

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**LICENCE TO SELL DEAD BIRDS**

**PURPOSE**

This licence is granted by Scottish Ministers under Section 16(4)(a) of the Wildlife and Countryside Act (WCA) 1981, after consultation with Scottish Natural Heritage, and being convinced that there is no other satisfactory solution. It authorises, subject to further conditions;

- (a) the sale of, offering for sale, exposure for sale, or possession or transporting for the purpose of sale; and
- (b) the publishing of, or causing to be published, any advertisement likely to be understood as conveying that any person to whom this licence applies buys or sells or intends to buy or sell,

any dead wild bird, or any part of, or anything derived from such a dead wild bird, other than a wild bird of the following species;

- (1) those species included in Part 1 of Schedule 2<sup>1</sup>, to the 1981 Act;

and

- (2) the barnacle and white-fronted goose,

except in the case of those specimens where there is proof that they were bred in captivity.

**CONDITIONS**

1. This licence applies only to the sale of dead birds, or any part or product of such dead birds, that:

- (a) were bred in captivity. A bird shall not be treated as being bred in captivity unless its parents were lawfully in captivity when the egg from which it hatched was laid. Documentary evidence of captive breeding must accompany any sale, hire, barter or exchange; or
- (b) originated from a Member State of the European Union and were lawfully removed from the natural state under legal provisions in force in that Member State or with the approval of competent authorities of that Member State.

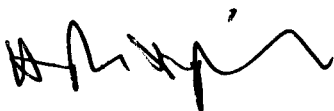
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<sup>1</sup> Schedule 2 Part I includes all those species contained on Schedule 3 Part III of the WCA. A separate General Licence, SGGL 13, is available to allow the sale of parts of dead birds from Schedule 3 Part III outside the closed season for such sale.

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Documentary evidence that the bird was lawfully removed from the natural state must accompany any sale, hire, barter or exchange.

2. The vendor of, any dead bird, parts of, or anything derived from such a dead bird, to be sold under this licence shall keep a record of all sales. This record must contain details of:
  - (a) the person(s) from whom the birds were acquired, and the person(s) to whom they were sold;
  - (b) the species of the birds sold, the cause of death (if known), and the age of the specimen (if the specimen is over 30 years old this should be noted), and the date of acquisition.
3. The vendor must certify that the record is accurate.
4. The vendor shall submit to the Scottish Ministers by 31 December of each year a report giving details of any sale by him in that year of any dead bird, or part or product of such a dead bird which in either case has not previously been sold. The report should also:
  - (a) state how the seller acquired each such bird or part or product of such a bird; and
  - (b) list the type and number of each species sold.
5. The vendor shall, on being given reasonable notice in writing, produce the record to a person authorised in writing by the Scottish Ministers and the vendor shall also permit such an authorised person to inspect the record.
6. This licence is valid from **01 January 2009** to **31 December 2009**.



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