STATUTORY INSTRUMENTS

1978 No. 672

POISONS

The Poisons (Amendment) Rules 1978

Made - - - -	3*rd May* 1978
Laid before Parliament	12*th May* 1978
Coming into Operation	26*th June* 1978

In pursuance of section 7 of the Poisons Act 1972**(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 1978 and shall come into operation on 26th June 1978.

(2) In these Rules "the principal Rules" means the Poisons Rules 1978**(b)** as amended by the Transfer of Functions (Wales) (No. 1) Order 1978**(c)**.

2. Rule 4 of the principal Rules shall be amended as follows—

(*a*) at the end of the heading there shall be added the words "*; relaxation of labelling and packaging provisions with respect to poisons within the Packaging and Labelling of Dangerous Substances Regulations 1978*"; and

(*b*) there shall be added the following paragraphs—

"(4) During the period beginning with 26th June and ending immediately before the date specified in paragraph (7), the provisions specified in paragraph (6) shall not have effect in relation to any poison such that, if that period had already passed,

(i) it would be a prescribed dangerous substance to which the Packaging and Labelling of Dangerous Substances Regulations 1978**(d)** applied; and

(ii) it could be supplied in accordance with the provisions of Regulations 4 and 5 of those Regulations.

(5) The provisions specified in paragraph (6) shall not have effect, as from the date specified in paragraph (7), in relation to any poison being a prescribed dangerous substance to which the Packaging and Labelling of Dangerous Substances Regulations 1978 apply.

(6) The provisions referred to in paragraphs (4) and (5) are—

(*a*) sub-paragraphs (i) to (iii) of section 3(1)(*c*) of the Act and Rules 15 to 18, 19(1) and (3), 20(1) and (2), 21, 22(1), 23 and 24(1); and

(*b*) except in the case of a poison sold retail by a shopkeeper, section 3(1)(*c*)(iv) of the Act and Rule 20(3) and (4).

(a) 1972 c. 66. (b) S.I. 1978/1. (c) S.I. 1978/272. (d) S.I. 1978/209.

(7) The date referred to in paragraphs (4) and (5) is—

(*a*) in relation to a poison in a container of a capacity of 200 litres or more, 1st September 1978; or

(*b*) in any other case, 1st March 1979.".

Merlyn Rees,
One of Her Majesty's Principal Secretaries of State.

Home Office.
3rd May 1978.

EXPLANATORY NOTE

(*This Note is not part of the Rules.*)

The Packaging and Labelling of Dangerous Substances Regulations 1978 impose obligations regarding the packaging and labelling of dangerous substances. These Rules amend the Poisons Rules 1978 so as to relieve from specified obligations of those Rules poisons falling within the scope of the Regulations once the Regulations come into force. They also contain transitional provisions to have effect before the Regulations come into force: during that period, if such a poison complies with the obligations which the Regulations when in force will impose, it need not also comply with the specified provisions of the Poisons Rules.

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