



# Consumer Credit Act 1974

## 1974 CHAPTER 39

### PART VIII

#### SECURITY

##### *Land mortgages*

#### **126 Enforcement of land mortgages.**

[<sup>F1</sup>(1) A land mortgage securing a regulated agreement [<sup>F2</sup>or a regulated mortgage contract (within the meaning of the Regulated Activities Order)] is enforceable (so far as provided in relation to the agreement) on an order of the court only.]

[<sup>F3</sup>(2) Subject to section 140A(5) (unfair relationships between creditors and debtors), for the purposes of subsection (1) and Part 9 (judicial control), a regulated mortgage contract which would, but for article 60C(2) of the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001, be a regulated agreement is to be treated as if it were a regulated agreement.]

#### **Textual Amendments**

- F1** S. 126(1): s. 126 renumbered as s. 126(1) (14.2.2014 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2014 \(S.I. 2014/366\)](#), arts. 1(3)(4), **3(3)(a)**
- F2** Words in s. 126 inserted (26.7.2013 for specified purposes) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\)](#), arts. 1(2)(6), **20(38)**
- F3** S. 126(2) inserted (14.2.2014 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2014 \(S.I. 2014/366\)](#), arts. 1(3)(4), **3(b)**

**Status:**

Point in time view as at 14/02/2014.

**Changes to legislation:**

Consumer Credit Act 1974, Cross Heading: Land mortgages is up to date with all changes known to be in force on or before 12 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.