



Settled Land Act 1925

CHAPTER 18

SETTLED LAND ACT 1925

PART I

GENERAL PRELIMINARY PROVISIONS

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- 2 What is settled land.
- 3 Duration of settlements.
- 4 Authorised method of settling land inter vivos.
- 5 Contents of vesting deeds.
- 6 Procedure in the case of settlements by will.
- 7 Procedure on change of ownership.
- 8 Mode and costs of conveyance, and saving of rights of personal representatives and equitable chargees.
- 9 Procedure in the case of settlements and of instruments deemed to be trust instruments.
- 10 Procedure on acquisition of land to be made subject to a settlement.
- 11 As to contracts for the settlement of land.
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Enforcement of Equitable Interests and Powers against Estate Owner and discharge on termination of Settlement

- 16 Enforcement of equitable interests and powers against estate owner.
- 17 Deed of discharge on termination of settlement.

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- 18 Restrictions on dispositions of settled land where trustees have not been discharged.

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20 Other limited owners having powers of tenant for life.
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28 General Preliminary Provisions
29 General Preliminary Provisions

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- 30 Who are trustees for purposes of Act.
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- 37 Transitional provisions with respect to existing settlements, &c.

PART II

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- 38 Powers of sale and exchange.
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40 Regulations respecting exchanges.

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- 41 Power to lease for ordinary or building or mining or forestry purposes.
42 Regulations respecting leases generally.
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- 44 Regulations respecting building leases.
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- 46 Variation of building or mining lease according to circumstances of district.
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- 49 Power on dispositions to impose restrictions and make reservations and stipulations.
- 50 Separate dealing with surface and minerals, with or without wayleaves, &c.
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- 53 Acceptance of leases.
- 54 Power to grant water rights to statutory bodies.
- 55 Power to grant land for public and charitable purposes.
- 56 Dedication for streets, open spaces, &c.
- 57 Provision of land for small dwellings, small holdings and dwellings for working classes.
- 58 Power to compromise claims and release restrictions, &c.
- 59 Power to vary leases and grants and to give licences and consents.
- 60 Power to apportion rents.
- 61 Provisions as to consideration.
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- 68 Provision enabling dealings with tenant for life.

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- 69 Shifting of incumbrances.
- 70 Power to vary provisions of an incumbrance and to charge by way of additional security.

Raising of Money

- 71 Power to raise money by mortgage.

Conveyance

- 72 Completion of transactions by conveyance.

PART III

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- 73 Modes of investment or application.

Changes to legislation: There are currently no known outstanding effects for the Settled Land Act 1925. (See end of Document for details)

- 74 Power to acquire land subject to certain incumbrances.
- 75 Regulations respecting investment, devolution, and income of securities, &c.
- 75A Power to accept charge as security for part payment for land sold.
- 76 Application of money in court under Lands Clauses and other Acts.
- 77 Application of money in hands of trustees under powers of settlement.
- 78 Provision as to personal estate settled by reference to capital money, or on trusts corresponding with the limitations of land.
- 79 Application of money paid for lease or reversion.
- 80 As to money received by way of damages for breach of covenant.
- 81 As to capital arising otherwise than under the Act.
- 82 Land acquired may be made a substituted security for released charges.

PART IV

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Improvements with Capital Money

- 83 Description of improvements authorised by Act.
- 84 Mode of application of capital money.
- 85 Creation of rentcharges to discharge instalments.

Sundry Provisions as to Improvements

- 86 Concurrence in improvements.
- 87 Court may order payment for improvements executed.
- 88 Obligation on tenant for life and successors to maintain, insure, &c.
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- 95 Trustees' receipts.
- 96 General Provisions as to Trustees
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- 99 Indemnities to personal representatives and others.
- 100 General Provisions as to Trustees
- 101 Notice to trustees.
- 102 Management of land during minority or pending contingency.

