

Wildlife Management and Muirburn (Scotland) Bill — Stage 2

Section 4

Finlay Carson

78 In section 4, page 3, line 42, at end insert—

<(9A) The Scottish Ministers must publish the results of the consultation under subsection (9) and give reasons for any decision reached.>

Karen Adam

79 In section 4, page 6, line 3, at end insert—

<(da) section 19 of the Animal Health and Welfare (Scotland) Act 2006,>

Finlay Carson

80 In section 4, page 7, line 13, at end insert—

<(3A) The Scottish Ministers must publish the results of the consultation under subsection (3) and give reasons for any decision reached.>

Section 7

Jim Fairlie

81 In section 7, page 10, line 17, leave out <1 year> and insert <5 years>

Karen Adam

82 In section 7, page 11, line 31, at end insert—

<(da) section 19 of the Animal Health and Welfare (Scotland) Act 2006,>

Jim Fairlie

83 In section 7, page 12, line 35, after <plant> insert <(including the use of medicated grit for such purposes)>

Finlay Carson

84 In section 7, page 13, line 4, at end insert—

<(5A) The Scottish Ministers must publish the results of the consultation under subsection (5) and give reasons for any decision reached.>

Jim Fairlie

85 In section 7, page 13, line 19, at end insert—

<16AE Monitoring of section 16AA licences and their effect

- (1) The Scottish Ministers must, within 5 years of the day on which—
 - (a) this section comes into effect, or
 - (b) a report was last laid under this subsection,lay a report before the Scottish Parliament regarding the matters in subsections (2) and (4).
- (2) Those matters are—
 - (a) the number of licences issued under section 16AA and the area of land affected, in each year covered by the report,
 - (b) the number of such licences that have been, or are, subject to suspension or revocation under section 16AA(8), the duration of those suspensions or revocations, and the reasons for those suspensions or revocations,
 - (c) the number and outcomes of any appeals undertaken under section 16AB, and
 - (d) the number and type of suspected or proven relevant offences associated with the land subject to section 16AA licences.
- (3) The Scottish Ministers must undertake, or support the undertaking of, appropriate monitoring to provide the information necessary to fulfil the reporting requirements of subsection (4).
- (4) The report under subsection (1) must include an assessment of the conservation status, including population size and range, of the birds listed in subsection (5).
- (5) Those species are:
 - (a) Golden Eagle (*aquila chrysaetos*),
 - (b) Hen Harrier (*circus cyaneus*),
 - (c) Peregrine Falcon (*falco peregrinus*),
 - (d) Merlin (*falco columbarius*).
- (6) In this section, “relevant offence” has the meaning given to it in section 16AA.
- (7) The Scottish Ministers may delegate the functions in subsection (3) to Scottish Natural Heritage.
- (8) The Scottish Ministers may by regulations amend the species listed in subsection (5).”.>

Jim Fairlie

86 In section 7, page 14, line 1, at end insert—

<(f) regulations under section 16AE.”.>

Jim Fairlie

87 In section 7, page 14, line 4, at end insert—

<(f) regulations under section 16AE.”.>

Section 10

Kate Forbes

- 88 In section 10, page 14, line 36, at end insert—
<() preventing, or reducing the risk of, wildfires causing damage to habitats,>

Kate Forbes

- 89 In section 10, page 15, line 5, leave out <restoring> and insert <conserving, restoring, enhancing or managing>

Alasdair Allan

- 90 In section 10, page 15, line 5, at end insert—
<() as part of a reseedling plan by crofters to provide or improve grazing,>

Kate Forbes

- 91 In section 10, page 15, line 20, leave out <and>

Kate Forbes

- 92 In section 10, page 15, line 22, at end insert <, and
() must include evidence that the person who will make muirburn has completed a training course approved under section (*Approved training courses*).>

Finlay Carson

- 93 In section 10, page 15, line 31, at end insert—
<() The Scottish Ministers must publish the results of the consultation under subsection (6) and give reasons for any decision reached.>

Alasdair Allan

- 94 In section 10, page 15, line 37, at end insert—
<() In this section, “crofter” has the meaning given in section 61 of the Crofters (Scotland) Act 1993.>

Section 11

Kate Forbes

- 95 In section 11, page 16, leave out lines 2 to 6 and insert—
<() The Scottish Ministers must grant a licence permitting muirburn to be made on land to which an application under section 10 relates for a purpose specified in the application if—
(a) they are satisfied that the person is a fit and proper person, having regard in particular to the applicant’s compliance with the Muirburn Code,>

Kate Forbes

96 In section 11, page 16, line 6, leave out <and>

Alasdair Allan

97 In section 11, page 16, line 9, leave out <available> and insert <practicable>

Kate Forbes

98 In section 11, page 16, line 9, at end insert <, and

() they are satisfied that the person who will make muirburn has completed a training course approved under section (*Approved training courses*).>

After section 13

Kate Forbes

99 After section 13, insert—

<Approved training courses

- (1) The Scottish Ministers are to approve training courses on muirburn and the Muirburn Code.
- (2) The Scottish Ministers may—
 - (a) determine training requirements, such as—
 - (i) the form and content of the training course,
 - (ii) require a person providing training to meet specified criteria (such as having relevant experience or holding a particular qualification),
 - (b) accredit courses and the persons providing courses,
 - (c) determine the minimum criteria for successful completion of courses, and
 - (d) determine how successful completion of such courses is to be recorded.>

Section 14

Finlay Carson

100 In section 14, page 18, line 17, at end insert—

<() The Scottish Ministers must publish the results of the consultation under subsection (5) and give reasons for any decision reached.>

Section 16

Kate Forbes

101 In section 16, page 19, line 28, leave out <1 October> and insert <15 September>

Kate Forbes

102 In section 16, page 19, line 29, leave out <15 April> and insert <31 March>

Finlay Carson

103 In section 16, page 20, line 8, at end insert—

<() The Scottish Ministers must publish the results of the consultation under subsection (5) and give reasons for any decision reached.>

After section 17

Kate Forbes

104 In section 17, page 20, line 16, at end insert—

<() the approval of training courses under section (*Approved training courses*),>

Section 18

Finlay Carson

105 In section 18, page 21, line 6, at end insert—

<() The Scottish Ministers must publish the results of the consultation under subsection (3) and give reasons for any decision reached.>