

# HUNTING ACT 2004

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## EXPLANATORY NOTES

### SCHEDULES

#### *Schedule 1: Exempt hunting*

##### **Rescue of a wild mammal**

41. *Paragraph 8* provides that dogs may be used to rescue a wild mammal if seven conditions are satisfied.
42. The first condition in *sub-paragraph (2)* is that the hunter reasonably believes that the wild mammal is or may be injured.
43. The second condition in *sub-paragraph (3)* is that the hunting is undertaken for the purpose of relieving the wild mammal's suffering.
44. The third condition in *sub-paragraph (4)* is that only up to two dogs may be used.
45. The fourth condition in *sub-paragraph (5)* is that the hunting must not involve the use of a dog below ground.
46. The fifth condition in *sub-paragraph (6)* is that the hunting takes place on land which belongs to the person hunting or which he has been given permission to use for that purpose by the occupier or, in the case of unoccupied land, by a person to whom it belongs, or with the authority of a constable.
47. The sixth condition in *sub-paragraph (7)* is that reasonable steps are taken to ensure that as soon as possible after being found appropriate action is taken to relieve the wild mammal's suffering. Each dog used must be kept under sufficiently close control to ensure that it does not prevent or obstruct this.
48. The seventh condition in *sub-paragraph (8)* is that the wild mammal was not harmed so that it could be hunted under this exemption.