



Wildlife Management and Muirburn (Scotland) Act 2024

2024 asp 4

PART 1

WILDLIFE MANAGEMENT

Snares

6 Prohibition of use of snares

- (1) The Wildlife and Countryside Act 1981 is amended as follows.
- (2) In section 11 (prohibition of certain methods of killing or taking wild animals)—
 - (a) for subsection (1)(a) and (aa) substitute—
 - “(ab) sets in position or otherwise uses a snare for the purpose of killing any animal other than a wild bird,
 - (ac) sets in position or otherwise uses a snare, other than a snare that is operated by hand, for the purpose of taking any animal other than a wild bird,
 - (ad) uses a snare which is of a nature or is placed (or both) so as to be likely to cause bodily injury to any animal (other than a wild bird) coming into contact with it,”
 - (b) subsection (1A) is repealed,
 - (c) in subsection (2)—
 - (i) in paragraph (a), the words “or snare” are repealed,
 - (ii) after paragraph (a), insert—
 - “(aa) uses a snare for the purpose of killing any wild animal included in Schedule 6 or 6ZA,
 - (ab) uses a snare, other than a snare that is operated by hand, for the purpose of taking or restraining any wild animal included in Schedule 6 or 6ZA,”
 - (d) in subsection (3C), in the closing words, for “an order under subsection (1)(a)” substitute “regulations under subsection (3CA)”,

Status: This is the original version (as it was originally enacted).

- (e) after subsection (3C), insert—
 - “(3CA) The Scottish Ministers may by regulations specify types of snare for the purpose of subsection (3C).”.
- (3) Sections 11A to 11F are repealed.
- (4) In section 16 (power to grant licences)—
 - (a) in subsection (1A)—
 - (i) the word “and” immediately following paragraph (a) is repealed,
 - (ii) after paragraph (b) insert—
 - “(c) must not grant a licence for any purpose mentioned in subsection (1) that permits the use of a snare to kill a wild bird, and
 - (d) must not grant a licence for any purpose mentioned in subsection (1)(cb) to (k) that permits the use of a snare to take a wild bird.”,
 - (b) in subsection (3), in the opening words, the word “, 11C” is repealed,
 - (c) after subsection (3) insert—
 - “(3ZZA) The appropriate authority must not grant a licence for any purpose mentioned in subsection (3) that permits the use of a snare.”,
 - (d) in subsection (3ZA), in the opening words, in both places they occur, the words “or snare” are repealed,
 - (e) in subsection (3ZB)—
 - (i) in paragraph (a), the words “or snare” are repealed,
 - (ii) in paragraph (b), the words “or snare” are repealed,
 - (iii) in paragraph (c), the words “or snare” are repealed,
 - (f) in subsection (3ZC), in both places they occur, the words “or snare” are repealed,
 - (g) in subsection (3ZD), in both places they occur, the words “or snare” are repealed,
 - (h) in subsection (3ZE), in paragraph (a), the words “and snares” are repealed,
 - (i) in subsection (3ZG), in the opening words, the words “or snare” are repealed,
 - (j) in subsection (3ZH), in paragraph (a), the words “or snare” are repealed,
 - (k) in subsection (3ZI)—
 - (i) in paragraph (a), the words “or snares” are repealed,
 - (ii) in paragraph (b), the words “or snares” are repealed,
 - (iii) in paragraph (c), the words “or snares” are repealed.
- (5) In section 17—
 - (a) in the opening words, the words “, an identification number under section 11A(4)” are repealed,
 - (b) the title of the section becomes “**False statements made for obtaining registration or licence etc.**”.
- (6) In section 21 (penalties)—
 - (a) in subsection (1A), paragraphs (e) to (g) are repealed,
 - (b) in subsection (1C), paragraph (e) is repealed.
- (7) In section 26 (regulations, orders, notices etc.)—

- (a) in subsection (2), at the end of paragraph (e) (as inserted by section 7(5)(a) of this Act) insert “; and
 - (f) regulations under section 11(3CA),”
- (b) in subsection (3), at the end of paragraph (e) (as inserted by section 7(5)(b) of this Act) insert “; or
 - (f) regulations under section 11(3CA),”.