STATUTORY INSTRUMENTS

1981 No. 805 (S.82)

SUCCESSION, SCOTLAND

The Interest on Prior Rights (Scotland) Order 1981

Made - - - -	*29th May* 1981
Laid before Parliament	*16th June* 1981
Coming into Operation	*1st August* 1981

In exercise of the powers conferred on me by sections 9 and 9A of the Succession (Scotland) Act 1964 (**a**), and of all other powers enabling me in that behalf, I hereby make the following order:—

1.—(1) This order may be cited as the Interest on Prior Rights (Scotland) Order 1981 and shall come into operation on 1st August 1981.

(2) This order shall extend to Scotland only.

2. For the purposes of section 9(1) of the Succession (Scotland) Act 1964 there is hereby fixed the rate of interest of 7 per cent. per annum.

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St Andrew's House,
Edinburgh.
29th May 1981.

(**a**) 1964 c.41; section 9 was amended by the Law Reform (Miscellaneous Provisions) (Scotland) Act 1968 (c.70), section 3 and Schedule 1, paragraph 2, and by the Succession (Scotland) Act 1973 (c.25), section 1(1); section 9 was also amended by, and section 9A was inserted by, the Law Reform (Miscellaneous Provisions) (Scotland) Act 1980 (c.55), section 4.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Where a person dies intestate leaving a spouse, the surviving spouse is entitled, by virtue of Section 9 of the Succession (Scotland) Act 1964, to receive a sum of money out of the intestate estate. The surviving spouse is also entitled to receive interest on such sum from the date of the intestate's death until the date of payment. At present this interest is payable at a rate of 4 per cent. per annum.

This Order increases the rate of interest mentioned above to 7 per cent. per annum.

This Order takes effect only in relation to the estate of any person dying after the coming into force of the Order, in accordance with Section 9A of the Succession (Scotland) Act 1964.

SI 1981/805
ISBN 0-11-016805-4

