

---

**Changes to legislation:** Abolition of Feudal Tenure etc. (Scotland) Act 2000, Cross Heading: Notes for completion of the notice is up to date with all changes known to be in force on or before 29 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

---

SCHEDULE 7  
FORM OF NOTICE INTIMATING APPLICATION  
TO LANDS TRIBUNAL UNDER SECTION 20(1)

*Notes for completion of the notice*

*(These notes have no legal effect)*

- 1           Insert name and address of superior.
- 2           Describe the land in a way that is sufficient to enable the Keeper to identify it by reference to the Ordnance Map. Where the title to the land has been registered in the Land Register the description should refer to the relevant title number of the land or of the larger subjects of which the land forms part. Otherwise it should normally refer to and identify a deed recorded in a specified division of the Register of Sasines.
- 3           Specify by reference to the Register the deed or deeds in which the real burden or counter-obligation was imposed. Set out the real burden or counter-obligation in full or so as sufficiently to identify it.
- 4           The superiority referred to in the box “Title to the superiority” is the superiority of land which comprises the prospective servient tenement.

Where the title—

- (a) has been registered in the Land Register and the applicant is infeft, specify the title number or if he is uninfeft specify the title number and set out the midcouples or links between the person last infeft and the applicant in such terms as are sufficient to identify them;
  - (b) has not been registered in the Land Register and the applicant is infeft, specify by reference to the Register the deed constituting the title or if he is uninfeft specify the deed constituting the title of the person last infeft and the date of recording and set out the midcouples or links as in paragraph (a).
- 5           Set out in full the description which was, in pursuance of section 20(2) of the Abolition of Feudal Tenure etc. (Scotland) Act 2000, included in the application.
  - 6           Insert either: “The applicant has sent a copy of this notice by [*specify recorded delivery mail or registered post*] to the owner of the prospective servient tenement at [*specify the address of the prospective servient tenement, or the place of residence or place of business, or the most recently known place of residence or place of business, of the owner of the servient tenement*].” or “It has not been reasonably practicable to serve a copy of this notice on the owner of the prospective servient tenement for the following reasons: [*specify the reasons*].”.
  - 7           The superior should not swear or affirm, or sign, until a copy of the notice has been sent (or otherwise) as mentioned in note 6. Before signing the superior should swear or affirm before a notary public (or, if the notice is being completed outwith Scotland, before a person duly authorised under the local law to administer oaths or receive affirmations) that, to the best of the superior’s knowledge and belief, all the information contained in the notice is true. The notary public should also sign. Swearing or affirming a statement which is known to be false or which is believed not to be true is a criminal offence under the False Oaths (Scotland) Act 1933. Normally the superior should swear or affirm, and sign, personally. If, however, the superior is legally disabled or incapable (for example, because of mental disorder) his legal representative should swear or affirm and sign. If the superior is not an

---

**Changes to legislation:** *Abolition of Feudal Tenure etc. (Scotland) Act 2000, Cross Heading: Notes for completion of the notice is up to date with all changes known to be in force on or before 29 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)*

---

individual (for example, if it is a company) a person entitled by law to sign formal documents on its behalf should swear or affirm and sign.

**Changes to legislation:**

Abolition of Feudal Tenure etc. (Scotland) Act 2000, Cross Heading: Notes for completion of the notice is up to date with all changes known to be in force on or before 29 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 18C(1) words repealed by [2004 asp 7 sch. 2](#)
- s. 18C(3) words repealed by [2004 asp 7 sch. 2](#)