



Lands Clauses Consolidation (Scotland) Act 1845

1845 CHAPTER 19 8 and 9 Vict

Purchase of lands by agreement

7 **Parties under disability enabled to sell and convey.**

It shall be lawful for all parties, being possessed of any lands, or any such right or interest therein, to contract for, sell, convey, and dispose of such lands, or of such right therein, to the promoters of the undertaking, and to enter into all necessary agreements for these purposes; and particularly it shall be lawful for the parties following so to do; (that is to say,) all corporations, ^{F1}... life-renters, or persons holding any other partial or qualified ^{F1}... interest, ^{F1}... [^{F2}persons who, within the meaning of Part I of the Children (Scotland) Act 1995, are entitled to act as the legal representatives of a child,] tutors, curators, and other guardians for ^{F3}... [^{F4}persons suffering from mental disorder within the meaning of the ^{M1}Mental Health (Scotland) Act 1960], or for persons under any other disability or incapacity, judicial factors, trustees ^{F1}... in trust for charitable or other purposes, executors, and administrators; and the power so to contract for, sell, convey, and dispose of as aforesaid may lawfully be exercised by all such parties, not only on behalf of themselves and their respective heirs, executors, administrators, and successors, but also for and on behalf of every person entitled in reversion or expectancy after them, ^{F1}... and as to such [^{F5}legal representatives,] tutors, curators, guardians, judicial factors, and trustees, on behalf of those for whom they respectively act, whether ^{F3}... issue unborn, bankrupts, [^{F4}persons suffering from mental disorder within the meaning of the ^{M2}Mental Health (Scotland) Act 1960], ^{F1}... or other incapacitated persons, and that to the same extent as such ^{F3}... bankrupts, [^{F4}persons suffering from mental disorder within the meaning of the Mental Health (Scotland) Act 1960], ^{F1}... and other incapacitated persons respectively could have exercised the same power under the authority of this and the special Act if they had respectively been under no disability.

Changes to legislation: There are currently no known outstanding effects for the Lands Clauses Consolidation (Scotland) Act 1845, Section 7. (See end of Document for details)

Textual Amendments

- F1** Words in s. 7 repealed (28.11.2004) by [Abolition of Feudal Tenure etc. \(Scotland\) Act 2000 \(asp 5\)](#), ss. 71, 77(2), [sch. 12 para. 4\(2\)](#), [sch. 13 Pt. 1](#) (with ss. 58, 62, 75); S.S.I. 2003/456, art. 2
- F2** Words in s. 7 inserted (1.11.1996) by 1995 c. 36, s. 105(4), [Sch. 4 para. 1\(2\)\(a\)](#); S.I. 1996/2203, art. 3(3), [Sch.](#)
- F3** Words in s. 7 repealed (1.11.1996) by 1995 c. 36, s. 105(4)(5), [Sch. 4 para. 1\(2\)\(b\)\(c\)\(e\)](#), [Sch. 5](#) (with [Sch. 3 paras. 4, 6](#)); S.I. 1996/2203, art. 3(3), [Sch.](#) (which repealed words were substituted for words originally enacted by 1991 c. 50, [Sch. 1 para. 3](#))
- F4** Words substituted by [Mental Health \(Scotland\) Act 1960 \(c. 61\)](#), [Sch. 4](#)
- F5** Words in s. 7 inserted (1.11.1996) by 1995 c. 36, s. 105(4), [Sch. 4 para. 1\(2\)\(d\)](#) (with [Sch. 3 paras. 4, 6](#)); S.I. 1996/2203, art. 3(3), [Sch.](#)

Modifications etc. (not altering text)

- C1** S. 7 excluded by [Crofting Reform \(Scotland\) Act 1976 \(c. 21, SIF 2:4\)](#), [s. 5\(1\)](#)
- C2** S. 7 excluded (5.1.1994) by 1993 c. 44, [s. 16\(1\)](#), 64(2)

Marginal Citations

- M1** 1960 c. 61
- M2** 1960 c. 61

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