



“INVESTIGATION OF LAND REGISTRY ACTS”

JUDR. LUCIA FILAGOVÁ

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INTRODUCTION



- *IN THE SLOVAK REPUBLIC, RIGHTS IN REM AND ARE ENTERED INTO THE LAND REGISTRY*
 - 1.) *IN THE PROCEEDINGS ABOUT THE PROPOSAL OF ENTRY (KONANIE O NÁVRHU NA VKLAD)*
 - 2.) *IN THE PROCEEDINGS ON THE RECORD (KONANIE O ZÁZNAME)*

PROCEEDINGS ABOUT THE PROPOSAL OF ENTRY



- *IN THE PROCEEDINGS ABOUT THE PROPOSAL OF ENTRY, RIGHTS TO IMMOVABLE PROPERTY ARE REGISTERED ON THE BASIS OF CONTRACTS (PURCHASE CONTRACT, DONATION CONTRACT, EXCHANGE CONTRACT). THE ADMINISTRATIVE AUTHORITY ISSUES A DECISION ABOUT A PROPOSAL OF ENTRY, WHICH HAS CONSTITUTIVE EFFECTS. NO APPEAL MAY BE LODGED AGAINST THIS DECISION. ONLY A LAWSUIT (TO BE DECIDED BY THE COURT) OR A PROTEST BY THE PUBLIC PROSECUTOR IS ADMISSIBLE.*
- *IN THE EVENT OF **REJECTION** OF THE PROPOSAL OF ENTRY / DISCONTINUANCE OF THE PROCEEDINGS, AN APPEAL IS ADMISSIBLE, WHICH SHALL BE DECIDED BY THE SUPERIOR ADMINISTRATIVE AUTHORITY.*

QUESTIONS PROCEEDINGS ABOUT THE PROPOSAL OF ENTRY



- 1) **WHO DECIDES ON THE TRANSFER OF *RIGHTS IN REM* ?**
 - THE ADMINISTRATIVE AUTHORITY
 - COURT
- 2) **HOW IS IT DECIDED ?**
 - A DECISION ON THE AUTHORISATION OF THE TRANSFER IS ISSUED
 - OTHER FORM (IF YES, WHICH ONE)
- 3) **WHAT ARE THE REMEDIES IN THE CASE ?**
 - IF THE DECISION ON THE AUTHORISATION OF THE TRANSFER IS ISSUED
 - IF THE APPLICATION FOR REGISTRATION IS REFUSED / THE PROCEDURE IS DISCONTINUED
- 4) **WHO DECIDES ON THE APPEAL (REMEDY) ?**
 - THE SUPERIOR ADMINISTRATIVE AUTHORITY
 - COURT OR OTHER AUTHORITY (IF YES, WHICH ONE)

PROCEEDINGS ON THE RECORD



- *IN THE PROCEEDINGS ON THE RECORD, RIGHTS ARE RECORDED ON THE BASIS OF LEGALLY VALID PUBLIC AND OTHER DOCUMENTS, E.G. A DECREE OF INHERITANCE, A DECREE OF RETENTION OF TITLE, A CERTIFICATE OF AUCTION. THE REGISTRATION SHALL BE MADE OR NOT MADE BY THE ADMINISTRATIVE AUTHORITY; NO DECISION SHALL BE ISSUED. THE REGISTRATION SHALL HAVE ONLY DECLARATORY EFFECTS. NO APPEAL MAY BE LODGED. ONLY A LAWSUIT (DECIDED BY THE COURT) OR A PROTEST BY THE PUBLIC PROSECUTOR IS ADMISSIBLE.*

PROCEEDINGS ON THE RECORD



1) WHO RECORDS DEEDS OF THIS TYPE ?

- THE ADMINISTRATIVE AUTHORITY
- COURT

2) WHAT ARE THE REMEDIES AGAINST?

- THE MAKING OF A RECORDING
- FAILURE TO RECORD

3) WHO DECIDES ON THEM ?

- THE SUPERIOR ADMINISTRATIVE AUTHORITY
- COURT OR OTHER AUTHORITY (IF YES, WHICH ONE)

THANK YOU FOR YOUR CONTRIBUTION TO
THE RESEARCH



LUCIA.FILAGOVA@GMAIL.COM

LUCIA.FILAGOVA@SKGODESY.SK