

not being required; in default of his so doing, the opposition is regarded as never having been made, and the marriage ceremony is proceeded with, notwithstanding.

39. That after article 33, the following be inserted:

**34.** In the cases of the preceding article, the party who has continued cohabitation during six months after having acquired full liberty or become aware of the error, cannot seek the nullity of the marriage.

40. That after article 35, the following be inserted:

**36.** In the cases of the three preceding articles, an action for annulling marriage cannot be brought by the husband or wife, tutor or curator, or by the relations whose consent is required, if the marriage have been either expressly or tacitly approved of by those whose consent was necessary; nor if six months have been allowed to elapse without complaint on their part, since they became aware that the marriage had taken place.

41. That after article 42, the following be inserted:

**43.** If the publications required were not made, or their omission supplied by means of a dispensation or license, or if the legal or usual intervals for the publications or the celebration have not elapsed, the officer celebrating the marriage under such circumstances is liable to a penalty not exceeding five hundred dollars.

42. That after article 43, the following be inserted:

**44.** The penalty imposed by the preceding article is in like manner incurred by any officer who, in the execution of the duty imposed upon him, or which he has undertaken, touching the celebration of a marriage, contravenes the rules prescribed, in this respect, by the different articles of the present title.

## TITLE SIXTH.

### OF SEPARATION FROM BED AND BOARD.

RESOLVED:—

43. That after article 18a, the following be inserted:

**19.** If the wife leave the place of residence assigned to her without the permission of the court or judge, the husband may claim to be liberated from the payment of the alimentary pension, and even have her action dismissed, saving her recourse, should she refuse to obey the order given her to return within a given delay to the place she has thus quitted.

44. That after article 25 the following be inserted:

**26.** The separation renders the wife capable of suing and being sued, and of contracting alone, for all that regards the administration