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SCOTTISH STATUTORY INSTRUMENTS

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**2006 No. 606**

**The Welfare of Animals (Transport)  
(Scotland) Regulations 2006**

**PART 5**

Miscellaneous

**Enforcement and offences**

**28.**—(1) These Regulations are enforced by the local authority.

(2) The Scottish Ministers may direct, in relation to cases of a particular description or a particular case, that any duty imposed on a local authority under paragraph (1) shall be discharged by the Scottish Ministers and not the local authority.

(3) The following provisions of the Act apply as if these Regulations were an Order made under the Act, and as if the definitions of animals and poultry in section 87 of the Act were extended to include all vertebrate animals—

- (a) section 66 (refusal and obstruction);
- (b) section 67 (issue of false licences etc.);
- (c) section 68 (issue of licences etc. in blank);
- (d) section 69 (falsely obtaining licences etc.);
- (e) section 70 (alteration of licences etc.);
- (f) section 71 (other offences as to licences);
- (g) section 72 (offences made and declared by and under this Act);
- (h) section 73 (general offences);
- (i) section 77 (money recoverable summarily); and
- (j) section 79(1) to (4) (evidence and procedure).

(4) No contravention of, or failure to comply with, a provision of these Regulations by the Scottish Ministers, a local authority, a veterinary inspector or an inspector shall constitute a contravention for the purposes of any section listed in paragraph (3).

(5) A person who, by virtue of these Regulations is guilty of an offence under the Act, is liable on summary conviction to imprisonment for a term not exceeding three months or to a fine not exceeding level 5 on the standard scale or to both.

**Changes to legislation:**

There are currently no known outstanding effects for the The Welfare of Animals (Transport) (Scotland) Regulations 2006, Section 28.