

SCHEDULES

SCHEDULE 8

AMENDMENT OF ENACTMENTS

PART II

MISCELLANEOUS

The Matrimonial Homes (Family Protection) (Scotland) Act 1981 (c. 59)

- 31 (1) In section 6(3)(e) of the Matrimonial Homes (Family Protection) (Scotland) Act 1981 (occupancy rights after dealing with third parties)—
- (a) the words “, at or before the time of the dealing,” shall cease to have effect; and
 - (b) in sub-paragraph (i)—
 - (i) after the word “not” there shall be inserted “or were not at the time of the dealing”; and
 - (ii) after the word “has” there shall be inserted “or had”.
- (2) In section 8 of that Act (interests of heritable creditors)—
- (a) in subsection (2), the words “before the granting of the loan” shall cease to have effect; and
 - (b) in subsection (2A)—
 - (i) the words “at or before the granting of the security” shall cease to have effect;
 - (ii) after the word “not” in paragraph (a) there shall be inserted “or were not at the time of the granting of the security”; and
 - (iii) after the word “has” in paragraph (a) there shall be inserted “or had”.