These notes relate to the Animals and Wildlife (Penalties, Protections and Powers) (Scotland) Act 2020 (asp 14)

# **EXPLANATORY NOTES**

## ANIMALS AND WILDLIFE (PENALTIES, PROTECTIONS AND POWERS) (SCOTLAND) ACT 2020

## **INTRODUCTION**

## THE ACT

## **COMMENTARY ON SECTIONS**

## Chapter 1 - Animal welfare, animal health and wildlife: offences and penalties

## Animal welfare offences: penalties

Section 1 – Prevention of harm to animals: penalties for offences

Section 2 - Fixed penalty notices for certain animal welfare offences

#### Protecting police dogs etc. from unnecessary suffering

Section 3 – Harming a service animal

## Animal welfare offences: disqualification orders

Section 4 – Disqualification orders

Section 5 – Disqualification orders: further provision

#### Animal health offences: penalties

Section 6 - Fixed penalty notices for offences relating to animal health

## Wildlife offences: penalties

Section 7 - Wildlife and Countryside Act 1981: penalties for offences

Section 8 - Protection of Badgers Act 1992: penalties for offences

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

Section 10 – Deer (Scotland) Act 1996: penalties for offences

Section 11 - Wild Mammals (Protection) Act 1996

Section 12– Protection of Wild Mammals (Scotland) Act 2002: penalties for offences

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Section 13 - Fixed penalty notices for certain wildlife offences

Section 14 - Killing, injuring or taking seals: offences, penalties, etc.

Section 15 - Acoustic deterrent devices: requirement to report

Section 16 – Review of requirements for additional animal welfare, animal health and wildlife offences

Section 17 – Information sharing report

Section 18 Protection of certain wild animals

## Chapter 2 – Animal welfare: powers in relation to animals taken into possession

Section 19 - Taking possession of animals: additional powers

Section 20 - Taking possession of animals: amendment of existing powers

Section 21 - Disposal orders where animals taken: restriction of application

#### **Chapter 3 - General**

Section 22 - Commencement

Section 23 – Short title

## **PARLIAMENTARY HISTORY**