



FACULTY OF ADVOCATES

Response by the Faculty of Advocates

to

**The proposed repeal of section 1 of the Married Women's Policies of Assurance
(Scotland) Act 1880**

The Faculty of Advocates welcomes the opportunity to comment on the proposed repeal of section 1 of the Married Women's Policies of Assurance (Scotland) Act 1880.

We have no difficulty with the repeal of section 1, which appears to be an outdated provision.

We have experienced some difficulty in identifying conclusively the terms of section 2 of the 1880 Act as amended by The Married Women's Policies of Assurance (Scotland) Act 1980. We take it that the current terms of section 2 are as they appear in *Clive on Husband and Wife* at page 249. There appears to be some confusion in the version to be found in *Westlaw*. We assume however that there is no proposal to repeal section 2 and that we are not being asked to comment on it. If we are wrong about that, please let us know as soon as possible and we will provide a response.

January 2015