

*These notes relate to the Family Law (Scotland) Act 2006
(asp 2) which received Royal Assent on 20 January 2006*

FAMILY LAW (SCOTLAND) ACT 2006

EXPLANATORY NOTES

THE ACT

Special destinations: revocation on divorce or annulment

Section 19: Special destinations: revocation on divorce or annulment

33. This section ensures that survivorship destinations (which are clauses in title deeds dealing with the ownership of property on death) become ineffective when married co-owners divorce or when their marriage is annulled. Provision is also made to protect a third party who buys the property from the surviving ex-spouse unaware of the divorce or annulment and protects the Keeper of the Land Register for Scotland from a claim being made by the deceased ex-spouse's executors since the Keeper cannot rectify the Land Register against the third party.