
Changes to legislation: Land Registration Act (Northern Ireland) 1970 is up to date with all changes known to be in force on or before 27 November 2020. 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

SCHEDULES

SCHEDULE 10

SPECIAL PROVISIONS RELATING TO CERTAIN VESTING ORDERS AND FIATS UNDER THE LAND PURCHASE ACTS

APPLICATION OF SCHEDULE

- 1 This Schedule applies to—
- (a) any vesting order made in the exercise of powers conferred by section 8 of the Purchase of Land (Ireland) Act 1885 as amended or extended by any other statutory provision; and
 - (b) any fiat which, if it had been given immediately after the signing of the agreement for purchase to which it relates, would, under any provision of the Land Purchase Acts, have had effect as if it were a vesting order so made;
- and, accordingly, references in this Schedule to a vesting order are references to any such vesting order or fiat.

VESTING NOT TO BE INVALIDATED BY DEATH

- 2 A vesting order shall not be void by reason of the death before the making thereof of the person in whom any land comprised therein is purported to be vested, but shall be effectual to vest, and shall be deemed always to have vested, that land in the personal representatives (when raised) of such person to such uses and upon such trusts as that land would have stood limited had it been vested in such person immediately prior to his death.
- 3 Any entry shown on^{F1} the title register] as the first registration of any land shall not be invalid by reason that the person thereby shown to be registered as owner was then dead and, accordingly—
- (a) the land shall be deemed to be registered land as from the making of that entry; and
 - (b) any person who proves to the satisfaction of the Registrar that he is entitled to the land may be registered as owner thereof.

F1 1992 NI 7

Changes to legislation: *Land Registration Act (Northern Ireland) 1970 is up to date with all changes known to be in force on or before 27 November 2020. 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*

PROCEDURE FOR CORRECTIONS CONSEQUENT UPON ERRORS IN VESTING ORDERS

- 4 Subject to paragraph 5, where an error is found to have been made in a vesting order, or in any map of land vested by a vesting order, and such error either—
- (a) has, on first registration, been incorporated in any entry in^[F2] the register];
or
 - (b) has been discovered before first registration has been completed;
- the court may, in accordance with and subject to section 69(1) and (3), treat the error as if it were an error occurring in the registration of the ownership of the land and may direct such consequential rectification of^[F2] the register] as appears to the court to be necessary.

F2 1992 NI 7

- 5 Notwithstanding anything contained in section 69(2), where the error in a vesting order consists only of a misdescription of the person in whom land was vested by the order, the Registrar may, on the application of the registered owner, or of any person applying to be registered as owner, of the land and upon proof of such misdescription, treat the vesting order as if it had correctly described the person in whom land was vested by the order and may note the correct description of that person on any entry in the^[F3] title register] relating to any land vested by the vesting order.

F3 1992 NI 7

- 6 Nothing in paragraphs 4 and 5 shall confer upon any person a right to make any claim^[F4] for compensation] which he would not have been entitled to make if those paragraphs had not been enacted.

F4 1992 NI 7

Changes to legislation:

Land Registration Act (Northern Ireland) 1970 is up to date with all changes known to be in force on or before 27 November 2020. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 11 para. 53 inserted by [2018 c. 5 Sch. 12 para. 1](#)