

EXPLANATORY NOTES

HUNTING WITH DOGS (SCOTLAND) ACT 2023

INTRODUCTION

THE ACT'S PURPOSE

DETAILED PROVISIONS

PART 1: HUNTING A WILD MAMMAL USING A DOG

Section 1: Offence of hunting a wild mammal using a dog

Section 2: Offences of knowingly causing or permitting another person to hunt using a dog

Section 3: Exception: management of wild mammals above ground

Section 4: Licence for use of more than two dogs in connection with section 3

Section 5: Exception: management of foxes below ground

Section 6: Exception: falconry, game shooting and deer stalking

Section 7: Exception: relieving the suffering of injured wild mammals

Section 8: Exception: searching for dead wild mammals

Section 9: Exception: environmental benefit

Section 10: Licence for use of more than two dogs in connection with section 9

Section 11: Delegation of functions in relation to licences

Section 12: Offence of providing false information to obtain a licence

Section 13: Review of operation of sections 4 and 10

PART 2: TRAIL HUNTING

Section 14: Offences relating to trail hunting

Section 15: Power to modify meaning of trail hunting

Section 16: Exception: training dogs to follow an animal-based scent

PART 3: FURTHER PROVISION RELATING TO OFFENCES

These notes relate to the Hunting with Dogs (Scotland) Act 2023 (asp 1)

Section 17: Search of a person without warrant

Section 18: Powers of enforcement

Section 19: Time limit for summary proceedings

Section 20: Individual culpability where organisation commits an offence

Section 21: Deprivation orders

Section 22: Disqualification orders

Section 23: Seizure orders where disqualification breached

Section 24: Termination or variation of disqualification

Section 25: Appeals against orders

PART 4: GENERAL PROVISIONS

Section 26: Ancillary provision

Section 27: Interpretation

Section 28: Repeal of the Protection of Wild Mammals (Scotland) Act 2002 and consequential modifications

Section 29: Crown application: criminal offences

Section 30: Crown application: powers of entry

Section 31: Commencement

Section 32: Short title

Schedule: Enforcement powers

PARLIAMENTARY HISTORY