Wildlife and Countryside Act 1981

CHAPTER 69

WILDLIFE AND COUNTRYSIDE ACT 1981

PART I

WILDLIFE

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2 Exceptions to s. 1.
3 Areas of special protection.
4 Exceptions to ss. 1 and 3.
5 Prohibition of certain methods of killing or taking wild birds.
6 Sale etc. of live or dead wild birds, eggs etc.
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8 Protection of captive birds.

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9 Protection of certain wild animals.
10 Exceptions to s. 9.
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11 Prohibition of certain methods of killing or taking wild animals.
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11B Snares: duty to inspect etc.
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11F Snaring: review and report to the Scottish Parliament
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11I Sale, possession etc. of wild hares, rabbits etc. killed or taken unlawfully
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13 Protection of wild plants.

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The Ground Game Act 1880
1 (1) Notwithstanding the provisions of section 6 of the Ground...

The Agriculture (Scotland) Act 1948
2 (1) Notwithstanding the provisions of section 50(1)(a) of the Agriculture...

The Dogs (Protection of Livestock) Act 1953
3 (1) At the end of subsection (2) of section 1...

The Deer Act 1963
4 For subsection (3) of section 10 of the Deer Act...
5 (1) After section 10 of that Act there shall be...
6 (1) In paragraph 1 of Schedule 2 to that Act...

The Conservation of Seals Act 1970
7 (1) In subsection (1)(c) of section 10 of the Conservation...

The Badgers Act 1973
8 Amendment of Acts In Relation To Night Shooting of Hares and Rabbits
9 Amendment of Acts In Relation To Night Shooting of Hares and Rabbits
10 Amendment of Acts In Relation To Night Shooting of Hares and Rabbits
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PART 1 — OVERVIEW AND INTERPRETATION

Overview

1 (1) This Schedule provides for— (a) species control agreements between...

Definitions relating to species

2 (1) “Species” means any kind of animal or...

Environmental authorities

3 (1) “Environmental authority”, in relation to premises in...

Owners and dwellings

4 (1) “Owner”, in relation to premises consisting of...

Operations

5 (1) “Species control operations” are operations to do one or...

PART 2 — SPECIES CONTROL AGREEMENTS

Making of species control agreements

6 (1) An environmental authority may enter into a “species control...

Content of species control agreements

7 (1) A species control agreement must provide for—

Notice of compliance

8 Where an environmental authority considers that an owner of premises...

Liability

9 An environmental authority is not liable to a person with...

PART 3 — SPECIES CONTROL ORDERS

When a species control order may be made

10 (1) An environmental authority may make a species control order...

What an order must do

11 (1) A species control order under paragraph 10(2)(a) or (b)...
12 (1) A species control order must— (a) specify the species...

What an order may do

13 (1) A species control order may contain provision supplementary to...
Notice
14 (1) After making a species control order, an environmental authority...

Revocation
15 (1) An environmental authority may at any time revoke a...

Appeals
16 (1) An owner of premises in relation to which a...

Notice of compliance
17 Where an environmental authority considers that an owner of premises...

Enforcement
18 (1) This paragraph applies where an environmental authority considers that...

Offences
19 (1) A person who, without reasonable excuse, fails to comply...

Liability
20 (1) An owner of premises is not liable to any...

PART 4 — POWERS OF ENTRY

Powers of entry
21 (1) A person who is authorised to do so may...

Authorisation by justice of the peace
22 (1) To enter premises under paragraph 21 a person must...

Authorisation by environmental authority
23 (1) To enter premises under paragraph 21 in circumstances other...

Exercise of right of entry
24 (1) A right of entry under paragraph 21 is exercisable...

PART 5 — SUPPLEMENTARY

Compensation
25 (1) The Secretary of State and the Welsh Ministers may...

Codes of practice
26 (1) The Secretary of State must issue a code of...
27 (1) The Welsh Ministers must issue a code of practice...
28 (1) A person's failure to comply with a provision of...

SCHEDULE 9B — Invasive alien species: defences and licences
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1 Interpretation

Part 2 — DEFENCES
2 Companion animals
3 (1) This paragraph applies where— (a) a person who keeps...
4 (1) This paragraph applies where— (a) a person is charged...

Part 3 — LICENCES
5 Restrictions
6 This paragraph applies if the licence— (a) is granted to...
7 This paragraph applies if— (a) the licence is granted for...
8 This paragraph applies if the licence is—
9 (1) This paragraph applies if the licence is granted for...

SCHEDULE 10 — Amendment of the Endangered Species (Import and Export) Act 1976

Part I — THE AMENDMENTS

Licences
1 (1) After subsection (3) of section 1 of the 1976...

Expenses of returning animals and plants to the wild
2 After subsection (8) of section 1 of the 1976 Act...

Powers of entry
3 After the subsection inserted by paragraph 2 as subsection (9)...

Power to modify Schedules
4 (1) In paragraph (c) of section 3 of the 1976...

Sale of certain animals or plants or their derivatives
5 (1) In subsection (1) of section 4 of the 1976...

