1958 No. 1016

The Poisons Rules, 1958

Made - - - -	16*th June*, 1958
Laid before Parliament	26*th June*, 1958
Coming into Operation	1*st July*, 1958

In pursuance of section twenty-three of the Pharmacy and Poisons Act, 1933(**a**), I hereby make the following Rules:—

1. The Poisons Rules, 1952(**b**), as amended by the Poisons (No. 2) Rules, 1952(**c**), the Poisons Rules, 1953(**d**), the Poisons Rules, 1954(**e**), the Poisons (No. 2) Rules, 1954(**f**), the Poisons Rules, 1955(**g**), the Poisons (No. 2) Rules, 1955(**h**), and the Poisons Rules, 1957(**i**), shall have effect subject to the amendments specified in the Schedule hereto.

2. These Rules may be cited as the Poisons Rules, 1958, and shall come into operation on the first day of July, 1958.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
16th June, 1958.

SCHEDULE

AMENDMENTS TO THE POISONS RULES, 1952, AS SUBSEQUENTLY AMENDED

1.—(1) In paragraph (1) of Rule 2 (which relates to the interpretation of the Rules and provides, amongst other things, that the expressions "British Pharmaceutical Codex", "British Pharmacopoeia" and "National Formulary" include supplements) before the words "National Formulary" there shall be inserted the word "British", and after the said words there shall be inserted the words "and British Veterinary Codex".

(2) In Rule 18 (which relates to the names to be given to poisons on labels, including, amongst other permissible names, names given in the British Pharmacopoeia, the British Pharmaceutical Codex and the National Formulary)—

(*a*) before the words "National Formulary", in each place where those words occur, there shall be inserted the word "British";

(**a**) 23 & 24 Geo. 5. c. 25.
(**b**) S.I. 1952/2086 (1952 II, p. 2443).
(**c**) S.I. 1952/2268 (1952 II, p. 2479).
(**d**) S.I. 1953/1301 (1953 II, p. 1580).
(**e**) S.I. 1954/267 (1954 II, p. 1776).
(**f**) S.I. 1954/1096 (1954 II, p. 1778).
(**g**) S.I. 1955/1135 (1955 II, p. 1870).
(**h**) S.I. 1955/1978 (1955 II, p. 1871).
(**i**) S.I. 1957/468 (1957 II, p. 1873).

(*b*) in paragraphs (1) and (4) and in sub-paragraph (*a*) of paragraph (2), after the said words, in each place where they occur, there shall be inserted the words " or the British Veterinary Codex " ;

(*c*) in sub-paragraph (*b*) of paragraph (2), after the words " National Formulary " there shall be inserted the words " or in the British Veterinary Codex " ; and

(*d*) in the said paragraph (2) for the words from " with the addition of the letters " to the end of the paragraph there shall be substituted the words " or the British Veterinary Codex with the addition of the letters " B.P.", " B.P.C.", " B.N.F." or " B.Vet.C.", as the case may be ".

2. In sub-paragraph (*b*) of paragraph (2) of Rule 14 (which specifies certain poisons which listed sellers of poisons are not entitled to sell unless the purchaser is engaged in the trade or business of agriculture or horticulture and the poison is required for the purposes thereof) for the words from " any of the following phosphorus compounds " to " triphosphoric pentadimethylamide " there shall be substituted the words—

" any of the following phosphorus compounds, that is to say, amiton, demeton-O, demeton-S, diethyl 4-methyl-7-coumarinyl phosphorothionate, diethyl *p*-nitrophenyl phosphate, dimefox, ethyl *p*-nitrophenyl phenylphosphonothionate, mazidox, mipafox (except when in the form of a cap on a stick or wire), parathion, schradan, sulfotep, triphosphoric pentadimethylamide ; ".

