



Conveyancing and Feudal Reform (Scotland) Act 1970

1970 CHAPTER 35

PART II

THE STANDARD SECURITY

30 Interpretation of Part II.

(1) In this Part of this Act, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say—

“creditor” and “debtor” shall include any successor in title, assignee or representative of a creditor or debtor;

“debt” and “creditor” and “debtor”, in relation to a standard security, have the meanings assigned to them by section 9(8) of this Act;

[^{F1}“duly registered or recorded” means registered in the Land Register of Scotland or recorded in the Register of Sasines;]

“exposure to sale” means exposure to sale by public roup, and exposed or re-exposed to sale shall be construed accordingly;

“heritable security” has the meaning assigned to it by the said section 9(8);

[^{F2}“real right in land” has the meaning assigned to it by the said section 9(8);]

[^{F3}“recorded” means recorded in the Register of Sasines;]

“Register of Sasines” means the appropriate division of the General Register of Sasines;

[^{F4}“registered” means registered in the Land Register of Scotland;]

“the standard conditions” are the conditions (whether varied or not) referred to in section 11(2) of this Act;

“whole amount due” has the meaning assigned to it by section 18(4) of this Act.

Changes to legislation: Conveyancing and Feudal Reform (Scotland) Act 1970, Section 30 is up to date with all changes known to be in force on or before 23 September 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. (See end of Document for details) View outstanding changes

(2) For the purpose of construing this Part of this Act in relation to the creation of a security over a registered lease and to any subsequent transactions connected with that security, the following expressions shall have the meanings hereby respectively assigned to them, that is to say—

“conveyance” or “disposition” means assignation;

“convey” or “dispone” means assign;

F5

“proprietor” means lessee;

“security subjects” means a registered lease subject to a security.

Textual Amendments

- F1** Words in s. 30(1) substituted (8.12.2014) by [Land Registration etc. \(Scotland\) Act 2012 \(asp 5\)](#), ss. 122, 123, [sch. 5 para. 17\(17\)\(a\)](#) (with s. 121, sch. 4 paras. 13, 16); S.S.I. 2014/127, art. 2
- F2** S. 30(1): definition of "real right in land" substituted (28.11.2004) for "interest in land" by [2000 asp 5](#), ss. 76(1), 77(2)(c), [sch. 12 Pt. 1 para. 30\(16\)\(a\)](#) (with ss. 58, 62, 75); S.S.I. 2003/456, [art. 2](#)
- F3** Words in s. 30(1) inserted (8.12.2014) by [Land Registration etc. \(Scotland\) Act 2012 \(asp 5\)](#), ss. 122, 123, [sch. 5 para. 17\(17\)\(b\)](#) (with s. 121, sch. 4 paras. 13, 16); S.S.I. 2014/127, art. 2
- F4** Words in s. 30(1) inserted (8.12.2014) by [Land Registration etc. \(Scotland\) Act 2012 \(asp 5\)](#), ss. 122, 123, [sch. 5 para. 17\(17\)\(c\)](#) (with s. 121, sch. 4 paras. 13, 16); S.S.I. 2014/127, art. 2
- F5** S. 30(2): definition of "infert" repealed (28.11.2004) by [2000 asp 5](#), ss. 76(1)(2), 77(2)(c)(d), sch. 12 Pt. 1 para. 30(16)(b), [sch. 13 Pt. 1](#) (with ss. 58, 62, 75); S.S.I. 2003/456, [art. 2](#)

Modifications etc. (not altering text)

- C1** Ss. 14-30 applied (with modifications) (28.11.2004) by [2000 asp 5](#), [ss. 69](#), 77(2)(a) (with ss. 58, 62, 75); S.S.I. 2003/456, [art. 2](#)

Changes to legislation:

Conveyancing and Feudal Reform (Scotland) Act 1970, Section 30 is up to date with all changes known to be in force on or before 23 September 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.

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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. 1(2)(b)(c) inserted by [2000 asp 5 Sch. 12 para. 30\(2\)\(a\)\(iv\)](#) (This amendment has not been applied to legislation.gov.uk. Sch. 12 para. 30(2) repealed (4.4.2003) by 2003 asp 9, ss. 128, 129(5), Sch. 15 (with ss. 119, 121))
- s. 1(7) added by [2000 asp 5 Sch. 12 para. 30\(2\)\(c\)](#) (This amendment has not been applied to legislation.gov.uk. Sch. 12 para. 30(2) repealed (4.4.2003) by 2003 asp 9, ss. 128, 129(5), Sch. 15 (with ss. 119, 121))
- s. 9(2A) inserted by [2000 asp 5 s. 32](#) (This amendment has not been applied to legislation.gov.uk. S. 32 repealed (4.4.2003) by 2003 asp 9, ss. 128, 129(5), Sch. 15 (with ss. 119, 121) and word "32" in s. 77(2)(a) omitted (22.10.2003) by virtue of S.S.I. 2003/503, art. 5)
- s. 13A amendment to earlier affecting provision 2007 asp 3 s. 85 by [2012 asp 5 sch. 5 para. 52\(2\)](#)
- s. 24(1E) inserted by [2014 asp 18 sch. 5 para. 22](#)