



Law of Property Act 1969

1969 CHAPTER 59

PART II

CLOSING OF YORKSHIRE DEEDS REGISTRIES

17 Land charges registered in Yorkshire deeds registry.

- (1) As from the date which under section 16(3) of this Act is the relevant date in relation to a Yorkshire deeds registry—
- (a) section 10(6) of the ^{M1}Land Charges Act 1925 (certain land charges affecting land in any of the three ridings to be registered in the appropriate local deeds registry) shall not apply to the registration of any charge so far as it affects land which is then within the jurisdiction of the registry; and
 - (b) section 97 of the ^{M2}Law of Property Act 1925 (priorities as between certain mortgages of unregistered land not within the jurisdiction of a local deeds registry to be determined according to dates of registration under the Land Charges Act 1925) shall apply in relation to land which is then within the jurisdiction of the registry as it applies to land which was never within the jurisdiction of any local deeds registry;

and accordingly as from that date the enactments specified in Part II of Schedule 2 to this Act shall, to the extent specified in the third column of that Schedule, be repealed as respects that registry and the area which is then within its jurisdiction.

^{F1}(2)

^{F2}(3)

^{F2}(4)

- (5) A puisne mortgage registered in the deeds register maintained at a Yorkshire deeds registry shall be registrable under the Land Charges Act 1925 to the same extent as a puisne mortgage not registered in any local deeds register, and accordingly in section 10(1) of that Act, in Class C(i), the words “and (where the whole of the land affected is within the jurisdiction of a local deeds registry) not being registered in the local deeds register” are hereby repealed.

Changes to legislation: There are currently no known outstanding effects for the Law of Property Act 1969, Section 17. (See end of Document for details)

- (6) No fee shall be payable on the registration as a land charge under the Land Charges Act 1925 of a mortgage which becomes capable of registration under that Act by virtue of subsection (5) of this section.
- (7) Where before the commencement of this Act a person has purported to register under the Land Charges Act 1925 a mortgage which was incapable of such registration because already registered in the deeds register maintained at a Yorkshire deeds registry, the purported registration shall be treated as valid notwithstanding the prior registration in the deeds register.

Textual Amendments

- F1** S. 17(2) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 12**
- F2** S. 17(3)(4) repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. XIII** Gp. 1.
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Marginal Citations

- M1** 1925 c. 22.
- M2** 1925 c. 20.

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