



Animal Health and Welfare (Scotland) Act 2006

2006 asp 11

PART 2

ANIMAL WELFARE

Prevention of harm

21 Cruel operations

- (1) A person commits an offence if the person performs an operation on a protected animal without due care and humanity.
- (2) A person (“person A”) who is responsible for an animal commits an offence if—
 - (a) another person performs an operation on the animal without due care and humanity, and
 - (b) person A—
 - (i) permits that to happen, or
 - (ii) fails to take such steps (whether by way of supervising the other person or otherwise) as are reasonable in the circumstances to prevent that happening.
- (3) This section is subject to the Protection of Animals (Anaesthetics) Act 1954 (c. 46).

Commencement Information

II S. 21 in force at 6.10.2006 by [S.S.I. 2006/482](#), [art. 2](#)

Changes to legislation:

Animal Health and Welfare (Scotland) Act 2006, Section 21 is up to date with all changes known to be in force on or before 25 June 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.

[View outstanding changes](#)

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\(4\)](#)