



Commercial and Private Bank Act 1991

1991 CHAPTER xxii

16 Application to Scotland and Northern Ireland

- (1) This Act shall extend to Scotland and Northern Ireland.
- (2) In the application of this Act to Scotland the following provisions shall have effect:—
 - (a) In the construction of this Act—
 - “assignment” includes an assignment;
 - “bailee” includes a custodian or a holder on deposit or pledge and
 - “contract of bailment” includes any other contract regulating custody of things;
 - “debenture” includes a floating charge or any instrument containing a floating charge;
 - “freehold land” includes heritable property;
 - “judgment” includes a decree;
 - “judicial trustee” includes a judicial factor;
 - “mortgage” includes a standard security, an assignation or disposition ex facie absolute and any agreement qualifying the same, a bond and disposition or assignation in security, a cash credit bond and disposition or assignation in security, an assignation in security and any real right or burden of whatever kind in the nature of a security; and
 - “will” includes a trust disposition and settlement and any deed taking effect on the death of any person whereby any part of his estate is disposed of, or under which a succession thereto arises:
 - (b) All standard securities and cash credit bonds and dispositions or assignations in security expressed to be in favour of WPZ vested in CPB by virtue of this Act shall, on and from the appointed day, have the same effect in favour of CPB up to the maximum amounts stated therein respectively in all respects as if they had been originally granted in favour of CPB for such maximum amounts:
 - (c) To enable CPB to complete a title, if thought fit, to any property vested in it by virtue of this Act by notice of title or otherwise, or to deduce title, this Act shall be deemed to be, and may be used as, a general disposition, conveyance or, as the case may be, assignation of such property in favour of CPB:

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

- (d) For the reference in subsection (2) of section 9 (Evidence: books and documents) of this Act to section 10 of the Civil Evidence Act 1968 there shall be substituted reference to section 17 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1968.
- (3) In the application of this Act to Northern Ireland—
- (a) for the reference in subsection (2) of section 9 (Evidence: books and documents) of this Act to section 10 of the Civil Evidence Act 1968 there shall be substituted reference to section 6 of the Civil Evidence Act (Northern Ireland) 1971;
 - (b) the reference in subsection (2) of section 11 (Evidence of transfer and vesting) of this Act to the Stock Transfer Act 1963 shall include a reference to the Stock Transfer Act (Northern Ireland) 1963;
 - (c) for the reference in subsection (7) of section 11 (Evidence of transfer and vesting) of this Act to the Law of Property Act 1925 there shall be substituted reference to the Conveyancing Act 1881; and
 - (d) for paragraph (a) of section 12 (Transfer and vesting of interests in land) of this Act, there shall be substituted the following:—
 - “(a) constitute a purchase or creation of an estate for the purposes of section 10 (3) of the Business Tenancies Act (Northern Ireland) 1964;”.