

SCHEDULES

SCHEDULE 3

MINOR AND CONSEQUENTIAL AMENDMENTS

The Settled Land Act 1925 (c. 18)

- 2 (1) The Settled Land Act 1925 is amended as follows.
- (2) In section 1(1)(ii)(c), after the word “fee” insert “(other than a fee which is a fee simple absolute by virtue of section 7 of the Law of Property Act 1925)”.
- (3) In section 3, for the words “not held upon trust for sale which has been subject to a settlement” substitute “which has been subject to a settlement which is a settlement for the purposes of this Act”.
- (4) In section 7(5), for the words “trustee for sale” substitute “trustee of land”.
- (5) In section 12(1), for the words “trustee for sale” substitute “trustee of land”.
- (6) In section 17—
 - (a) in subsection (1)—
 - (i) for the words “trust for sale”, in the first three places, substitute “trust of land”, and
 - (ii) for the words “held on trust for sale” substitute “subject to a trust of land”,
 - (b) in subsection (2)(c), for the words “a conveyance on trust for sale” substitute “land”, and
 - (c) in subsection (3), for the words “any trust for sale” substitute “a trust of land”.
- (7) In section 18(2)(b), for the words “trustee for sale” substitute “trustee of land”.
- (8) In section 20(1)(viii), for the words “an immediate binding trust for sale” substitute “a trust of land”.
- (9) In section 30(1)—
 - (a) in paragraph (iii), for the words “power of or upon trust for sale of” substitute “a power or duty to sell”, and
 - (b) in paragraph (iv)—
 - (i) for the words “future power of sale, or under a future trust for sale of” substitute “a future power or duty to sell”, and
 - (ii) for the words “or trust” substitute “or duty”.
- (10) In section 33(1), for the words “any power of sale, or trust for sale” substitute “a power or duty to sell”.
- (11) In section 36—

Status: This is the original version (as it was originally enacted).

- (a) for the words—
 - (i) “upon the statutory trusts” in subsection (2), and
 - (ii) “on the statutory trusts” in subsection (3),substitute “in trust for the persons interested in the land”,
 - (b) in subsection (4), for the words “trust for sale” substitute “trust of land”,
 - (c) for subsection (6) substitute—
 - “(6) In subsections (2) and (3) of this section references to the persons interested in the land include persons interested as trustees or personal representatives (as well as persons beneficially interested).”, and
 - (d) in accordance with the amendments made by paragraphs (a) to (c), in the sidenote, for the words “trust for sale of the land” substitute “trust of land”.
- (12) In section 110(5), for the words “trustee for sale” substitute “trustee of land”.
- (13) In section 117(1)—
- (a) in paragraph (ix), for the words “not being” substitute “, but does not (except in the phrase “trust of land”) include”, and
 - (b) in paragraph (xxx), for the words ““trustees for sale” and “power to postpone a sale” have the same meanings” substitute “has the same meaning”.