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4) Law 5,869, of January, 10th, 1973 – Civil Proceedings Code

CHAPTER X – ORGANIZATION AND FISCALIZATION OF FOUNDATIONS

Art. 1199. The founder, in creating the foundation, will elaborate its statutes or nominate who will do it.

Art. 1200. The interested party will submit the statute to the Public Ministry that will verify whether the bases of the foundation were observed and if the goods are sufficient for the purpose to which it is intended.

Art. 1201. Filled the request, the Public Ministry, within 15 (fifteen) days, shall approve the statute, indicate modifications rendered necessary or deny the approval.

§1 In the last two cases, the interested party may, upon a motivated petition, request the judge to supply the approval.

§2 The judge, before supplying the approval, may determine some changes to be made in the statute, in order to adapt it to the founder's goal.

Art. 1202. It will be in charge of the Public Ministry to elaborate the statute and submit it for the judge's approval:

I- when the founder fails to do it or to nominate who will do it;

II - when the person in charge does not accomplish the burden assigned within the term determined by the founder or, if no term is assigned, within six (6) months.

Art. 1203. The modification of the statute will be subject to the approval of the Public Ministry. In case it is denied, the provisions of art. 1201, §1 and §2 shall be observed.

Sole Paragraph. When the reform has not been decided by unanimous vote, the administrators, when submitting the statute to the Public Ministry, shall ask that acknowledgment is given to the unsuccessful minority, to oppose it within 10 (ten) days.

Art. 1204. Any interested person or the Public Ministry shall promote the extinction of a foundation:

I – if its object becomes illicit;

II – if its maintenance is impossible; and

III – if overcome the existence of its term.