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RESTRICTIONS, SAVINGS, AND PROTECTION OF PURCHASERS

- 103 Legal estate in settled land not to vest in trustee in bankruptcy of estate owner.
- 104 Powers not assignable, and contract not to exercise powers void.
- 105 Effect of surrender of life estate to the next remainderman.
- 106 Prohibition or limitation against exercise of powers void, and provision against forfeiture.
- 107 Tenant for life trustee for all parties interested.
- 108 Saving for and exercise of other powers.
- 109 Saving for additional or larger powers under settlement.
- 110 Protection of purchasers, &c.
- 111 Purchaser of beneficial interest of tenant for life to have remedies of a legal owner.
- 112 Exercise of powers; limitation of provisions, &c.

PART VIII

COURT, MINISTRY OF AGRICULTURE AND FISHERIES, PROCEDURE

- 113 Jurisdiction and procedure.
- 114 Payment of costs out of settled property.
- 115 Powers of the Minister of Agriculture.
- 116 Filing of certificates, &c. at the Ministry of Agriculture.

PART IX

SUPPLEMENTARY PROVISIONS

- 117 Definitions.
- 118 Retrospective amendment of certain provisions of Settled Land Acts.
- 119 Repeals, savings, and construction.
- 120 †Short title, commencement and extent.

FIRST SCHEDULE — Forms of Instruments

Form No. 1 — VESTING DEED FOR GIVING EFFECT TO A SETTLEMENT SUBSISTING AT THE COMMENCEMENT OF THIS ACT

This Vesting Deed is made [&c.] between X. of [&c.]...
[Recite the Settlement under which T.L. is a tenant for...
Now for giving effect to the requirements of the Settled...

- 1 Forms of Instruments
- 2 Forms of Instruments
- 3 Forms of Instruments
- 4 Forms of Instruments
- 5 Forms of Instruments
- 6 Forms of Instruments

Form No. 2 — VESTING DEED ON THE SETTLEMENT OF LAND

This Vesting Deed made [&c.] between John H. of [&c.]...
Witneseth and it is hereby declared as follows:—

- 1 Forms of Instruments
- 2 Forms of Instruments

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- 3 Forms of Instruments
 - 4 Forms of Instruments
 - Form No. 3 — TRUST INSTRUMENT OF THE SETTLEMENT OF LAND
This Trust Instrument is made [&c.] between John H. of...
Whereas by a deed (herinafter called the Vesting Deed) bearing...
Now in consideration of the intended marriage between the Settlor...
 - 1 Forms of Instruments
 - 2 Forms of Instruments
 - Form No. 4 — SUBSIDIARY VESTING DEED ON SALE WHEN THE LAND IS
PURCHASED WITH CAPITAL MONEY
This Subsidiary Vesting Deed is made [&c.] between Henry V. of...
Whereas the Vendor is entitled for an estate in fee...
And whereas by a principal vesting deed (hereinafter called the...
Now this Deed witnesseth as follows:—
 - 1 Forms of Instruments
 - 2 and 3 Forms of Instruments
 - Form No. 5 — VESTING ASSENT BY PERSONAL REPRESENTATIVE
 - 1 Forms of Instruments
 - 2 Forms of Instruments
 - 3 Forms of Instruments
 - 4 and 5 Forms of Instruments
- SECOND — Transitional Provisions affecting Existing Settlements
- SCHEDULE
- Paragraph 1 — PROVISIONS FOR VESTING LEGAL ESTATE IN TENANT FOR LIFE
OR STATUTORY OWNER
 - 1 (1) A settlement subsisting at the commencement of this Act...
 - Paragraph 2 — PROVISIONS WHERE SETTLED LAND IS AT COMMENCEMENT OF
ACT VESTED IN PERSONAL REPRESENTATIVES
 - 2 (1) Where settled land remains at the commencement of this...
 - Paragraph 3 — PROVISIONS AS TO INFANTS
 - 3 (1) Where, at the commencement of this Act, an infant...
- THIRD SCHEDULE —
- Part I — IMPROVEMENTS, THE COSTS OF WHICH ARE NOT LIABLE TO BE
REPLACED BY INSTALMENTS
- (i) Drainage, including the straightening, widening, or deepening of drains,
streams,...
 - (ii) Bridges:
 - (iii) Irrigation; warping:
 - (iv) Drains, pipes, and machinery for supply and distribution of sewage...
 - (v) Embanking or weiring from a river or lake, or from...
 - (vi) Groynes; sea walls; defences against water:
 - (vii) Inclosing; straightening of fences; re-division of fields:
 - (viii) Reclamation; dry warping:
 - (ix) Farm roads; private roads; roads or streets in villages or...
 - (x) Clearing; trenching; planting:
 - (xi) Cottages for labourers, farm-servants, and artisans, employed on the
settled...
 - (xii) Farmhouses, offices, and outbuildings, and other buildings for farm
purposes:...
 - (xiii) Saw-mills, scutch-mills, and other mills, water-wheels, engine-houses,
and kilns, which...

