

12. — The public domain of the State includes every kind of State properties which are, by nature or by designation, in use for the public interest or reserved for the common benefit, that is to say:

- (1) all the unoccupied lands the ownership of which has never been granted to private persons;
- (2) the shore of the sea and harbours of any kind;
- (3) the highways, State railways, lakes and waterways;
- (4) the buildings and works of any kind erected by the State in the public interest or for common use (public palaces, fortresses and other military buildings, ministries, schools, museums, bridges, fountains, etc.);
- (5) the following movables : arms and am munitions for the service of the Army, Navy, Police and Gendarmerie, Warships, War aeroplanes, Museum collections;
- (6) all the things which are specifically included in the public domain by a Royal Decree.

13. — The private domain of the State includes every kind of State properties which are not included in the public domain under the foregoing Section, such as :

- (1) lands surrendered or abandoned by their owner without any other person being lawfully entitled to claim a right of ownership over them;

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- (1) lands surrendered or abandoned by their owner without any other person being lawfully entitled to claim a right of ownership over them ;

- (2) private palaces and buildings of any kind which are affected to the dwelling of officials, storing of movables belonging to the State, etc.;
- (3) movables used for the management of the Ministries, Departments or Offices of the State (such as furnitures of the Palaces or Administrative offices, cars or boats for public ceremonies and festivals, horses or other animals employed in the State services, etc.):
- (4) properties which are abandoned, or the owner of which is unknown, or the owner of which died without heirs or legatees, or which are transferred or forfeited to the State by contract, by will or by the effect of the law;
- (5) things lost or stolen the ownership of which devolves on the State according to the provisions of this Code or of the special laws relating thereto.

Illustration : — (4) Properties transferred or forfeited to the State by contract, by will or by the effect of law. Amongst such properties may be mentioned : the properties given by a tax-farmer as securities for the performance of his obligations and forfeited to the Treasury in case of non-performance of such obligations ;—the properties given or bequeathed by a private person to the State or to a State Service (Government school or hospital, etc.); the treasure trove ;—the smuggled goods seized by Customs officials, etc.

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