



Hunting with Dogs (Scotland) Act 2023

2023 asp 1

HUNTING WITH DOGS (SCOTLAND) ACT 2023

PART 1

HUNTING A WILD MAMMAL USING A DOG

Offences

- 1 Offence of hunting a wild mammal using a dog
- 2 Offences of knowingly causing or permitting another person to hunt using a dog

Exceptions to the offences

- 3 Exception: management of wild mammals above ground
- 4 Licence for use of more than two dogs in connection with section 3
- 5 Exception: management of foxes below ground
- 6 Exception: falconry, game shooting and deer stalking
- 7 Exception: relieving the suffering of injured wild mammals
- 8 Exception: searching for dead wild mammals
- 9 Exception: environmental benefit
- 10 Licence for use of more than two dogs in connection with section 9

General provision on licences

- 11 Delegation of functions in relation to licences
- 12 Offence of providing false information to obtain a licence
- 13 Review of operation of sections 4 and 10

PART 2

TRAIL HUNTING

Offences

- 14 Offences relating to trail hunting
- 15 Power to modify meaning of trail hunting

Exception to the offences

- 16 Exception: training dogs to follow an animal-based scent

PART 3

FURTHER PROVISION RELATING TO OFFENCES

Enforcement

- 17 Search of a person without warrant
18 Powers of enforcement

Proceedings

- 19 Time limit for summary proceedings
20 Individual culpability where organisation commits an offence

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- 21 Deprivation orders
22 Disqualification orders
23 Seizure orders where disqualification breached
24 Termination or variation of disqualification
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28 Repeal of the Protection of Wild Mammals (Scotland) Act 2002 and consequential modifications
29 Crown application: criminal offences
30 Crown application: powers of entry
31 Commencement
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 Schedule — Enforcement powers

- 1 Interpretation
2 Entry and associated powers
3 (1) A sheriff or justice of the peace may grant...
4 A warrant under paragraph 3(1) authorises a constable—
5 (1) A constable may exercise the powers in sub-paragraph (2)...
6 The power to seize an animal or vehicle under paragraph...
7 (1) A thing seized in exercise of the power in...
8 Stopping and detaining vehicles or vessels
9 Entry and associated powers: supplementary
10 A constable exercising a relevant power must do so at...
11 A constable may, if necessary, use reasonable force when exercising...
12 A constable exercising a relevant power must produce evidence of...
13 (1) A relevant power includes power to take onto premises—...
14 (1) A person mentioned in sub-paragraph (2) must—
15 A constable exercising a relevant power in relation to unoccupied...

- 16 Offences
- 17 Powers of constables under this schedule