



SHEPHERD+ WEDDERBURN



NEW SCOTTISH DOCUMENT EXECUTION

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From 1 July 2015

Counterpart execution possible

- no counterpart clause required
- each effective on delivery
- each can be held undelivered
- “Nominated Person” can take delivery
- document = all counterparts
or
1 + all signature pages

Electronic delivery confirmed

- counterparts or other documents
- signed page + document ID ok for delivery
- BUT document = what printed and signed

So a bit like England... but here are a few of the Scottish execution specialities remaining:

- first signature still with last clause
- still sign plans & other land-related annexures
- still multiple signing dates – single delivery date possible
- “English” escrow now ok but must use counterpart
- contract out of “Nominated Person” preservation duties

This note isn't legal advice.

Please contact hamish.patrick@shepwedd.co.uk or your usual contact if you would like to discuss it.
