



# Title Conditions (Scotland) Act 2003

## 2003 asp 9

### PART 1

#### REAL BURDENS: GENERAL

##### *Duration, enforceability and liability*

#### **9 Persons against whom burdens are enforceable**

- (1) An affirmative burden is enforceable against the owner of the burdened property.
- (2) A negative burden or an ancillary burden is enforceable against—
  - (a) the owner, or tenant, of the burdened property; or
  - (b) any other person having the use of that property.