

Book II.
Title XLIII (XLIV).

If restitution of rights is asked repeatedly.

2.43.1. Emperors Severus and Antoninus to Romanus and others.

If you asked for restitution of rights after the decision of the proconsul rendered against you, but failed to obtain it, you vainly ask that the question of restitution be gone into again; for you should have appealed, if the decision displeased you. If, however, you are still of the age to which help is customarily extended, we restore to you the right of appeal.

Promulgated July 28 (204).

Note.

If new evidence, however, was subsequently found, the cause might be reopened.
Laws 2 and 3 h.t.

2.43.2. Emperor Alexander to Justus, a soldier.

Although the curators of the female minor under the age of puberty (at present your wife) were defeated when they asked that the minor should be restored to her rights, still, since you say that the case can be proven by new evidence, let the curators of your wife go and ask to bring action for restitution of rights.¹

Promulgated July 28 (226).

2.43.3. Emperor Philip and Caesar Philip to Annicia.

It has often been stated in rescripts that the aid of restitution of rights cannot be legally asked the second time in one and the same cause, unless new proof can be produced.

Promulgated June 30 (244).

¹ [Blume] It may be noted that marriage did not necessarily terminate the curatorship.