

**Changes to legislation:** Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) View outstanding changes

## SCHEDULE 1 **S**

(introduced by section 1)

### DEER COMMISSION FOR SCOTLAND: MODIFICATIONS OF ENACTMENTS

#### *Natural Heritage (Scotland) Act 1991 (c. 28)*

1 The Natural Heritage (Scotland) Act 1991 is amended as follows.

#### **Commencement Information**

**II** Sch. 1 para. 1 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

2 In section 1 (establishment of Scottish Natural Heritage)—

(a) in subsection (1), after “be” where it third occurs insert—

“(a) in relation to natural heritage, those specified in subsection (1A) below,

(b) in relation to deer, those specified in section 1(1) of the Deer (Scotland) Act 1996 (c. 58).

(1A) SNH’s general aims and purposes in relation to natural heritage are—”,

(b) after subsection (3) insert—

“(4) In this Act, “natural heritage functions”, in relation to SNH, does not include the functions in relation to deer conferred on it by or under the Deer (Scotland) Act 1996 (c. 58) or any other enactment other than one in this Act.”.

#### **Commencement Information**

**I2** Sch. 1 para. 2 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

3 In section 2 (general functions of SNH), in subsection (1)—

(a) in paragraph (b), after “its” where it second occurs insert “ natural heritage ”,

(b) in paragraph (c)—

(i) for “research”, where it first and second occurs, substitute “ any research, inquiry or investigation ”,

(ii) after “its” where it second and third occurs insert “ natural heritage ”,

(iii) for “itself” substitute “ , inquiry or investigation itself or in collaboration with any other person ”.

#### **Commencement Information**

**I3** Sch. 1 para. 3 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

4 In section 3 (duty to take account of certain matters), in subsection (1), after “its” insert “ natural heritage ”.

*Changes to legislation: Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) View outstanding changes*

**Commencement Information**

**I4** Sch. 1 para. 4 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

*Deer (Scotland) Act 1996 (c. 58)*

5 The Deer (Scotland) Act 1996 is amended as follows.

**Commencement Information**

**I5** Sch. 1 para. 5 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

6 For “the Commission” and “the Commission's”, wherever those words occur (except in sections 24 and 27 and in the entry relating to section 24(b) in Schedule 3), substitute respectively “SNH” and “SNH's”.

**Commencement Information**

**I6** Sch. 1 para. 6 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

7 For the title of Part 1 substitute “Scottish Natural Heritage's deer functions”.

**Commencement Information**

**I7** Sch. 1 para. 7 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

8 (1) Section 1 (the Deer Commission for Scotland) is amended as follows.

(2) In subsection (1)—

- (a) for the words from the beginning to “shall” where it second occurs substitute “Scottish Natural Heritage (in this Act referred to as “SNH”) has the following general aims and purposes in relation to deer”,
- (b) in paragraph (a), after “Act,” insert “to”,
- (c) in paragraph (b), at the beginning insert “to” and for “them” substitute “it”.

(3) After subsection (1) insert—

“(1A) In this Act references to SNH's deer functions are to the functions relating to deer conferred on it by or under this Act or any other enactment.”.

(4) In subsection (2), for “their” substitute “its deer”.

(5) Subsections (3) to (7) are repealed.

**Commencement Information**

**I8** Sch. 1 para. 8 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

9 In section 2 (advice and annual reports)—

- (a) in subsection (1)(a), for “them” substitute “it”,
- (b) subsections (2) and (3) are repealed.

**Changes to legislation:** Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) View outstanding changes

#### Commencement Information

**I9** Sch. 1 para. 9 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 10 In section 3 (power to facilitate exercise of functions)—
- (a) in subsection (1), before “functions” insert “deer”,
  - (b) in subsection (2), for “their” substitute “its”.

