
 STATUTORY INSTRUMENTS

1982 No. 1219

WILDLIFE

**Wildlife and Countryside (Registration to Sell etc. Certain Dead
Wild Birds) Regulations 1982**

<i>Made - - - -</i>	<i>23rd August 1982</i>
<i>Laid before Parliament</i>	<i>6th September 1982</i>
<i>Coming into Operation</i>	<i>28th September 1982</i>

The Secretary of State for the Environment as respects England, the Secretary of State for Scotland as respects Scotland and the Secretary of State for Wales as respects Wales, in exercise of the powers conferred by section 6(2) (7) and (8) of the Wildlife and Countryside Act 1981 (a), hereby make the following regulations:—

Title, commencement and interpretation

1.—(1) These regulations may be cited as the Wildlife and Countryside (Registration to Sell etc. Certain Dead Wild Birds) Regulations 1982, and shall come into operation on 28th September 1982.

(2) In these regulations—

“registered person” means a person registered in accordance with these regulations;

“the Act” means the Wildlife and Countryside Act 1981; and

“the Secretary of State” means the Secretary of State for the Environment.

(3) Any reference in these regulations to a dead wild bird to which these regulations apply is a reference to any dead wild bird to which section 6(2) of the Act applies.

Registration

2.—(1) The Secretary of State shall maintain a register for the purposes of section 6(2) of the Act.

(2) An application for registration shall be made by the person seeking registration on a form obtained from the Secretary of State.

(3) The Secretary of State may make such reasonable charge for registration as he thinks fit.

3.—(1) Where any person becomes registered—

(a) within five years of his having been convicted of an offence under Part I of the Act for which a special penalty is provided; or

(b) within three years of his having been convicted of any other offence under the said Part I so far as it relates to the protection of birds or other animals or any offence involving their ill-treatment,

(a) 1981 c.69.

his registration shall be void; provided that no account shall be taken for this purpose of a conviction which has become spent by virtue of the Rehabilitation of Offenders Act 1974.

(2) Where any registered person is convicted as mentioned in paragraph (1) above, his registration shall cease to have effect.

(3) Any person who has been convicted as mentioned in paragraph (1) above (and whose conviction is not required by that paragraph to be left out of account) shall when applying for registration notify the Secretary of State of his conviction and supply details thereof.

(4) Any person—

(a) who has applied for registration (and whose application is still under consideration); or

(b) who is a registered person,

and who is convicted as mentioned in paragraph (1) above, shall immediately notify the Secretary of State of his conviction and supply details thereof.

4. Any registration effected before 1st September 1983 shall cease to have effect on that date, and any registration effected on or after that date shall cease to have effect on the triennial anniversary of that date which first occurs after the date of the registration.

Obligations of registered persons

5. Any registered person who has in his possession any dead wild bird to which these regulations apply shall maintain a record relating to such bird in the form set out in the Schedule to these regulations.

6. Any registered person who has in his possession any dead wild bird to which these regulations apply shall ensure that there is at all times affixed to the skin of the bird a mark which enables that bird to be identified by reference to the record required by regulation 5.

7. Any registered person who sells any dead wild bird to which these regulations apply shall ensure that at the time of the sale there is affixed to the skin of the bird a mark obtained from the Secretary of State:

Provided that where, for the purpose of display—

(a) the bird is mounted in a sealed case, the mark shall instead of being affixed to the skin of the bird be affixed in a visible position to the case;

(b) the bird is mounted otherwise than as mentioned in paragraph (a) above, the mark shall instead of being affixed to the skin of the bird be affixed in a visible position to the mount or base upon which the bird is displayed;

and where two or more birds are mounted together, the mark relating to each bird shall be affixed as close as possible to the bird to which it relates.

8. Any registered person who sells a dead wild bird to which these regulations apply shall supply the Secretary of State with information relating to the sale in the form set out in Schedule 2 to these regulations.

9. Any registered person who effects a permanent change of address shall, within twenty-eight days of so doing, inform the Secretary of State of his new address.

Offences

10. Any person who, without reasonable excuse, contravenes the provisions of regulations 3(3) or (4), 5, 6, 7, 8 or 9 shall be guilty of an offence under section 6 of the Act.

Register of birds sold Name of registered person (or company)
 Address
 Telephone numbers

Please return completed form to
 Department of the Environment, Floor 3, Tollgate House, Houlton Street, Bristol B52 0DJ

Log Book Number	Origin		Date received	Age	Sex	Species <i>If age not known, please state whether young, immature or adult</i>		Treatment <i>Please specify</i>			DOE marker <i>If fixed when bird was recovered tick box</i>	Purchaser Name and address
	Supplier's name and address	Cause of death				Scientific name	Common name	Full mount	Study skin	other		
											Number	
											Number	
											Number	
											Number	

9th August 1982.

Michael R. D. Heseltine,
Secretary of State for the Environment.

23rd August 1982.

George Younger,
Secretary of State for Scotland.

Signed by authority of
the Secretary of State
16th August 1982.

Michael Roberts,
Parliamentary Under Secretary of
State, Welsh Office.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations have been made for the purposes of section 6(2) of the Wildlife and Countryside Act 1981.

These regulations make provision for the registration of persons who sell, offer or expose for sale, or have in their possession or transport for the purposes of sale any dead wild bird to which section 6(2) of the 1981 Act applies, or any part of, or anything derived from such a bird. They also provide for the registration of persons who publish or cause to be published any advertisement likely to be understood as conveying that they buy or sell, or intend to buy or sell, any of those things.

SI 1982/1219
ISBN 0-11-027219-6

