1983 No. 201

POISONS

Poisons Regulations (Northern Ireland) 1983

Made . . . . . *21st July 1983*

Coming into operation . . . *1st September 1983*

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The Department of Health and Social Services in exercise of the powers conferred on it by Article 9 of the Poisons (Northern Ireland) Order 1976(**a**) and of every other power enabling it in that behalf and on the recommendation of the Poisons Board, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Poisons Regulations (Northern Ireland) 1983 and shall come into operation on 1st September 1983.

Interpretation

2.—(1) In these regulations—

"cosmetic product" has the same meaning as in the Cosmetic Products Regulations (Northern Ireland) 1978(**b**);

"food" includes a beverage;

(**a**) S.I. 1976/1214 (N.I. 23)
(**b**) S.R. 1978 No. 342

"medicated animal feeding stuff" means an animal feeding stuff in which a medicinal product has been incorporated or in which a substance other than a medicinal product has been incorporated for a medicinal purpose;

"the Order" means the Poisons (Northern Ireland) Order 1976;

"poison" means a non-medicinal poison;

"registered seller of Part II poisons" means a person whose name is for the time being entered in a district council's register;

"sale exempted by Article 6 of the Order" means a sale within any of paragraphs (*a*) to (*e*) of Article 6 of the Order.

(2) In paragraph (1) "animal" has the meaning assigned to it by section 132 of the Medicines Act 1968(**a**) and "medicinal product" and "medicinal purpose" have the meanings respectively assigned to them by section 130 of that Act.

(3) These regulations shall not have effect in relation to any poison other than a non-medicinal poison.

(4) Any reference in these regulations to the percentage of poison contained in any substance or preparation shall, unless otherwise expressly provided, be construed in the following manner, that is to say, a reference to a substance or preparation containing one per cent. of any poison means—

(*a*) in the case of a solid, that one gram of the poison is contained in every hundred grams of the substance or preparation;

(*b*) in the case of a liquid, that one millilitre of the poison or, if the poison itself is a solid, one gram of the poison, is contained in every hundred millilitres of the substance or preparation,

and so in proportion for any greater or lesser percentage.

Application and Relaxation of the Order

Restriction of sales from retail business premises

3. It shall not be lawful for any person to sell poisons on any premises used for or in connection with his retail business, notwithstanding that the sale is exempted by Article 6 of the Order, unless he complies with the provisions of sub-paragraph (*a*) or sub-paragraph (*b*), as the case may be, of Article 5(1) of the Order.

Extension of labelling provisions and relaxation of labelling and packaging provisions with respect to certain poisons

4.—(1) Subject as hereinafter provided, the provisions of Article 5(1)(*c*) of the Order and of regulations 14 to 19 (which provisions relate to the labelling of poisons) shall apply to sales exempted by Article 6 of the Order, other than sales of poisons to be exported to purchasers outside the United Kingdom, and shall also apply to the supply of poisons (otherwise than on sale) in like manner as if references in the said provisions to the sale and the seller of poisons included references to the supply and the supplier of poisons respectively.

(2) The said provisions, except the provisions of regulation 18 and of Article 5(1)(*c*)(iv) of the Order as modified by regulation 19, shall not apply to the sale or supply of any of the poisons included in Schedule 2 to a person who—

(*a*) carries on a business in the course of which poisons are regularly sold by way of wholesale dealing or are regularly used in the manufacture of other articles; and

(a) 1968 c. 67

(*b*) requires the poison for the purpose of that business,

if the outside of the package in which the poison is sold or supplied is labelled conspicuously with words indicating the dangerous properties of the poison.

(3) The said provisions shall not apply to the sale or supply of poisons to be consigned to purchasers in Great Britain if the poisons are labelled in accordance with the corresponding provisions of the law in force in Great Britain relating to the labelling of poisons.

(4) The provisions specified in paragraph (6) shall not have effect in relation to any poison being a prescribed dangerous substance to which the Packaging and Labelling of Dangerous Substances Regulations (Northern Ireland) 1981(**a**) apply.

(5) The provisions specified in paragraph (6) shall not have effect, so far as any poison specified in the first column of Schedule 3 is concerned, in relation to any preparation specified against the description of the poison in the second column.

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

(*a*) Article 5(1)(*c*) (i) to (iii) of the Order and regulations 14 to 17, 18(1) and (3), 19(1) and (2), 20, 21(1), 22 and 23(1); and

(*b*) except in the case of a poison sold retail by a shopkeeper, Article 5(1)(*c*)(iv) of the Order and regulation 19(3) and (4).

Application of Article 5(2) of the Order

5. The provisions of Article 5(2) of the Order (which makes provision as to persons to whom poisons may be sold and to the keeping of records of sales) shall apply with respect to all poisons included in Schedule 1, whether or not the poison sold is a poison included in Part I of the Poisons List, and shall not apply with respect to any other poison:

Provided that—

(*a*) sub-paragraph (*a*) of the said Article 5(2) shall, in its application to sales by registered sellers of Part II poisons, be deemed to be satisfied if the person to whom the poison is sold is known by the person in charge of the premises on which the poison is sold or of the department of the business in which the sale is effected to be a person to whom the poison may properly be sold; and

(*b*) the provisions of the said Article 5(2) shall not apply, so far as nicotine, its salts or its quaternary compounds are concerned, to sales of agricultural and horticultural insecticides consisting of nicotine dusts containing not more than four per cent., weight in weight, of nicotine.

Extension of Article 5(2) to sales wholesale, etc., and relaxation of the said Article

6.—(1) The provisions of Article 5(2) of the Order as modified by regulation 5 shall apply to sales exempted by Article 6 of the Order, other than sales of poisons to be exported to purchasers outside the United Kingdom, and shall also apply to the supply in the form of commercial sample, otherwise than on sale, of any poison included in Schedule 1 in like manner as if references in the said provisions to the sale and seller of poisons respectively included references to the supply and the supplier of poisons in the form of commercial samples:

Provided that the said provisions shall not apply to the sale or supply of any article by the manufacturer thereof or by a person carrying on a business in the course of which poisons are regularly sold by way of wholesale dealing, if—

(**a**) S.R. 1981 No. 283

(*a*) the article is sold or supplied to a person carrying on a business in the course of which poisons are regularly sold or are regularly used in the manufacture of other articles, and

(*b*) the seller or supplier is reasonably satisfied that the purchaser requires the article for the purpose of that business.

(2) Sub-paragraph (*a*) of the said Article 5(2) shall, in its application to sales exempted by Article 6 of the Order and to the supply in the form of commercial samples of poisons included in Schedule 1, be deemed to be satisfied if the person to whom the poison or sample is sold or supplied is known by the person in charge of the department of the business through which the sale or supply is effected to be a person to whom the poison or sample may properly be sold or supplied.

(3) So much of sub-paragraph (*b*) of the said Article 5(2) as requires an entry in a book to be signed by the purchaser of a poison shall not, as respects the sale of a poison to a person for the purposes of his trade, business or profession, apply if the following requirements are satisfied—

(*a*) the seller must obtain before the completion of the sale an order in writing signed by the purchaser stating his name and address, trade, business or profession, and the following particulars in regard to the article to be purchased, that is to say, the purpose for which it is required and the total quantity to be purchased;

(*b*) the seller must be reasonably satisfied that the signature is that of the person purporting to have signed the order, and that that person carries on the trade, business or profession stated in the order, being one in which the poison to be purchased is used;

(*c*) the seller must insert in the entry prescribed by regulation 27 the words "signed order" and a reference number by which the order can be identified:

Provided that where a person represents that he urgently requires a poison for the purpose of his trade, business or profession, the seller may, if he is reasonably satisfied that the person so requires the poison and is, by reason of some emergency, unable before delivery either to furnish to the seller an order in writing duly signed or to attend and sign the entry in the book, deliver the poison to the purchaser on an undertaking by the purchaser to furnish such an order within the twenty-four hours next following.

