

Changes to legislation: There are currently no known outstanding effects for the Charities and Trustee Investment (Scotland) Act 2005, SCHEDULE 3. (See end of Document for details)

SCHEDULE 3

(introduced by section 95)

POWERS OF TRUSTEES: CONSEQUENTIAL AMENDMENTS

Judicial Factors Act 1849 (c. 51)

- 1 In section 5 (judicial factor's duty to lodge in bank money held by factor etc.) of the Judicial Factors Act 1849, subsection (4) is repealed.

Annotations:

Commencement Information

- I1** Sch. 3 para. 1 in force at 1.1.2006 by S.S.I. 2005/644, art. 2(1), Sch. 1

Trusts (Scotland) Act 1921 (c. 58)

- 2 In the Trusts (Scotland) Act 1921, sections 12 and 14 are repealed.

Annotations:

Commencement Information

- I2** Sch. 3 para. 2 in force at 1.1.2006 by S.S.I. 2005/644, art. 2(1), Sch. 1

Trusts (Scotland) Act 1961 (c. 57)

- 3 In section 2(1) (validity of certain transactions by trustees etc.) of the Trusts (Scotland) Act 1961—
- (a) for “(ee)” substitute “(eb)”,
 - (b) in the proviso, after “transaction” where it first occurs insert “(other than a transaction such as is specified in paragraph (ea) of that subsection)”.

Annotations:

Commencement Information

- I3** Sch. 3 para. 3 in force at 1.1.2006 by S.S.I. 2005/644, art. 2(1), Sch. 1

Trustee Investments Act 1961 (c. 62)

- 4 (1) The Trustee Investments Act 1961 is amended as follows.
- (2) Sections 1, 2, 5, 6, 12, 13 and 15 are repealed except in so far as they are applied by or under any other enactment.
 - (3) Section 3 and Schedules 2 and 3 are repealed, except in so far as they relate to a trustee having a power of investment conferred under an enactment—
 - (a) which was passed before the passing of the Trustee Investments Act 1961, and
 - (b) which is not amended by this schedule.
 - (4) Section 8 and paragraph 1(2) of Schedule 4 are repealed.

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Annotations:

Commencement Information

I4 [Sch. 3 para. 4](#) in force at 1.1.2006 by [S.S.I. 2005/644](#), art. 2(1), [Sch. 1](#)

National Health Service (Scotland) Act 1978 (c. 29)

5 In Schedule 7 (the Research Trust) to the National Health Service (Scotland) Act 1978, paragraph 4 is repealed.

Annotations:

Commencement Information

I5 [Sch. 3 para. 5](#) in force at 1.1.2006 by [S.S.I. 2005/644](#), art. 2(1), [Sch. 1](#)

Education (Scotland) Act 1980 (c. 44)

6 In section 105 (schemes for reorganisation of educational endowments) of the Education (Scotland) Act 1980, subsection (4D) is repealed.

Annotations:

Commencement Information

I6 [Sch. 3 para. 6](#) in force at 1.1.2006 by [S.S.I. 2005/644](#), art. 2(1), [Sch. 1](#)

Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 (c. 73)

7 Section 54 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 is repealed.

Annotations:

Commencement Information

I7 [Sch. 3 para. 7](#) in force at 1.1.2006 by [S.S.I. 2005/644](#), art. 2(1), [Sch. 1](#)

Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40)

8 In Schedule 8 (amendments of enactments) to the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, in paragraph 21, sub-paragraph (1)(b) and the preceding “and” are repealed.

Annotations:

Commencement Information

I8 [Sch. 3 para. 8](#) in force at 1.1.2006 by [S.S.I. 2005/644](#), art. 2(1), [Sch. 1](#)

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Charities Act 1993 (c. 10)

- 9 In the Charities Act 1993, the following provisions are repealed—
sections 70 and 71,
in section 86(2), the word “70” in paragraph (a), and paragraph (b),
section 100(5).

Annotations:

Commencement Information

19 Sch. 3 para. 9 in force at 1.1.2006 by S.S.I. 2005/644, art. 2(1), Sch. 1

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