



Civic Government (Scotland) Act 1982

1982 CHAPTER 45

PART IX

MISCELLANEOUS AND GENERAL

Miscellaneous

128 Control of stray dogs.

^{F1}(1)

(2) For the purpose of extending the powers under section 3 of the ^{M1}Dogs Act 1906 of seizure and detention of stray dogs to those found on land or premises other than [^{F2}in roads] or places of public resort, the said section 3 shall be amended as follows—

- (a) in subsection (1), after the word “resort”, there shall be inserted the words “or on any other land or premises”;
- (b) after the said subsection (1) there shall be inserted the following subsection—

“(1A) The powers under subsection (1) above shall not be exercised in relation to any dog found on any land or premises other than a highway or place of public resort unless the owner of the land or premises or person having the right of possession thereof has consented to such exercise.”.

(3) Any enactment in any local Act which amends section 3 of the said Act of 1906 or confers powers on a district or islands council in relation to the said section 3 as it applies to the area of the council shall cease to have effect.

Textual Amendments

F1 S. 128(1) repealed (1.4.1992) by [Environmental Protection Act 1990](#) (c. 43, SIF 46:4), s. 162(2), [Sch. 16 Pt. IX](#); [S.I. 1992/266](#), [art.3](#)

F2 Words substituted by [Roads \(Scotland\) Act 1984](#) (c. 54, SIF 108), s. 156(1), [Sch. 9 para. 87\(7\)](#)

Changes to legislation: Civic Government (Scotland) Act 1982, Section 128 is up to date with all changes known to be in force on or before 07 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Marginal Citations

M1 1906 c. 32.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 22(1)(c) repealed by [2015 asp 10 s. 65\(3\)](#)
- s. 49(9) added by [2010 asp 13 s. 200\(1\)\(b\)](#)