PREVENTION OF CRUELTY

1954 No. 1587 (S. 176)

The Agriculture (Spring Traps) (Scotland) Order, 1954

Made - - - - 25th November, 1954
Coming into Operation 25th November, 1954

In exercise of the powers conferred on me by subsection (4) of section 50 of the Agriculture (Scotland) Act, 1948(a), as amended by section 10 of the Pests Act, 1954(b), and of all other powers enabling me in that behalf, I hereby make the following Order:—

1.—(1) This Order may be cited as the Agriculture (Spring Traps) (Scotland) Order, 1954, and shall come into operation on the 25th day of November, 1954.

(2) The Interpretation Act, 1889(c), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. The use, for the purpose of killing wild animals, of spring traps other than traps of a type and make approved by the Secretary of State in terms of subsection (3) of section 50 of the Agriculture (Scotland) Act, 1948, as amended by section 10 of the Pests Act, 1954, is as respects all land in Scotland hereby authorised.

3. Nothing in this Order shall be construed as authorising the use, for the purpose of killing hares or rabbits, of the spring traps to which this Order relates, elsewhere than in a rabbit hole.

Dated this 25th day of November, 1954.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

Under Section 50 of the Agriculture (Scotland) Act, 1948, as amended by Section 10 of the Pests Act, 1954, it is an offence to use or knowingly permit the use of a spring trap, other than a trap of a type and make approved by the Secretary of State, for the purpose of killing or taking animals. But the Secretary of State is empowered to authorise the use of spring traps other than approved traps and the use of traps so authorised is not unlawful. Meantime, pending the availability of a suitable trap or traps, the Secretary of State in this Order authorises the use of spring traps other than approved traps. It remains an offence to use any spring trap for the purpose of killing hares and rabbits elsewhere than in a rabbit hole.

(a) 11 & 12 Geo. 6. c. 45. b) 2 & 3 Eliz. 2. c. 68. (c) 52 & 53 Vict. c. 63.