



# Presumption of Death (Scotland) Act 1977

## CHAPTER 27

### PRESUMPTION OF DEATH (SCOTLAND) ACT 1977

- 1 Action of declarator.
- 2 Decree in action of declarator and determination of incidental questions in other proceedings.
- 3 Effect of decree.
- 4 Recall or variation of decree.
- 5 Effect on property rights of recall or variation of decree.
- 6 Insurance against claims.
- 7 Value of certain rights may be declared irrecoverable.
- 8 Repayment of estate duty.
- 9 Disclosure of information.
- 10 Decree of court furth of Scotland to be sufficient evidence.
- 11 Appointment or confirmation of executor.
- 12 Particulars of decree or variation order to be intimated to Registrar General.
- 13 Defence to charge of bigamy.
- 14 Report of proceedings.
- 15 Rules of procedure.
- 16 Entailed estates.
- 17 Interpretation.
- 18 Amendments of other enactments.
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SCHEDULE 1 — Amendment of other enactments.

**Changes to legislation:** There are currently no known outstanding effects for the  
Presumption of Death (Scotland) Act 1977. (See end of Document for details)

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*The Entail (Scotland) Act 1882 (c. 53)*

In section 14 (procedure where heir in possession has disappeared),...  
For section 16 there shall be substituted the following section:—...

*The Sheriff Courts (Scotland) Act 1907 (c. 51)*

In section 5 (extension of sheriff's jurisdiction), after subsection (1)...

SCHEDULE 2 — Enactments Repealed.

**Changes to legislation:**

There are currently no known outstanding effects for the Presumption of Death (Scotland) Act 1977.