

attempt to shoot, or shall use any boat for the purpose of shooting or causing to be shot, any Wild Bird, or shall use any lime, trap, snare, net, or other instrument for the purpose of taking any Wild Bird, or shall expose or offer for sale, or shall have in his control or possession after the fifteenth day of March, any Wild Bird recently killed or taken, shall, on conviction of any such offence before the Sheriff, in the case of any Wild Bird which is included in the Schedule hereunto annexed, forfeit and pay for every such bird in respect of which an offence has been committed a sum not exceeding one pound, and, in the case of any other Wild Bird, shall for a first offence be reprimanded and discharged on payment of costs, and for every subsequent offence forfeit and pay for every such Wild Bird in respect of which an offence is committed a sum of money not exceeding five shillings, in addition to the costs. This section shall not apply to the owner or occupier of any land, or to any person authorised by the owner or occupier of any land, killing or taking any Wild Bird on such land not included in the Schedule hereto annexed.

Schedule to Act of 1880 as amended by Act of 1881.

American Quail.	Peewit.
Auk.	Petrel.
Avocet.	Phalarope.
Bee-eater.	Plover.
Bittern.	Ploverspage.
Bonxie.	Pochard.
Colin.	Puffin.
Cornish Chough.	Purre.
Coulterneb.	Razorbill.
Cuckoo.	Redshank.
Curlew.	Reeve or Ruff.
Diver.	Roller.
Dotterel.	Sanderling.
Dunbird.	Sandpiper.
Dunlin.	Scout.
Eider Duck.	Sealark.
Fern-owl.	Seamew.
Fulmar.	Sea Parrot.
Gannet.	Sea Swallow.
Goatsucker.	Shearwater.
Godwit.	Sheldrake.
Goldfinch.	Shoveller.
Grebe.	Skua.
Greenshank.	Smew.
Guillemot.	Suipe.
Gull (except Black-backed Gull).	Solan Goose.
Hoopoe.	Spoonbill.
Kingfisher.	Stint.
Kittiwake.	Stone Curlew.
Lapwing.	Stonehatch.
Lark.	Summer Snipe.
Loon.	Tarrock.
Mallard.	Teal.
Marrot.	Tern.
Merganser.	Thicknee.
Murre.	Tystey.
Night hawk.	Whaup.
Nightjar.	Whimbrel.
Nightingale.	Wigeon.
Oriole.	Wild Duck.
Owl.	Willock.
Ox Bird.	Woodcock.
Osyter Catcher.	Woodpecker.

NOTE.—By an Order of the Secretary for Scotland, dated 27th July 1891, the clause enacted by this section has been extended, so far as regards the County of Zetland, to the 31st day of August in each year.

Secondly.—The Secretary for Scotland may, upon application by the County Council of any administrative county by Order prohibit—

- (1) The taking or destroying of Wild Birds' eggs in any year or years in any place or places within that county; or
- (2) The taking or destroying the eggs of any specified kind of Wild Birds within that county or part or parts thereof, as recommended by the said County Council, and set forth in the said Order.

Thirdly.—The Secretary for Scotland may, on the representation of the Council of any administrative county, order that the principal Act shall apply within that county, or any part or parts thereof, to any species of Wild Bird not included in the Schedule of that Act, as if that species of Wild Bird were included in the Schedule of that Act.

Fourthly.—The powers exercisable by the Secretary for Scotland shall extend to the making of an Order prohibiting, for special reasons mentioned in the application, the taking or killing of particular kinds of Wild Birds during the whole or any part of that period of the year to which the protection of Wild Birds under the Act of 1880 does not extend, or the taking or killing of all Wild Birds in particular places during the whole or any part of that period.

Now, therefore, I, the Right Honourable Alexander Hugh, Lord Balfour of Burleigh, Her Majesty's Secretary for Scotland, in pursuance of the powers conferred upon me by the said Acts, and upon application by the County Council of the Stewartry of Kirkcudbright, do hereby make the following Order:—

I.—Birds.

1. The "Wild Birds Protection Act, 1880," shall apply within the Stewartry of Kirkcudbright during the currency of this Order to the following species of Wild Birds as if they had been included in the Schedule to the said Act, viz. :—

Bullfinch (*Pyrrhula europæa*).
 Buzzard (*Buteo vulgaris*).
 Crossbill (*Loxia curvirostra*).
 Dipper (*Cinclus aquaticus*).
 Hawfinch (*Coccothraustes vulgaris*).
 Jay (*Garrulus glandarius*).
 Kestrel (*Falco tinnunculus*).
 Merlin (*Falco æsalon*).
 Osprey (*Pandion haliaëtus*).
 Peregrine Falcon (*Falco peregrinus*).
 Quail (*Coturnix communis*).
 Raven (*Corvus corax*).
 Siskin (*Chrysomitris sp. nus*).
 Tufted Duck (*Fuligina cristata*).

2. The taking or killing of any of the following kinds of Wild Birds is prohibited, so far as concerns the said Stewartry, throughout the whole year during the currency of this Order:—

Buzzard (*Buteo vulgaris*).
 Chough (*Pyrrhocorax graculus*).
 Dotterel (*Eudromia morinellus*).
 Goldfinch (*Carduelis elegans*).
 Great-crested grebe (*Podiceps cristatus*).
 Kestrel (*Falco tinnunculus*).
 Kingfisher (*Alcedo ispida*).
 Osprey (*Pandion haliaëtus*).
 Owl, Barn (*Strix flammea*).
 Owl, Long-eared (*Asio otus*).
 Owl, Short-eared (*Asio accipitrinus*).