



Abolition of Feudal Tenure etc. (Scotland) Act 2000

2000 asp 5

PART 4

REAL BURDENS

Miscellaneous

41 Notices: pre-registration requirements etc

- (1) This section applies in relation to any notice which is to be submitted for registration under this Act.
- (2) It shall not be necessary to endorse on the notice a warrant of registration.
- (3) Except where it is not reasonably practicable to do so, a superior shall, before he executes the notice, send by post to the person who has the estate of *dominium utile* of the land to which the burden relates (addressed to “The Proprietor” where the name of that person is not known) a copy of—
 - (a) the notice; and
 - (b) the explanatory note set out in whichever schedule to this Act relates to the notice.
- (4) A superior shall, in the notice, state either—
 - (a) that a copy of the notice has been sent in accordance with subsection (3) above; or
 - (b) that it was not reasonably practicable for such a copy to be sent.