



**THE LAW SOCIETY OF SCOTLAND
EXAMINATIONS**

CONVEYANCING

Monday 7 MAY 2007

**1330 – 1630
(Three Hours)**

**Candidates should answer FOUR questions, TWO from PART
A and TWO from PART B.
All sections of a question must be answered.**

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Candidates should answer SIX questions.

1. The neighbour of your client intends to build an extension to his house. There is a real burden in the title deeds prohibiting alterations. Can your client prevent the development?
2. Explain how a deed is validly executed by (a) partnerships based in Scotland and (b) LLPs registered in Scotland. What requirements are there for such a deed to be presumed to be validly executed?
3. To what extent are the terms in a lease enforceable against a successor of the original landlord?
4. What are the requirements for the enforcement of a standard security?
5. In what circumstances can the Land Register be rectified?
6. Outline examples of the doctrine of personal bar (acquiescence) in conveyancing.
7. What are the main rules of negative prescription which are relevant to a conveyancer?
8. Your clients own a top floor flat in a tenement of six flats. There are two flats on each floor. The title deeds make no provision for ownership of the parts of the building, nor are there any real burdens. Your clients wish to (a) repair a hole in the roof caused by a recent storm; (b) install an entry phone system and (c) add a dormer window. Advise them.