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STATUTORY INSTRUMENTS

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**1989 No. 1339**

**The Limitation (Northern Ireland) Order 1989**

**PART III**

**ACTIONS TO RECOVER LAND, ACTIONS IN RESPECT OF  
MORTGAGES OR CHARGES AND CERTAIN OTHER ACTIONS**

*Actions to recover land*

**Cure of defective disentailing assurance**

**23.** Where—

- (a) a person entitled in remainder under a settlement to an estate tail in any land has made an assurance thereof which fails to bar the issue in tail or the estates taking effect on the determination of the estate tail or fails to bar only those estates; and
- (b) any person (other than some person entitled to possession by virtue of the settlement) is in possession of the land for a period of twelve years from the commencement of the time at which the assurance, if it had then been executed by the person entitled to the estate tail, would have operated, without the consent of any other person, to bar the issue in tail and those estates,

then, at the expiration of that period, the assurance operates, and is to be treated always as having operated, to bar the issue in tail and those estates.

**Changes to legislation:**

There are currently no known outstanding effects for the The Limitation (Northern Ireland) Order 1989, Section 23.