



Land Registration etc. (Scotland) Act 2012

2012 asp 5

PART 4

ADVANCE NOTICES

59 Effect of advance notice: registered deeds

- (1) Subsections (2) and (3) apply in relation to any two deeds (“deed Y” and “deed Z”) relating to the same plot of land where—
 - (a) during a protected period relating to deed Y—
 - (i) an application is made for registration of deed Z, and
 - (ii) on or after the date of that application, an application is made for registration of deed Y, and
 - (b) deed Z either—
 - (i) is not a deed in relation to which a protected period is running, or
 - (ii) is such a deed, but the protected period relating to deed Y began before the protected period relating to deed Z.
- (2) If deed Z is registered before the Keeper comes to make any decision as to whether or not to accept the application for registration of deed Y, that decision is to be taken as if deed Z had not been registered.
- (3) If the decision mentioned in subsection (2) is to accept the application—
 - (a) deed Y has on registration the same effect as if deed Z had not been registered, and
 - (b) the Keeper must amend the register so that it gives effect (if any) to deed Z as if it were registered after deed Y.