

[Act No. 2558., February 02, 1916]

AN ACT TO AMEND SECTION EIGHTEEN OF ACT NUMBERED TWENTY-TWO HUNDRED AND FIFTY-NINE, ENTITLED "AN ACT PROVIDING CERTAIN SPECIAL PROCEEDINGS FOR THE SETTLEMENT AND ADJUDICATION OF LAND TITLES" AS AMENDED BY ACT NUMBERED TWENTY-THREE HUNDRED AND THIRTY-EIGHT, BY INTRODUCING SEVERAL MODIFICATIONS RELATIVE TO THE ASSESSMENT AND EXEMPTION FROM THE PAYMENT OF THE COSTS IN CADASTRAL PROCEEDINGS.

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

SECTION 1. Section eighteen of Act Numbered Twenty-two hundred and fifty-nine, entitled "An Act providing certain special proceedings for the settlement and adjudication of land titles," as amended by Act Numbered Twenty-three hundred and thirty-eight, is hereby amended to read as follows:

"SEC 18. One-tenth of the cost of the survey and monumenting and the registration proceedings had under this Act shall be borne by the Insular Government, one-tenth shall be paid by the province or provinces and one-tenth by the municipalities, townships or settlements in which the land is situated, to be apportioned by the Court of First Instance, the city of Manila to be considered for this purpose, both as a province and a municipality: *Provided*, That when in the opinion of the provincial board, a municipality, township, or settlement is without sufficient funds to meet this obligation, its share may be paid by the province: *And provided further*, That the one-tenth assessed against provinces, and the one-tenth assessed against municipalities, townships, or settlements, may be paid, with the approval of the Governor-General, in five equal annual installments. The court shall in its final decision, or by subsequent order, designate the share of the Insular Government, and the amounts to be paid by the province or provinces and municipalities, townships or settlements and shall tax and apportion the remaining seven-tenths of the cost of the survey, monumenting and registration proceeding against the various lots and the owners thereof, and the clerk of the court shall transmit to the provincial treasurer a statement of such taxation and apportionment, specifying the amounts taxed against each lot or parcel of land as aforesaid: *Provided*, That the proportional part of the cost of the cadastral survey and monumenting shall be taxed against each and all of the lots included in a cadastral proceeding, although the same may have been surveyed at the request and expense of the proprietor thereof and although a plat other than the cadastral plat may have been made of them by a duly authorized surveyor, prior to the decision of the cadastral proceedings. Likewise there shall be taxed against each and all of the lots the proportional part of the cost of the cadastral survey and monumenting and of the costs and expenses of the registration proceedings, even though a certificate of title to said lots may have been issued prior to the decision of the cadastral proceedings, under the provisions of Act Numbered Four hundred and ninety-six, entitled "The Land Registration Act," or even if they be declared to be public land by the court: *Provided, however*, That the amounts represented by the proportional parts of the costs taxed against the lots so surveyed at the expense of their owner, or registered prior to the decision of the cadastral proceedings, declared to be public land by the court, shall not constitute a lien upon the same nor be collected by the