



Animals and Wildlife (Penalties, Protections and Powers) (Scotland) Act 2020 2020 asp 14

CHAPTER 1

ANIMAL WELFARE, ANIMAL HEALTH AND WILDLIFE: OFFENCES AND PENALTIES

Wildlife offences: penalties

9 Conservation (Natural Habitats, etc.) Regulations 1994: penalties for offences

- (1) The Conservation (Natural Habitats, etc.) Regulations 1994 (SI 1994/2716) are amended as follows.
- (2) In regulation 39 (protection of certain wild animals), for paragraph (12) substitute—
 - “(12) A person guilty of an offence under this regulation is liable—
 - (a) on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding £40,000 (or both),
 - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine (or both).”
- (3) In regulation 41 (prohibition of certain methods of taking or killing wild animals), for paragraph (6) substitute—
 - “(6) A person guilty of an offence under this regulation is liable—
 - (a) on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding £40,000 (or both),
 - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine (or both).”
- (4) In regulation 102 (proceedings for offences: venue, time limits), in paragraph (2), after first “offence” insert “ (other than for an offence under regulation 39 or 41) ”.

Changes to legislation: *There are currently no known outstanding effects for the Animals and Wildlife (Penalties, Protections and Powers) (Scotland) Act 2020, Section 9. (See end of Document for details)*

Commencement Information

II [S. 9](#) in force at 30.11.2020 by [S.S.I. 2020/379](#), [reg. 2\(1\)](#), [sch.](#) (with [reg. 3](#))

Changes to legislation:

There are currently no known outstanding effects for the *Animals and Wildlife (Penalties, Protections and Powers) (Scotland) Act 2020*, Section 9.