



Deer (Scotland) Act 1996

1996 CHAPTER 58

PART II

CONSERVATION, CONTROL AND SUSTAINABLE MANAGEMENT OF DEER

[^{F1}Deer management plans, control agreements and control schemes]

[^{F1}6A Deer management plans

- (1) If SNH, having had regard to the code of practice on deer management, is satisfied that both Conditions A and B are met, it may give notice to such owners and occupiers of land as it considers to be substantially interested requiring them—
 - (a) to prepare a plan (a “deer management plan”) setting out—
 - (i) the measures that those owners and occupiers consider should be taken,
 - (ii) the time limit for taking those measures,
 - (iii) who is to take those measures, and
 - (iv) any other matters which appear to SNH to be necessary, and
 - (b) to submit the deer management plan to SNH for its approval.
- (2) Condition A is met if on any land—
 - (a) deer or steps taken or not taken for the purposes of deer management have caused, are causing, or are likely to cause—
 - (i) damage to woodland, to agricultural production, including any crops or foodstuffs, to the welfare of deer or, whether directly or indirectly, to the natural heritage generally,
 - (ii) damage to public interests of a social, economic or environmental nature, or
 - (iii) injury to livestock, whether by serious overgrazing of pastures, competing with any such livestock for supplementary feeding, or otherwise, or
 - (b) deer have become a danger or a potential danger to public safety.

Changes to legislation: There are currently no known outstanding effects for the Deer (Scotland) Act 1996, Section 6A. (See end of Document for details)

- (3) Condition B is met if measures require to be taken in relation to the management of deer—
- (a) for the prevention of further such damage or injury,
 - (b) for the remedying of such damage, or
 - (c) for the prevention of such danger or potential danger.
- (4) In subsection (2)(a)(i), “ the natural heritage ” has the same meaning as in section 7(2).
- (5) A deer management plan is to be submitted to SNH no later than—
- (a) 12 months after the date on which SNH gives notice under subsection (1), or
 - (b) such later date as SNH may specify.
- (6) SNH may approve a deer management plan (with or without modification) or reject it.
- (7) Before approving a deer management plan with modifications, SNH must consult the owners and occupiers of land who submitted the plan on the proposed modifications.
- (8) A deer management plan may be amended until SNH decides to approve or reject it.]

Textual Amendments

- F1** S. 6A inserted (28.6.2016) by [Land Reform \(Scotland\) Act 2016 \(asp 18\)](#), **ss. 80(4)**, 130(1) (with s. 128); S.S.I. 2016/193, reg. 2(1), Sch.

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