

*Status: Point in time view as at 28/05/2018.*

*Changes to legislation: There are currently no known outstanding effects for the Wild Animals in Travelling Circuses (Scotland) Act 2018, Cross Heading: Entry and associated powers: supplementary. (See end of Document for details)*

## SCHEDULE 1 ENFORCEMENT POWERS

### *Entry and associated powers: supplementary*

- 7 A warrant granted under paragraph 3(1) remains in force for a period of 28 days beginning with the day on which it was granted.

#### Annotations:

#### Commencement Information

- II** [Sch. 1 para. 7](#)  
in force at 28.5.2018 by  
[S.S.I. 2018/149](#)  
,  
[reg. 2](#)

- 8 A person exercising a relevant power must do so at a reasonable time unless it appears to the person that the purpose of exercising the power would be frustrated by exercising it at such a time.

#### Annotations:

#### Commencement Information

- I2** [Sch. 1 para. 8](#)  
in force at 28.5.2018 by  
[S.S.I. 2018/149](#)  
,  
[reg. 2](#)

- 9 (1) A person may, if necessary, use reasonable force when exercising a relevant power.  
(2) Sub-paragraph (1) does not apply to the power conferred by paragraph 2.

#### Annotations:

#### Commencement Information

- I3** [Sch. 1 para. 9](#)  
in force at 28.5.2018 by  
[S.S.I. 2018/149](#)  
,  
[reg. 2](#)

- 10 A person exercising a relevant power must, if required, produce evidence of the person's authority.

#### Annotations:

#### Commencement Information

- I4** [Sch. 1 para. 10](#)  
in force at 28.5.2018 by  
[S.S.I. 2018/149](#)

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,  
[reg. 2](#)

- 11 (1) A relevant power includes power to take onto premises—
- (a) such persons for assistance as are required for the purpose of exercising the power, and
  - (b) such equipment as is required for that purpose.
- (2) A relevant power includes power to do or secure the doing of any of the following—
- (a) the carrying out of tests on, and taking of samples from—
    - (i) an animal,
    - (ii) any equipment, substance or other thing,
  - (b) the identifying of an animal by use of a mark, microchip or any other method of identification.

**Annotations:**

**Commencement Information**

- I5** [Sch. 1 para. 11](#)  
 in force at 28.5.2018 by  
[S.S.I. 2018/149](#)  
 ,  
[reg. 2](#)

- 12 (1) A person mentioned in sub-paragraph (2) must—
- (a) comply with any reasonable direction made by an inspector, or a constable, exercising a relevant power, and
  - (b) in particular, give the inspector or constable such information and assistance as the inspector or constable may reasonably require.
- (2) The persons are—
- (a) the occupier of premises in relation to which a relevant power is being exercised,
  - (b) as respects the premises of a circus in relation to which a relevant power is being exercised, the circus operator,
  - (c) a person who appears to be under the direction or control of a person mentioned in paragraph (a) or (b).

**Annotations:**

**Commencement Information**

- I6** [Sch. 1 para. 12](#)  
 in force at 28.5.2018 by  
[S.S.I. 2018/149](#)  
 ,  
[reg. 2](#)

- 13 A person exercising a relevant power in relation to unoccupied premises must leave the premises as effectively secured against entry as the person found them.

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**Annotations:**

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**Commencement Information**

- I7** [Sch. 1 para. 13](#)  
in force at 28.5.2018 by  
[S.S.I. 2018/149](#)  
,  
[reg. 2](#)

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