



# Scotland Act 1998

## 1998 CHAPTER 46

### PART II

#### THE SCOTTISH ADMINISTRATION

##### *Property and liabilities*

#### **61 Property and liabilities of the Lord Advocate and the First Minister.**

- (1) Property may be held by the Lord Advocate by that name.
- (2) Property acquired by or transferred to the Lord Advocate shall belong to, and liabilities incurred by the Lord Advocate shall be liabilities of, the Lord Advocate for the time being.
- (3) In relation to property to be acquired by or transferred to, or belonging to, the Lord Advocate or liabilities incurred by the Lord Advocate, references to the Lord Advocate—
  - (a) in any title recorded in the Register of Sasines or registered in the Land Register of Scotland, or
  - (b) in any other document,shall be read in accordance with subsection (2).
- (4) Any rights and liabilities acquired or incurred by the First Minister shall be rights or (as the case may be) liabilities of the First Minister for the time being.

#### **Commencement Information**

- II** S. 61 wholly in force at 20.5.1999; s. 61 not in force at Royal Assent see. s. 130; s. 61(4) in force at 6.5.1999 by [S.I. 1998/3178, art. 2\(2\)](#), [Sch. 3](#); s. 61(1)-(3) in force at 20.5.1999 by [S.I. 1998/3178, art. 2\(2\)](#), [Sch. 4](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Scotland Act 1998, Section 61.