



# Law of Property Act 1925

1925 CHAPTER 20 15 and 16 Geo 5

## PART IV

### EQUITABLE INTERESTS AND THINGS IN ACTION

#### 134 Restriction on executory limitations.

- (1) Where there is a person entitled to—
  - (a) an equitable interest in land for an estate in fee simple or for any less interest not being an entailed interest, or
  - (b) any interest in other property, not being an entailed interest,with an executory limitation over on default or failure of all or any of his issue, whether within or at any specified period or time or not, that executory limitation shall be or become void and incapable of taking effect, if and as soon as there is living any issue who has attained [<sup>F1</sup>the age of eighteen years] of the class on default or failure whereof the limitation over was to take effect.
- (2) This section applies where the executory limitation is contained in an instrument coming into operation after the thirty-first day of December, eighteen hundred and eighty-two, save that, as regards instruments coming into operation before the commencement of this Act, it only applies to limitations of land for an estate in fee, or for a term of years absolute or determinable on life, or for a term of life.

#### Textual Amendments

**F1** Words substituted by [Family Law Reform Act 1969 \(c. 46\), s. 1\(3\), Sch. 1 Pt. I](#)

**Status:**

Point in time view as at 01/04/1996.

**Changes to legislation:**

Law of Property Act 1925, Section 134 is up to date with all changes known to be in force on or before 07 May 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.