



Animal Health and Welfare (Scotland) Act 2006 2006 asp 11

PART 2

ANIMAL WELFARE

Prevention of harm

20 Mutilation

- (1) A person commits an offence if the person—
 - (a) carries out a prohibited procedure on a protected animal, or
 - (b) causes a prohibited procedure to be carried out on a protected animal.
- (2) A person (“person A”) who is responsible for an animal commits an offence if—
 - (a) another person carries out a prohibited procedure on the animal, and
 - (b) person A—
 - (i) permits that to happen, or
 - (ii) fails to take such steps (whether by way of supervising the other person or otherwise) as are reasonable in the circumstances to prevent that happening.
- (3) A person commits an offence if the person takes a protected animal, or causes a protected animal to be taken, from a place in Scotland for the purpose of having a prohibited procedure carried out on the animal at a place outwith Scotland.
- (4) In this section, references to the carrying out of a prohibited procedure on an animal are to the carrying out of a procedure which involves interference with the sensitive tissues or bone structure of the animal.
- (5) This section does not apply—
 - (a) in relation to a procedure which is carried out for the purpose of medical treatment of an animal,
 - (b) in relation to a procedure which is carried out—
 - (i) for a purpose which,

Status: This is the original version (as it was originally enacted).

- (ii) in such manner as, and
 - (iii) in accordance with such conditions as,the Scottish Ministers may by regulations specify, or
 - (c) in such circumstances as the Scottish Ministers may by regulations specify.
- (6) Before making regulations under subsection (5), the Scottish Ministers must consult—
- (a) such persons appearing to them to represent relevant interests, and
 - (b) such other persons,
- as they consider appropriate.