

*These notes relate to the Title Conditions (Scotland) Act  
2003 (asp 9) which received Royal Assent on 3 April 2003*

# **TITLE CONDITIONS (SCOTLAND) ACT 2003**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 3 Conservation and Other Personal Real Burdens**

##### ***Section 47: Interest to enforce***

215. A real burden may be enforced only by a person who has both title and interest to do so (section 8(1)). *Section 47* provides that such interest is presumed in the case of personal real burdens.