



Abolition of Feudal Tenure etc. (Scotland) Act 2000

2000 asp 5

PART 3

FEUDUTIES

Arrears

13 Arrears of feuduty etc.

- (1) Feuduty shall continue to be exigible for any period before the appointed day; and if (in so far as so exigible) it has not fallen due before that day, it shall fall due on that day.
- (2) On the appointed day feuduty shall cease to constitute a *debitum fundi* as shall any amount secured, in favour of a superior, by virtue of section 5 of the Land Tenure Reform (Scotland) Act 1974 (c.38) (redemption on transfer of land).
- (3) The superior's hypothec is, on the appointed day, abolished.
- (4) Subsections (2) and (3) above are without prejudice to any—
 - (a) action—
 - (i) founded on a *debitum fundi* or superior's hypothec; and
 - (ii) commenced before the appointed day; or
 - (b) right or preference—
 - (i) so founded; and
 - (ii) claimed in a sequestration, or in some other process in which there is ranking, commenced before that day.

Changes to legislation:

Abolition of Feudal Tenure etc. (Scotland) Act 2000, Section 13 is up to date with all changes known to be in force on or before 09 May 2023. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 18C(1) words repealed by [2004 asp 7 sch. 2](#)
- s. 18C(3) words repealed by [2004 asp 7 sch. 2](#)