

*These notes relate to the Wildlife and Natural Environment (Scotland)
Act 2011 (asp 6) which received Royal Assent on 7 April 2011*

WILDLIFE AND NATURAL ENVIRONMENT (SCOTLAND) ACT 2011

EXPLANATORY NOTES

THE ACT – COMMENTARY ON SECTIONS

Part 2 – Wildlife under the 1981 Act

Section 13 – Snares

Subsection (3)

Snares: training, identification numbers, tags etc. - inserted section 11A of the 1981 Act

80. Section 11A of the 1981 Act provides for persons using a snare to have an identification number, to be trained in the setting and use of snares, and to attach identification tags to snares.
81. Subsections (1) and (5) provides for any person who sets a snare to have an identification number, and for failure to do so is an offence. Such numbers must be obtained from the police (subsections (3) and (4)), and can only be issued to persons who have been trained to set snares and on the circumstances in which the setting of snares is an appropriate method of predator control (subsection (4)(b)).
82. Subsections (2)(a) and (b) and (7)(a) provide for identification numbers to be shown on tags, which must be attached to snare. Tags must also indicate whether a snare is intended to catch brown hares or rabbits, or foxes (subsection (2)(c)).
83. Subsection (6) provides that it is an offence to set or use a snare without a compliant tag.
84. Subsection (8) enables the Scottish Ministers to specify training requirements and other elements of the identification number and tagging regime by order subject to annulment by the Scottish Parliament (see section 26(2) of the 1981 Act).