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- (xiv) Reservoirs, tanks, conduits, watercourses, pipes, wells, ponds, shafts, dams, weirs,...
- (xv) Tramways; railways; canals; docks:
- (xvi) Jetties, piers, and landing places on rivers, lakes, the sea,...
- (xvii) Markets and market-places:
- (xviii) Streets, roads, paths, squares, gardens, or other open spaces for...
- (xix) Sewers, drains, watercourses, pipe-making, fencing, paving, brick-making, tile-making, and other...
- (xx) Trial pits for mines, and other preliminary works necessary or...
- (xxi) Reconstruction, enlargement, or improvement of any of those works:
- (xxii) The provision of small dwellings, either by means of building...
- (xxiii) Additions to or alterations in buildings reasonably necessary or proper...
- (xxiv) Erection of buildings in substitution for buildings within an urban...
- (xxv) The rebuilding of the principal mansion house on the settled...

Part II — IMPROVEMENTS, THE COSTS OF WHICH THE TRUSTEES OF THE SETTLEMENT OR THE COURT MAY REQUIRE TO BE REPLACED BY INSTALMENTS

- (i) Residential houses for land or mineral agents, managers, clerks, bailiffs,...
- (ii) Any offices, workshops and other buildings of a permanent nature...
- (iii) The erection and building of dwelling houses, shops, buildings for...
- (iv) Restoration or reconstruction of buildings damaged or destroyed by dry...
- (v) Structural additions to or alterations in buildings reasonably required, whether...
- (vi) Boring for water and other preliminary works in connexion therewith...

Part III — IMPROVEMENTS, THE COSTS OF WHICH THE TRUSTEES OF THE SETTLEMENT AND THE COURT MUST REQUIRE TO BE REPLACED BY INSTALMENTS

- (i) Heating, hydraulic or electric power apparatus for buildings, and engines,...
- (ii) Engine houses, engines, gasometers, dynamos, accumulators, cables, pipes, wiring, switchboards,...
- (iii) Steam rollers, traction engines, motor lorries and moveable machinery for...

FOURTH SCHEDULE — Retrospective Amendments of the Settled Land Acts, 1882 to 1890

- 1 Shifting of incumbrances.
- 2 Rate of interest on incumbrances.
- 3 Dedication for streets, open spaces, &c.
- 4 Separate dealings with surface and minerals.
- 5 Powers on sale, &c.
- 6 Sale of timber and fixtures at a valuation.
- 7 Raising of money.
- 8 Provision where interest in settled land is restored.
- 9 Referential settlements.
- 10 Application of capital money.
- 11 As to capital arising otherwise than under the Settled Land Acts.
- 12 power for Public Trustee to give receipts and accept notices.
- 13 Assignments of tenant for life's interest.
- 14 As to base fees.
- 15 Amendment of s. 58(1)(ix) of the Act of 1882.

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Fifth Schedule — . . .

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