

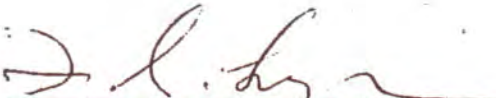
TWELFTH GUAM LEGISLATURE
1973 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR


This is to certify that Bill No. 233, "An Act amending Section 1714 of the Civil Code of Guam and to add a Section 1714.1 to said Code to provide that contributory negligence does not constitute an absolute bar to recovery in a civil action, and repealing Chapter VIII, Title XXIV of the Government Code of Guam, relating to liability to guests," was on the 24th day of September, 1973, duly and regularly passed by the Legislature.


F. T. RAMIREZ
Speaker


A


F. G. LUJAN, Acting
Legislative Secretary

This Act was received by the Governor this 12th day
of SEPTEMBER, 1973 at 1:45 o'clock PM.


KEITH L. ANDREWS
Attorney General of Guam

APPROVED:


CARLOS G. CAMACHO
Governor of Guam

Public Law

DATED: OCT 19 1973

17-46

3:10 p.m.

TWELFTH GUAM LEGISLATURE
1973 (FIRST) Regular Session

Bill No. 233

Introduced by F. G. Lujan

AN ACT AMENDING SECTION 1714 OF THE CIVIL CODE OF GUAM AND TO ADD A SECTION 1714.1 TO SAID CODE TO PROVIDE THAT CONTRIBUTORY NEGLIGENCE DOES NOT CONSTITUTE AN ABSOLUTE BAR TO RECOVERY IN A CIVIL ACTION, AND REPEALING CHAPTER VIII, TITLE XXIV OF THE GOVERNMENT CODE OF GUAM, RELATING TO LIABILITY TO GUESTS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section I. Section 1714 of the Civil Code of Guam is
3 hereby amended to read as follows:

4 "Section 1714. Responsibility, negligence. Every
5 one is responsible, not only for the result of his willful
6 acts, but also for an injury occasioned to another by his
7 want of ordinary care or skill in the management of his
8 property or person, except so far as the latter has,
9 wilfully brought the injury upon himself. The extent of
10 liability in such cases is defined by Section 1714.1 and
11 the Title on compensatory relief."

12 Section 2. Section 1714.1 is hereby added to the Civil
13 Code of Guam to read as follows:

14 "Section 1714.1 Contributory negligence, when recovery
15 barred. Contributory negligence shall not bar recovery
16 in an action by any person or his legal representative to
17 recover damages for negligence resulting in death or in
18 injury to person or property, if such negligence was not
19 as great as the negligence of the person against whom
20 recovery is sought, but any damages allowed under the
21 Title on compensatory relief shall be diminished in
22 proportion to the amount of negligence attributable to
23 the person recovering."

24 Section 3. Chapter VIII, Title XXIV of the Government Code
25 of Guam, is hereby repealed.