

Prior law provided that a liberative prescription of five years is applicable to an action for annulment of a testament, an action for the reduction of an excessive donation, and an action for the rescission of a partition and warranty of portions. New law retains prior law, and adds to list an action for damages for the harvesting of timber without the consent of the owner.

Prior law provided civil and criminal penalties for the cutting of trees without the consent of the owner or legal possessor. New law retains prior law and adds that a civil action pursuant to the prior law is subject to a liberative prescriptive period of five years.

Prior law provided certain requirements for the sale and removal of timber from lands with co-owners or co-heirs. New law retains prior law and adds that a civil action pursuant to the prior law is subject to a liberative prescriptive period of five years.

Effective August 15, 2009.

(Amends C.C. Art. 3497; adds R.S. 3:4278.1(G) and 4278.2(G))