

## **EXPLANATORY NOTES**

### **ANIMAL HEALTH AND WELFARE (SCOTLAND) ACT 2006**

#### **INTRODUCTION**

#### **BACKGROUND**

#### **THE ACT – AN OVERVIEW**

#### **COMMENTARY ON SECTIONS**

##### **PART 1 – ANIMAL HEALTH**

Section 1 – Slaughter for preventing spread of disease

Section 2 – Slaughter of treated animals

Section 3 – Disease control (slaughter) statement

Section 4 – Biosecurity codes

Section 5 – Tests and samples

Section 6 – Animal gatherings

Section 7 – Treatment

Section 8 – Seizure of carcasses etc.

Section 9 – Specified diseases

Section 10 – Deliberate infection of animals

Section 11 – Livestock genotypes: specification, breeding and slaughter

Section 12 – Powers of entry etc.

Section 13 – Inspection of vehicles

Section 14 – Penalties and time limits

Section 15 – Electronic communication

##### **PART 2 – ANIMAL WELFARE**

Section 16 – Animals to which this Part applies

Section 17 – Protected animals

- Section 18 – Responsibility for animals
- Section 19 – Unnecessary suffering
- Section 20 – Mutilation
- Section 21 – Cruel operations
- Section 22 – Administration of poisons etc.
- Section 23 – Animal fights
- Section 24 – Ensuring welfare of animals
- Section 25 – Care notices
- Section 26 – Provision for securing welfare
- Section 27 – Licensing etc. of activities involving animals
- Section 28 – Prohibition on keeping certain animals
- Section 29 – Abandonment
- Section 30 – Sale of animals to children
- Section 31 – Offering animals as prizes
- Section 32 – Taking possession of animals
- Section 33 – Release orders where animals taken
- Section 34 – Disposal orders where animals taken
- Section 35 – Resort to destruction of animals
- Section 36 – Animal welfare bodies
- Section 37 – Animal welfare codes
- Section 38 – Animal welfare guidance
- Section 39 – Deprivation orders
- Section 40 – Disqualification orders
- Section 41 – Seizure orders where disqualification breached
- Section 42 – Termination or variation of disqualification
- Section 43 – Appeals against orders
- Section 44 – Proceedings for animal fighting offences
- Section 45 – Offences by bodies corporate etc.
- Section 46 – Penalties for offences

*These notes relate to the Animal Health and Welfare (Scotland) Act 2006 (asp 11)*

Section 47 – Exclusions

Section 48 – Suffering

Section 49 – Vets, inspectors and constables.

Section 50 – Premises

Section 51 – Regulations

### **PART 3 – GENERAL**

Section 52 – Modification of enactments

Section 53 – Ancillary provision

Section 54 – Crown application

Section 55 – Commencement and short title

### **SCHEDULES**

Schedule 1 – Powers of inspectors and constables for Part 2

Schedule 2 – Modification of enactments

### **PARLIAMENTARY HISTORY**