



# Dog Fouling (Scotland) Act 2003

## 2003 asp 12

### 3 Exceptions to offence

(1) Section 1 shall not apply to—

- (a) a blind person in charge of a dog being used for that person's guidance;
- (b) a person in charge of a working dog being used for the driving or tending of sheep or cattle;
- (c) a person in charge of any dog being used on official duties by a member of Her Majesty's Armed [<sup>F1</sup>Forces or], Her Majesty's Customs and Excise or [<sup>F2</sup>by a constable of the Police Service of Scotland];
- (d) a person in charge of a dog being used in emergency rescue work; or
- (e) a disabled person with a physical impairment which affects the person's mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects, who is in charge of a dog trained to assist the person with any such impairment.

(2) The Scottish Ministers may by order amend, remove or add to the exceptions listed in subsection (1).

#### Textual Amendments

- F1** Words in s. 3(1)(c) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [Sch. 7 para. 22\(a\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)
- F2** Words in s. 3(1)(c) substituted (1.4.2013) by virtue of [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [Sch. 7 para. 22\(b\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)

**Changes to legislation:**

There are currently no known outstanding effects for the Dog Fouling (Scotland) Act 2003, Section 3.