



# Game (Scotland) Act 1772 (repealed)

1772 CHAPTER 54 13 Geo 3

## 3 Persons not qualified having game in custody. First Offence. Subsequent Offence.

And every person whatsoever, not qualified to kill game in Scotland, who shall have in his or her custody, or carry at any time of the year, upon any pretence whatsoever, any hares, partridges, pheasants, muir fowl, tarmagans, heath fowl, snipes . . . <sup>F1</sup> without the leave or order of a person qualified to kill game in Scotland, for carrying such hares or other game, or for having the same in his or her custody, shall, for the first offences forfeit and pay [<sup>F2</sup>level 1 on the standard scale]; and for the second and every other subsequent offence [<sup>F2</sup>level 1 on the standard scale]; and in case of not paying the sum decreed within the space of ten days after conviction by a final judgement, shall suffer imprisonment for six weeks for the first offence, and for three months for the second and every other subsequent offence.

### Textual Amendments

- F1** Words repealed by [Protection of Birds Act 1954 \(c. 30\), Sch. 6](#)
- F2** Words “the sum of twenty shillings” and “the sum of forty shillings” substituted (S.) by virtue of [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\), ss. 289E–289G, 457A](#)

### Modifications etc. (not altering text)

- C1** [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\), s.289E](#) (in relation to liability on first and subsequent convictions), applies (S.)

### Textual Amendments applied to the whole legislation

- F1** Words repealed by [Statute Law Revision Act 1948 \(c. 62\), s. 4\(b\)](#)
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**Status:**

Point in time view as at 01/02/1991. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the *Game (Scotland) Act 1772 (repealed)*, Section 3.