3.—(1) At the end of Rule 16 (which places a restriction on the sale of strychnine) there shall be added the following paragraph :—

" (2) It shall not be lawful to sell or supply monofluoroacetic acid or any salt thereof :

Provided that this Rule shall not apply to the sale of monofluoroacetic acid or a salt thereof—

(*a*) by way of wholesale dealing ; or

(*b*) to be exported to purchasers outside the United Kingdom ; or

(*c*) to a person or institution concerned with scientific education or research or chemical analysis, for the purposes of that education or research or analysis ; or

(*d*) to a person producing a certificate in form " A " of the forms set out in the Seventeenth Schedule to these Rules issued within the preceding three months by the medical officer of health of a local authority or port health authority certifying that monofluoroacetic acid or a salt thereof named in the certificate is required for use by employees of that local authority or port health authority as a rodenticide in ships, aircraft, hangars or sewers in such places, or in such industrial premises or warehouses as are identified, in the certificate ; or

(*e*) to a person producing a certificate in form " B " of the forms set out as aforesaid issued within the said period by—

(i) the medical officer of health of a local authority or port health authority, or

(ii) in England or Wales, an officer of the Ministry of Agriculture, Fisheries and Food not below the rank of, according to the post in which he serves, divisional executive officer or divisional pests officer, or, in Scotland, an officer of the Department of Agriculture for Scotland not below the rank of, according to the post in which he serves, senior executive officer or senior experimental officer,

certifying that monofluoroacetic acid or a salt thereof is required for use 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 as a rodenticide in ships, aircraft, hangars or sewers in such places, or in such industrial premises or warehouses as are identified, in the certificate.

In this paragraph, the expression "local authority", in the administrative county of London, means the common council of the City of London and the council of a metropolitan borough, elsewhere in England or Wales means the council of a county, county borough and county district, and, in Scotland, has the same meaning as in the Public Health (Scotland) Act, 1945(a), and the expression "port health authority" means, in England and Wales, the port health authority of the Port of London and a port health authority for the purposes of the Public Health Act, 1936(b), and, in Scotland, a port local authority as constituted in terms of section one hundred and seventy-two of the Public Health (Scotland) Act, 1897(c).".

(2) After the Sixteenth Schedule, there shall be added the following Schedule:—

"SEVENTEENTH SCHEDULE Rule 16.

Forms of certificate authorising the purchase of monofluoroacetic acid or a salt thereof as a rodenticide

Form A

Certificate authorising the purchase of monofluoroacetic acid or a salt thereof as a rodenticide for use by employees of a local authority or a port health authority (in Scotland, port local authority).

I hereby certify that (*a*) ..... is required for use by employees of (*b*) ..... as a rodenticide in (*c*) ..... situated at (*d*) .....

.....

Signature of Medical Officer of Health of (*b*)

Date .....

(*a*) Insert "monofluoroacetic acid" or the salt thereof required as the case may require.
(*b*) Insert the name of the authority in question.
(*c*) State "ships", "aircraft", "hangars", "sewers", "industrial premises" or "warehouse(s)" as the case may require.
(*d*) State the situation of the ships, aircraft, hangars or sewers or give the address(es) of the premises or warehouse(s) as the case may require.

Form B

Certificate authorising the purchase of monofluoroacetic acid or a salt thereof as a rodenticide by persons carrying on, or by the employees of a body of persons carrying on, a business of pest control.

I hereby certify that (*a*) .....is required for use by (*b*) [employees of] ..... (*c*) as a rodenticide in (*d*) ..... situated at (*e*) .....

.....

(*h*) { Signature of Medical Officer of Health of (*f*) ..... / (*g*) ..... Officer of the / (*h*) Ministry of Agriculture, Fisheries and Food / Department of Agriculture for Scotland }

Date .....

(*a*) Insert "monofluoroacetic acid" or the salt thereof required as the case may require.
(*b*) Delete where necessary.
(*c*) Insert name of person, or, as the case may be body of persons, carrying on a business of pest control.
(*d*) State "ships", "aircraft", "hangars", "sewers", "industrial premises" or "warehouse(s)" as the case may require.
(*e*) State the situation of the ships, aircraft, hangars or sewers or give the address(es) of the premises or warehouse(s) as the case may require.
(*f*) Insert the name of the authority in question.
(*g*) Insert rank held in the Ministry of Agriculture, Fisheries and Food or the Department of Agriculture for Scotland, as the case may require.
(*h*) Delete words which do not apply".

(a) 9 & 10 Geo. 6. c. 15. (b) 26 Geo. 5 & 1 Edw. 8. c. 49. (c) 60 & 61 Vict. c. 38.

