



Deer (Scotland) Act 1996

1996 CHAPTER 58

PART I

[^{F1}SCOTTISH NATURAL HERITAGE'S DEER FUNCTIONS]

Textual Amendments

F1 Pt. I substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 7](#); S.S.I. 2010/221, art. 3(2), Sch.

1 ^{X1}The Deer Commission for Scotland.

(1) [^{F2}Scottish Natural Heritage (in this Act referred to as “SNH”) has the following general aims and purposes in relation to deer]—

- (a) in accordance with the provisions of this Act [^{F3}to], further the conservation, control and sustainable management of deer in Scotland, and keep under review all matters, including their welfare, relating to deer; and
- (b) [^{F4}to] exercise such other functions as are conferred on [^{F5}it] by or under this Act or any other enactment.

[^{F6}(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.]

(2) It shall be the duty of [^{F7}SNH], in exercising [^{F8}its deer] functions, to take such account as may be appropriate in the circumstances of—

- (a) the size and density of the deer population and its impact on the natural heritage;
- (b) the needs of agriculture and forestry; and
- (c) the interests of owners and occupiers of land.

^{F9}(3)

^{F9}(4)

Status: Point in time view as at 01/08/2010.

Changes to legislation: There are currently no known outstanding effects for the Deer (Scotland) Act 1996, Part I. (See end of Document for details)

- F⁹(5)
- F⁹(6)
- F⁹(7)

Editorial Information

- X1 S. 1: sidenote no longer accurate following the amendments made to this Act by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 1, [Sch. 1 paras. 5-27](#)

Textual Amendments

- F2 Words in s. 1(1) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(2\)\(a\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F3 Word in s. 1(1)(a) inserted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(2\)\(b\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F4 Word in s. 1(1)(b) inserted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(2\)\(c\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F5 Word in s. 1(1)(b) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(2\)\(c\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F6 S. 1(1A) inserted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(3\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F7 Word in Act substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 6](#); S.S.I. 2010/221, art. 3(2), Sch.
- F8 Words in s. 1(2) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(4\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F9 S. 1(3)-(7) repealed (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 8\(5\)](#); S.S.I. 2010/221, art. 3(2), Sch.

2 Advice and annual reports to Secretary of State.

- (1) [F⁷SNH] shall—
 - (a) advise the Secretary of State on any such matter relating to the purposes of this Act as he may refer to[F¹⁰:it]; and
 - (b) bring to his attention any matter relating to deer of which in the opinion of [F⁷SNH] he ought to be apprised.

- F¹¹(2)
- F¹¹(3)

Textual Amendments

- F7 Word in Act substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 6](#); S.S.I. 2010/221, art. 3(2), Sch.
- F10 Word in s. 2(1)(a) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 9\(a\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F11 S. 2(2)(3) repealed (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 9\(b\)](#); S.S.I. 2010/221, art. 3(2), Sch.; S.S.I. 2010/221, art. 3(2), Sch.

Status: Point in time view as at 01/08/2010.

Changes to legislation: There are currently no known outstanding effects for the Deer (Scotland) Act 1996, Part 1. (See end of Document for details)

3 Power of [F7SNH] to facilitate exercise of functions.

- (1) [F7SNH] shall have power—
 - (a) to issue guidance or advice, whether general or particular, to any person or organisation; and
 - (b) to conduct, or to collaborate with any person or organisation which is conducting—
 - (i) any research, inquiry or investigation into questions of practical or scientific importance; or
 - (ii) any experiment, trial or demonstration,relating to the conservation, control or sustainable management of deer or to any other aspect of [F7SNH's][F12deer] functions.
- (2) For the avoidance of doubt, it is provided that [F7SNH] may exercise the powers conferred by subsection (1) above in relation to the general welfare of deer, in so far as that matter is not otherwise included in [F13its] functions under this Act.

Textual Amendments

- F7** Word in Act substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\), s. 134\(7\), Sch. 1 para. 6](#); S.S.I. 2010/221, art. 3(2), Sch.
- F12** Word in s. 3(1) inserted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\), s. 134\(7\), Sch. 1 para. 10\(a\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F13** Word in s. 3(2) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\), s. 134\(7\), Sch. 1 para. 10\(b\)](#); S.S.I. 2010/221, art. 3(2), Sch.

4 Appointment of panels.

- (1) Subject to the approval of the Secretary of State, [F7SNH] may appoint for any locality a panel for the purposes of this section consisting of such number of persons, not exceeding nine, as [F14it considers] appropriate, one of whom shall act as chairman.
- (2) Before making an appointment under subsection (1) above, [F7SNH] may afford to such persons or organisations as [F15it thinks] fit an opportunity to suggest the name of any person who would in [F16its] view be an appropriate person for such an appointment.
- (3) Where [F7SNH][F17has] sought suggestions as mentioned in subsection (2) above, [F18it] shall consider any such suggestions before making an appointment under subsection (1) above.
- (4) [F7SNH] may appoint a member of [F7SNH] or a member of [F7SNH's] staff to act as observer to the panel for the purposes of—
 - (a) sitting with the panel at any meeting;
 - (b) taking part in their discussions; and
 - (c) informing [F7SNH] of information arising during and decisions taken at such meetings.
- (5) An observer appointed under subsection (4) above shall not be a member of the panel.
- (6) [F7SNH] may refer to any such panel any matter relating to the [F19deer] functions of [F7SNH], and it shall be the duty of the panel to advise [F7SNH] on the matter.

Status: Point in time view as at 01/08/2010.

Changes to legislation: There are currently no known outstanding effects for the Deer (Scotland) Act 1996, Part I. (See end of Document for details)

Textual Amendments

- F7** Word in Act substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 6](#); S.S.I. 2010/221, art. 3(2), Sch.
- F14** Words in s. 4(1) inserted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 11\(a\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F15** Words in s. 4(2) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 11\(b\)\(i\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F16** Word in s. 4(2) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 11\(b\)\(ii\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F17** Word in s. 4(3) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 11\(c\)\(i\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F18** Word in s. 4(3) substituted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 11\(c\)\(ii\)](#); S.S.I. 2010/221, art. 3(2), Sch.
- F19** Word in s. 4(6) inserted (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 1 para. 11\(d\)](#); S.S.I. 2010/221, art. 3(2), Sch.

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