
Scottish Property Law

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Scottish Property Law

Your Guide to English and Scottish Property Law Terms

Your Guide to English and Scottish Property Law Terms Scotland and England operate different systems of property law Although many of the legal concepts are similar, there are often distinctions in the detail and the terminology used This Guide provides a comparison of terms and expressions,

Buying and Selling a Home in Scotland

Scotland has its own legal system and law governing the ownership of land and property Most homes are sold on the basis that the buyer gains the right to occupy and use the property for as long as they own it The concepts of leasehold and freehold found elsewhere ...

Key differences between Scots law and English law - handy ...

Scots law and English law, particularly where the transaction involves financing portfolios of investment properties, a group of companies with material Scottish subsidiaries or a fund structure While there are many similarities in practice between the two jurisdictions, it's not unusual for some of the

GLC Property Factors Toolkit - Govan Law Centre

The Property Factors Act (Scotland) 2011 came into force in October 2012 and this toolkit from Govan Law Centre will help you understand what your rights are and how you can make sure your factor's procedures are in line with them

Custom as A Source of Law in Scotland

by the common law, it can be neither law nor custom Accordingly, the ability of general custom to create binding rules of law is denied, and the theory that the common law is itself customary law is used to prevent the development of new rules of law by general custom The ...

Report on prescription and title to moveable property (SLC ...

one which led to a report was Scottish Law Commission, Corporeal Moveables - Lost and Abandoned Property (Memorandum No 29 (1976)) See Scottish Law Commission, Report on Lost and Abandoned Property (Scot Law Com No 57 (1980)) This was implemented by Part VI of the Civic Government (Scotland) Act 1982, on which see below, paras 57-58 4

Legal Terms Used in Scottish Court Procedure, Neil Kelly ...

Legal Terms Used in Scottish Court Procedure, Neil Kelly Partner, MacRoberts Many recent reported adjudication decisions have come from the Scottish Courts Therefore, as part of the case notes update, we have included a brief explanation of some of the Scottish Court procedures

Frequently Asked Questions: Factoring and maintenance of ...

example, the title deeds provide that each property is liable for an equal share of any maintenance costs, the factor cannot compel the owners to pay more (Scottish Law Commission, Report on the Law of the Tenement, para 581) Property managers should generally take all steps to pursue a ...

Welcome to Scotland A Guide to Scots Law

Scottish Refugee Council Maryhill Integration Network You must send your child to school from age 5: it is the law and failure to do so is a criminal offence If a child does not attend school on a property Both women and men can experience domestic abuse This

Scottish Criminal Justice System - SCCJR

Criminal law is the primarily focus of this briefing Legislation and Common Law Scots Law is derived from both legislation (laws passed by the UK Houses of Parliament and Scottish Parliament) and common law Unlike legislation, common law is not laid out in an authoritative document (such as an Act of the UK or Scottish Parliament)

A brief guide to what your executors need to know

the authority to close bank accounts, sell property, etc It is the Scottish equivalent of Probate Estate - Your possessions, property and money Executor - A responsible person (preferably two, up to a maximum of three) chosen, usually from family or friends, and named by the person making a

Inheritance law in Scotland - Scottish Parliament

The Scottish Parliament and Scottish Parliament Information Centre logos SPICe Briefing Inheritance law in Scotland 25 August 2015 15/45 Sarah Harvie-Clark This briefing provides an introduction to inheritance law in Scotland, also known as succession law or the law of succession This area of law says what happens to someone's property and

Roman Law in Scotland - Roman Law Resources

Roman law or modern manuals thereof These rarely consider the post-Justinianic developments of Roman doctrines The richness and complexity of the Roman heritage is thereby and therefore underestimated II The Period up to the Sixteenth Century There are not many traces of Roman law in the early material on Scots law

Enforcing Security in Scotland - Shepherd & Wedderburn

Enforcing Security in Scotland A Shepherd and Wedderburn guide wwwshepweddcom This note sets out the practical steps to be taken to enforce the most common forms of commercial security in Scotland and the effects of such enforcement Additional rules apply in the case of security granted by individuals or over residential property

The Law Commission and The Scottish Law Commission

14 In 1989 the Law Commission and the Scottish Law Commission issued consultation papers on the law relating to rights to goods in bulk⁴ These

dealt not only with the section 16 problem described above but also with a problem arising out of section 1 of the Bills of Lading Act 1855

Response to the Scottish Government's Family Law Review

Workshop SYP undertook with the Scottish Government's Family and Property Law Team at our 66th National Sitting in Stranraer, Dumfries and Galloway This was called, 'Family Matters - have your say!' Photo taken by Belinda Robertson of the workshop participants at the Sitting on 9th June 2018, Stranraer

Explanatory Notes to Land Registration etc. (Scotland) Act ...

Law Commission (the SLC) to review the law of land registration in Scotland The SLC issued three discussion papers The first was a Discussion Paper entitled Land Registration: Void and Voidable Titles (Scots Law Com DP No 125, 2004); the second was a Discussion Paper on Land Registration: Registration, Rectification and Indemnity

A handbook on family law relating to children in Scotland ...

Chapter 3 Scottish Public Child Law Orders and Procedure pages 26-52 the administration of a child's property or the application of any income arising from it, the ...

and The Scottish Law Commission - Amazon S3

12 The Law Commission and the Scottish Law Commission have undertaken this examination of the law of domicile as part of a systematic reform of the rules of private international law' Over the years the Commissions have become increasingly aware of the need to review the law of domicile and, rather than examine parts of that area