

*These notes relate to the Succession (Scotland) Act 2016  
(asp 7) which received Royal Assent on 3 March 2016*

# **SUCCESSION (SCOTLAND) ACT 2016**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### ***Forfeiture***

#### ***Section 17 – Repeal of the Parricide Act***

53. The Parricide Act 1594 – an Act of the Parliament of Scotland - makes provision for anyone killing a parent or grandparent to be disinherited. This section repeals the Parricide Act 1594, as recommended by the Commission, on the basis that it deals with a limited class of victims, disinherits the killer's issue, appears to only apply to the victim's heritable property and was ignored by the court in the case of *Cross, Petr 1987 SLT 384*. Subsection (1) provides that the Parricide Act 1594 is repealed. Subsection (2) clarifies that the forfeiture rule applies in relation to cases where a person has unlawfully killed the person's parent or grandparent as it applies in relation to any other cases of unlawful killing.