
Status: Point in time view as at 28/11/2004.

Changes to legislation: Abolition of Feudal Tenure etc. (Scotland) Act 2000, Paragraph 6 is up to date with all changes known to be in force on or before 27 September 2023. 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)

SCHEDULE 12 MINOR AND CONSEQUENTIAL AMENDMENTS

PART 1

MINOR AND CONSEQUENTIAL AMENDMENTS: GENERAL

Registration of Leases (Scotland) Act 1857 (c.26)

- 6 (1) The Registration of Leases (Scotland) Act 1857 shall be amended in accordance with this paragraph.
- (2) In section 2 (effectuality of recorded leases), for the words “infetment is posterior in date to” substitute “ title is completed after ”.
- (3) Sections 4 (assignments in security), 5 (presentation for registration by person who is not original lessee or assignee), 8 (executor’s completion of title by recording notarial instrument), 9 (assignee dying without recording assignation) and 11 (entering trustee on sequestrated estate on register) shall cease to have effect.
- (4) In section 16(1) (equivalence of registration to possession), for the words “, writs of acknowledgment, and notarial instruments” substitute “ and writs of acknowledgment ”.
- (5) Schedules (C) (form of notarial instrument in favour of party who is not original grantee) and (F) (form of notarial instrument in favour of executor in recorded lease or assignation in security or of trustee on sequestrated estate) shall cease to have effect.

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