
Changes to legislation: There are currently no known outstanding effects for the Diplomatic and Consular Premises Act 1987, PART II. (See end of Document for details)

SCHEDULES

SCHEDULE 1

PROVISIONS SUPPLEMENTARY TO SECTIONS 2 AND 3

PART II

SCOTLAND

- 9 In this Part of this Schedule “order” means an order under section 2(5) above.
- 10 An order shall contain a particular description of the lands affected or a description by reference of those lands in the manner provided by section 61 of the ^{M1}Conveyancing (Scotland) Act 1874.

Marginal Citations

M1 1874 c. 94.

- 11 On the date on which an order is made, the land specified in the order, together with the right to enter upon and take possession of it, shall vest in the Secretary of State.
- 12 (1) Where the Secretary of State has effected a sale of the premises or any part thereof and grants to the purchaser or his nominee a disposition of the subjects sold, which bears to be in implement of the sale and which does not bear to be subject to a prior security, then, on that disposition being duly recorded or (as the case may be) registered, those subjects shall be discharged of any heritable security or diligence affecting the subjects.
- (2) Where on a sale as aforesaid the premises remain subject to a prior security, the recording of a disposition under sub-paragraph (1) above shall not affect the rights of the creditor in that security, but the Secretary of State shall have the like right as the debtor to redeem the security.
- 13 Where a lease has vested in the Secretary of State by virtue of an order and that lease prohibits assignment absolutely, that prohibition shall be treated as if it were a prohibition to the extent only that the lease shall not be assigned without the consent of the landlord, such consent not to be unreasonably nor unfairly withheld nor delayed.
- 14 Where, after land has become vested in the Secretary of State under section 2 above, a person retains possession of any document relating to the title to the land, he shall be deemed to have given to the Secretary of State an acknowledgment in writing of the right of the Secretary of State to production of that document and to delivery of copies thereof and (except where he retains possession of the document as heritable creditor or as trustee or otherwise in a fiduciary capacity) an undertaking for safe custody thereof.

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- 15 After an order has been made it may be recorded in the General Register of Sasines or (as the case may be) in the Land Register of Scotland.

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