Abolition of Feudal Tenure etc. (Scotland) Act 2000

2000 asp 5

PART 6

MISCELLANEOUS

The Crown, the Lord Lyon and Barony

60   Preserved right of Crown to maritime burdens

(1) Where, immediately before the appointed day, the Crown has the right as superior to enforce a real burden against part of the sea bed or part of the foreshore, then, on and after that day, the Crown shall—

   (a)   subject to any counter-obligation, have title to enforce; and

   (b)   be presumed to have an interest to enforce,

the burden; and any burden as respects which the Crown has such title and interest shall, on and after the appointed day, be known as a "maritime burden".

(2) **F1**. . . . .

(3) For the purposes of this section—

   "sea bed" means the bed of the territorial sea adjacent to Scotland; and
   "territorial sea" includes any tidal waters.

(4) In this section, "real burden" has the same meaning as in Part 4 of this Act.

Textual Amendments

   F1   S. 60(2) repealed (4.4.2003) by Title Conditions (Scotland) Act 2003 (asp 9), ss. 128(2), 129(5)(b)(c), **sch. 15** (with ss. 119, 121)

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Changes to legislation:
Abolition of Feudal Tenure etc. (Scotland) Act 2000, Section 60 is up to date with all changes known to be in force on or before 25 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:
Whole provisions yet to be inserted into this Act (including any effects on those provisions):

–   s. 18C(1) words repealed by 2004 asp 7 sch. 2
–   s. 18C(3) words repealed by 2004 asp 7 sch. 2