



Small Landholders (Scotland) Act 1911

1911 CHAPTER 49 1 and 2 Geo 5

[^{F1}28 Transfer of powers and duties.

- (1) From and after the commencement of this Act, the Crofters Commission established by section seventeen of the Act of 1886, and the Congested Districts (Scotland) Commissioners established by the ^{M1}Congested Districts (Scotland) Act, 1897, shall cease to exist, and all the powers and duties vested in or imposed on the Crofters Commission by any Act of Parliament in force at such date shall, subject to the provisions of this Act, be vested in, transferred to, and imposed on the Land Court, and all the powers and duties vested in or imposed on the Congested Districts (Scotland) Commissioners by the Congested Districts (Scotland) Act, 1897, shall, subject as aforesaid, be vested in, transferred to, and imposed on the Board, and, except as otherwise provided by this Act, all such powers and duties shall be exercised and performed by the Land Court or the Board, as the case may be, as nearly as may be in like manner and subject to the same conditions, liabilities, and incidents respectively as such powers and duties might before such date have been exercised and performed by such Commission or Commissioners respectively, and, in the construction and for the purposes of any Act of Parliament, contract, order, regulation, decree, award, or other document made, passed, entered into, or executed, or of any action or proceeding raised before such date, the name of the Land Court or the Board, as the case may be, shall be deemed to be substituted for such Commission or Commissioners respectively.
- (2) All powers and duties transferred to the Board from the Board of Agriculture and Fisheries by this Act, or any Order in Council made in pursuance thereof, shall be exercised and performed by the Board as nearly as may be in like manner and subject to the same conditions, liabilities, and incidents as such powers and duties might before the date of transfer have been exercised and performed by the Board of Agriculture and Fisheries; and, in the construction and for the purposes of any Act of Parliament, contract, order, regulation, decree, award, or other document made, passed, entered into, or executed, or of any action or proceeding raised before the date of transfer, but so far only as may be necessary for the exercise of the powers or the discharge of the duties transferred, the name of the Board shall be substituted for the Board of Agriculture and Fisheries.]

Changes to legislation: There are currently no known outstanding effects for the Small Landholders (Scotland) Act 1911, Section 28. (See end of Document for details)

Textual Amendments

- F1** S. 28 repealed (5.1.1994 so far as it applies in the crofting counties) by 1993 c. 44, ss. 63(2)(a), 64(2), Sch. 7 Pt. I (with s. 30(5))

Modifications etc. (not altering text)

- C1** Functions of Board of Agriculture and Fisheries now exercisable by Minister of Agriculture, Fisheries and Food: Ministry of Agriculture and Fisheries Act 1919 (c. 91), s. 1 and S.I. 1955/554 (1955 I, p. 1200)

Marginal Citations

- M1** 1897 c. 53.

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