



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 4

LAND ATTACHMENT AND RESIDUAL ATTACHMENT

CHAPTER 2

ATTACHMENT OF LAND

Consequences of land attachment

86 Lease granted after registration of notice of land attachment

- (1) This section applies where—
 - (a) a notice of land attachment is registered;
 - (b) during the period of 28 days mentioned in section 81(3) of this Act—
 - (i) the debtor; or
 - (ii) a tenant of the debtor,grants a lease of land (or a part of it) specified in the notice; and
 - (c) a land attachment is, on the expiry of that period, created.
- (2) Subject to section 163(2) to (4) of this Act (restriction on reduction of leases granted in breach of inhibition), any such lease is reducible at the instance of the creditor.
- (3) In subsection (1)(b) above, “tenant” includes any subtenant of the tenant and “lease” includes a sublease.