

SCHEDULES

SCHEDULE 4

PROVISIONS RELATING TO CARRYING OUT OF APPROVED TRANSFER SCHEME

Land registration

- 12 (1) Where section 35(1) above applies on the vesting day under an approved scheme, the Ministers shall—
- (a) give a copy of the order under section 26(5) above to each person from or to whom property, rights or liabilities are transferred under section 35 above in accordance with the scheme, and
 - (b) annex to the copy order a copy of the scheme certified by them to be a true copy.
- (2) A copy of the scheme given under sub-paragraph (1) above shall be treated for land registration purposes in England and Wales as conclusive evidence of the terms of the scheme.
- 13 (1) This paragraph applies where any registered land in England and Wales is transferred under section 35 above.
- (2) The transferee shall be entitled to be registered as proprietor in place of the transferor on an application in that behalf made to the Chief Land Registrar.
 - (3) On an application under sub-paragraph (2) above, the transferee shall supply to the Chief Land Registrar such information and produce to him such documents as he may require for the purpose of enabling him to deal with the application.
 - (4) Section 43 of the Land Registration Act 1925 (effect of transmissions) shall apply in relation to any person registered in place of the transferor as it applies in relation to any person registered in place of a deceased or bankrupt proprietor, but with the omission of the words from “upon the trusts” to “applicable by law, and”.
 - (5) In this paragraph, “registered land” has the same meaning as in the Land Registration Act 1925.
- 14 (1) This paragraph applies where any land in England and Wales which is not registered land is transferred by virtue of section 35 above.
- (2) Unless the transferee, or his successor in title or assign, has before the end of six months from the date of the transfer applied to be registered as proprietor of the land, section 35 above shall be deemed never to have had effect to transfer the legal estate in the land.
 - (3) The power conferred by the proviso to section 123(1) of the Land Registration Act 1925 (power of Chief Land Registrar, or court on appeal from him, to extend the period within which an application for first registration must be made) shall also apply in relation to the period mentioned in sub-paragraph (2) above.

Status: This is the original version (as it was originally enacted).

- (4) Any rules made by virtue of section 123(2) of the Land Registration Act 1925 shall—
 - (a) apply to dealings with the land which may take place between the date of the transfer and the date of the application to register as if the land had been the subject of a conveyance or assignment on the date of the transfer, and
 - (b) apply in relation to an application for registration under this paragraph as they apply in relation to an application for registration under section 123 of that Act.
 - (5) On an application for first registration under this paragraph, the applicant shall supply to the Chief Land Registrar such information and produce to him such documents as he may require for the purpose of enabling him to deal with the application.
 - (6) In this paragraph, “registered land” has the same meaning as in the Land Registration Act 1925.
- 15 In relation to Scotland, any transfer under an approved scheme shall have effect subject to the provisions of any enactment which provides for transactions of that description to be given effect to by registration in any statutory register.