

Hunting Bill

AS AMENDED IN COMMITTEE

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Schedule – Hunting with Dogs: Supervision

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B I L L

AS AMENDED IN COMMITTEE

TO

Make provision about hunting wild mammals with dogs.

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Hunting with dogs: supervision

The Schedule (which restricts certain statutory exceptions from offences to supervised hunting) shall have effect.

2 Commencement

The Schedule shall come into force at the end of the period of one year beginning with the date on which this Act is passed. 5

3 Short title

This Act may be cited as the Hunting Act 2001.

4 Extent

This Act shall extend only to England and Wales. 10

SCHEDULE

Section 1

HUNTING WITH DOGS: SUPERVISION

Supervised hunting and coursing

- 1 Hunting a wild mammal with a dog is “supervised” for the purposes of this Schedule if it is engaged in by – 5
- (a) a hunt which is a member of or registered with a supervised body, or
 - (b) an individual who is a member of or registered with a supervised body.
- 2 (1) Hare coursing is “supervised” for the purposes of this Schedule if it is carried on as part of a hare coursing event arranged by – 10
- (a) a supervised body, or
 - (b) a body which is a member of or registered with a supervised body.
- (2) This paragraph is without prejudice to the generality of paragraph 1.
- 3 (1) In paragraphs 1 and 2 “supervised body” means an organisation which is a member organisation of – 15
- (a) ISAH Limited (a registered company incorporated on 30th December 1999 as a supervisory authority for hunting in the United Kingdom), or
 - (b) such other body as the Secretary of State may designate by order in place of ISAH Limited. 20
- (2) An order under sub-paragraph (1)(b) may be made only if –
- (a) ISAH Limited ceases to exist, or
 - (b) the statement of objects in its memorandum is altered.
- (3) An order under sub-paragraph (1)(b) – 25
- (a) shall be made by statutory instrument,
 - (b) may make consequential amendments to this Schedule,
 - (c) may include transitional provision, and
 - (d) shall be subject to annulment pursuant to a resolution of either House of Parliament.

Restriction of statutory exceptions

- 4 (1) In so far as they relate to hunting a wild mammal with a dog or hare coursing the statutory exceptions listed in sub-paragraph (2) shall apply only in relation to – 30
- (a) supervised hunting or coursing,
 - (b) hunting rodents, 35
 - (c) using a dog to retrieve a rabbit, hare, fox or mink which has been shot,
 - (d) using a dog to find a wild mammal which has escaped from captivity or confinement (and which was not permitted, for the purpose of being hunted, to escape), 40

- (e) using a dog to find a wild mammal which has been released from captivity or confinement (and which was not released for the purpose of being hunted), and
 - (f) using a dog to find a wild mammal which has been injured.
- (2) The statutory exceptions are— 5
- (a) section 1(3)(b) of the Protection of Animals Act 1911 (c. 27) (cruelty: exceptions: coursing or hunting), and
 - (b) section 2(b) of the Wild Mammals (Protection) Act 1996 (c. 3) (unnecessary suffering: exceptions: mammal injured or taken in hunting or coursing). 10

ISAH Limited

- 5 The Secretary of State may make grants or loans to ISAH Limited out of money provided by Parliament.
- 6 If the Secretary of State receives a report from ISAH Limited about its activities he shall lay a copy before Parliament. 15

Interpretation

- 7 In this Schedule—
- (a) a “hare coursing event” is a competition in which dogs are assessed as to speed or skill in hunting hares,
 - (b) “a hunt” means a body of persons (corporate or unincorporated) who combine wholly or partly for the purpose of hunting wild mammals with dogs, 20
 - (c) a reference to “hunting a wild mammal with a dog” includes, in particular, any case where—
 - (i) a person engages or participates in the pursuit of a wild mammal, and 25
 - (ii) one or more dogs are employed in that pursuit (whether or not by him and whether or not under his control or direction), and
 - (d) “wild mammal” includes, in particular— 30
 - (i) a wild mammal which has been bred or tamed for the purpose of being hunted or for any other purpose,
 - (ii) a wild mammal which is in captivity or confinement,
 - (iii) a wild mammal which has escaped or been released from captivity or confinement, and 35
 - (iv) any mammal which is living wild.