If any purchaser by whom any such undertaking has been given fails to deliver to the seller a signed order in accordance with the undertaking, or if any person for the purpose of obtaining delivery of any poison under the foregoing proviso makes a statement which is to his knowledge false, he shall be deemed to have contravened the provisions of this regulation.

Exemption from the provisions applying solely to Schedule 1

7. Such of the provisions of these regulations and of the Order as modified by these regulations, as apply solely with respect to the poisons included in Schedule 1, shall not apply with respect to articles containing barium carbonate or zinc phosphide and prepared for the destruction of rats or mice.

Complete exemption for articles and substances in Schedule 4

8. Nothing in the Order or in these regulations shall apply—

(*a*) with respect to any article included in Group I of Schedule 4; or

(*b*) so far as any poison specified in the first column of Group II of that Schedule is concerned, with respect to any of the articles or substances specified in the second column opposite the description of the poison.

ADDITIONAL RESTRICTIONS ON THE SALE OF POISONS

Additional restriction of sales by persons lawfully conducting a retail pharmacy business

9. It shall not be lawful for any person lawfully conducting a retail pharmacy business to sell any poison included in Schedule 1, notwithstanding that it is a poison included in Part II of the Poisons List, unless the sale is effected by, or under the supervision of, a pharmacist.

Restriction of sales by registered sellers of Part II poisons

10.—(1) A person shall not be entitled by virtue of being a registered seller of Part II poisons to sell—

(*a*) any poison except in a closed container as closed by the manufacturer or other person from whom the poison was obtained;

(*b*) any poison included in Schedule 1 unless the sale is effected by himself or by a responsible deputy.

The expression "responsible deputy" means a person nominated as a deputy on the seller's form of application, as prescribed in Schedule 8, for entry as a registered seller of Part II poisons, or any person substituted, by notice in writing to the district council, for a person so nominated, and not more than two deputies shall be nominated at the same time in respect of one set of premises.

(2) A person shall not be entitled by virtue of being a registered seller of Part II poisons to sell—

(*a*) any poison included in the first column of Part A of Schedule 5 unless the article or substance sold is one of the articles or substances specified against the description of the poison in the second column of that Part, and the container of the substance is, in addition to any other direction of the Order or of these regulations with respect to labelling, labelled clearly with a notice of the special purpose for which the article or substance is intended, and a warning that it is only to be used for that purpose;

(*b*) any poison included in Part B of Schedule 5, unless the purchaser thereof is engaged in the trade or business of agriculture, horticulture or forestry and requires the poison for the purpose of that trade or business.

Restriction of sales of Part I poisons to shopkeepers

11. It shall not be lawful to sell by way of wholesale dealing any poison included in Part I of the Poisons List to a person carrying on a business of shopkeeping unless the seller—

(*a*) has reasonable grounds for believing that the purchaser is a person lawfully conducting a retail pharmacy business; or

(*b*) has received a statement signed by the purchaser or by a person authorised by him on his behalf to the effect that the purchaser does not intend to sell the poison on any premises used for or in connection with his retail business.

Restriction of sale and supply of strychnine and certain other poisons

12.—(1) Except in the cases mentioned in paragraphs 1, 2, 3, 4 and 5 of Part I of Schedule 12, it shall not be lawful to sell or supply strychnine, its salts or its quaternary compounds.

(2) Except in the cases mentioned in paragraphs 1, 2, 3 and 6 of the said Part I it shall not be lawful to sell or supply fluoroacetic acid, any salt thereof or fluoroacetamide.

(3) Except in the cases mentioned in paragraphs 1, 2, 3 and 7 of the said Part I, it shall not be lawful to sell or supply salts of thallium.

(4) Except in the cases mentioned in paragraphs 1, 2, 3 and 8 of the said Part I, it shall not be lawful to sell or supply zinc phosphide.

(5) Except in the cases mentioned in paragraphs 1, 2 and 3 of the said Part I, it shall not be lawful to sell or supply sodium arsenites or potassium arsenites.

(6) Any authority or certificate issued for the purposes of paragraph 4, 5, 6 or 7 of the said Part I shall be retained by the seller of the poison to which the authority or certificate relates.

Restriction of sale and supply of cyanides

13. Except in the case of a sale exempted by Article 6 of the Order, it shall not be lawful to sell or supply calcium cyanide, potassium cyanide or sodium cyanide.

SUPPLEMENTARY PROVISIONS WITH RESPECT TO LABELLING AND CONTAINERS

Manner of labelling containers

14.—(1) Subject to the provisions of these regulations, the particulars with which the container of a poison is required to be labelled under Article 5(1)(*c*) of the Order and under these regulations must appear in a conspicuous position on the container in which the poison is sold and on every box or other covering of whatever nature enclosing the container, and the particulars must be clearly and distinctly set out and not in any way obscured or obliterated.

(2) Nothing in Article 5(1)(*c*) of the Order or in regulations 14 to 19 shall require the labelling of any transparent cover or any wrapper, hamper, packing case, crate or other covering used solely for the purposes of transport or delivery.

Labelling of name of poison

15.—(1) Subject to paragraph (2), for the purpose of Article 5(1)(*c*)(i) of the Order the name of a poison shall be—

(*a*) where the term under which a poison is included in the Poisons List describes the poison specifically, the said term;

(*b*) where the said term describes a group of poisons and not the poison specifically, the accepted scientific name or the name descriptive of the true nature and origin of the poison.

(2) For the purpose of the said Article 5(1)(*c*)(i) it shall, in the case of a preparation containing a poison specified in the first column of Schedule 6, be sufficient to state the name of the poison or substance mentioned in the second column of that Schedule in respect of which the proportion of the poison to the total ingredients of the preparation is expressed in accordance with the provisions of regulation 16(2).

Labelling of particulars as to proportion of the poison

16.—(1) For the purposes of Article 5(1)(*c*)(ii) of the Order (which requires preparations containing poisons to be labelled with the prescribed particulars as to the proportion of poison therein) the label of the container of any preparation containing a poison as one of its ingredients shall, subject to paragraphs (2) and (3), include a statement of the proportion which the poison bears to the total ingredients of the preparation.

(2) In the case of a preparation containing a poison specified in the first column of Schedule 6, it shall be sufficient to state on the label the particulars specified in the second column of that Schedule against the description of the poison.

(3) Where any proportion is stated as a percentage, the statement shall indicate whether the percentage is calculated on the basis of weight in weight, weight in volume, or volume in volume.

Indication of character of the poison

17.—(1) For the purposes of Article 5(1)(*c*)(iii) of the Order (which requires the containers of poisons to be labelled with the word "Poison" or other prescribed indication of character) the container of any article specified in Schedule 7 shall, instead of being labelled with the word "Poison", be labelled with the words specified in that Schedule as applicable to that article.

(2) The said words specified as aforesaid or the word "Poison", as the case may be, must not be modified in meaning by the addition of any other words or marks, and—

(*a*) in the case of a poison included in Schedule 1, must either be in red lettering or be set against a red background; and

(*b*) in all cases must either be on a separate label or be surrounded by a line within which there must be no other words except words with which the container of the poison is required to be labelled under the Order or these regulations.

