
DRAFT STATUTORY INSTRUMENTS

2019 No.

The Humane Trapping Standards Regulations 2019

PART 3

Amendment of other legislation

Amendment of the Pests Act 1954

7. In section 8 of the Pests Act 1954 (restriction on type of trap in England and Wales)(1)—
- (a) after subsection (3), insert—

“(3A) An order made under subsection (3) may not specify any type or make of trap as approved if the trap is a leghold trap.”; and
 - (b) after subsection (8), insert—

“(8A) In subsection (3A), “leghold trap” means a device designed to restrain or capture an animal by means of jaws which close tightly upon one or more of the animal’s limbs, thereby preventing withdrawal of the limb or limbs from the trap.”.

Amendment of the Agriculture (Scotland) Act 1948

8. In section 50 of the Agriculture (Scotland) Act 1948 (prohibition of night shooting, and use of spring traps)(2)—
- (a) in subsection (4), for “the next following subsection” substitute “subsections (4A) and (5)”;
 - (b) after subsection (4) insert—

“(4A) An order made under subsection (3) may not specify any type or make of trap as approved, and an order made under subsection (4) may not authorise the use of any trap, where the trap is a leghold trap.”;
 - (c) in subsection (5) for “the last foregoing subsection”, in both places where it occurs, substitute “subsection (4)”;
 - (d) after subsection (8) insert—

“(9) In subsection (4A), “leghold trap” means a device designed to restrain or capture an animal by means of jaws which close tightly upon one or more of the animal’s limbs, thereby preventing withdrawal of the limb or limbs from the trap.”.

(1) 1954 c. 68. Section 8 was amended by section 1(1) of, and Part 8 of Schedule 1 to, the Statute Law (Repeals) Act 1973 (c. 39), section 31 of, and Schedule 6 to, the Criminal Law Act 1977 (c. 45) and section 46 of the Criminal Justice Act 1982 (c. 48).
(2) 1948 c. 45. Section 50 was amended by section 10 of the Pests Act 1954 (c. 68).