



Partnership Act 1890

1890 CHAPTER 39 53 and 54 Vict

Nature of Partnership

4 **Meaning of firm.**

- (1) Persons who have entered into partnership with one another are for the purposes of this Act called collectively a firm, and the name under which their business is carried on is called the firm-name.
- (2) In Scotland a firm is a legal person distinct from the partners of whom it is composed, but an individual partner may be charged on a decree or diligence directed against the firm, and on payment of the debts is entitled to relief *pro ratâ* from the firm and its other members.

Modifications etc. (not altering text)

- C1 S. 4(2) excluded by [Agricultural Holdings \(Amendment\) \(Scotland\) Act 1983](#) (c. 46, SIF 2:3), s. 1(3), [Sch. 1 para. 3\(b\)](#) and by [Capital Transfer Tax Act 1984](#) (c. 51, SIF 65), [s.119\(2\)](#)
- C2 S. 4(2) excluded (S.) (25.9.1991) by [Agricultural Holdings \(Scotland\) Act 1991](#) (c. 55, SIF 2:3), ss. 25(5), 89(2), [Sch. 2 Pt. III](#), para. 3(b) (with s. 45(3), [Sch. 12 para. 3](#))

Status:

Point in time view as at 06/04/2017. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Partnership Act 1890, Section 4.