Special precautions in the case of certain articles

18.—(1) It shall not be lawful to sell or supply any poison, being a liquid contained in a bottle of a capacity of not more than 3 litres, unless the bottle is labelled with the words "Not to be taken".

(2) It shall not be lawful to sell or supply any compressed hydrogen cyanide unless the container is labelled with the words "Warning. This container holds poisonous gas and should only be opened and used by persons having expert knowledge of the precautions to be taken in its use".

(3) This regulation shall be in addition to the other requirements of the Order and of these regulations with respect to labelling, but shall not apply to the sale or supply of poisons to be exported to purchasers outside the United Kingdom.

Name of seller and address of premises

19.—(1) Article 5(1)(*c*)(iv) of the Order (which requires the container of a poison to be labelled with the name of the seller and the address of the premises on which it was sold) shall not apply in the case of an article sold for the purpose of being sold again in the same container.

(2) The requirements of Article 5(1)(*c*)(iv) of the Order shall be deemed to be satisfied, in the case of a poison supplied from a warehouse or depot, if the container of the poison is labelled with the address of the supplier's principal place of business or, in the case of a limited company, of the registered office of the company.

(3) Where any poison is sold in a container and outer covering, being the container and covering in which it was obtained by the seller, it shall be sufficient if the name of the seller and the address of the premises on which it was sold appear only on the outer covering.

(4) Where the names of more than one person or more than one address appear on any label, there must also be words on the label indicating clearly which person is the seller and at which of the addresses the poison was sold.

Form of containers

20.—(1) It shall not be lawful to sell, whether wholesale or retail, or supply any poison unless—

(*a*) it is contained in a container impervious to the poison and sufficiently stout to prevent leakage arising from the ordinary risks of handling and transport; and

(*b*) in the case of a liquid contained in a bottle of a capacity of not more than 1.14 litres, the outer surface of the bottle is fluted vertically with ribs or grooves recognisable by touch.

(2) Sub-paragraph (*b*) of paragraph (1) shall not apply to the sale or supply of poisons to be exported to purchasers outside the United Kingdom or 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.

STORAGE AND TRANSPORT

Storage of poisons

21.—(1) It shall not be lawful to store any poison except in a container impervious to the poison and sufficiently stout to prevent leakage from the container arising from the ordinary risks of handling.

(2) It shall not be lawful to store any poison included in Schedule 1 in any retail shop or premises used in connection therewith unless it is stored—

(*a*) in a cupboard or drawer reserved solely for the storage of poisons; or

(*b*) in a part of the premises which is partitioned off or otherwise separated from the remainder of the premises and to which customers are not permitted to have access; or

(*c*) on a shelf reserved solely for the storage of poisons and no food is kept directly under the shelf:

Provided that, in the case of any such poison to be used in agriculture, horticulture or forestry, it shall not be lawful to store it on any shelf, or in any such part of the premises as aforesaid if food is kept in that part, or in any cupboard or drawer unless the cupboard or drawer is reserved solely for the storage of poisons to be used as aforesaid.

Transport of poisons

22. It shall not be lawful to consign any poison for transport unless it is sufficiently stoutly packed to avoid leakage arising from the ordinary risks of handling and transport.

Additional provisions with respect to the transport of poisons

23.—(1) It shall not be lawful to consign for transport by carrier any poison unless the outside of the package containing the article is labelled conspicuously with the name of the poison and a notice indicating that it is to be kept separate from food and from empty containers in which food has been contained.

(2) It shall not be lawful for any person knowingly to transport any poison, either on his own behalf or for another person, in any vehicle in which food is being transported, unless the food is carried in a part of the vehicle effectively separated from that containing the poison, or is otherwise adequately protected from the risk of contamination.

(3) Regulation 15 shall have effect for the purposes of the provisions of paragraph (1) relating to the labelling with the name of a poison as it would have effect for the purposes of Article 5(1)(*c*)(i) of the Order.

MISCELLANEOUS

Form of application for entry in a district council's register, and form of register

24.—(1) Every application made to district council for the entry of a name in the register kept by the council in pursuance of Article 7(1) of the Order, being a register of persons entitled, subject to the provisions of the Order and of these regulations, to sell poisons included in Part II of the Poisons List, shall be made in the form set out in Schedule 8.

(2) The said register shall be in the form set out in Schedule 9.

Fees to be paid by registered sellers

25. The following fees shall be paid to a district council by every person whose name is entered on the register kept by that council—

(*a*) in respect of the entry of his name on the register, a fee of £5.00;

(*b*) in respect of the making of any alteration in the register in relation to the premises on which he is entitled to sell, a fee of £3.00; and

(*c*) in respect of the retention of his name on the register in any year subsequent to the year in which his name is first entered therein, a fee of £3.00:

Provided that, in the case of a person whose name is entered in or retained on the register as a person entitled to sell on more than one set of premises, the fees payable shall be increased—

(i) in the case of the entry of his name, by the sum of £5.00 for each additional set of premises on which he is entitled to sell; and

(ii) in the case of the retention of his name, by the sum of £3.00 for each additional set of premises.

Certificates of persons to whom poisons may be sold

26.—(1) A certificate given for the purposes of Article 5(2)(*a*) of the Order, being a certificate certifying a person to be a person to whom a poison may properly be sold, shall be in the form set out in Schedule 10.

(2) All householders are hereby authorised to give such certificates as aforesaid:

Provided that a certificate given by a householder who is not known to the seller of the poison to be a responsible person of good character shall not be a sufficient certificate for the said purposes unless it is endorsed in the manner specified in the said Schedule 10 by a police officer in charge of a police station.

(3) On any sale of a poison upon such a certificate as aforesaid, the certificate shall be retained by the seller.

Form of record of sales

27. The particulars of sales of poisons which are required by Article 5(2)(*b*) of the Order to be entered in a book shall be entered in the form set out in Schedule 11.

Preservation of records

28. All books kept for the purposes of the Order shall be preserved for a period of two years from the date on which the last entry was made therein.

Revocations

29. The Poisons Regulations (Northern Ireland) 1974(**a**) and the Poisons (Amendment) Regulations (Northern Ireland) 1976(**b**), are hereby revoked.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 21st July 1983.