Part II — SCHEDULE INSERTED AS SCHEDULE 4

SCHEDULE 4
ANIMALS THE SALE ETC. OF WHICH IS RESTRICTED

MAMMALS
1 The kinds of mammal specified in the first column below—...
Marsupials
Primates
Edentates
Pangolins
Rabbits and hares
Rodents
Cetaceans
Carnivores
Seals
Elephants
Sea-cows
Odd-toed ungulates
Even-toed ungulates

BIRDS

2 The kinds of bird specified in the first column below—...
Rheas
Tinamous
Penguins
Grebes
Albatrosses
Pelican-like birds
Storks
Waterfowl

Diurnal Birds of Prey
Gamebirds
Cranes and rails
Waders and Gulls
Pigeons and doves
Parrots
Hummingbirds
Trogons
Owls
Hornbills
Woodpeckers
Songbirds

REPTILES

3 The kinds of reptile specified in the first column below—...
Crocodilians

Iguanas

Lizards

Snakes

Tuatara

Chelonians

AMPHIBIANS

FISH

5 The kinds of fish specified in the first column below—...

MOLLUSCS

6 The kinds of mollusc specified below— Conradilla caelata Dromus dromas...

Part III

SCHEDULE INSERTED AS SCHEDULE 5

SCHEDULE 5

PLANTS THE SALE ETC. OF WHICH IS RESTRICTED

SCHEDULE 10A — Delegation of Appellate Functions

Interpretation

1 In this Schedule— “appointed person” means a person...

Appointments

2 An appointment under section 28F(8) or 28L(10) must be in...

Powers of appointed person

3 Subject to the provisions of this Schedule, an appointed person...

Holding of local inquiries and other hearings by appointed persons

4 (1) If either of the parties to an appeal or...
Revocation of appointments and making of new appointments

5 (1) Where under paragraph 2(c) the appointment of the appointed...

Certain acts and omissions of appointed persons to be treated as those of the Secretary of State

6 (1) Anything done or omitted to be done by an...

SCHEDULE 11 — Procedure in Connection with Certain Orders under Part II

Coming into operation

1 Procedure in Connection with Certain Orders under Part II

Publicity for orders

2 Procedure in Connection with Certain Orders under Part II

Unopposed orders

3 Procedure in Connection with Certain Orders under Part II

Opposed orders

4 Procedure in Connection with Certain Orders under Part II

Restriction on power to amend orders or confirm them with modifications

5 Procedure in Connection with Certain Orders under Part II

Notice of final decision on orders

6 Procedure in Connection with Certain Orders under Part II

Proceedings for questioning validity of orders

7 Procedure in Connection with Certain Orders under Part II

Interpretation

8 Procedure in Connection with Certain Orders under Part II

SCHEDULE 12 — Procedure in Connection With Orders Under Section 36

Consultation

1 Procedure in Connection With Orders Under Section 36

Publicity for draft orders

2 Procedure in Connection With Orders Under Section 36

Unopposed orders

3 Procedure in Connection With Orders Under Section 36

Opposed orders

4 Procedure in Connection With Orders Under Section 36
Restriction on power to make orders with modifications

5 Procedure in Connection With Orders Under Section 36

Local inquiries

6 Procedure in Connection With Orders Under Section 36

Notice of making of orders

7 Procedure in Connection With Orders Under Section 36

Proceedings for questioning validity of orders

8 Procedure in Connection With Orders Under Section 36

Supplemental

9 Procedure in Connection With Orders Under Section 36

SCHEDULE 13 —

SCHEDULE 14 — Applications for Certain Orders Under Part III

Form of applications

1 An application shall be made in the prescribed form and...

Notice of applications

2 (1) Subject to sub-paragraph (2), the applicant shall serve a...

Determination by authority

3 (1) As soon as reasonably practicable after receiving a certificate...

Appeal against a decision not to make an order

4 (1) Where the authority decide not to make an order,...

Interpretation

5 (1) In this Schedule— “ application ” means an application...

SCHEDULE 15 — Procedure in Connection with Certain Orders Under Part III

Consultation

1 Before making an order, the authority shall consult with every...

Coming into operation

2 An order shall not take effect until confirmed either by...

Publicity for orders

3 (1) On making an order, the authority shall give notice...
Representations or objections made with respect to abandoned surveys or reviews

4 (1) This paragraph applies where a survey begun under sections...

**Severance of orders**

5 (1) Where at any time representations or objections duly made...

**Unopposed orders**

6 (1) If no representations or objections are duly made, or...

**Opposed orders**

7 (1) If any representation or objection duly made is not...

**Restriction on power to confirm orders with modifications**

8 (1) The Secretary of State shall not confirm an order...

**Local inquiries**

9 Procedure in Connection with Certain Orders Under Part III

**Appointment of inspectors etc.**

10 (1) A decision of the Secretary of State under paragraph...

**Hearings and local inquiries**

10A (1) Subject to sub-paragraph (2), subsections (2) to (5) of...

