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**Changes to legislation:** There are currently no known outstanding effects for the  
Control of Dogs (Scotland) Act 2010, SCHEDULE 1. (See end of Document for details)

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## SCHEDULE 1

(introduced by section 14)

### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *Dogs Act 1906 (c.32)*

- 1 In section 1(4) of the Dogs Act 1906 (dealing with a dog which has injured cattle or poultry or has chased sheep), for the words “section two of the Dogs Act, 1871,” there is substituted “ section 9 of the Control of Dogs (Scotland) Act 2009 ”.

#### *Dangerous Dogs Act 1991 (c.65)*

- 2 (1) The Dangerous Dogs Act 1991 is amended in accordance with this paragraph.
- (2) In section 3 (keeping dogs under proper control)—
- (a) subsection (3) is repealed,
  - (b) in subsection (4)—
    - (i) the words “or (3)” are repealed, and
    - (ii) for the words “either of those subsections” there is substituted “ that subsection ”, and
  - (c) subsections (5) to (7) are repealed.
- (3) In section 4(1) (destruction and disqualification orders) the words “or (3)” are repealed in both places where they occur.
- (4) In section 4A (contingent destruction orders), in each of subsections (1)(a) and (4), the words “or (3)” are repealed.
- (5) In section 5 (seizure, entry of premises and evidence)—
- (a) in subsection (1)(c), for the word “one” there is substituted “ a dog ”, and
  - (b) after subsection (1) there is inserted—
    - “(1A) A constable may seize any dog not in a public place (whether or not a dog to which that section or such an order applies) which appears to him to be dangerously out of control.”.

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