



Entail Amendment (Scotland) Act 1868

CHAPTER 84

ENTAIL AMENDMENT (SCOTLAND) ACT 1868

- 1 Short title.
- 2 Interpretation of terms.
- 3 Power to grant feus, building leases, &c.
- 4 Procedure in granting feus, building leases, &c.
- 5 Feu charters, &c. to be void unless buildings of certain value erected and kept in repair.
- 6 Power to grant provisions to wife and children of heir apparent.
- 7
- 8 †Repeal of 11 & 12 Vict. c. 36. s. 12. and 16 & 17 Vict. c. 94. s. 12. 10 G. 3 c. 51. and 5 G. 4. c. 87, to apply to all entails.
- 9 When estate may be sold, sale may be by private bargain.
- 10 Provisions as to sale by public roup.
- 11 Entailer's debts, &c. may be charged on entailed estate by bond and disposition in security.
- 12 Provisions of Act 10 G. 3. c. 51. to apply to dwellings for the labouring classes.
- 13 Where estate propelled, applications under 11 & 12 Vict. c. 36. and 16 & 17 Vict. c. 94. may be made either in name of life-renter or of fiar.
- 14 Repeal of sect. 33 of Act of 10 G. 3. c. 51.
- 15 Court of Session may cause entails to be registered for preservation.
- 16
- 17
- 18 11 & 12 Vict. c. 36. ss. 5, 16. to apply to entails dated after 1848, and to all trusts.

Changes to legislation: *Entail Amendment (Scotland) Act 1868* is up to date with all changes known to be in force on or before 20 September 2022. 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. (See end of Document for details) [View outstanding changes](#)

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Commencement Orders yet to be applied to the Entail Amendment (Scotland) Act 1868

Commencement Orders bringing legislation that affects this Act into force:

- [S.S.I. 2003/456 art. 2](#) commences (2000 asp 5)