
Status: Point in time view as at 01/08/1995.

Changes to legislation: There are currently no known outstanding effects for the Entail Amendment Act 1848. (See end of Document for details)

SCHEDULE TO WHICH THE FOREGOING ACT REFERS

Form of Instrument of Disentail

At [state place] the [state date], in presence of [name notary public] notary public,^{F1} . . . I [name and designation of heir in possession], heir of entail in possession of the lands and others after mentioned, viz. [take in full description from titles], which lands and others are held by me under a deed of entail dated [state date of entail], and recorded [state particulars of registration], take instruments in the hands of the said notary public subscribing that the said lands and others are now held by me free from the conditions, provisions, and clauses prohibitory, irritant, and resolute of the entail, by virtue of the Act [specify this Act]; and I consent to the registration hereof in the register of tailzies, and also in the books of council and session and others competent, therein to remain for preservation, and thereto constitute my procurators, &c. [^{F2}Testing clause⁺

Textual Amendments

- F1** Words in Sch. repealed (1.8.1995) by 1995 c. 7, ss. 14(1)(2), 15(2), Sch. 4 para. 10, Sch.5 (with ss. 9(3)(5)(7), 13, 14(3))
- F2** Words in Sch. substituted (1.8.1995) by 1995 c. 7, ss. 14(1), 15(2), Sch. 4 para.10 (with ss. 9(3)(5)(7), 13, 14(3))

+Note—Subscription of the document by the heir of entail in possession and the notary public will be sufficient for the document to be formally valid, but witnessing of it may be necessary or desirable for other purposes (see the Requirements of Writing (Scotland) Act 1995).]

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