



# Hunting with Dogs (Scotland) Act 2023

## 2023 asp 1

### HUNTING WITH DOGS (SCOTLAND) ACT 2023

#### **PART 1**

##### HUNTING A WILD MAMMAL USING A DOG

###### *Offences*

- 1 Offence of hunting a wild mammal using a dog
- 2 Offences of knowingly causing or permitting another person to hunt using a dog

###### *Exceptions to the offences*

- 3 Exception: management of wild mammals above ground
- 4 Licence for use of more than two dogs in connection with section 3
- 5 Exception: management of foxes below ground
- 6 Exception: falconry, game shooting and deer stalking
- 7 Exception: relieving the suffering of injured wild mammals
- 8 Exception: searching for dead wild mammals
- 9 Exception: environmental benefit
- 10 Licence for use of more than two dogs in connection with section 9

###### *General provision on licences*

- 11 Delegation of functions in relation to licences
- 12 Offence of providing false information to obtain a licence
- 13 Review of operation of sections 4 and 10

#### **PART 2**

##### TRAIL HUNTING

###### *Offences*

- 14 Offences relating to trail hunting
- 15 Power to modify meaning of trail hunting

*Changes to legislation: There are currently no known outstanding effects for the Hunting with Dogs (Scotland) Act 2023. (See end of Document for details)*

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*Exception to the offences*

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

**PART 3**

FURTHER PROVISION RELATING TO OFFENCES

*Enforcement*

- 17 Search of a person without warrant  
18 Powers of enforcement

*Proceedings*

- 19 Time limit for summary proceedings  
20 Individual culpability where organisation commits an offence

*Court orders*

- 21 Deprivation orders  
22 Disqualification orders  
23 Seizure orders where disqualification breached  
24 Termination or variation of disqualification  
25 Appeals against orders

**PART 4**

GENERAL PROVISIONS

- 26 Ancillary provision  
27 Interpretation  
28 Repeal of the Protection of Wild Mammals (Scotland) Act 2002 and consequential modifications  
29 Crown application: criminal offences  
30 Crown application: powers of entry  
31 Commencement  
32 Short title

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Schedule — Enforcement powers

- 1 Interpretation  
2 Entry and associated powers  
3 (1) A sheriff or justice of the peace may grant...  
4 A warrant under paragraph 3(1) authorises a constable—  
5 (1) A constable may exercise the powers in sub-paragraph (2)...  
6 The power to seize an animal or vehicle under paragraph...  
7 (1) A thing seized in exercise of the power in...  
8 Stopping and detaining vehicles or vessels  
9 Entry and associated powers: supplementary  
10 A constable exercising a relevant power must do so at...  
11 A constable may, if necessary, use reasonable force when exercising...  
12 A constable exercising a relevant power must produce evidence of...  
13 (1) A relevant power includes power to take onto premises—...  
14 (1) A person mentioned in sub-paragraph (2) must—  
15 A constable exercising a relevant power in relation to unoccupied...

- 16 Offences
- 17 Powers of constables under this schedule

**Changes to legislation:**

There are currently no known outstanding effects for the Hunting with Dogs (Scotland) Act 2023.