
STATUTORY INSTRUMENTS

2005 No. 1452

The Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005

PART II

DEEDS AND OTHER INSTRUMENTS

Formalities for deeds executed by individuals

3.—(1) An instrument executed by an individual after the coming into operation of this Article is a deed, notwithstanding that it has not been sealed, if, and only if, it satisfies the requirements of paragraph (2).

(2) The requirements referred to in paragraph (1) are that the instrument is—

- (a) expressed to be a deed, or to be a conveyance, assurance, mortgage, settlement, covenant, bond, specialty or other instrument, according to the nature of the transaction intended to be effected, which is required by law to be a deed;
- (b) signed—
 - (i) by the individual executing it in the presence of a witness who attests the signature; or
 - (ii) at the direction of the individual executing it and in his presence and the presence of two witnesses who each attest the signature; and
- (c) delivered as a deed by the individual executing it or by a person authorised to do so on his behalf.

(3) Where an instrument under seal that constitutes a deed is required for the purposes of any statutory provision passed or made before the coming into operation of this Article, this Article shall have effect as to signing, sealing and delivery of an instrument by an individual in place of any provision of that statutory provision as to signing, sealing and delivery.

Para. 4— Amendments

(5) In this Article “individual” does not include a corporation sole.

Changes to legislation:

There are currently no known outstanding effects for the The Law Reform (Miscellaneous Provisions) (Northern Ireland) Order 2005, Section 3.