

**Note for the Commission of Codification
concerning alterations of wording
in Chapter VII of the Mortgage
(Registration: sections 768 to 774)**

At the time when the Code of Obligations is ready for promulgation, the attention of the Committee of Redaction has been called upon the necessity to secure a close co-operation of the Ministry of Lands and Agriculture for the application of the new provisions of Civil Law concerning the registration of rights upon immovable properties.

This co-operation is quite necessary, because there are in the Code of Obligations provisions concerning the registration of Mortgage and of special preferential rights upon immovable property, and directions ought to be given by the responsible Ministry to the Land Officials. A note to that effect is consequently drafted to be submitted to the Ministry of Lands and Agriculture.

In order to secure the co-operation of the Ministry of Lands and Agriculture in the best conditions, it is necessary to impose upon them as few alterations as possible in the present practice of registration of mortgages which (as provided by the Consolidated Land Act) seems unobjectionable.

A careful ⁷⁵ examination of sections 768 to 774 of the new Code induces us to believe that there are no conflicts between the said sections and sections 49 and 54 of the Land Act. To avoid any objection⁷⁶, and