



Burgh Registers (Scotland) Act 1926

1926 CHAPTER 50

1 **Burgh register of sasines discontinued**

The whole burgh registers of sasines in Scotland shall be discontinued in the manner aftermentioned:

- (1) As soon as the office of the keeper of any burgh register falls vacant, the town council having the right of appointment to such office shall appoint an interim keeper, and shall intimate the vacancy to the Secretary of State, whereupon the Secretary of State may by order under his hand direct the discontinuance of such burgh register of sasines, and the Secretary of State shall cause such order to be recorded in the division or divisions of the general register of sasines applicable to the county or counties mentioned opposite to such burgh in the First Schedule to this Act annexed, and a copy of such order to be transmitted to the town clerk of the said burgh, and shall cause such order to be advertised in the Edinburgh Gazette, and in any newspaper or newspapers he may deem proper; and such order shall specify the day, not being less than one calendar month after the date of such publication in the Edinburgh Gazette, from and after which such burgh register of sasines is to be discontinued; and after the date so to be specified in any such order, as regards the burgh register of sasines to which such order shall apply, it shall not be competent to present, or for the town clerk of such burgh to receive, any writ for registration therein; and any writ which, previous to the discontinuance of such burgh register might competently have been presented for registration therein, shall, after the said discontinuance, be registrable in the general register of sasines in the division thereof applicable to the county mentioned opposite to such burgh in the First Schedule to this Act annexed or to the county mentioned in the said schedule opposite to the part of the burgh in which the property to which the writ relates is situated, and such registration in the general register of sasines shall have all the force and effect previously attached to registration in the appropriate burgh register of sasines; and all such writs may be registered in the general register of sasines, not only for publication, but as in the books of council and session for preservation, or for preservation and execution in like manner with other writs registrable in the general register of sasines : Provided that (subject as hereinafter in this section provided) where the office of keeper of any burgh register of sasines is held jointly by two or more persons a vacancy in such office shall not be held to occur so long as any of such holders continues in office : Provided further that no joint

Status: This is the original version (as it was originally enacted).

appointment to such office of keeper shall be made after this Act comes into operation, but without prejudice to the appointment of any joint town clerk.

- (2) The town council of any burgh may, with the consent of the keeper or joint keepers for the time being of the burgh register of sasines for that burgh, pass a resolution that such register shall be discontinued, and upon the passing of such resolution a vacancy shall be held to have occurred in the office of the keeper of such register and the foregoing provisions of this section shall apply to such vacancy.