



Land Registration etc. (Scotland) Act 2012

2012 asp 5

PART 2

REGISTRATION

Prescriptive claimants etc.

44 Provisional entries on title sheet

- (1) Where the Keeper accepts an application under section 21 by virtue of section 43(1) or (5), the Keeper is to mark any resulting entry in the title sheet as provisional.
- (2) The Keeper is to remove the provisional marking from an entry if and when the real right to which the entry relates becomes, under section 1 of the Prescription and Limitation (Scotland) Act 1973 (c.52) (validity of right), exempt from challenge.
- (3) While an entry remains provisional—
 - (a) it does not affect any right held by any person in the land to which the entry relates, and
 - (b) rights set out in the register are not to be altered or deleted by virtue only of the entry.

Commencement Information

II S. 44 in force at 8.12.2014 by [S.S.I. 2014/127](#), art. 2

Changes to legislation:

Land Registration etc. (Scotland) Act 2012, Section 44 is up to date with all changes known to be in force on or before 22 April 2024. 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. 48A48B and cross-heading inserted by [2016 asp 18 s. 43\(2\)](#)
- s. 116(3)(ba)(bb) inserted by [2016 asp 18 s. 43\(3\)](#)