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Formulare Aduocatoru[m] et Procuratoru[m] Romane Curie et Regij Perlamenti

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Pro interesse. xvj

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gillo expedire vigore noue cōmiſſiōis.al's nō ſine cōmiſſiōe.ꝛ etiā
cōmiſſari⁹ ſu⁹ i ptib⁹ n̄ p̄t ſubdelegare. Qn̄ vo r̄miſſio expedit̄ ſb
plūbo papali:tūc ille cōmiſſari⁹ bn̄ p̄t ſubdelegare alt̄i vices ſuas.
ꝛ tūc reportata remiſſiōe iudex q̄ d̄cernit n̄ p̄t d̄ ea cogſcere:niſi fiat
cōmiſſio noua:ꝛ illa fiat ſb forma hmōi. P̄r ſcē tali cā pēdeñ int̄ ta
les iudex d̄creuit r̄miſſiōez ꝑpt̄ appoſitōz man⁹ V.S.iudex ſine no
ua ꝯmiſſiōe s.v.d̄ cā ipa ſe itromittere nō p̄t. Dignet̄ igr̄ s.v.eidē p̄
ori iudici vl' ſurrogato ſuo ꝯmitt̄e vt r̄miſſiōz r̄cipiat apiat ꝛ vlt̄i⁹ i
cā ꝓcedat. Itē no.ſi r̄miſſio ē d̄creta ſb plūbo ꝛ expedita:lz articl'i n̄
ſint iclusi.ꝛ ptes r̄nūciēt cōmiſſiōi:tn̄ auditor n̄ p̄t vlt̄i⁹ ꝓcedere ſi
ne noua ꝯmiſſiōe ꝑpt̄ appoſitōz man⁹ pape.ꝛ d̄ ſup̄ h̄r deciſio rote.

Pro intereſſe xvj.

i Tē ali⁹ ē mod⁹ veniēdi ad cāz.ſ.ꝓ ſuo itereſſe.ꝛ tūc terti⁹ q̄
vult int̄uenire ꝓ ſuo int̄eſſe videat an ſibi h̄ expediat qd̄ cō
ſiderare pōt.ſi eni iura ꝓducta ꝛ ꝓbatōes i cā facte pl⁹ ſibi ꝓſūt q̄z
nocēt tūc ē bonū vt vēiat ꝓ ſuo int̄eſſe.al's meli⁹ ē vt ichoet nouā li
tē ſiue nouū iudiciū corā eodē vel alio auditore. Et ſi expediat ſibi
vēire ꝓ itereſſe videat an ip̄e ſit cōp̄hēſus i p̄ma cōmiſſiōe data iu/
dici nomiatim:vl' ſub clauſula generali.ſ.al's ſua int̄eſſe putañ. et
tūc vēiat corā iudice cum iurib⁹ ꝛ articul' ſuis.ꝛ dicat ꝙ ſua int̄ſit
petat citari ad dicēdū ꝯ ad p̄mā diē.ꝛ tūc i illo t̄mio petat ſe admit
ti ꝓ int̄eſſe i eo ſtatu i q̄ ē cā.ꝛ h̄ ꝓcedit i cā bn̄ficiali. Si vo n̄ ſit
cōp̄hēſus i p̄ma cōmiſſiōe:tūc obtineat nouā cōmiſſionē i q̄ petat
ſe admitti ꝓ ſuo int̄eſſe.ꝛ ꝓducat iura ꝛ articl'os ſuos.ꝛ obtieat ci
tari ptē ad dicēdū ꝯ.ꝛ petat ſe admitti vt ſup̄. Quid aūt opat̄ ge
neralis clauſula q̄ ponit̄ i cōmiſſiōe.ꝛ al's ſua itereſſe putañ an ſen
tētia p̄iudicat eis ꝯ q̄s fert̄. Dic ꝙ ſua int̄eſſe putās nō tenet̄ vēire
lz poſſit vēire ad cāz:niſi ſit citat⁹ i ſpecie.ꝛ noiatim ſc̄m formā cle.
cāz.ꝛ tūc p̄iudicat ſibi ſnīa. Et circa h̄ nota ꝙ qn̄ vna vl' due ſnīe
ꝯ poſſeſſorē late ſunt.ꝛ ali⁹ vēit ꝓ ſuo int̄eſſe:nō ꝓpt̄ea ipedit̄ cā ſi
ſit expedibil' int̄ p̄ores ptes:qn expediat̄.ꝛ etiam fiat executio:niſi
poſſeſſor fuiſſz vocat⁹.vl' ille q̄ vēiret ꝓ ſuo int̄eſſe dicerz ſe poſſide
re.vl' i cōmiſſiōe p̄ quā q̄s vēit ꝓ int̄eſſe ſit clauſula ꝙ cā int̄ oēs
ptes ſil' ꝛ ſel' ac vnico ꝯtextu eadēq̄z ſnīa t̄miet̄.ꝛ tūc etiā reqrit̄ ſi/
gnatura corrn̄dēs.ſ.ꝙ admittat ꝛ ꝓcedat vt petit̄.ꝛ ſil'e.ꝛ ſis cau/
t⁹ iudicādo ꝛ retinēdo cōmiſſionē tali forma. Etiā circa h̄ nota ꝙ
ſiue illa clauſula:ꝛ al's ſua itereſſe putañ.i p̄ncipio origīalis ꝯmiſ
ſiōis:ſiue p̄mo ponatur:puta ꝯ ꝛ aduerſus a.b.ꝛ al's ſua it̄eſſe pu
tañ.ſiue ponat̄ dūtaxat i fine circa illō:cū ptāte citādi a.ꝛ b.alios
ſua int̄eſſe putañ.tenet mō practica rote ꝙ vtroq̄z caſu dat̄ iuriſdi

cio. quod tñ credit̃ eſſe cõtra glo. in cle. de appel. ⁊ ad tollendũ dubi
um ponas clauſulã in principio.