#### Commencement Information

**I10** Sch. 1 para. 10 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 11 In section 4 (appointment of panels)—
- (a) in subsection (1), for “they consider” insert “it considers”,
  - (b) in subsection (2)—
    - (i) for “they think” substitute “it thinks”,
    - (ii) for “their” substitute “its”,
  - (c) in subsection (3)—
    - (i) for “have” substitute “has”,
    - (ii) for “they” substitute “it”,
  - (d) in subsection (6), before “functions” insert “deer”.

#### Commencement Information

**I11** Sch. 1 para. 11 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 12 In section 5 (close seasons)—
- (a) in subsection (3), for “they” in both places substitute “it”,
  - (b) in subsection (4), for “have” substitute “has”,
  - (c) in subsection (6), for “they are” substitute “it is”.

#### Commencement Information

**I12** Sch. 1 para. 12 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 13 In section 7 (control agreements)—
- (a) in subsection (1)—
    - (i) for “are” where it first occurs substitute “is”,
    - (ii) for “they” substitute “it”,
  - (b) in subsection (3), for “they” substitute “it”,
  - (c) in subsection (4)—
    - (i) for “they have” substitute “it has”,
    - (ii) for “consider” substitute “considers”.

#### Commencement Information

**I13** Sch. 1 para. 13 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

*Changes to legislation: Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) View outstanding changes*

- 14 In section 8 (control schemes)—
- (a) in subsection (1)—
    - (i) for “are” where it first occurs substitute “ is ”,
    - (ii) for “they” where it first occurs substitute “ it ”,
    - (iii) for “they consider” substitute “ it considers ”,
  - (b) in subsection (8)—
    - (i) for “are” in both places substitute “ is ”,
    - (ii) for “they” in both places substitute “ it ”.

**Commencement Information**

**I14** Sch. 1 para. 14 in force at 1.8.2010 by [S.S.I. 2010/221](#), art. 3(2), [Sch.](#)

- 15 In section 9 (recovery of control scheme expenses)—
- (a) in subsection (1)—
    - (i) for “their” substitute “ its ”,
    - (ii) for “them” substitute “ it ”,
  - (b) in subsections (2) and (5), for “their” substitute “ its ”.

**Commencement Information**

**I15** Sch. 1 para. 15 in force at 1.8.2010 by [S.S.I. 2010/221](#), art. 3(2), [Sch.](#)

- 16 In section 10 (emergency measures)—
- (a) in subsection (1)—
    - (i) for “are” where it first occurs substitute “ is ”,
    - (ii) in paragraph (b), for “their” substitute “ its ”,
  - (b) in subsection (2), for “are” substitute “ is ”,
  - (c) in subsection (3), for “them” substitute “ it ”,
  - (d) in subsection (4), for “their” substitute “ its ”,
  - (e) in subsection (5), for “them” substitute “ it ”,
  - (f) in subsection (7)—
    - (i) for “intend” substitute “ intends ”,
    - (ii) for “are” substitute “ is ”,
    - (iii) for “they” where it first occurs substitute “ it ”,
    - (iv) for “their” substitute “ its ”,
    - (v) for “they consider” substitute “ it considers ”,
  - (g) in subsection (8), for “their” insert “ its ”.

**Commencement Information**

**I16** Sch. 1 para. 16 in force at 1.8.2010 by [S.S.I. 2010/221](#), art. 3(2), [Sch.](#)

- 17 In section 11 (application of section 10 in relation to natural heritage), for “are” where it first and third occurs substitute “ is ”.

**Changes to legislation:** Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) View outstanding changes

**Commencement Information**

**I17** Sch. 1 para. 17 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 18 In section 12 (power to provide services and equipment etc.)—
- (a) in subsection (3), for “decide” substitute “decides”;
  - (b) in subsection (4), for “them” substitute “it”.

**Commencement Information**

**I18** Sch. 1 para. 18 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 19 In section 15 (power to enter on land), in subsection (3)(b), for “their” substitute “its”.

**Commencement Information**

**I19** Sch. 1 para. 19 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 20 In section 16 (service of notices), in subsection (5), for “their” substitute “its”.