**Notice of final decisions on orders**

11 (1) As soon as practicable after a decision to confirm...

**Proceedings for questioning validity of orders**

12 (1) If any person is aggrieved by an order which...

**Supplemental**

13 (1) The Secretary of State may, subject to the provisions...

**SCHEDULE 16 — Orders Creating, Extinguishing or Diverting Footpaths or Bridleways**

1—4 Orders Creating, Extinguishing or Diverting Footpaths or Bridleways

**The Highways Act 1980**

5 (1) In subsection (1) of section 119 of the Highways...

6 (1) In sub-paragraphs (1)(b) and 2(b) of paragraph I of...

7 After paragraph 2 of that Schedule there shall be inserted...

8 (1) In paragraph 4 of that Schedule after the words...

9 After that paragraph there shall be inserted the following paragraph—...

**Supplemental**

10 (1) The amendments made by the foregoing provisions of this...
SCHEDULE 17 — Enactments repealed

Part I — ENACTMENTS REPEALED ONE MONTH AFTER THE PASSING OF THIS ACT

Part II — ENACTMENTS REPEALED ON A DAY TO BE APPOINTED
Changes to legislation:
Wildlife and Countryside Act 1981 is up to date with all changes known to be in force on or before 24 August 2020. 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.
View outstanding changes

Changes and effects yet to be applied to:
- s. 10A(2)(a) repealed by 2020 asp 14 s. 18(2)
- s. 14(4ZA) words substituted by S.I. 2019/1220 reg. 6(2)
- s. 15A(2) word repealed by 2020 asp 14 s. 7(2)(a)
- s. 15A(2)(b) words inserted by 2020 asp 14 s. 7(2)(c)
- s. 18A(6)(a) word repealed by 2020 asp 14 s. 7(3)(a)
- s. 20 title substituted by 2020 asp 14 s. 7(5)
- s. 20(2) words substituted by 2020 asp 14 s. 7(4)
- s. 21(4) repealed by 2020 asp 14 s. 7(6)(b)
- s. 21(4ZA) repealed by 2020 asp 14 s. 7(6)(b)
- s. 21(4ZZA) repealed by 2020 asp 14 s. 7(6)(b)
- s. 21(5) words inserted by 2020 asp 14 s. 7(6)(d)(i)
- s. 21(5) words substituted by 2020 asp 14 s. 7(6)(d)(ii)
- s. 27 words inserted by S.I. 2019/579 reg. 2
- s. 27(1) words inserted by S.S.I. 2019/84 reg. 2
- s. 53(3)(c)(ii) words omitted by 2015 c. 20 Sch. 7 para. 2(a)
- s. 53(5) words substituted by 2015 c. 20 Sch. 7 para. 10(a)
- s. 53(6) words substituted by 2015 c. 20 Sch. 7 para. 10(b)
- s. 54A inserted by 2000 c. 37 Sch. 5 para. 4
- sch. 5 words inserted by 2020 asp 14 s. 18(3)(a)
- sch. 5 words inserted by 2020 asp 14 s. 18(3)(b)
- sch. 5A words repealed by 2020 asp 14 s. 18(4)(a)
- sch. 5A words repealed by 2020 asp 14 s. 18(4)(b)
- Sch. 7 word substituted by 2011 asp 6 s. 11(4)(b) (Effect not applied to legislation.gov.uk. The text of the section reference is not available to edit.)
- Sch. 9A para. 2(6) substituted by S.I. 2019/1220 reg. 6(3)(b)
- Sch. 9A para. 1(2)(a) words substituted by S.I. 2019/1220 reg. 6(3)(a)
- Sch. 14 heading word inserted by 2015 c. 20 Sch. 7 para. 11(2)
- Sch. 14 para. 5(1) words substituted by 2015 c. 20 Sch. 7 para. 11(3)
- Sch. 15 heading word inserted by 2015 c. 20 Sch. 7 para. 12(2)
- Sch. 15 para. 13(2) words substituted by 2015 c. 20 Sch. 7 para. 12(3)

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. 15A(2)(aa) inserted by 2020 asp 14 s. 7(2)(b)
- s. 18A(6)(a)(ia) inserted by 2020 asp 14 s. 7(3)(b)
- s. 21(1)-(1C) substituted for s. 21(1)(1A)(1B) by 2020 asp 14 s. 7(6)(a)
- s. 21(4B)-(4E) inserted by 2020 asp 14 s. 7(6)(c)
- s. 53(3)(c)(ia) inserted by 2015 c. 20 Sch. 7 para. 2(b)
- s. 53B(4A)(4B) inserted by 2015 c. 20 Sch. 7 para. 4
- s. 53ZA inserted by 2015 c. 20 Sch. 7 para. 3
- s. 54B54C inserted by 2015 c. 20 Sch. 7 para. 5
- Sch. 13A inserted by 2015 c. 20 Sch. 7 para. 6
- Sch. 14A inserted by 2015 c. 20 Sch. 7 para. 7