
Changes to legislation: Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, Cross Heading: *The Intestates Widows and Children (Scotland) Act 1875 (c. 41)* is up to date with all changes known to be in force on or before 24 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

SCHEDULES

SCHEDULE 8

AMENDMENT OF ENACTMENTS

PART II

MISCELLANEOUS

The Intestates Widows and Children (Scotland) Act 1875 (c. 41)

- 24 (1) In section 3 of the Intestates Widows and Children (Scotland) Act 1875 (commissary clerk to prepare inventory etc for widow or children where deceased's estate small)—
- (a) for the word “oath” in the first place where it occurs there shall be substituted “ declaration ”; and
 - (b) for the words “shall take the oath of the applicant thereto” there shall be substituted “ on the inventory and declaration being signed by the applicant ”.
- (2) In Schedule A to that Act (form of inventory etc)—
- (a) for the word “oath” in both places where it occurs there shall be substituted “ declaration ”;
 - (b) for the words from “in presence of” to “depones” there shall be substituted “ *[name and address of applicant]* (hereinafter referred to “the applicant”) hereby declares ”;
 - (c) for the words “deponent” wherever it occurs and “deponent's” there shall be substituted respectively “ applicant ” and “ applicant's ”; and
 - (d) the words from “All which” to the end shall cease to have effect.
- (3) In Schedule B to that Act (form of confirmation)—
- (a) for the word “oath” in both places where it occurs there shall be substituted “ declaration ”; and
 - (b) for the word “deponed” there shall be substituted “ declared ”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 21A(1)(c) words substituted by [2007 asp 5 Sch. 5 para. 3\(7\)\(a\)\(iii\)](#)
- s. 33(6) inserted by [2007 asp 5 Sch. 5 para. 3\(11\)](#)