



Land Registration etc. (Scotland) Act 2012

2012 asp 5

PART 11

MISCELLANEOUS AND GENERAL

Extracts and certified copies

106 Liability of Keeper in respect of extracts, information and lost documents etc.

- (1) A person is entitled to be compensated by the Keeper in respect of loss suffered as a consequence of—
- (a) the issue of an extract or certified copy under section 104 that is not a true extract, or as the case may be a true copy,
 - (b) the provision (in writing or in such other manner as provision is made for in an order under section 107(1)(a)) of other information as to the contents of the register that is incorrect,
 - (c) a document being lost, damaged or destroyed while lodged with the Keeper.
- (2) The Keeper has no liability under subsection (1)—
- (a) in so far as the claimant's loss could have been avoided by the applicant or claimant taking certain measures which it would have been reasonable for the applicant or claimant to take,
 - (b) in so far as a claimant's loss is too remote, or
 - (c) for non-patrimonial loss.

Commencement Information

II S. 106 in force at 8.12.2014 by S.S.I. 2014/127, art. 2

Changes to legislation:

Land Registration etc. (Scotland) Act 2012, Section 106 is up to date with all changes known to be in force on or before 19 April 2024. 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):

- s. 48A48B and cross-heading inserted by [2016 asp 18 s. 43\(2\)](#)
- s. 116(3)(ba)(bb) inserted by [2016 asp 18 s. 43\(3\)](#)