

[ Act No. 2564., February 03, 1916 ]

**AN ACT TO AMEND THE THIRD SUBSECTION OF SECTION ONE OF ACT NUMBERED TWENTY-THREE HUNDRED AND EIGHTY-SEVEN, AS AMENDED BY ACT NUMBERED TWENTY-FOUR HUNDRED AND THIRTY-THREE, AND SECTION NINETY-THREE OF ACT NUMBERED ONE HUNDRED AND THIRTY-SIX, AS AMENDED BY ACTS NUMBERED TWO THOUSAND AND THIRTY-FIVE AND TWENTY-TWO HUNDRED AND FORTY-FOUR, RELATIVE TO NOTARIES PUBLIC AND THE FINAL DISPOSITION OF NOTARIES' REGISTERS.**

*By authority of the United States, be it enacted by the Philippine Legislature, that:*

**SECTION 1.** Subsection three of section one of Act Numbered Twenty-three hundred and eighty-seven, as amended by section one of Act Numbered Twenty-four hundred and thirty-three, is hereby amended to read as follows:

"Third. Has passed the examination for the bar, or had qualified for the office of notary public under Spanish sovereignty and under the laws at that time in force, or the office of justice of the peace or clerk of the court, or deputy clerk of the court, or had at any time held either of the two latter offices for a period of not less than two years, or has completed and passed in the studies of law in a reputable university or school of law: *Provided*, That in municipalities or townships wherein no persons reside having the qualifications hereinbefore specified, or having them, refuse to hold such office, judges of First Instance may appoint other persons temporarily to exercise the office of notary public who have the qualifications of fitness and morality duly proved: *Provided, further*, That municipal presidents and treasurers who have the qualifications required by this Act to perform the duties of the office of notary public, shall not hold such office of notary public while holding such offices: *Provided, also*, That neither shall justices of the peace, clerks of court and deputy clerks of court whilst the same are justices of the peace, clerks of court or deputy clerks of court, hold such office, except as ex officio notaries: *And provided, finally*, That in the city of Manila and in the capitals of the provinces, where there are two or more lawyers appointed as notaries public, no person other than a lawyer or a person who was qualified to hold the office of notary public under the Spanish sovereignty shall hold said office: *And provided, lastly*, That the chief clerks of the provincial treasurers' offices shall likewise be notaries public, for the sole purpose of administering, free of charge, oaths in connection with notices to persons delinquent in the payment of the land tax, and other matters in relation to the accounts of the provincial treasurers' offices."

SEC. 2. Section ninety-three of Act Numbered One hundred and thirty-six, as amended by Acts Numbered Two thousand and thirty-five and Twenty-two hundred and forty-four, is hereby amended by adding, at the end thereof, the following:

"Any notary public failing to comply with the provisions of this section shall be punished by a fine of not more than five hundred pesos."

SEC. 3. This Act shall take effect on its passage."