



Moveable Transactions (Scotland) Act 2023

2023 asp 3

PART 1

ASSIGNATION

CHAPTER 1

ASSIGNATION OF CLAIMS, PROTECTION OF DEBTORS AND RELATED MATTERS

Protection of debtors

PROSPECTIVE

13 Performance in good faith where claim assigned subject to condition

- (1) Subsection (2) applies where—
- (a) a claim in respect of which an assignation document is granted is subject to a condition which must be satisfied before the claim is transferred,
 - (b) the claim has not yet been transferred by virtue only of the condition not yet being satisfied, and
 - (c) the debtor, or any co-debtor, performs in good faith to the assignee.
- (2) The debtor, or (where there are two or more co-debtors) each of the co-debtors, is discharged from the claim to the extent of the performance.
- (3) Section 10(3) applies for the purposes of subsection (2) as it applies for the purposes of section 10(2).

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Moveable Transactions (Scotland) Act 2023, Section 13. (See end of Document for details)

Commencement Information

II S. 13 not in force at Royal Assent, see [s. 121\(2\)](#)

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Moveable Transactions (Scotland) Act 2023, Section 13.