



Title Conditions (Scotland) Act 2003

2003 asp 9

PART 7

SERVITUDES

Positive servitudes

- 76 Disapplication of requirement that positive servitude created in writing be of a known type**
- (1) Any rule of law that requires that a positive servitude be of a type known to the law shall not apply in relation to any servitude created in accordance with section 75(1) of this Act.
 - (2) Nothing in subsection (1) above permits the creation of a servitude that is repugnant with ownership.