



# Consumer Credit Act 1974

## 1974 CHAPTER 39

### PART VIII

#### SECURITY

##### *Land mortgages*

#### **126 Enforcement of land mortgages.**

[<sup>F1</sup>(1) A land mortgage securing a regulated agreement [<sup>F2</sup>or a regulated mortgage contract (within the meaning of the Regulated Activities Order)] is enforceable (so far as provided in relation to the agreement) on an order of the court only.]

[<sup>F3</sup>(2) Subject to section 140A(5) (unfair relationships between creditors and debtors), for the purposes of subsection (1) and Part 9 (judicial control), a regulated mortgage contract which would, but for article 60C(2) of the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001, be a regulated agreement is to be treated as if it were a regulated agreement.]

#### **Textual Amendments**

- F1** S. 126(1): s. 126 renumbered as s. 126(1) (14.2.2014 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2014 \(S.I. 2014/366\)](#), arts. 1(3)(4), **3(3)(a)**
- F2** Words in s. 126 inserted (26.7.2013 for specified purposes) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\)](#), arts. 1(2)(6), **20(38)**
- F3** S. 126(2) inserted (14.2.2014 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2014 \(S.I. 2014/366\)](#), arts. 1(3)(4), **3(b)**

**Status:**

Point in time view as at 14/02/2014. This version of this provision has been superseded.

**Changes to legislation:**

Consumer Credit Act 1974, Section 126 is up to date with all changes known to be in force on or before 03 June 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.