(L.S.) *J. A. Wylie*

Assistant Secretary

(**a**) S.R. 1974 No. 246
(**b**) S.R. 1976 No. 342

SCHEDULE 1 Regulations 5, 6, 7, 9, 10(1), 17(2) and 21(2)

Poisons included in the Poisons List to which special restrictions apply unless exempted by regulation 7

Aldicarb
Aluminium phosphide
Arsenic; its compounds, except substances containing less than the equivalent of 0.0075 per cent. of arsenic (As)
Barium, salts of (other than barium sulphate)
Bromomethane
Carbofuran
Chloropicrin
Cycloheximide
Dinitrocresols (DNOC); their compounds with a metal or a base; except winter washes containing not more than the equivalent of five per cent. of dinitrocresols
Dinoseb; its compounds with a metal or a base
Dinoterb
Drazoxolon; its salts
Endosulfan
Endothal; its salts
Endrin
Fentin, compounds of
Fluoroacetic acid; its salts; fluoroacetamide
Hydrogen cyanide, except substances containing less than 0.15 per cent., weight in weight, of hydrogen cyanide (HCN); metal cyanides, other than ferrocyanides and ferricyanides, except substances containing less than the equivalent of 0.1 per cent., weight in weight, of hydrogen cyanide (HCN)
Lead, compounds of, with acids from fixed oils
Mercuric chloride, except substances containing less than one per cent. of mercuric chloride; mercuric iodide except substances containing less than two per cent. of mercuric iodide; nitrates of mercury except substances containing less than the equivalent of three per cent., weight in weight, of mercury (Hg); potassio-mercuric iodides except substances containing less than the equivalent of one per cent. of mercuric iodide; organic compounds of mercury except substances, not being aerosols, containing less than the equivalent of 0.2 per cent., weight in weight, of mercury (Hg)
Methomyl
Nicotine; its salts; its quaternary compounds
Oxamyl
Paraquat, salts of
Phosphorus compounds, the following:—

Azinphos-methyl
Chlorfenvinphos
Demephion
Demeton-S-methyl
Demeton-S-methyl sulphone
Dialifos
Dichlorvos
Dioxathion
Disulfoton
Fonofos
Mecarbam
Mephosfolan
Methidathion
Mevinphos
Omethoate
Oxydemeton-methyl
Parathion
Phenkapton
Phorate
Phosphamidon

Pirimiphos-ethyl
Quinalphos
Thiometon
Thionazin
Triazophos
Vamidothion

Strychnine; its salts; its quaternary compounds; except substances containing less than 0.2 per cent. of strychnine

Thallium, salts of

Thiofanox

Zinc phosphide

SCHEDULE 2 Regulation 4(2)

Poisons exempted from labelling provisions when sold or supplied in certain circumstances

Ammonia
Dinitrocresols (DNOC)
Formaldehyde
Formic acid
Hydrochloric acid
Hydrofluoric acid; alkali metal bifluorides; ammonium bifluoride; alkali metal fluorides; ammonium fluoride; sodium silicofluoride
Lead acetates; compounds of lead with acids from fixed oils
Mercuric chloride; mercuric iodide; organic compounds of mercury
Mercury, oxides of; nitrates of mercury
Nitric acid
Nitrobenzene
Oxalic acid; metallic oxalates
Phenols; compounds of phenols with a metal
Phosphorus, yellow
Potassium hydroxide
Sodium hydroxide
Sulphuric acid

SCHEDULE 3 Regulation 4(5)

Poisons exempted from labelling and packaging provisions when in certain forms

Poison	*Form in which exempted*
Aldicarb ...	Preparations for use in agriculture, horticulture or forestry
Alpha-chloralose ...	Preparations for the destruction of rats or mice
Aluminium phosphide ...	Preparations for the destruction of rats or mice or of rabbits, or for use in the storage of food or animal feeding stuffs
Arsenic, compounds of ...	Preparations for use as wood preservatives
Arsenic, compounds of —	
Calcium arsenites ...	Preparations for use in agriculture, horticulture or forestry
Copper acetoarsenite ...	Preparations for use in agriculture, horticulture or forestry
Copper arsenates ...	Preparations for use in agriculture, horticulture or forestry
Copper arsenites ...	Preparations for use in agriculture, horticulture or forestry
Lead arsenates ...	Preparations for use in agriculture, horticulture or forestry
Barium carbonate ...	Preparations for the destruction of rats or mice
Bromomethane ...	Preparations for use in agriculture, horticulture or the storage of food or animal feeding stuffs
Carbofuran ...	Preparations for use in agriculture, horticulture or forestry
Chloropicrin ...	Preparations for use in agriculture or horticulture
Cycloheximide ...	Preparations for use in forestry
Dinitrocresols (DNOC); their compounds with a metal or a base ...	Preparations for use in agriculture, horticulture or forestry
Dinoseb; its compounds with a metal or a base ...	Preparations for use in agriculture, horticulture or forestry
Dinoterb ...	Preparations for use in agriculture, horticulture or forestry
Drazoxolon; its salts ...	Preparations for use in agriculture, horticulture or forestry
Endosulfan ...	Preparations for use in agriculture, horticulture or forestry

Poison	*Form in which exempted*
Endothal; its salts ...	Preparations for use in agriculture, horticulture or forestry
Endrin ...	Preparations for use in agriculture, horticulture or forestry
Fentin, compounds of ...	Preparations for use in agriculture or horticulture
Fluoroacetamide ...	Preparations for the destruction of rats or mice
Formaldehyde ...	Preparations for use in agriculture, horticulture or forestry
Formic acid ...	Preparations for use in agriculture, horticulture or the storage of food or animal feeding stuffs
Hydrofluoric acid, salts of, the following:— alkali metal bifuorides; ammonium bifluoride; alkali metal fluorides	Preparations for use as wood preservatives
Hydrogen cyanide; metal cyanides ...	Preparations for the destruction of rats or mice, or of rabbits
Mercuric iodide; organic compounds of mercury ...	Preparations for use in agriculture, horticulture or forestry
Methomyl ...	Preparations for use in agriculture, horticulture or forestry
Nicotine; its salts ...	Preparations for use in agriculture, horticulture or forestry
Oxamyl ...	Preparations for use in agriculture, horticulture or forestry
Paraquat, salts of ...	Preparations for use in agriculture, horticulture or forestry
Phenols; compounds of phenols with a metal ...	Preparations for use in agriculture or horticulture
Phosphoric acid ...	Preparations for use in agriculture or horticulture
Phosphorus compounds, the following:—	Preparations for use in agriculture, horticulture or forestry
Azinphos-methyl	
Chlorfenvinphos	
Demephion	
Demeton-S-methyl	
Demeton-S-methyl sulphone	
Dialifos	
Dichlorvos	
Dioxathion	
Disulfoton	
Fonofos	
Mecarbam	
Mephosfolan	

Poison		*Form in which exempted*
Methidathion Mevinphos Omethoate Oxydemeton-methyl Parathion Phenkapton Phorate Phosphamidon Pirimiphos-ethyl Quinalphos Thiometon Thionazin Triazophos Vamidothion		
Sodium fluoroacetate	...	Preparations for the destruction of rats or mice
Thallium, salts of	...	Preparations for use in horticulture, or for the destruction of rats or mice
Thiofanox	...	Preparations for use in agriculture, horticulture or forestry
Zinc phosphide	...	Preparations for the destruction of rats or mice

(In this Schedule, "preparation" does not include a prescribed dangerous substance within the meaning of the Packaging and Labelling of Dangerous Substances Regulations (Northern Ireland) 1981.)

SCHEDULE 4 Regulation 8

Articles and substances exempted from the provisions of the Order and of these regulations

GROUP I

GENERAL EXEMPTIONS

Adhesives; anti-fouling compositions; builders' materials; ceramics; cosmetic products; distempers; electrical valves; enamels; explosives; fillers; fireworks; fluorescent lamps; glazes; glue; inks; lacquer solvents; loading materials; matches; medicated animal feeding stuffs; motor fuels and lubricants; paints; photographic paper; pigments; plastics; propellants; rubber; varnishes; vascular plants and their seeds.

