

# Title Conditions (Scotland) Act 2003

## 2003 asp 9

### PART 3

#### CONSERVATION AND OTHER PERSONAL REAL BURDENS

##### *Maritime burdens*

#### **44 Maritime burdens**

- (1) On and after the day on which this section comes into force, it shall be competent to create a real burden over the sea bed or foreshore in favour of the Crown for the benefit of the public; and any such burden shall be known as a “maritime burden”.
- (2) The right of the Crown to a maritime burden may not be assigned or otherwise transferred.
- (3) For the purposes of this section—
  - (a) “sea bed” means the bed of the territorial sea adjacent to Scotland; and
  - (b) “territorial sea” includes any tidal waters.