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 STATUTORY INSTRUMENTS
 

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1963 No. 1278

## ANIMALS

## PREVENTION OF CRUELTY

## The Animals (Cruel Poisons) Regulations 1963

Made - - - -	18th July 1963
Laid before Parliament	26th July 1963
Coming into Operation	26th October 1963

In pursuance of the powers conferred on me by section 2(1) of the Animals (Cruel Poisons) Act 1962(a), I hereby make the following Regulations:—

1. The following poisons, that is to say, phosphorus and red squill, shall not, by putting or placing them in or upon any land or building, be used for destroying mammals of any description, and strychnine shall not, by putting or placing it as aforesaid, be used for destroying mammals of any description except moles.

2.—(1) In these Regulations “phosphorus” means elementary yellow phosphorus and “red squill” means the powder or extract derived from the red variety of *Urginea maritima* (L.).

(2) The Interpretation Act 1889(b) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3. These Regulations may be cited as the Animals (Cruel Poisons) Regulations 1963 and shall come into operation on 26th October 1963.

Henry Brooke,  
One of Her Majesty's Principal  
Secretaries of State.

Home Office,  
Whitehall.  
18th July 1963.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations, but is intended to indicate their general purport.)*

Under section 8(b) of the Protection of Animals Act 1911 (1 & 2 Geo. 5. c. 27) and section 7(b) of the Protection of Animals (Scotland) Act 1912 (2 & 3 Geo. 5. c. 14) it is an offence punishable with a fine of £10 to put or place in or upon any land or building any poison, but it is, subject to certain limitations and requirements, a defence that the poison was placed for the purpose of destroying insects or other invertebrates, rats, mice or other small ground vermin. Under the Animals (Cruel Poisons) Act 1962 and these Regulations that defence will not be available if yellow phosphorus, red squill or strychnine are used in contravention of the Regulations; and the penalty on conviction of the offence, if those poisons are so used, is a fine not exceeding £50 or imprisonment for a term not exceeding three months or both.

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(a) 10 & 11 Eliz. 2. c. 26.

(b) 52 & 53 Vict. c. 63.