



Tenements (Scotland) Act 2004

2004 asp 11

Boundaries and pertinents

1 Determination of boundaries and pertinents

- (1) Except in so far as any different boundaries or pertinents are constituted by virtue of the title to the tenement, or any enactment, the boundaries and pertinents of sectors of a tenement shall be determined in accordance with sections 2 and 3 of this Act.
- (2) In this Act, “title to the tenement” means—
- (a) any conveyance, or reservation, of property which affects—
 - (i) the tenement; or
 - (ii) any sector in the tenement; and
 - (b) where ^{F1}...—
 - (i) the tenement; or
 - (ii) any sector in the tenement,has been registered in the Land Register of Scotland, the [^{F2}relevant title sheet].

Textual Amendments

- F1** Words in s. 1(2)(b) repealed (8.12.2014) by [Land Registration etc. \(Scotland\) Act 2012 \(asp 5\)](#), ss. 122, 123, [sch. 5 para. 46\(2\)\(a\)](#) (with s. 121, sch. 4 paras. 13, 16); S.S.I. 2014/127, art. 2
- F2** Words in s. 1(2)(b) substituted (8.12.2014) by [Land Registration etc. \(Scotland\) Act 2012 \(asp 5\)](#), ss. 122, 123, [sch. 5 para. 46\(2\)\(b\)](#) (with s. 121, sch. 4 paras. 13, 16); S.S.I. 2014/127, art. 2

Commencement Information

- I1** S. 1 in force at 28.11.2004 by [S.S.I. 2004/487](#), [art. 2\(1\)\(a\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Tenements (Scotland) Act 2004, Section 1.