



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 5

INHIBITION

Breach

162 Registration of notice of litigiousity and discharge of notice

After section 159 of the 1868 Act insert—

“159A Registration of notice of summons of action of reduction

- (1) This section applies where a pursuer raises an action of reduction of a conveyance or deed of or relating to lands granted in breach of an inhibition.
- (2) The pursuer shall, as soon as is reasonably practicable after the summons in the action is signeted—
 - (a) register a notice of that signeted summons in accordance with section 159 of this Act; and
 - (b) register in the Land Register of Scotland or, as the case may be, record in the Register of Sasines a copy of that notice.
- (3) Where a decree of reduction is not obtained in the action to which the notice relates, the pursuer shall, as soon as is reasonably practicable—
 - (a) register in the Register of Inhibitions; and
 - (b) register in the Land Register of Scotland or, as the case may be, record in the Register of Sasines,
a discharge of that notice in (or as nearly as may be in) the form prescribed.”.

Changes to legislation: There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 162. (See end of Document for details)

Commencement Information

- II** [S. 162](#) wholly in force at 22.4.2009; [s. 162](#) not in force at Royal Assent see [s. 227](#); [s. 162](#) in force for certain purposes at 1.4.2008 by [S.S.I. 2008/115](#), [art. 3\(4\)](#), [Sch. 3](#) (with [arts. 4-6, 10](#)); [s. 162](#) otherwise in force at 22.4.2009 by [S.S.I. 2009/67](#), [art. 3\(1\)](#) (with transitional modifications and savings in [arts. 4-6](#))

Changes to legislation:

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 162.