GROUP II

SPECIAL EXEMPTIONS

Poison		*Substance or article in which exempted*
Ammonia	...	Substances not being solutions of ammonia or preparations containing solutions of ammonia; substances containing less than ten per cent., weight in weight, of ammonia (NH_3); refrigerators
Arsenic; its compounds	...	Pyrites ores or sulphuric acid containing arsenic or compounds of arsenic as natural impurities; in reagent kits or reagent devices, supplied for medical or veterinary purposes, substances containing less than 0.1 per cent., weight in weight, of arsanilic acid
Barium, salts of	...	Witherite other than finely ground witherite; barium carbonate bonded to charcoal for case hardening; fire extinguishers containing barium chloride; sealed smoke generators containing not more than 25 per cent., weight in weight, of barium carbonate
Bromomethane	...	Fire extinguishers
Carbofuran	...	Granular preparations
Drazoxolon; its salts	...	Treatments on seeds
Formaldehyde	...	Substances containing less than five per cent., weight in weight, of formaldehyde (H.CHO); photographic glazing or hardening solutions
Formic acid	...	Substances containing less than twenty-five per cent., weight in weight, of formic acid (H.COOH)
Hydrochloric acid	...	Substances containing less than ten per cent., weight in weight, of hydrochloric acid (HCl)

Poison		*Substance or article in which exempted*
Hydrogen cyanide	...	Preparations of wild cherry; in reagent kits supplied for medical or veterinary purposes, substances containing less than the equivalent of 0.1 per cent., weight in weight, of hydrogen cyanide (HCN)
Lead acetates	...	Substances containing less than the equivalent of 2.5 per cent., weight in weight, of elemental lead (Pb)
Mercuric chloride	...	Batteries
Mercuric chloride; mercuric iodide; organic compounds of mercury	...	Treatments on seeds or bulbs
Mercury, oxides of	...	Canker and wound paints (for trees) containing not more than three per cent., weight in weight, of yellow mercuric oxide
Methomyl	...	Solid substances containing not more than one per cent., weight in weight, of methomyl
Nicotine; its salts; its quaternary compounds	...	Tobacco; in cigarettes, the paper of a cigarette (excluding any part of that paper forming part of or surrounding a filter), where that paper in each cigarette does not have more than the equivalent of 10 milligrams of nicotine; preparations in aerosol dispensers containing not more than 0.2 per cent. of nicotine, weight in weight; other liquid preparations, and solid preparations with a soap base, containing not more than 7.5 per cent. of nicotine, weight in weight
Nitric acid	...	Substances containing less than twenty per cent., weight in weight, of nitric acid (HNO_3)
Nitrobenzene	...	Substances containing less than 0.1 per cent. of nitrobenzene; polishes
Oxalic acid; metallic oxalates	...	Laundry blue; polishes; cleaning powders or scouring products, containing the equivalent of not more than ten per cent. of oxalic acid dihydrate
Oxamyl	...	Granular preparations
Paraquat, salts of	...	Preparations in pellet form containing not more than five per cent. of salts of paraquat calculated as paraquat ion
Phenols	...	Butylated hydroxytoluene; carvacrol; creosote obtained from coal tar; essential oils in which phenols occur naturally;

Poison		*Substance or article in which exempted*
		liquid disinfectants or antiseptics not containing phenol and containing less than 2.5 per cent. of other phenols; motor fuel treatments not containing phenol and containing less than 2.5 per cent. of other phenols; in reagent kits supplied for medical or veterinary purposes; solid substances containing less than sixty per cent. of phenols; tar (coal or wood), crude or refined; in tar oil distillation fractions containing not more than five per cent. of phenols; *tert*-butylcresol; *p-tert*-butylphenol; *p-tert*-pentylphenol; *p*-(1,1,3,3-tetramethylbutyl) phenol; thymol
Phenylmercuric salts	...	Antiseptic dressings on toothbrushes; in textiles containing not more than 0.01 per cent. of phenylmercuric salts as a bacteriostat and fungicide
Phosphoric acid	...	Substances containing phosphoric acid, not being descaling preparations containing more than fifty per cent., weight in weight, of ortho-phosphoric acid
Phosphorus compounds, the following:—		
Chlorfenvinphos	...	Treatments on seeds; granular preparations
Dichlorvos	...	Preparations in aerosol dispensers containing not more than one per cent., weight in weight, of dichlorvos; materials impregnated with dichlorvos for slow release; granular preparations
Disulfoton	...	Granular preparations
Fonofos	...	Granular preparations
Oxydemeton-methyl	...	Aerosol dispensers containing not more than 0.25 per cent., weight in weight, of oxydemeton-methyl
Parathion	...	Granular preparations
Phorate	...	Granular preparations
Pirimiphos ethyl	...	Treatments on seeds
Thionazin	...	Granular preparations
Triazophos	...	Granular preparations
Potassium hydroxide	...	Substances containing the equivalent of less than seventeen per cent. of total caustic alkalinity expressed as potassium hydroxide; accumulators; batteries
Sodium fluoride	...	Substances containing less than three per cent. of sodium fluoride as a preservative

Poison		*Substance or article in which exempted*
Sodium hydroxide	...	Substances containing the equivalent of less than twelve per cent. of total caustic alkalinity expressed as sodium hydroxide
Sodium nitrite	...	Substances other than preparations containing more than 0.1 per cent. of sodium nitrite for the destruction of rats or mice
Sodium silicofluoride	...	Substances containing less than three per cent. of sodium silicofluoride as a preservative
Sulphuric acid	...	Substances containing less than fifteen per cent., weight in weight, of sulphuric acid (H_2SO_4); accumulators; batteries and sealed containers in which sulphuric acid is packed together with car batteries for use in those batteries; fire extinguishers
Thiofanox	...	Granular preparations

In Group II in this Schedule the expression "granular preparation" in relation to a poison means a preparation—

(*a*) which consists of absorbent mineral or synthetic solid particles impregnated with the poison, the size of the particles being such that not more than four per cent., weight in weight, of the preparation is capable of passing a sieve with a mesh of 250 microns, and not more than one per cent., weight in weight, a sieve with a mesh of 150 microns;

(*b*) which has an apparent density of not less than 0.4 grams per millilitre if compacted without pressure; and

(*c*) not more than 12 per cent. of which, weight in weight, consists of one or more poisons in respect of which an exemption is conferred by this Schedule in relation to granular preparations.

SCHEDULE 5 Regulation 10(2)

PART A

Form to which the poisons specified are restricted when sold by registered sellers of Part II poisons

Poison	*Form to which sale is restricted*
Aldicarb ...	Preparations for use in agriculture, horticulture or forestry
Alpha-chloralose ...	Preparations intended for indoor use in the destruction of rats or mice and containing not more than four per cent., weight in weight, of alpha-chloralose; preparations intended for indoor use in the destruction of rats or mice and containing not more than 8.5 per cent., weight in weight, of alpha-chloralose, where the preparation is contained in a bag or sachet which is itself attached to the inside of a device in which the preparation is intended to be so used and the device contains not more than 3 grams of the preparation
Arsenic, compounds of—	
Calcium arsenites ...	Agricultural, horticultural and forestal insecticides or fungicides
Copper acetoarsenite ...	Agricultural, horticultural and forestal insecticides or fungicides
Copper arsenates ...	Agricultural, horticultural and forestal insecticides or fungicides
Copper arsenites ...	Agricultural, horticultural and forestal insecticides or fungicides
Lead arsenates ...	Agricultural, horticultural and forestal insecticides or fungicides
Barium carbonate ...	Preparations for the destruction of rats or mice
Carbofuran ...	Preparations for use in agriculture, horticulture or forestry
Cycloheximide ...	Preparations for use in forestry
Dinitrocresols (DNOC); their compounds with a metal or a base ...	Preparations for use in agriculture, horticulture or forestry
Dinoseb; its compounds with a metal or a base ...	Preparations for use in agriculture, horticulture or forestry
Dinoterb ...	Preparations for use in agriculture, horticulture or forestry
Drazoxolon; its salts ...	Preparations for use in agriculture, horticulture or forestry
Endosulfan ...	Preparations for use in agriculture, horticulture or forestry