In cauſis criminalibus xvij.

i N cauſis crimĩalibꝫ q̃ deducunt̃ ꝑ q̃druplicẽ viã. ſ. accuſa
tionis. inq̃ſitiõis. denũciatiõis ⁊ exceptiõis. Si ꝑ viã accu
ſatiõis ſi tal' eſt cauſa ꝙ veiat aliq̃ pena corꝑal' ĩponẽda: illa nõ po
teſt tractari ꝑ ꝓcuratorẽ. ſꝫ tractãda ẽ ꝑ ꝑ̃ncipales ꝑſonas. niſi ille
ꝑ̃ncipales ꝑſone vel illaꝝ aliq̃ ſint in carceribꝫ iudicꝫ. Si vero ali
q̃ alia pena ſit ĩponẽda: tũc tractari põt ꝑ ꝓcuratores. ⁊ dãd᷒ ẽ li
bell᷒. ac ĩ eo ſpecificãda ſũt crimia ⁊ exceſſus. exp̃mẽd᷒ etiã loc᷒ lo
ci. ann᷒ ⁊ mẽſis. ſed nõ req̃rit̃ dies in q̃ ponẽda eſt inſcptio actoris
libellãtꝫ ad penã talionis ſi actor illã pati põt. al's ad penã ordi
nariã ad arbitriũ boni iudicꝫ. Et añ inſcptiom̃ nõ tenet̃ reus ꝯuẽ
tus rñdere libello. Et ĩ talibꝫ cauſis ꝑ accuſationẽ: etiãſi agit̃ ad ꝑ̃
uationẽ bñficij: ſuãdi ſũt t̃mini vt ĩ ꝓphana ſm ordinẽ, put ſuꝑ di
ctũ eſt. qꝛ tũc tal' cauſa nõ dꝛ bñficial'. Si ꝑ viã inq̃ſitõnis. ⁊ h̃ fit
dupliciť. Aliqñ eſt ad inſtãtiã ꝑtꝫ: ⁊ tũc ꝓcedẽdũ eſt ſic ĩ accuſatõe
Aliqñ ex officio iudicꝫ. ⁊ tũc iudex habꝫ deputare aliquẽ ĩſtigato
rẽ vel ꝓmotorẽ officij. Et tũc ꝑ̃mo inq̃rẽdũ eſt de ĩfamia. q̃ ſi ꝓbat̃
tũc ꝓcedẽdũ eſt vlt'᷒ ad cognitionẽ v̄itatꝫ oĩm criminũ. ⁊ dãda eſt
copia capituloꝝ ⁊ iudicioꝝ ⁊ noĩa teſtiũ. ⁊ pars citãda eſt ad dicẽ
dũ cõtra. Et ĩ iſtis cauſis inq̃ſitioñ ex officio ꝓcedit̃ ſũmarie nõ ob
ſeruãdo aliquẽ ordinẽ termioꝝ: cauſaꝝ ſiue bñficialiũ ſiue ꝓpha
narũ. Si ꝑ viã denũciatiõis iudicial': qꝛ de his nõ eſt ad ꝓpoſi
tũ: tũc illa eſt ꝑ̃ꝑatoria ad inq̃ſitionẽ: q̃ fieri põt dupliciť: vt ſupra.
Si ꝑ viã exceptioñ qđ fit qñ agit̃ de ꝯfirmãdo electũ: vl' inſtitu
endo ꝑ̃ſentatũ. vel admittẽdo ꝓuiſũ in poſſeſſiõe. tũc ꝑ modũ exce
ptiõis dãda ſunt crimia. ⁊ nõ req̃rit̃ inſcꝑtio: req̃rit̃ tñ ſpecificatio
vt ſupra dictũ eſt ĩ libello accuſatorio. Eſt tñ ſciẽdũ ꝙ ꝯ ꝓuiſuꝫ
ne mittat̃ in poſſeſſionẽ nõ pñt opponi crimina niſi cũ infamia. Et
ideo ſit caut᷒ ꝓcurator excipiẽs vel in tali mat'ia articulãs vt arti
culet crimia. ⁊ ꝙ addat ꝙ illa erãt notoria. ⁊ ꝙ petẽs poſſeſſionẽ
bñficij de illis erat notorie infamat᷒ vel diffamat᷒.

Super notorio xviij

i N cauſis vbi tangꝫ ſuꝑ notorio ꝓcedit̃ poſt citationẽ ad di
cẽdũ ꝯ cõmiſſionẽ dãdi ſunt articuli ſuꝑ notorio. ⁊ pars ci
tabit̃ ad dicendũ ꝯtra artic'os. ⁊ deinde ferẽda eſt ſentẽtia.
nec alia obſeruatio terminoꝝ requirit̃

In cauſis appellationũ xix.