARTICLE 1. All provisions of the Law of May 20, 1885 (Gaceta Oficial No. 2184) entitled "Law of Registration of Judicial and Extra-Judicial Acts", insofar as they are applicable to documents referring to real property or to any credit secured

thereby, are hereby revoked.

ARTICLE 2. Article 19 of the Law of Registration and Conservation of Mortgages, dated June 21, 1890 (Gaceta Oficial No. 1995), is hereby amended to read as follows:

"Article 19. There shall be paid a fee of three-tenths of one per cent on the principal of every mortgage inscribed in the office of Mortgages."

ARTICLE 3. Article 33 of the said Law of June 21, 1890, is hereby amended to read as follows:

"Article 33. There shall be paid as a fee for the transcription of the acts referred to in the present Chapter, one-half of one per cent on the price set forth in the same, wich shall not be less than the fair market value of the land or real property right covered by the document; Provided that *retracto* and *retroventa* sales under the provisions of Chapter VI, Title VI, Book III, of the Civil Code, shall be subject to the fees prescribed in this chapter; but the act of rescission or repurchase may be accomplished without additional fees."

ARTICLE 4. Article 36 of the said Law of June 21, 1890, is hereby amended to read as follows:

"Article 36. The fees for inscription and transcription provided in this Law are revenues of the commune, and shall be paid into the treasuries of the Ayuntamientos in the communes where the inscribed or transcribed property is located.

"When the property is located in the Commune where the Conservador de Hipotecas has his office, he shall deliver the fees directly to the *Ayuntamiento* of said Commune.

"When the property is situated in a commune apart from that where the *Conservador de Hipotecas* has his office, he shall remit the fees at once to the Treasurer of the Republic, together with a report specifying the nature of the document subject to the payment of fees, its date and the names of the parties, and the Treasurer in turn shall turn over the fees to the *Ayuntamiento* of the commune where the realty is situated.

"Every document referring to real property situated in more than one commune, subject to the payment of the proportional fee established in the aforesaid Law of Registration and Conservation of Mortgages, should contain a declaration by one of the interested parties setting forth the portion of the principal, expressed in the document, corresponding to each commune, and the *Conservador de Hipotecas* of the Province in which the

inscription or transcription was first made shall immediately send to the Treasurer of the Dominican Republic the entire amount of the fees, together with a statement explaining the nature of the document and date thereof, the names of the parties and a copy of the declaration mentioned in this Article. The Treasurer of the Republic will distribute the fees among the interested communes in the proportion mentioned in said declaration."

ARTICLE 5. Failure on the part of the *Conservador de Hipotecas* to remit the total amount of fees, together with report, as provided in Article 4 of this Law, within a period of five days from the date of receipt of the fees, shall be punished by a fine in an amount equal to not less than five per cent nor more than ten percent of the total amount of such fees.

ARTICLE 6. Should there be a disagreement between the interested communes, the matter will be decided by the Government assessor designated for the purpose by the *Secretario de Hacienda y Comercio,* who will be notified of any disagreement arising within three months after the date on which the interested Municipalities receive their corresponding part of the fees. This period shall in no case exceed one year after the date of inscription or transcription.

ARTICLE 7. After the promulgation of this Executive Order, the inscription or transcription of a document in the Books of the *Conservador de Hipotecas* will render it as valid and effective as though it has been recorded in conformity with the Law of Registration of Judicial and Extra-Judicial Documents, of May 20, 1835, and failure so to inscribe or transcribe shall carry with it the corresponding disabilities and penalties.

ARTICLE 8. Any person who evades or seeks to evade the payment of fees or any portion thereof, as prescribed by this Law, shall be guilty of an infraction of law, and, upon conviction thereof, shall be punished by a fine of not less than the amount of the fee or part thereof sought to be evaded. The fine so imposed shall be in addition to the complete satisfaction of the amount of the fee, and shall be imposed on the person or persons to whom the payment of the fees corresponds. Failure to present a document for inscription or transcription within a period of ten days from the date of execution thereof, shall constitute an infraction of this Article.

ARTICLE 9. None of the provisions of this Law shall apply to instruments affecting real property registered under

the provisions of the Land Registration Act.

ARTICLE 10. The *recargo fiscal* of two cents on each Ten Dollars, estabished by the decree of November 8, 1895, in substitution for the use of *timbres* under the law of May 1, 1891, shall not be affected by this order. It shall be collected as provided in Article 3 of said decree and shall be in addition to the fees prescribed by this law.

ARTICLE 11. This law shall take effect September 10, 1921.

ARTICLE 12. Executive Order No. 638, and all laws or parts of laws in conflict with this Order are hereby repealed.

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

Santo Domingo, D. R.
September 2, 1921.

MILITARY GOVERNMENT OF SANTO DOMINGO.

Executive Order No. 666.

ADDITIONAL APPROPRIATION TO COVER EXPENDITURES UNDER THE LAND REGISTRATION ACT.

O. G. No. 3253.

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

ARTICLE 1. There is hereby appropriated from funds now in the National Treasury not otherwise appropriated, the sum of TWENTY THOUSAND DOLLARS ($20,000) to cover expenses of prchasing equipment and supplies, and payment of salaries in connection with the surveys to be performed under The Land Registration Act, Executive Order No. 511 as amended: PROVIDED THAT collections for charges made in accordance with Executive Order No. 511 shall be deposited in the National Treasury to the credit of the General Account of the