

ACT
of 6 July 1982
ON LAND AND MORTGAGE REGISTERS
AND ON MORTGAGE

(Consolidated text: Dziennik Ustaw 2001, No. 124, item 1361 with subsequent amendments: Dziennik Ustaw 2001, No. 125, item 1368; 2002, No. 169, item 1387; 2003, No. 42, item 363; 2004, No. 172, item 1804; 2008, No. 116, item 731)

SECTION I. LAND AND MORTGAGE REGISTERS

**Chapter 1. Provisions on Rights Evidenced in Land
and Mortgage Registers**

Article 1. 1. Land and mortgage registers shall be kept in order to establish the legal status of immovable property.

2. A land and mortgage register shall be opened and kept in respect of the immovable property which has not yet had a land and mortgage register or whose land and mortgage register has been lost or damaged.

3. Land and mortgage registers may also be kept in order to enable the establishing of the legal status of the cooperative member's ownership right to a living accommodation, of the cooperative member's right to business premises and of the right to a single-family house in a housing cooperative.

Article 2. Land and mortgage registers shall be freely accessible. No one may plead ignorance of entries in a land and mortgage register, nor of applications which have been noted therein.

Article 3. 1. An entry of a right in a land and mortgage register shall be presumed to be reflecting its real legal status.

2. A right which has been deleted from a land and mortgage register shall be deemed non-existent.

Article 4. A right presumed to be enjoyed under a relevant entry in the land and mortgage register may not be questioned by the presumption that a right arises from possession.

Article 5. Should there be inconsistency between the legal status of the immovable property evidenced in the land and mortgage register with its real legal status,