



Third Northern Mariana Islands Constitutional Convention

-1508-

Delegate Proposal No. 586

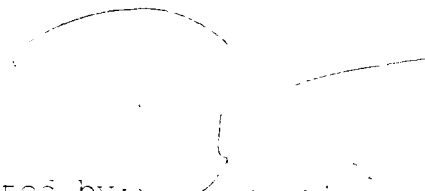
Date: July 10, 1995

It is proposed that a constitutional amendment be prepared that does the following:

Adds a new section to Article XII to provide for defenses and counterclaims in litigation:

(1) no landowner's Article XII claim can be defeated by an affirmative defense (such as fraud, unjust enrichment, or illegality)

(2) no counterclaim for restitution should be allowed against an Article XII landowner except for the purchase price and the fair market value of the improvements in cases where the improvements were put on the property in good faith

Submitted by: 
Delegate CARLOS S. MAMACHO

CONSTITUTIONAL ARTICLES THAT WOULD BE AMENDED: Article XII, new

CONSTITUTIONAL ARTICLES THAT WOULD BE AFFECTED: None