



Trusts and Succession (Scotland) Act 2024

2024 asp 2

PART 1

TRUSTS

CHAPTER 1

APPOINTMENT, ASSUMPTION, RESIGNATION, REMOVAL AND DISCHARGE OF TRUSTEES

Appointment or assumption

PROSPECTIVE

- 4** **Operation of appointment or assumption as general conveyance of trust property**
- (1) The appointment under [section 1\(1\)\(a\)](#), or assumption under [section 3](#), of an additional trustee operates as a general conveyance of the trust property in favour, jointly, of the additional trustee and the existing trustees.
- (2) The appointment, under [section 1\(1\)\(b\)](#) or [2\(1\)](#), of a new trustee operates as a general conveyance of the trust property in favour of the new trustee.
- (3) The appointment of a trustee, on the application under [section 66](#) of an ex officio trustee, operates as a general conveyance of the trust property—
- (a) in favour, jointly, of the appointed trustee and the existing trustees (other than the applicant), or
 - (b) if there are no existing trustees (other than the applicant), in favour of the appointed trustee.
- (4) [This section](#) applies—
- (a) irrespective of when the trust was created, but
 - (b) only as respects an assumption which takes place, or an appointment which is made, after the section comes into force.

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Trusts and Succession (Scotland) Act 2024, Section 4. (See end of Document for details)

Commencement Information

II S. 4 not in force at Royal Assent, see **s. 88(3)**

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