



# Animal Health and Welfare (Scotland) Act 2006

2006 asp 11

## PART 2

### ANIMAL WELFARE

#### *Prevention of harm*

#### **21 Cruel operations**

- (1) A person commits an offence if the person performs an operation on a protected animal without due care and humanity.
- (2) A person (“person A”) who is responsible for an animal commits an offence if—
  - (a) another person performs an operation on the animal without due care and humanity, and
  - (b) person A—
    - (i) permits that to happen, or
    - (ii) fails to take such steps (whether by way of supervising the other person or otherwise) as are reasonable in the circumstances to prevent that happening.
- (3) This section is subject to the Protection of Animals (Anaesthetics) Act 1954 (c. 46).