
Changes to legislation: There are currently no known outstanding effects for the Law Reform (Miscellaneous Provisions) (Scotland) Act 1968. (See end of Document for details)

SCHEDULES

SCHEDULE 2

MODIFICATION OF ENACTMENTS CONSEQUENTIAL ON APPLICATION OF SUCCESSION (SCOTLAND) ACT 1964 TO TENANCIES OF CROFTS

PART I

MODIFICATION OF ENACTMENTS

Modifications etc. (not altering text)

- C1** The text of Sch. 2 Pt. I and Pt II (except the entry relating to s. 16 of the Succession (Scotland) Act 1964)) and Sch. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

THE SUCCESSION (SCOTLAND) ACT 1964 (1964 c. 41)

- 22 In section 16(2)—
- (a) in paragraph (c), at the end there shall be inserted the words “or becomes null and void under section 10 of the Act of 1955,”;
 - (b) for the words “of the landlord” there shall be substituted the following words:—
 - “(i) in the case of an interest under an agricultural lease, being a lease of a croft within the meaning of section 3(1) of the Act of 1955, of the Crofters Commission;
 - (ii) in any other case, of the landlord.”.
- 23 In section 16(3), in paragraph (b), after head (i) there shall be inserted the following heads:—
- “(ia) in the case of an interest under an agricultural lease which is the subject of an application by the legatee to the Crofters Commission under section 10(1) of the Act of 1955, from the date of any refusal by the Commission to determine that the bequest shall not be null and void.
 - (ib) in the case of an interest under an agricultural lease which is the subject of an intimation of objection by the landlord to the legatee and the Crofters Commission under section 10(3) of the Act of 1955, from the date of any decision of the Commission upholding the objection,”.

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- 24 In section 16(6), in paragraph (a), after the words “Act of 1931” there shall be inserted the words “or section 13 of the Act of 1955”.
- 25 In section 16(8), at the end there shall be inserted the words “, or, as the case may be, subsections (2) to (7) of section 10 of the Act of 1955.”.
- 26 In section 16(9)—
- (a) in the definition of “agricultural lease”, at the end there shall be inserted the words “, or a lease of a croft within the meaning of section 3(1) of the Act of 1955;”;
 - (b) after the definition of “the Act of 1949” there shall be inserted the following definition:—

““the Act of 1955” means the Crofters (Scotland) Act 1955;”.
- 27 In section 29(2), at the end there shall be inserted the words “or of section 10 of the Crofters (Scotland) Act 1955 (which makes similar provision in relation to crofts).”.
- 28 In section 37(1), paragraph (b) shall cease to have effect.
- 29 In Schedule 2, in paragraph 1, the words “(other than the tenancy of any croft within the meaning of section 3 of the Crofters (Scotland) Act 1955)” shall cease to have effect.

Changes to legislation:

There are currently no known outstanding effects for the Law Reform (Miscellaneous Provisions) (Scotland) Act 1968.