

NOTES

The Deer (Scotland) Act 1996 provides:-

- Section 34 (1) Every licensed venison dealer shall keep or cause to be kept a book wherein shall be entered records in the prescribed form, of all purchases and receipts of venison by him, and shall enter or cause to be entered in such book forthwith the prescribed particulars of such purchases and receipts.
- (2) Any person authorised in writing in that behalf by the Secretary of State or by the Deer Commission for Scotland and showing his written authority when so requested may inspect any book kept in pursuance of this section; and it shall be the duty of the dealer and of every person keeping such a book to produce for inspection by such authorised person such book and also all venison on the premises, together with all invoices, consignment notes, receipts and other documents (including copies thereof where the originals are not available) which may be required to verify any entry in such book, and to allow such authorised person to take copies of such book or documents or extracts therefrom.
- (3) Any book kept by a person in pursuance of sub-section (1) of this section shall be kept by him until the end of the period of three years beginning with the day on which the last entry was made in the book and any such documentation mentioned in the last foregoing sub-section shall be kept for a period of three years beginning with the date of entry to which they refer.
- Section 35 A licensed venison dealer who has purchased or received venison from another licensed venison dealer or from a licensed game dealer from England or Wales within the meaning of Section 10(5) of the Deer Act 1991 shall be deemed to have complied with the requirements of the preceding section of this Act if he has recorded in his record book:-
- (a) That the venison was so purchased or received;
- (b) The name and address of the other licensed venison dealer or of the licensed game dealer concerned;
- (c) The date when the venison was so purchased or received;
- (d) The number of carcasses and sex of the venison; and
- (e) The species of deer, provided that it was possible to identify it.
- Section 36 (1) and (2) Any person who sells, offers or exposes for sale or has in his possession, transports or causes to be transported for the purpose of sale at any premises any venison unless he is a licensed venison dealer or he does so for the purpose of selling to a licensed venison dealer, shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £200.
- (3) and (4) Any person who sells, offers or exposes for sale, or has in his possession for the purpose of sale at any premises, or transports for the purpose of sale, or purchases or offers to purchase or receives, the carcass or any part of the carcass of a deer which he knows or has reason to believe has been killed unlawfully, shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding £500 or to imprisonment for a term not exceeding three months or to both.
- (5) Any licensed venison dealer who fails to comply with any provision of Section 34 of this Act, or who knowingly or recklessly makes in any book or document which he is required to keep under that section an entry which is false or misleading in any material particular, shall be guilty of an offence and liable on summary conviction to a fine not exceeding £50.
- (6) Any person who obstructs a person entitled under Section 34(2) of this Act to inspect any book or document or other thing in the making of such inspection shall be guilty of an offence and liable on summary conviction to a fine not exceeding £200.
- (7) The court by which any person is convicted of an offence under Part III or IV of the Act may disqualify him from holding or obtaining a venison dealer's licence for such period as the court thinks fit.
- (8) The term "licensed venison dealer" means the holder of a venison dealer's licence granted by the Council within whose area the sale, offer or exposure for sale takes place, or where the premises concerned are situated.