



# Land Registration etc. (Scotland) Act 2012

## 2012 asp 5

### PART 7

#### KEEPER'S WARRANTY

##### *Claims under warranty*

#### 77 Claims under Keeper's warranty

- (1) The Keeper must pay compensation for loss incurred as a result of a breach of the Keeper's warranty.
- (2) Liability to pay such compensation arises only if and when the inaccuracy giving rise to the claim for compensation is rectified.
- (3) A claimant is not required to exhaust other remedies before making a claim to such compensation.
- (4) Payment by the Keeper under this section does not extinguish any rights which the claimant may have against another person in respect of the loss compensated.
- (5) But it is a condition of any such payment that the claimant assign any such rights to the Keeper.

#### Commencement Information

**II** S. 77 in force at 8.12.2014 by [S.S.I. 2014/127, art. 2](#)

**Changes to legislation:**

Land Registration etc. (Scotland) Act 2012, Section 77 is up to date with all changes known to be in force on or before 05 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 48A48B and cross-heading inserted by [2016 asp 18 s. 43\(2\)](#)
- s. 116(3)(ba)(bb) inserted by [2016 asp 18 s. 43\(3\)](#)