



# Moveable Transactions (Scotland) Act 2023

2023 asp 3

## PART 1 **S**

### ASSIGNATION

## CHAPTER 1 **S**

### ASSIGNATION OF CLAIMS, PROTECTION OF DEBTORS AND RELATED MATTERS

#### *Protection of debtors*

PROSPECTIVE

### **13 Performance in good faith where claim assigned subject to condition **S****

- (1) Subsection (2) applies where—
- 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,
  - the claim has not yet been transferred by virtue only of the condition not yet being satisfied, and
  - 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).

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**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)

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#### **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.