4. In the First Schedule (which sets out a list of substances in the Poisons List to which special restrictions apply)—

(*a*) after the item "Carbachol" there shall be inserted the item "Chlorambucil; its salts";

(*b*) after the item "1:4-Dimethanesulphonoxybutane; its salts" there shall be inserted the item "1:3-Dimethyl-4-phenyl-4-propionyloxyhexamethyleneimine; its salts";

(*c*) after the item beginning with the word "Dinoseb" there shall be inserted the item "Dioxaphetyl butyrate; its salts";

(*d*) for the item "Dithienylallylamine compounds, their salts" there shall be be substituted the item "Dithienylallylamines; dithienylalkylallylamines; their salts";

(*e*) after the item beginning with the word "Ergot" there shall be inserted the item "Fluoroacetamide; fluoroacetanilide";

(*f*) for the item "Methylpentynol" there shall be substituted the item "Methylpentynol; its esters and other derivatives";

(*g*) after the said last-mentioned item, there shall be inserted the item "1-Methyl-4-phenylpiperidine-4-carboxylic acid isopropyl ester; its salts";

(*h*) after the item "Metopon; its salts" there shall be inserted the item "Monofluoroacetic acid; its salts";

(*i*) after the item "Nalorphine; its salts" there shall be inserted the item "Normethadone; its salts";

(*j*) after the item "Phenetidylphenacetin" there shall be inserted the item "Phenomorphan; its salts";

(*k*) for the item beginning with the words "Phosphorus compounds, the following" there shall be inserted the following item (hereafter in this Schedule referred to as "the new list of phosphorus compounds"):—

"Phosphorus compounds, the following:—
Amiton
Demeton-O
Demeton-S
Demeton-O-methyl
Demeton-S-methyl
Diethyl 4-methyl-7-coumarinyl phosphorothionate
Diethyl *p*-nitrophenyl phosphate
Dimefox
Ethyl *p*-nitrophenyl phenylphosphonothionate
Mazidox
Mipafox
Parathion
Schradan
Sulfotep
TEPP (HETP)
Triphosphoric pentadimethylamide";

(*l*) after the item "Polymethylenebistrimethylammonium salts" there shall be inserted the items "Promazine; its salts" and Propoxyphene; its salts";

(*m*) the item "Sodium monofluoroacetate" shall be omitted;

(*n*) after the item "Thallium, salts of" there shall be inserted the item "Tolbutamide"; and

(*o*) after the item "Tri-(2-chloroethyl)amine; its salts" there shall be inserted the item "Tropine diphenylmethyl ether; its salts".

5. In the Second Schedule (which sets out a list of poisons exempted from labelling provisions when sold or supplied in certain circumstances) after the item "Formaldehyde" there shall be inserted the item "Formic acid".

6. In that part of the Third Schedule headed "Group II" (in which group are specified in the second column the substances or articles exempted, so far as concerns the poison specified in the first column opposite thereto, from the provisions of Part II of the Pharmacy and Poisons Act, 1933, and of the Rules made under section twenty-three thereof)—

(*a*) after the item "Formaldehyde" in the first column, and the entry opposite thereto in the second column, there shall be inserted in the first column the item "Formic acid" and opposite thereto in the second column the entry "Substances containing less than 5 per cent., weight in weight, of formic acid (H.COOH)", and after the said last-mentioned item and entry there shall be inserted in the first column the item "Fluoroacetamide; fluoroacetanilide" and opposite thereto in the second column the entry "Substances being neither preparations for use in agriculture or horticulture nor preparations for the destruction of rats and mice and solutions containing not more than 1 per cent. of fluoroacetamide or fluoroacetanilide and containing also acetamide and a bitter principle and a dye";

(*b*) at the end of the entry in the second column opposite to the item "Phenyl mercuric salts" in the first column there shall be added the words "and antiseptic dressings on tooth brushes"; and

(*c*) for the item in the first column beginning with the words "Phosphorus compounds, the following" there shall be substituted the new list of phosphorus compounds, so however that the words "demeton-O-methyl" and "demeton-S-methyl" shall be omitted therefrom.