Poison	*Form to which sale is restricted*
Endothal; its salts ...	Preparations for use in agriculture, horticulture or forestry
Endrin ...	Preparations for use in agriculture, horticulture or forestry
Fentin, compounds of ...	Preparations for use in agriculture, horticulture or forestry
Mercuric chloride ...	Agricultural, horticultural and forestal fungicides, treatments on seeds or bulbs, insecticides
Mercuric iodide ...	Agricultural, horticultural and forestal fungicides, treatments on seeds or bulbs
Mercury, organic compounds of ...	Agricultural, horticultural and forestal fungicides, treatments on seeds or bulbs, solutions containing not more than five per cent., weight in volume, of phenyl mercuric acetate for use in swimming baths
Metallic oxalates other than potassium quadroxalate ...	Photographic solutions or materials
Methomyl ...	Preparations for use in agriculture, horticulture or forestry
Nitrobenzene ...	Agricultural, horticultural and forestal insecticides
Oxamyl ...	Preparations for use in agriculture, horticulture or forestry
Paraquat, salts of ...	Preparations for use in agriculture, horticulture or forestry
Phosphorus compounds, the following:—	Preparations for use in agriculture, horticulture or forestry
Azinphos-methyl	
Chlorfenvinphos	
Demephion	
Demeton-S-methyl	
Demeton-S-methyl sulphone	
Dialifos	
Dichlorvos	
Dioxathion	
Disulfoton	
Fonofos	
Mecarbam	
Mephosfolan	
Methidathion	
Mevinphos	
Omethoate	
Oxydemeton-methyl	
Parathion	
Phenkapton	
Phorate	
Phosphamidon	
Pirimiphos-ethyl	

Poison	*Form to which sale is restricted*
Quinalphos Thiometon Thionazin Triazophos Vamidothion	
Thiofanox	... Preparations for use in agriculture, horticulture or forestry
Zinc phosphide	... Preparations for the destruction of rats or mice

PART B

Poisons which may be sold by registered sellers of Part II poisons only to persons engaged in the trade or business of agriculture, horticulture or forestry and for the purposes of that trade or business

Aldicarb
Arsenic, compounds of—
  Calcium arsenites
  Copper acetoarsenite
  Copper arsenates
  Copper arsenites
  Lead arsenates
Carbofuran
Cycloheximide
Dinitrocresols (DNOC); their compounds with a metal or a base; except winter washes containing not more than the equivalent of five per cent. of dinitrocresols
Dinoseb; its compounds with a metal or a base
Dinoterb
Drazoxolon; its salts
Endosulfan
Endothal; its salts
Endrin
Fentin, compounds of
Mercuric chloride; mercuric iodide; organic compounds of mercury, except solutions containing not more than five per cent., weight in volume, of phenyl mercuric acetate for use in swimming baths
Methomyl
Oxamyl
Paraquat, salts of
Phosphorus compounds, the following:—
  Azinphos-methyl
  Chlorfenvinphos
  Demephion
  Demeton-S-methyl
  Demeton-S-methyl sulphone
  Dialifos
  Dichlorvos
  Dioxathion
  Disulfoton

Fonofos
Mecarbam
Mephosfolan
Methidathion
Mevinphos
Omethoate
Oxydemeton-methyl
Parathion
Phenkapton
Phorate
Phosphamidon
Pirimiphos-ethyl
Quinalphos
Thiometon
Thionazin
Triazophos
Vamidothion
Thiofanox

SCHEDULE 6 Regulations 15(2) and 16(2)

Statement of particulars permitted in certain cases as to proportion of poison

Name of poison	*Particulars*
Arsenic, compounds of ...	The proportion of arsenic (As) that the preparation would be calculated to contain on the assumption that the compounds of arsenic in the poison had been wholly converted into elemental arsenic
Barium, salts of ...	The proportion of barium (Ba) that the preparation would be calculated to contain on the assumption that the salts of barium in the poison had been wholly converted into elemental barium
Hydrogen cyanide; metal cyanides, other than ferrocyanides and ferricyanides ...	The proportion of hydrogen cyanide (HCN) that the preparation would be calculated to contain on the assumption that the cyanides in the poison had been wholly converted into hydrogen cyanide
Lead, compounds of, with acids from fixed oils ...	The proportion of lead (Pb) that the preparation would be calculated to contain on the assumption that the compounds of lead in the poison had been wholly converted into elemental lead
Phenols ...	The proportion of phenols (added together) contained in the preparation
Compounds of phenols with a metal	The proportion of phenols (added together) that the preparation would be calculated to contain on the assumption that the compounds of phenols with a metal had been wholly converted into the corresponding phenols

SCHEDULE 7 Regulation 17(1)

Indication of character of article prescribed for the purposes of Article 5(1)(*c*)(iii) of the Order

1. To be labelled with the words "Caution. This substance is caustic.":—

Potassium hydroxide, sodium hydroxide, and articles containing either of those substances.

2. To be labelled with the words "Caution. This substance is poisonous. Inhalation of the powder is dangerous. It is also dangerous to let the substance come into contact with the skin or clothing.":—

Fluoroacetic acid; its salts.

3. To be labelled with the words "Caution. Do not inhale vapour or allow contact with skin, eyes or clothing.":—

Bromomethane
Chloropicrin

4. To be labelled with the words "Caution. This preparation is poisonous and gives off a poisonous vapour on exposure to air. Do not swallow, inhale the vapour or allow contact with the skin.":—

Preparations containing aluminium phosphide.

SCHEDULE 8 Regulation 24(1)

Form of application to be made to a district council for registration in pursuance of Article 7(1) of the Order

FORM OF APPLICATION TO A DISTRICT COUNCIL FOR REGISTRATION

POISONS (NORTHERN IRELAND) ORDER 1976

I ..... of .....
being engaged in the business of .....
..... hereby apply to have my name entered in the register kept in pursuance of Article 7(1) of the above Order in respect of the following premises, namely .....
.....
.....
as a person entitled to sell from those premises non-medicinal poisons included in Part II of the Poisons List.

I hereby nominate .....
to act as my deputy (deputies) for the sale of non-medicinal poisons in accordance with regulation 10(1) of the Poisons Regulations (Northern Ireland) 1983.

Signed: .....
Date: .....

This space is for the use of the district council

.....

.....

SCHEDULE 9 Regulation 24(2)

Form of the register to be kept by a district council in pursuance of Article 7(4) of the Order

POISONS (NORTHERN IRELAND) ORDER 1976

List of persons entitled to sell non-medicinal poisons in Part II of the Poisons List

Full name	Address of premises	Description of business carried on at the premises	Name of deputy (or deputies) permitted to sell

SCHEDULE 10 Regulation 26

Certificate for the purchase of a non-medicinal poison

For the purposes of Article 5(2)(*a*)(i) of the Poisons (Northern Ireland) Order 1976.

I, the undersigned, a householder occupying (*a*) .....
.....hereby certify from my knowledge of (*b*) .....
..... of (*a*) .....
that he is a person to whom (*c*) .....may properly be supplied.

I further certify that (*d*) .....
is the signature of the said (*b*) .....

