DISCLAIMER

The South Carolina Legislative Council is offering access to the unannotated South Carolina Code of Laws on the Internet as a service to the public. The unannotated South Carolina Code on the General Assembly's website is now current through the 2014 session. The unannotated South Carolina Code, consisting only of Code text, numbering, and history may be copied from this website at the reader's expense and effort without need for permission.

The Legislative Council is unable to assist users of this service with legal questions. Also, legislative staff cannot respond to requests for legal advice or the application of the law to specific facts. Therefore, to understand and protect your legal rights, you should consult your own private lawyer regarding all legal questions.

While every effort was made to ensure the accuracy and completeness of the unannotated South Carolina Code available on the South Carolina General Assembly's website, the unannotated South Carolina Code is not official, and the state agencies preparing this website and the General Assembly are not responsible for any errors or omissions which may occur in these files. Only the current published volumes of the South Carolina Code of Laws Annotated and any pertinent acts and joint resolutions contain the official version.

Please note that the Legislative Council is not able to respond to individual inquiries regarding research or the features, format, or use of this website. However, you may notify the Legislative Services Agency at LSA@scstatehouse.gov regarding any apparent errors or omissions in content of Code sections on this website, in which case LSA will relay the information to appropriate staff members of the South Carolina Legislative Council for investigation.

CHAPTER 3

Statute of Frauds

**SECTION 32‑3‑10.** Agreements required to be in writing and signed.

 No action shall be brought whereby:

 (1) To charge any executor or administrator upon any special promise to answer damages out of his own estate;

 (2) To charge the defendant upon any special promise to answer for the debt, default or miscarriage of another person;

 (3) To charge any person upon any agreement made upon consideration of marriage;

 (4) To charge any person upon any contract or sale of lands, tenements or hereditaments or any interest in or concerning them; or

 (5) To charge any person upon any agreement that is not to be performed within the space of one year from the making thereof;

 Unless the agreement upon which such action shall be brought or some memorandum or note thereof shall be in writing and signed by the party to be charged therewith or some person thereunto by him lawfully authorized.

HISTORY: 1962 Code Section 11‑101; 1952 Code Section 11‑101; 1942 Code Section 7044; 1932 Code Section 7044; Civ. C. ‘22 Section 5516; Civ. C. ‘12 Section 3737; Civ. C. ‘02 Section 2652; G. S. 2019; R. S. 2151; 1712 (2) 545.

**SECTION 32‑3‑20.** Action on representation as to character will lie only where representation is in writing and signed.

 No action shall be brought whereby to charge any person upon or by reason of any representation or assurance made or given concerning or relating to the character, conduct, credit, ability, trade or dealings of any person to the intent or purpose that such other person may obtain credit, money or goods thereon unless such representation or assurance be made in writing, signed by the party to be charged therewith or by some person thereunto by him legally authorized.

HISTORY: 1962 Code Section 11‑102; 1952 Code Section 11‑102; 1942 Code Section 7049; 1932 Code Section 7049; Civ. C. ‘22 Section 5521; Civ. C. ‘12 Section 3742; Civ. C. ‘02 Section 2657; G. S. 2024; R. S. 2156.