
 STATUTORY INSTRUMENTS

1976 No. 978

POISONS

The Poisons (Amendment) Rules 1976

Made - - - - 20th June 1976*Laid before Parliament* 29th June 1976*Coming into Operation**Rules 1 to 5* - - - 26th July 1976*Remainder* - - - 26th August 1976

In pursuance of section 23 of the Pharmacy and Poisons Act 1933^(a) and on the recommendation of the Poisons Board, I hereby make the following Rules:—

1.—(1) These Rules may be cited as the Poisons (Amendment) Rules 1976 and shall come into operation, as regards Rules 1 to 5 (inclusive), on 26th July 1976 and, as regards the remainder, on 26th August 1976.

(2) In these Rules “the principal Rules” means the Poisons Rules 1972^(b) as amended by the Poisons (Amendment) Rules 1974^(c), the Local Authorities etc. (Miscellaneous Provision) (No. 2) Order 1974^(d), the Poisons (Amendment) (No. 2) Rules 1974^(e) and the Poisons (Amendment) Rules 1975^(f).

2. The principal Rules shall be amended as follows:—

(a) in Rule 18(1) for the words “and 5” there shall be substituted the words “, 5 and 5A”;

(b) in Part I of Schedule 13 there shall be inserted after paragraph 5 the following paragraph—

“5A. The following provisions of Rule 18, namely, paragraph (1) (strychnine), shall not apply in the case of the sale of strychnine to—

(a) an officer of the Ministry of Agriculture, Fisheries and Food who produces a written authority in the form set out in Part IIA of this Schedule issued by a person duly authorised by the Minister of Agriculture, Fisheries and Food; or

(b) an officer of the Department of Agriculture and Fisheries for Scotland who produces a written authority in the form set out in Part IIA of this Schedule issued by a person duly authorised by the Secretary of State,

authorising the purchase by that officer of strychnine for the purpose of killing foxes (other than foxes held in captivity) in an infected

(a) 1933 c. 25.

(c) S.I. 1974/81 (1974 I, p. 254).

(e) S.I. 1974/1557 (1974 III, p. 5894).

(b) S.I. 1972/1939 (1972 III, p. 5750).

(d) S.I. 1974/595 (1974 I, p. 2359).

(f) S.I. 1975/1073 (1975 II, p. 3758).

area within the meaning of the Rabies (Control) Order 1974(a); so, however, that the authority in question has been issued within the preceding four weeks and the quantity sold does not exceed the quantity specified therein.”;

(c) in Schedule 13 there shall be added after Part II the following Part—

“PART IIA

Form of authority for the purchase of strychnine for killing foxes

For the purposes of Rule 18(1) of the Poisons Rules 1972 and of paragraph 5A of Part I of Schedule 13 thereto I hereby authorise (an officer of [the Ministry of Agriculture, Fisheries and Food] [the Department of Agriculture and Fisheries for Scotland]) to purchase within four weeks of the date hereof of strychnine for the purpose of killing foxes (other than foxes held in captivity) in the following infected area (within the meaning of the Rabies (Control) Order 1974), namely the infected area in (*locality*).

.....
A person authorised by [the Minister
of Agriculture, Fisheries and Food]
[the Secretary of State for Scotland]

Date.....”

3. The principal Rules shall be amended as follows:—

- (a) for the words “, fluoroacetamide or fluoroacetanilide” in—
 - (i) Rule 18(2); and
 - (ii) Part III of Schedule 13 (in all three places where they occur), there shall be substituted the words “or fluoroacetamide”;
- (b) in the item beginning with the word “Fluoroacetamide” in—
 - (i) Schedule 1;
 - (ii) paragraph 6 of Schedule 7;
 - (iii) Schedule 8; and
 - (iv) Schedule 15,
 the word “, fluoroacetanilide” shall be omitted.

4. Rule 26 of the principal Rules shall be amended by the substitution for paragraph (2) of the following paragraphs:—

“(2) Sub-paragraph (a) of paragraph (1) shall apply to transactions exempted by section 19 of the Act.

(3) Sub-paragraph (b) of paragraph (1) shall not apply—

- (a) to the sale or supply of poisons to be exported to purchasers outside the United Kingdom;
- (b) to the sale or supply of poisons to a person or institution concerned with scientific education or research or chemical analysis, for the purposes of that education or research or analysis; or
- (c) so far as sodium fluoride is concerned, to the sale or supply of dental gels containing not more than 2.2 per cent. of sodium fluoride.”.

(a) S.I. 1974/2212 (1974 III, p. 8649).

5. Rule 35(2) of the principal Rules shall be amended by the substitution—
 - (a) for the words “£1·25”, in both places where they occur, of the words “£3·00”;
 - (b) for the words “£0·25”, of the words “£0·60”;
 - (c) for the words “£0·75”, in both places where they occur, of the words “£1·80”.
6. Schedule 1 to the principal Rules shall be amended by the insertion—
 - (a) after the words “Alcuronium chloride”, of the word “Aldicarb”;
 - (b) after the item beginning with the word “Fluoroacetamide”, of the word “Formetanate”;
 - (c) after the words “Methadyl acetate; its salts”, of the word “Methomyl”.
7. Paragraph 6 of Schedule 7 to the principal Rules shall be amended by the insertion—
 - (a) after the word “clothing”, of the word “Aldicarb”;
 - (b) after the item beginning with the word “Fluoroacetamide”, of the words “Formetanate” and “Methomyl”.
8. Schedule 15 to the principal Rules shall be amended by the insertion—
 - (a) after the word “cases”, of the word “Aldicarb”;
 - (b) after the item beginning with the word “Fluoroacetamide”, of the words “Formetanate” and “Methomyl”.

Roy Jenkins,
One of Her Majesty's Principal
Secretaries of State.

Home Office,
Whitehall.
20th June 1976.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Poisons Rules 1972. They delete the requirements as regards fluoroacetanilide (Rule 3); impose new requirements as regards aldicarb, formetanate and methomyl (Rules 6, 7 and 8); and provide an exemption in relation to containers used for dental gels containing sodium fluoride (Rule 4). They increase the fees as regards local authorities' lists (Rule 5). Provision is also made to enable strychnine to be purchased, by officers of the Ministry or Department concerned, for the destruction of foxes in any area which may be declared to be infected with rabies (Rule 2).

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