.....
Signature of householder giving certificate
Date .....

(*a*) Insert full postal address.
(*b*) Insert full name of intending purchaser.
(*c*) Insert name of poison.
(*d*) Intending purchaser to sign his name here.

Endorsement required by regulation 26 of the Poisons Regulations (Northern Ireland) 1983 to be made by a police officer in charge of a police station when, but only when, the householder giving the certificate is not known to the seller of the poison to be a responsible person of good character.

I hereby certify that in so far as is known to the police of the district in which *..... resides he is a responsible person of good character.

Signature of Police Officer
Rank .....

In charge of Police Station at .....
Date .....

Office Stamp of
Police Station

*Insert full name of householder giving the certificate.

SCHEDULE 11 Regulation 27

Form of entry to be made in the book to be kept by sellers of poisons in accordance with Article 5(2)(b) of the Order

Date of sale	Name and quantity of poison supplied	Purchaser's			Purpose for which stated to be required	Date of certificate (if any)	Name and address of person giving certificate (if any)	Signature of purchaser or, where a signed order is permitted by the Poisons Regulations (Northern Ireland) 1983, the date of the signed order
		Name	Address	Business, trade or occupation				

SCHEDULE 12 Regulation 12

Restriction of sale and supply of strychnine and certain other poisons

PART I

Cases of sale or supply to which provisions of regulation 12 do not apply

1. The provisions of regulation 12 shall not apply in the case of the sale of a substance to be exported to purchasers outside the United Kingdom.

2. The provisions of regulation 12 shall not apply in the case of the sale of a substance to a person or institution concerned with scientific education or research or chemical analysis, for the purposes of that education or research or analysis.

3. The provisions of regulation 12 shall not apply in the case of the sale of a substance by way of wholesale dealing.

4. The following provision of regulation 12, namely, paragraph (1) (strychnine, etc.), shall not apply in the case of the sale of a substance to a person producing a written authority in the form set out in Part II issued by the County Agricultural Executive Officer or by a person duly authorised by the Department of Agriculture authorising the purchase of the substance for the purpose of killing foxes, so, however, that the authority in question has been issued within the preceding three months and the quantity sold does not exceed the quantity, not being more than twenty-five grams, specified therein.

5. The following provision of regulation 12, namely, paragraph (1) (strychnine, etc.), shall not apply in the case of the sale of a substance to an officer of the Department of Agriculture who produces a written authority in the form set out in Part III issued by a person duly authorised by the Department of Agriculture authorising the purchase by that officer of the substance for the purpose of killing foxes (other than foxes held in captivity) in an infected area within the meaning of the Rabies Control (Northern Ireland) Order 1977(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.

6.—(1) The following provision of regulation 12, namely, paragraph (2) (fluoroacetic acid, etc.), shall not apply in the case of the sale of a substance—

(*a*) to a person producing a certificate in form "A" of the forms set out in Part IV issued by a duly authorised Medical Officer of a Board certifying that the substance is required for use as a rodenticide by employees of a district council being such use—

(i) in ships or sewers in such places as are identified in the certificate; or

(ii) in such drains as are identified in the certificate, being drains which are situated in restricted areas and wholly enclosed and to which all means of access are, when not in actual use, kept closed; or

(iii) in such warehouses as are identified in the certificate, being warehouses which are situated in restricted dock areas and to which all means of access are, when not in actual use, kept securely locked or barred; or

(*b*) to a person producing a certificate in form "B" of the said forms issued by a duly authorised Medical Officer of a Board certifying that the substance is required for use as a rodenticide by such person or by the employees of such body of persons, carrying on a business of pest control, as is named in the certificate, being such use as is mentioned in sub-paragraph (1)(*a*)(i) or (ii); or

(*c*) to a person producing a certificate in form "B" of the said forms issued by a person duly authorised by the Department of Agriculture or by the County Agricultural Executive Officer, certifying that the substance is required for use as a rodenticide by officers of the Department of Agriculture, being such use as is mentioned in sub-paragraph (1)(*a*)(i) or (ii),

so, however, that the certificate in question has been issued within the preceding three months and the quantity sold does not exceed the quantity specified therein.

(2) In this paragraph the following expressions have the meanings hereby respectively assigned to them, that is to say:—

(a) S.R. 1977 No. 11

"Board" means a "Health and Social Services Board" constituted under the Health and Personal Social Services (Northern Ireland) Order 1972(**a**);

"dock area" means an area in the vicinity of a dock as defined in section 38(1) of the Harbours Act (Northern Ireland) 1970(**b**);

"drain" and "sewer" have the meanings respectively assigned to them by Article 2 of the Water and Sewerage Services (Northern Ireland) Order 1973(**c**);

"restricted", in relation to any area, means controlled in such manner that access to the area by unauthorised persons is in normal circumstances prevented.

7.—(1) The following provision of regulation 12, namely, paragraph (3) (salts of thallium), shall not apply in the case of the sale of a substance—

(*a*) to a district council for the purpose of the exercise of its statutory powers, or

(*b*) to a government department or an officer of the Crown, for the purposes of the public service, or

(*c*) other than thallium sulphate, to a person, or body of persons, carrying on a business in the course of which salts of thallium are regularly used in the manufacture of other articles, for the purposes of that business, or

(*d*) other than thallium sulphate, as an ingredient in any article, not being an article intended for internal consumption by any person or animal.

(2) The following provision of regulation 12, namely paragraph (3) (salts of thallium), shall not apply as regards thallium sulphate in the case of the sale of a substance to a person producing a written authority in the form set out in Part V issued by a person duly authorised by the Department of Agriculture or by a person duly authorised by a district council authorising the purchase of thallium sulphate for use by him or by the employees of such body of persons as is named in the authority for the purpose of killing rats or mice in the course of a business of pest control; so, however, that the authority in question has been issued within the preceding twelve months.

8. The following provisions of regulation 12, namely paragraph (4) (zinc phosphide), shall not apply in the case of the sale of a substance—

(*a*) to a district council for the purpose of the exercise of its statutory powers, or

(*b*) to a government department or an officer of the Crown, for the purposes of the public service, or

(*c*) to a person, or body of persons, carrying on a trade or business, for the purposes of that trade or business.

PART II

Form of authority for the purchase of strychnine or a salt or quaternary compound thereof for killing foxes

For the purposes of regulation 12(1) of the Poisons Regulations (Northern Ireland) 1983 and of paragraph 4 of Part I of Schedule 12 thereto I hereby authorise ..... of ....., to purchase within 3 months of the date hereof of for the purpose of killing foxes.

Date .....Signature .....

[County Agricultural Executive Officer for County .....]
[A person duly authorised by the Department of Agriculture]

NOTE: This authority is valid for one purchase only and must be retained by the authorised seller of poisons.

(**a**) S.I. 1972/1265 (N.I. 14)
(**b**) 1970 c. 1 (N.I.)
(**c**) S.I. 1973/70 (N.I. 2)

PART III

Form of authority for the purchase of strychnine or a salt or quaternary compound thereof for killing foxes

For the purposes of regulation 12(1) of the Poisons Regulations (Northern Ireland) 1983 and of paragraph 5 of Part I of Schedule 12 thereto I hereby authorise ..... (an officer of the Department of Agriculture) to purchase within four weeks of the date hereof ..... of ..... for the purpose of killing foxes (other than foxes held in captivity) in the following infected area (within the meaning of the Rabies Control (Northern Ireland) Order 1977), namely the infected area in .....(*locality*).

