



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

2020 asp 14

CHAPTER 1

ANIMAL WELFARE, ANIMAL HEALTH AND WILDLIFE: OFFENCES AND PENALTIES

Animal welfare offences: penalties

1 Prevention of harm to animals: penalties for offences

- (1) The Animal Health and Welfare (Scotland) Act 2006 (in this Act, “the 2006 Act”) is amended as follows.
- (2) In section 46 (penalties for offences)—
 - (a) for subsection (1) substitute—

“(1) A person who commits an offence under section 19 or 23 is liable—

 - (a) on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding £20,000 (or both),
 - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine (or both).”
 - (b) in subsection (3)—
 - (i) after “Part” insert “ (other than under regulations made under section 46A) ”,
 - (ii) for “referred to in subsection (2)” substitute “ mentioned in subsection (4) ”,
 - (c) after subsection (3) insert—

“(4) The penalties referred to in subsection (4) are imprisonment for a term not exceeding 12 months or a fine not exceeding £40,000 (or both).”

Changes to legislation: *There are currently no known outstanding effects for the Animals and Wildlife (Penalties, Protections and Powers) (Scotland) Act 2020, Section 1. (See end of Document for details)*

(3) Section 44 is repealed.

Commencement Information

I1 S. 1 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 1.