

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: Animal Health and Welfare (Scotland) Act 2006, Cross Heading: Animal welfare provisions is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 2 **S** MODIFICATION OF ENACTMENTS

Animal welfare provisions

- 5 The Protection of Animals (Scotland) Act 1912 (c. 14), except—
- (a) section 7 (poisoned grain and flesh etc.), and
 - (b) sections 13(a) to (d), 14 and 16 (general provisions),
- is repealed.

Commencement Information

- II** Sch. 2 para. 5 in force at 6.10.2006 by S.S.I. 2006/482, art. 2

PROSPECTIVE

- 6 In the Docking and Nicking of Horses Act 1949 (c. 70), section 1 is repealed.
- 7 In the Protection of Animals (Anaesthetics) Act 1954 (c. 46), in section 1 (use of anaesthetics in operations on animals)—
- (a) after subsection (1) there is inserted—
 - “(1A) An operation to which this section applies that is performed on an animal without the use of an anaesthetic administered so as to prevent pain during the operation is, for the purposes of section 21 of the Animal Health and Welfare (Scotland) Act 2006 (asp 11), to be regarded as being performed without due care and humanity.”,
 - (b) in subsection (5), paragraph (b) and the word “and” immediately preceding it are repealed.

Commencement Information

- I2** Sch. 2 para. 7 in force at 6.10.2006 by S.S.I. 2006/482, art. 2

- 8 (1) Part I of the Agriculture (Miscellaneous Provisions) Act 1968 (c. 34), except—
- (a) section 4 (expenditure on free advice on the welfare of livestock),
 - (b) section 5 (extension of classes of operations in which anaesthetics must be used), and
 - (c) in section 8 (interpretation etc. of Part I)—
 - (i) in subsection (1), the definition of “livestock”, and
 - (ii) subsection (3) so far as relating to those sections,
- is repealed.
- (2) In the Animal Health Act 1981, sections 37 to 39 are repealed.

Commencement Information

- I3** Sch. 2 para. 8 in force at 6.10.2006 by S.S.I. 2006/482, art. 2 (with art. 4(2)(3))

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- 9 The whole of each of the following Acts is repealed—
- (a) the Protection of Animals (Scotland) Act 1912 Amendment Act 1921 (c. 22),
 - (b) the Performing Animals (Regulation) Act 1925 (c. 38),
 - (c) the Protection of Animals Act 1934 (c. 21),
 - (d) the Pet Animals Act 1951 (c. 35),
 - (e) the Cockfighting Act 1952 (c. 59),
 - (f) the Protection of Animals (Amendment) Act 1954 (c. 40),
 - (g) the Abandonment of Animals Act 1960 (c. 43),
 - (h) the Animal Boarding Establishments Act 1963 (c. 43),
 - (i) the Riding Establishments Act 1964 (c. 70),
 - (j) the Riding Establishments Act 1970 (c. 32),
 - (k) the Breeding of Dogs Act 1973 (c. 60),
 - (l) the Pet Animals Act 1951 (Amendment) Act 1983 (c. 26),
 - (m) the Protection of Animals (Amendment) Act 1988 (c. 29),
 - (n) the Breeding of Dogs Act 1991 (c. 64),
 - (o) the Protection of Animals (Scotland) Act 1993 (c. 15),
 - (p) the Breeding and Sale of Dogs (Welfare) Act 1999 (c. 11)

Commencement Information

- I4** Sch. 2 paras. 9(a)(c)(e)-(g)(m)(o) in force at 6.10.2006 by [S.S.I. 2006/482, art. 2](#)
- I5** Sch. 2 para. 9(d) in force at 6.10.2006 for specified purposes by [S.S.I. 2006/482, art. 3](#)
- I6** [Sch. 2 para. 9\(d\)](#) in force at 1.9.2021 in so far as not already in force by [S.S.I. 2020/464, art. 2](#) (with art. 3)
- I7** [Sch. 2 para. 9\(k\)\(l\)\(n\)\(p\)](#) in force at 1.9.2021 by [S.S.I. 2020/464, art. 2](#) (with art. 3)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 49(2A) inserted by [2024 asp 4 s. 11\(2\)\(a\)](#)
- s. 51(4) inserted by [2024 asp 4 s. 11\(3\)](#)
- Sch. 1 para. 5A and cross-heading inserted by [2024 asp 4 s. 11\(4\)](#)