



# Animal Health Act 1981

## 1981 CHAPTER 22

### PART VI

#### SUPPLEMENTAL

##### *Scotland and Northern Ireland*

#### **92 General application to Scotland.**

- (1) The provisions of this section have effect for the purposes of the application of this Act to Scotland.
- (2) An offence against this Act may be prosecuted in the district court, and, when so prosecuted, the provisions in relation to sentences contained in [<sup>F1</sup>section 7(6) of the Criminal Procedure (Scotland) Act 1995] shall apply to such a prosecution as they apply to prosecutions of common law offences.
- (3) In the event of refusal or delay on the part of any person in complying with the order of a local authority, the local authority may give information of the refusal or delay to the procurator-fiscal of the district, who may apply to the sheriff for a warrant to carry such order into effect, and such warrant may be executed by the officers of the court in common form.
- (4) Notwithstanding anything in any other Act, and except in relation to section 4 above, such part not exceeding one half of every fine recovered under this Act as the court before which it is recovered thinks fit shall be paid to the person who proceeds for it.
- (5) Nothing in subsections (3) and (4) above applies to proceedings under the customs and excise Acts.
- (6) Notwithstanding the repeal by this Act of section 17 of the <sup>M1</sup>Diseases of Animals Act 1935, Part I of the <sup>M2</sup>Ministry of Agriculture and Fisheries Act 1919 shall be deemed always to have extended to Scotland.

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**Changes to legislation:** Animal Health Act 1981, Section 92 is up to date with all changes known to be in force on or before 20 April 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](#)

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#### Textual Amendments

**F1** Words in s. 92(2) substituted (1.4.1996) by 1995 c. 40, ss. 5, 7(2), **Sch. 4 para. 35**

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#### Marginal Citations

**M1** 1935 c. 31.

**M2** 1919 c. 91.

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**Changes and effects yet to be applied to :**

- s. 92(3) words substituted by [2007 asp 3 Sch. 5 para. 11](#)