**Commencement Information**

**I20** Sch. 1 para. 20 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 21 In section 18 (taking or killing deer at night), in subsection (2), for “they are” substitute “it is”.

**Commencement Information**

**I21** Sch. 1 para. 21 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 22 In section 37 (restrictions on granting certain authorisations)—
- (a) in subsection (1), for “they are” substitute “it is”;
  - (b) in subsection (4), for “think” substitute “thinks”;
  - (c) in subsection (5), for “they” substitute “it” and for “their” substitute “its”.

**Commencement Information**

**I22** Sch. 1 para. 22 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 23 In section 39 (disposal of deer killed under authority), for “their” substitute “its”.

**Commencement Information**

**I23** Sch. 1 para. 23 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

- 24 In section 40 (returns of number of deer killed), in subsection (1), for “their” substitute “its deer”.

*Changes to legislation: Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) View outstanding changes*

**Commencement Information**

**I24** Sch. 1 para. 24 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

25 Section 46 (financial provisions) is repealed.

**Commencement Information**

**I25** Sch. 1 para. 25 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

26 (1) Schedule 1 (Deer Commission for Scotland: supplementary provisions) is repealed.  
 (2) Despite the repeal of paragraph 4 of Schedule 1, that paragraph continues to have effect in relation to the persons who were members of the Commission immediately before the date when section 1 comes into force.

**Commencement Information**

**I26** Sch. 1 para. 26 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

27 In Schedule 2 (control schemes), in paragraph 1—  
 (a) for “decide” substitute “decides”,  
 (b) for “they” substitute “it”.

**Commencement Information**

**I27** Sch. 1 para. 27 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

*Ethical Standards in Public Life etc. (Scotland) Act 2000 (asp 7)*

28 In schedule 3 to the Ethical Standards in Public Life etc. (Scotland) Act 2000 (devolved public bodies), the entry relating to the Deer Commission for Scotland is repealed.

**Commencement Information**

**I28** Sch. 1 para. 28 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

*Scottish Public Services Ombudsman Act 2002 (asp 11)*

29 In schedule 2 to the Scottish Public Services Ombudsman Act 2002 (listed authorities), in Part 2, the entry relating to the Deer Commission for Scotland is repealed.

**Commencement Information**

**I29** Sch. 1 para. 29 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

---

**Changes to legislation:** Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details) [View outstanding changes](#)

---

*Freedom of Information (Scotland) Act 2002 (asp 13)*

- 30 In schedule 1 to the Freedom of Information (Scotland) Act 2002 (Scottish public authorities), in Part 7, the entry relating to the Deer Commission for Scotland is repealed.

---

**Commencement Information**

**I30** Sch. 1 para. 30 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

*Public Appointments and Public Bodies etc. (Scotland) Act 2003 (asp 4)*

- 31 In schedule 2 to the Public Appointments and Public Bodies etc. (Scotland) Act 2003 (the specified authorities), the entry relating to the Deer Commission for Scotland is repealed.

---

**Commencement Information**

**I31** Sch. 1 para. 31 in force at 1.8.2010 by [S.S.I. 2010/221](#), [art. 3\(2\)](#), [Sch.](#)

**Changes to legislation:**

Public Services Reform (Scotland) Act 2010, SCHEDULE 1 is up to date with all changes known to be in force on or before 27 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:**

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 50(1A)(1B) inserted by [2024 asp 5 s. 28\(2\)\(a\)](#)
- s. 59A inserted by [2024 asp 5 s. 28\(3\)](#)
- s. 78(2A)(2B) inserted by [2024 asp 5 s. 28\(4\)](#)
- s. 78A inserted by [2024 asp 5 s. 27\(2\)](#)
- s. 190(1) words substituted by [2024 asp 5 s. 29\(2\)\(a\)](#)
- s. 190(2)(2A) substituted for s. 190(2) by [2024 asp 5 s. 29\(2\)\(b\)](#)
- sch. 12 para. 6-6B substituted for Sch. 12 para. 6 by [2024 asp 5 s. 27\(4\)](#)