

*These notes relate to the Wildlife and Natural Environment (Scotland)
Act 2011 (asp 6) which received Royal Assent on 7 April 2011*

WILDLIFE AND NATURAL ENVIRONMENT (SCOTLAND) ACT 2011

EXPLANATORY NOTES

THE ACT – COMMENTARY ON SECTIONS

Part 4 – Other Wildlife Etc.

Section 34 – Muirburn

Subsection (6)

227. Subsection (6)(a) amends section 25 of the 1946 Act to create an offence of making muirburn outwith the muirburn season and otherwise than in accordance with a muirburn licence. This replaces the offence under the previous version of section 23(4) of the 1946 Act, and is consequential on the changes to section 23 and the insertion of section 23C.
228. Subsection (6)(b) repeals the provision providing for it to be an offence to make muirburn without notice, and is consequential on the changes to section 26 of the 1946 Act made by subsection (7) (as considered next).