Date ..... Signature .....

[A person duly authorised by the Department of Agriculture]

PART IV

Forms of certificate authorising the purchase of fluoroacetic acid, a salt thereof or fluoracetamide as a rodenticide

FORM A

Certificate authorising the purchase of fluoroacetic acid, a salt thereof or fluoroacetamide as a rodenticide for use by employees of a district council

For the purposes of regulation 12(2) of the Poisons Regulations (Northern Ireland) 1983 and of paragraph 6 of Part I of Schedule 12 thereto, I hereby certify that ..... of ..... is required for use by employees of ..... as a rodenticide in [ships] [sewers] situated at .....
[the following warehouses] viz. .....
situated in the restricted dock area at .....
being warehouses to which all means of access are, when not in actual use, kept securely locked or barred
[the following drains] viz. .....
situated in the restricted area at .....
.....
being drains which are wholly enclosed and to which all means of access are, when not in actual use, kept closed.

Signature .....

A duly authorised Medical Officer of the Health and Social Services Board

Date .....

FORM B

Certificate authorising the purchase of fluoracetic acid, a salt thereof, or fluoroacetamide as a rodenticide for use by a person, or by the employees of a body of persons, carrying on a business of pest control or for use by officers of the Department of Agriculture

For the purposes of regulation 12(2) of the Poisons Regulations (Northern Ireland) 1983 and of paragraph 6 of Part I of Schedule 12 thereto, I hereby certify that
.....
of .....is required for use by
[.....] [employees of .....
.....],

[officers of the Department of Agriculture] as a rodenticide in—
[ships] [sewers] situated at .....
.....
[the following drains] viz. .....
.....
situated in the restricted area at .....
.....
being drains which are wholly enclosed and to which all means of access are, when not in actual use, kept closed.

Signature .....
[A duly authorised Medical Officer of the ..... Health and Social Services Board]
[A person duly authorised by the Department of Agriculture]
[County Agricultural Executive Officer for County .....]

Date .....

PART V

Form of authority for the purchase of thallium sulphate for killing rats or mice

For the purposes of regulation 12(3) of the Poisons Regulations (Northern Ireland) 1983 and of paragraph 7 of Part I of Schedule 12 thereto, I hereby authorise ..... to purchase thallium sulphate within twelve months from the date hereof for the purpose of killing rats or mice.

Signature .....

[A person duly authorised by the Department of Agriculture]

[A person duly authorised by ..... District Council]

Date .....

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations are made under the Poisons (Northern Ireland) Order 1976 ('the Order') and come into operation on 1st September 1983. The regulations revoke and replace the Poisons Regulations (Northern Ireland) 1974 (S.R. 1974 No. 246) ('the 1974 regulations') as amended by the Poisons (Amendment) Regulations (Northern Ireland) 1976 (S.R. 1976 No. 342).

The regulations make provision as to the sale by retail and by wholesale, the labelling of containers and the storage and transport, of poisons. The term 'poison' used throughout the regulations is defined in regulation 2(1) as meaning a non-medicinal poison.

Regulations 3 to 8 provide for the extension and relaxation of provisions of Article 5 of the Order. Those provisions relate to—

(*a*) persons entitled to sell poisons and the premises from which they may be sold;

(*b*) persons to whom poisons may be sold and the keeping of records of sales; and

(*c*) the labelling of containers of poisons.

Regulations 9 to 13 impose additional restrictions on the sale of poisons. The restrictions relate to—

(*a*) the sale of poisons included in Schedule 1;

(*b*) the form of containers of poisons sold by registered sellers of Part II poisons;

(*c*) the form in which, and the persons to whom, poisons included in Schedule 5 may be sold by registered sellers of Part II poisons;

(*d*) the persons to whom poisons included in Part I of the Poisons List may be sold by way of wholesale dealing; and

(*e*) the sale and supply of strychnine and certain other poisons.

Regulations 14 to 20 supplement the provisions of Article 5(1) of the Order with regard to labelling and containers of poisons. The regulations specify—

(*a*) the manner of labelling containers;

(*b*) the particulars to be included on the label;

(*c*) the warnings to be included on the label in the case of certain poisons; and

(*d*) the form of containers in which poisons are to be sold or supplied.

Regulations 21 to 23 impose conditions on the storage and transport of poisons.

Regulations 24 and 25 make provision as to the form of application to be made to a district council for registration as a seller of Part II poisons, the form of the register to be kept by a district council and the fees payable in connection with registration.

Regulations 26 to 28 provide for the certification of persons to whom poisons may be sold, the form of record of sales of poisons and the preservation of records.

The principal changes effected by the regulations are—

(*a*) in consequence of the coming into force of the Poisons List Confirmation Order (Northern Ireland) 1983 (S.R. 1983 No. 200) certain substances are deleted throughout the regulations and certain substances (carbofuran, dinoterb, oxamyl, thiofanox, and phosphorus compounds dialifos, mephosfolan, quinalphos and thiazophos) are added where appropriate to the various lists of substances in Schedules 1, 4 and 5 (formerly Schedules 1, 3 and 5 to the 1974 regulations) to which special restrictions and relaxations apply;

(*b*) labelling and packaging requirements do not apply to a poison being a prescribed dangerous substance to which the Packaging and Labelling of Dangerous Substances Regulations (Northern Ireland) 1981 apply nor to poisons when in certain forms (regulation 4(4) to (6) and Schedule 3);

(*c*) Schedule 4 (formerly Schedule 3 to the 1974 regulations) which lists articles and substances wholly exempted from the Order and the regulations is amended by the insertion of a complete exemption for cosmetic products and exemptions in specified circumstances for methomyl and nicotine;

(*d*) the requirement for a registered seller of Part II poisons to sell a poison in the closed container in which he receives it is extended to all poisons (regulation 10(1)). The former exemption for ammonia is removed;

(*e*) the form in which alpha-chloralose may be sold by registered sellers of Part II poisons is extended (Schedule 5, Part A);

(*f*) certain poisons are added to Part B of Schedule 5 which lists poisons which may be sold by registered sellers of Part II poisons only to persons engaged in the trade or business of agriculture, horticulture or forestry who require the poison for the purpose of that trade or business;

(*g*) the requirement for certain poisons to be coloured (formerly regulation 15 of, and Schedule 15 to, the 1974 regulations) is removed;

(*h*) regulation 21(2) (formerly regulation 26(2) of the 1974 regulations) no longer requires certain poisons to be stored in retail shops or premises used in connection therewith in containers distinguishable by touch from the containers of non-poisonous substances stored in the same premises;

(*i*) the requirements of regulation 23 (formerly regulation 28 of the 1974 regulations) regarding the labelling of the outside of a package containing a poison being transported by carriage and the separation from food of poisons being transported extend to all poisons;

(*j*) certain poisons (namely organic compounds of mercury, potassium hydroxide and sodium hydroxide) are deleted from the list in Schedule 6 which specifies poisons to which certain relaxations from labelling requirements apply;

(*k*) provision is made to enable strychnine to be purchased by officers of the Department of Agriculture for the destruction of foxes in any area declared to be infected with rabies (regulation 12 and Schedule 12, paragraph 5).

The fees to be paid by registered sellers of Part II poisons are increased as follows—

entry of name on register in respect of each set of premises ...	increase from 50p to £5.00
retention of name on register in respect of each set of premises ...	increase from 25p to £3.00
alteration of entry in register ...	increase from 15p to £3.00

(regulation 25).