

ENACTMENT CLAUSES

2. That whenever any of the conditions, requirements, provisions, or contents of any section or chapter of Title 64.1 or any other title of the Code of Virginia as such titles existed prior to October 1, 2012, are transferred in the same or modified form to a new section or chapter of Title 64.2 or any other title of the Code of Virginia and whenever any such former section or chapter is given a new number in Title 64.2 or any other title, all references to any such former section or chapter of Title 64.1 or other title appearing in this Code shall be construed to apply to the new or renumbered section or chapter containing such conditions, requirements, provisions, contents, or portions thereof.
3. That the regulations of any department or agency affected by the revision of Title 64.1 or such other titles in effect on the effective date of this act shall continue in effect to the extent that they are not in conflict with this act and shall be deemed to be regulations adopted under this act.
4. That the provisions of § 30-152 of the Code of Virginia shall apply to the revision of Title 64.2 so as to give effect to other laws enacted by the 2012 Session of the General Assembly, notwithstanding the delay in the effective date of this act.
5. That the repeal of Title 64.1, effective as of October 1, 2012, shall not affect any act or offense done or committed, or any penalty incurred, or any right established, accrued, or accruing on or before such date, or any proceeding, prosecution, suit, or action pending on that day. Except as otherwise provided in this act, neither the repeal of Title 64.1 nor the enactment of Title 64.2 shall apply to offenses committed prior to October 1, 2012, and prosecution for such offenses shall be governed by the prior law, which is continued in effect for that purpose. For the purpose of this enactment, an offense was committed prior to October 1, 2012, if any of the essential elements of the offense occurred prior thereto.
6. That any notice given, recognizance taken, or process or writ issued before October 1, 2012, shall be valid although given, taken, or to be returned to a day after such date, in like manner as if Title 64.2 had been effective before the same was given, taken, or issued.
7. That if any clause, sentence, paragraph, subdivision, or section of Title 64.2 shall be adjudged in any court of competent jurisdiction to be invalid, the judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or section thereof directly involved in the controversy in which the judgment shall have been rendered, and to this end the provisions of Title 64.2 are declared severable.
8. That the provisions of former § 64.1-55, which provide that holographic wills admitted to probate in the Commonwealth prior to March 20, 1922, where the handwriting was proved by one disinterested witness instead of two disinterested witnesses are validated and

are as binding and effectual as if proved by two witnesses shall continue to apply, and shall apply only, to such holographic wills.

9. That the provisions of former § 26-57, which provide that the actions of substitute trustees who have been appointed without sufficient notice or any notice to any interested party done prior to July 27, 1942, are validated and effectual as if notice was given shall continue to apply, and shall apply only, to the actions of such substitute trustees.

10. That the repeal of Title 64.1, effective as of October 1, 2012, shall not affect the validity, enforceability, or legality of any will, trust instrument, power of attorney, or other instrument or of any fiduciary relationship, or any right established or accrued under such instrument or by such relationship, that existed prior to such repeal.

11. That Titles 26 (§§ 26-1 through 26-116), 31 (§§ 31-1 through 31-59), and 64.1 (§§ 64.1-01 through 64.1-206.8), Chapters 10 (§§ 37.2-1000 through 37.2-1030) and 10.1 (§§ 37.2-1031 through 37.2-1052) of Title 37.2, Chapters 2.1 (§§ 55-34.1 through 55-34.19), 15.1 (§§ 55-277.1 through 55-277.33), 16 (§§ 55-278 through 55-286.2), 22 (§§ 55-401 through 55-415), and 31 (§§ 55-541.01 through 55-551.06) of Title 55, and Article 1.2 (§§ 55-268.11 through 55-268.20) of Chapter 15 of Title 55 of the Code of Virginia are repealed.

12. That the provisions of this act shall become effective on October 1, 2012.