

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Law of Property (Miscellaneous Provisions) Act 1989, SCHEDULE 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 1.

CONSEQUENTIAL AMENDMENTS RELATING TO DEEDS

The Law of Property Act 1925

1 The ^{M1}Law of Property Act 1925 shall be amended as follows.

Marginal Citations

M1 1925 c. 20.

2 In section 52(2)(e) for the words “not required by law to be under seal” there shall be substituted the words “ other than those falling within section 115 below ”.

3 In section 74(2) for the words “not under seal” there shall be substituted the words “ which is not a deed ”.

4 In section 80(1) for the words from “under” to “eighty-one” there shall be substituted the words “ made under seal after 31st December 1881 but before the coming into force of section 1 of the Law of Property (Miscellaneous Provisions) Act 1989 or executed as a deed in accordance with that section after its coming into force ”.

5 The following subsection shall be added at the end of section 81—

“(5) In its application to instruments made after the coming into force of section 1 of the Law of Property (Miscellaneous Provisions) Act 1989 subsection (1) above shall have effect as if for the words “under seal, and a bond or obligation under seal,” there were substituted the words “bond or obligation executed as a deed in accordance with section 1 of the Law of Property (Miscellaneous Provisions) Act 1989”.”

The Powers of Attorney Act 1971

6 In section 1 of the ^{M2}Powers of Attorney Act 1971—

(a) in subsection (1), for the words “signed and sealed by, or by direction and in the presence of,” there shall be substituted the words “ executed as a deed by ”; and

(b) subsection (2) shall cease to have effect.

Marginal Citations

M2 1971 c. 27.

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- 7 (1) The following words shall be substituted for the words from the beginning of subsection (1) of section 7 of that Act to the end of paragraph (a)—
- “7 (1) If the donee of a power of attorney is an individual, he may, if he thinks fit—
- (a) execute any instrument with his own signature, and”.
- (2) In subsection (2) of that section—
- (a) the words “or (4)” shall cease to have effect; and
- (b) for the words “those subsections” there shall be substituted the words “ that subsection ”.

The Solicitors Act 1974

- 8 In section 22(3)(b) of the ^{M3}Solicitors Act 1974 for the words “under seal” these shall be substituted the words “ intended to be executed as a deed ”.

Marginal Citations

M3 1974 c. 47.

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