

CHAPTER V. EXTINCTION OF OBLIGATION.

PART I. PERFORMANCE.

313[4]. – Performance of an obligation may be made by any third person, unless its nature does not admit of it, or the parties concerned have declared a contrary intention.

A person who has no interest in the performance, cannot make performance against the will of the debtor.

(c/p Old text 289; G. 267; J. 474).

314[5] bis. – Performance must be made to the creditor or a person having authority to receive performance on his behalf. A performance made to a person who has no authority to receive is valid if the creditor ratifies it.

(c/p Old text 291; Fr. 1239).

316[317]. – Except in the case mentioned in the foregoing section, a performance made to a person who is not entitled to receive it, is valid only to the extent to which the creditor has been enriched thereby.

(c/p old text 292; J. 479).

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