

**Changes to legislation:** Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, SCHEDULE 9 is up to date with all changes known to be in force on or before 10 August 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

## SCHEDULES

### SCHEDULE 9

Section 74.

#### REPEALS

##### Extent Information

**E1** [Sch. 9](#) extends to Scotland only except as provided by s. 75(6)(7)

##### Commencement Information

**II** [Sch. 9](#) partly in force; [Sch. 9](#) not in force at Royal Assent see s. 75(2); [Sch. 9](#) in force in relation to specified repeals: at 1.12.1990 by [S.I. 1990/2328](#); at 1.1.1991 by [S.I. 1990/2624](#); at 1.4.1991 by [S.I. 1991/330](#), [art. 4](#), [Sch.](#), at 3.6.1991 and 15.8.1991 by [S.I. 1991/1252](#), [arts. 3, 4](#), [Schs. 1, 2](#); at 26.8.1991 by [S.I. 1991/1903](#), [art. 3](#), [Sch.](#); at 30.09.1991 by [S.I. 1991/2151](#), [art. 3](#), [Sch.](#); at 17.3.1993 by [S.I. 1993/641](#), [art. 3](#), [Sch.](#); at 1.3.1997 by 1996/2894, [art. 3](#), [Sch.](#) (as amended by [S.I. 1996/2966](#), [art. 2](#))

Chapter	Short title	Extent of repeal
1808 c. 149.	The Probate and Legacy Duties Act 1808.	In section 38, the words from “(which oath” to “administer”.
1858 c. 56.	The Confirmation of Executors (Scotland) Act 1858.	Section 11.
1875 c. 41.	The Intestates Widows and Children (Scotland) Act 1875.	In section 6, the words from the beginning to “affirmations.”.In Schedule A, the words from “All which” to the end.
1876 c. 24.	The Small Testate Estates (Scotland) Act 1876.	Section 6.In Schedule A, the words from “All which” to the end.
1900 c. 55.	The Executors (Scotland) Act 1900.	Section 8.
1907 c. 51.	The Sheriff Courts (Scotland) Act 1907.	In section 40, the words from “agents” to “1967”.
1975 c. 24.	The House of Commons Disqualification Act 1975.	In Schedule 1, the words “lay observer appointed under section 49 of the Solicitors (Scotland) Act 1980”.
1976 c. 66.	The Licensing (Scotland) Act 1976.	In section 6, the words from “Provided that” to the end of the subsection.In

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		section 18, in subsection (1), the words from “when” to the end. Section 55. Section 61. In section 97(2), the words “or supply”. Sections 131 and 132. In section 133(4), the words “and (6)”. In Schedule 4, in paragraph 1, the words from “as” to “Act”, paragraphs 12, 13 and 14, in paragraph 15, the words “or 12 above”, paragraphs 16, 17 and 19 to 22.
1977 c. 50.	The Unfair Contract Terms Act 1977.	In section 15(1), the words “applies only to contracts,”. In section 25, subsections (3)(d) and (4).
1980 c. 46.	The Solicitors (Scotland) Act 1980.	In section 20(1), the word “and”. Section 27. Section 29. Section 31(3). Section 49. In section 63(1), the words “and to imprisonment for a period not exceeding one month”. In section 65(1), the definition of “lay observer”. In Schedule 4, in paragraph 1, the words “appointed by the Lord President” following subparagraph (b), and in paragraph 17, the words from “also” to “before the order” and the words from “and in such other manner” to the end. Schedule 5.
1981 c. 59.	The Matrimonial Homes (Family Protection) (Scotland) Act 1981.	In section 6(3)(e), the words “, at or before the time of the dealing,”. In section 8, in subsection (2), the words “before the granting of the loan”, and in subsection (2A), the words “at or before the granting of the security”.
1983 c. 2.	The Representation of the People Act 1983.	Section 42(3)(b).
1983 c. 12.	The Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983.	In Schedule 1, paragraph 7.
1985 c. 6.	The Companies Act 1985.	In section 38(1), the words “under the law of

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		England and Wales”.In section 39(3), the words “or, in the case of a company registered in Scotland, subscribed in accordance with section 36B.”.In section 186, the words “(or, in the case of a company registered in Scotland, subscribed in accordance with section 36B)”.In section 188(2), the words “(or, in the case of a company registered in Scotland, subscribed in accordance with section 36B)”.Section 462(2).
1985 c. 37.	The Family Law (Scotland) Act 1985.	In section 8(1)(a), the words “or the transfer of property”.
1985 c. 73.	The Law Reform (Miscellaneous Provisions) (Scotland) Act 1985.	In Part I of Schedule 1, paragraphs 4 and 5.
1986 c. 45.	The Insolvency Act 1986.	Section 53(3).
1986 c. 47.	The Legal Aid (Scotland) Act 1986.	In section 4(3), paragraph (a) and, in paragraph (b), the words “a court”.In section 13(2), the words “(so far as is necessary)”.Section 17(3) to (5).In section 33(3), in paragraph (c), the words “and taxation” and “or taxation”, and, in paragraph (d), the word “, taxation”.
1988 c. 34.	The Legal Aid Act 1988.	In paragraph 3 of Schedule 4, sub-paragraphs (b) and (c).
1988 c. 36.	The Court of Session Act 1988.	Section 5(g).
1989 c. 40.	The Companies Act 1989.	Section 130(3).In Schedule 17, paragraphs 1(2), 2(4), 8 and 10.

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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. 21A(1)(c) words substituted by [2007 asp 5 Sch. 5 para. 3\(7\)\(a\)\(iii\)](#)
- s. 33(6) inserted by [2007 asp 5 Sch. 5 para. 3\(11\)](#)