



# Title Conditions (Scotland) Act 2003

## 2003 asp 9

### PART 7

#### SERVITUDES

##### *Positive servitudes*

#### **77 Positive servitude of leading pipes etc. over or under land**

- (1) A right to lead a pipe, cable, wire or other such enclosed unit over or under land for any purpose may be constituted as a positive servitude.
- (2) It shall be deemed always to have been competent to constitute a right such as is mentioned in subsection (1) above as a servitude.