



Title Conditions (Scotland) Act 2003

2003 asp 9

PART 1

REAL BURDENS: GENERAL

Meaning and creation

6 Further provision as respects creation

- (1) A real burden is created by registering against the land which is to be the burdened property a deed which—
 - (a) is granted by or on behalf of the owner of that land; and
 - (b) imports the terms of the prospective burden.
- (2) “Imports” in subsection (1)(b) above means imports into itself from a deed of conditions; and importation in, or as near as may be in, the form set out in schedule 1 to this Act shall suffice in that regard.
- (3) A right of ownership held pro indiviso shall not in itself constitute a property against which a deed such as is mentioned in subsection (1) above can be duly registered.
- (4) This section is without prejudice to section 4 of this Act.