



Trusts (Scotland) Act 1921

1921 CHAPTER 58 11 and 12 Geo 5

9 Liferents of personal estate beyond certain limits prohibited.

It shall be competent to constitute or reserve by means of a trust or otherwise a liferent interest in moveable and personal estate in Scotland in favour only of a person in life at the date of the deed constituting or reserving such liferent, and, where any moveable or personal estate in Scotland shall, by virtue of any deed dated after the thirty-first day of July, eighteen hundred and sixty-eight, (the date of any testamentary or mortis causa deed being taken to be the date of the death of the granter, and the date of any contract of marriage being taken to be the date of the dissolution of the marriage) be held in liferent by or for behoof of a person of full age born after the date of such deed, such moveable or personal estate shall belong absolutely to such person, and, where such estate stands invested in the name of any trustees, such trustees shall be bound to deliver, make over, or convey such estate to such person: Provided always that, where more persons than one are interested in the moveable or personal estate held by trustees as herein-before mentioned, all the expenses connected with the transference of a portion of such estate to any of the beneficiaries in terms of this section shall be borne by the beneficiary in whose favour the transference is made.

Modifications etc. (not altering text)

C1 S. 9 amended by [Conveyancing \(Scotland\) Act 1924 \(c. 27\), s. 45](#); excluded by [Law Reform \(Miscellaneous Provisions\) \(Scotland\) Act 1968 \(c. 70\), s. 18\(4\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Trusts (Scotland) Act 1921, Section 9.