



# Glue Traps (Offences) Act 2022

## 2022 CHAPTER 26

PROSPECTIVE

### *Licences*

#### **2 Glue trap licences**

- (1) The Secretary of State may grant a licence under this section (a “glue trap licence”) authorising a pest controller specified or described in the licence to engage in conduct, for the purpose of preserving public health or public safety, which would otherwise amount to an offence under [section 1\(1\)](#) or [\(2\)](#).
- (2) The Secretary of State may not grant a glue trap licence for a purpose mentioned in [subsection \(1\)](#), unless the Secretary of State is satisfied that, as regards that purpose, there is no other satisfactory solution.
- (3) A glue trap licence—
  - (a) may be, to any degree, general or specific,
  - (b) may be granted to all pest controllers, a class of pest controllers or a particular pest controller (whether or not on an application from the controller or controllers concerned),
  - (c) may be subject to any conditions specified in the licence,
  - (d) may be modified or revoked at any time by the Secretary of State (whether or not on an application from the controller or controllers authorised by the licence), and
  - (e) subject to [paragraph \(d\)](#), is to be valid for the period specified in the licence.
- (4) The Secretary of State may require an application for the grant or modification of a glue trap licence, or of a glue trap licence of a particular description, to be made in such form, and to be accompanied by such documentation or information, as the Secretary of State considers appropriate.
- (5) The Secretary of State may by regulations—
  - (a) make provision for, or in connection with, the charging of fees or other charges in relation to an application for the grant or modification of a glue trap licence

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*Status:* This version of this cross heading contains provisions that are prospective.  
*Changes to legislation:* There are currently no known outstanding effects for the Glue Traps (Offences) Act 2022, Cross Heading: Licences. (See end of Document for details)

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- (and such fees or other charges may be set by reference to any costs incurred, or expected to be incurred, by the Secretary of State or a public authority in connection with this section or section 5, including costs unconnected with the application);
- (b) make provision for, or in connection with, appeals in respect of—
- (i) a decision to refuse an application for the grant or modification of a glue trap licence;
  - (ii) a decision to modify or revoke a glue trap licence.
- (6) Regulations under [subsection \(5\)\(b\)](#) may, in particular, include provision about—
- (a) the grounds upon which an appeal may be made;
  - (b) when an appeal may be made;
  - (c) the court, tribunal or other person who is to determine the appeal;
  - (d) the procedure for making, or determining, an appeal.
- (7) The Secretary of State may by regulations make provision for, or in connection with, the delegation of a function of the Secretary of State under this section (including a function involving the exercise of a discretion) to any public authority which the Secretary of State considers to be competent to exercise the function concerned.
- (8) Regulations under [subsection \(7\)](#) may not delegate a power to make regulations.
- (9) Regulations under this section—
- (a) are to be made by statutory instrument;
  - (b) may make consequential, supplementary, incidental, transitory, transitional or saving provision.
- (10) A statutory instrument containing regulations under this section is subject to annulment in pursuance of a resolution of either House of Parliament.
- (11) In this section “public authority” means any person certain of whose functions are functions of a public nature.
- (12) In this Act “pest controller” means a person—
- (a) who, in the course of a business, provides a service which consists of, or involves, pest control, or
  - (b) is employed by a public authority to carry out pest control.

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#### Commencement Information

**II** S. 2 not in force at Royal Assent, see [s. 10\(2\)](#)

### 3 Offences in connection with licences

- (1) A person commits an offence if, in connection with an application for the grant or modification of a glue trap licence, the person—
- (a) makes a statement or representation, or provides a document or information, which the person knows to be false in a material particular, or
  - (b) recklessly makes a statement or representation, or provides a document or information, which is false in a material particular.

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- (2) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding 51 weeks or a fine (or both).
- (3) In relation to an offence committed before section 281(5) of the Criminal Justice Act 2003 comes into force, the reference in [subsection \(2\)](#) to 51 weeks is to be read as a reference to six months.

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#### Commencement Information

**I2** S. 3 not in force at Royal Assent, see [s. 10\(2\)](#)

**Status:**

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**Changes to legislation:**

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