7. In the Fourth Schedule (which sets out a list of substances to be sold by retail only upon a prescription)—

(*a*) after the item beginning with the word "Beta-aminopropylbenzene" there shall be inserted the item "Chlorambucil; it salts";

(*b*) for the item beginning with the words "Dithienylallylamine compounds" there shall be substituted the item "Dithienylallylamines; dithienylalkylallylamines; their salts";

(*c*) after the item "Polymethylenebistrimethylammonium salts" there shall be inserted the item "Promazine; its salts";

(*d*) after the item "Sulphonal; alkyl sulphonals" there shall be inserted the item "Tolbutamide"; and

(*e*) after the item "Triethanomelamine; its salts" there shall be inserted the item "Tropine diphenylmethyl ether; its salts".

8. In the Fifth Schedule (which specifies in the second column the form to which substances specified in the first column opposite thereto are restricted when sold by listed sellers of poisons)—

(*a*) in the item beginning with the words "Arsenical substances" in the first column, at the end of the entries in the second column opposite to the words in the first column "Potassium arsenites" and "Sodium arsenites" there shall be added the words "and potato haulm destroyers";

(*b*) after the item beginning with the word "Dinoseb" in the first column and the entry opposite thereto in the second column, there shall be inserted in the first column the item "Fluoroacetamide; fluoroacetanilide", and opposite thereto in the second column the entry "Preparations for use in agriculture or horticulture; preparations for the destruction of rats and mice"; and

(*c*) for the item in the first column beginning with the words "Phosphorus compounds, the following" there shall be substituted the new list of phosphorus compounds, so, however, that the words "demeton-O-methyl" and "demeton-S-methyl" shall be omitted therefrom.

9. In the Seventh Schedule (which specifies the words with which the containers of certain poisons must be labelled when sold)—

(*a*) in paragraph 6 (which requires the label "*Caution. This substance is poisonous. The inhalation of its vapour, mist, spray or dust may have harmful consequences. It may also be dangerous to let it come into contact with the skin or clothing*") after the item beginning with the word "Dinoseb" there shall be inserted the item "Fluoroacetamide; fluoroacetanilide";

(*b*) in the said paragraph 6 for the item beginning with the words "Phosphorus compounds, the following" there shall be substituted the new list of phosphorus compounds, so, however, that the words "demeton-O-methyl" and "demeton-S-methyl" shall be omitted therefrom; and

(*c*) at the end there shall be added the following paragraph:—

"8. 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.*':—

Monofluoroacetic acid; its salts.".

10. In the Eighth Schedule (which specifies certain poisons in the transport of which certain requirements, including requirements as to labelling, must be observed)—

(*a*) after the item beginning with the word "Dinoseb" there shall be inserted the item "Fluoroacetamide; fluoroacetanilide";

(*b*) after the item "Hydrocyanic acid; cyanides" there shall be inserted the item "Monofluoroacetic acid; its salts"; and

(*c*) for the item beginning with the words "Phosphorus compounds, the following" there shall be substituted the new list of phosphorus compounds.

11. In the Ninth Schedule (which sets out the form of application for entry in the list kept by a local authority of persons entitled to sell poisons included in Part II of the Poisons List), in the Note appended to the said form of application—

(*a*) in the list of poisons included in Part II of the Poisons List, after the word "formaldehyde" there shall be inserted the words "fluoroacetamide; fluoroacetanilide; formic acid" and for the words from "the following compounds of phosphorus" to the words "triphosphoric pentadimethylamide" there shall be substituted the new list of phosphorus compounds; and

(*b*) in the summary of requirements applying to all listed sellers of Part II poisons, in paragraph 4, after the words "barium silicofluoride" there shall be inserted the words "fluoroacetamide; fluoroacetanilide", and in paragraphs 5 and 8 the said last-mentioned words shall be inserted after the word "dinoseb", and in paragraph 6, for the word "methyldemeton" there shall be substituted the words "demeton-O-methyl" and "demeton-S-methyl", and for the words "HETP and TEPP" there shall be substituted the words "and TEPP (HETP)".

12. In the Sixteenth Schedule (which sets out a list of poisons required to be coloured in certain cases) after the item "Copper acetoarsenite" there shall be inserted the item "Fluoroacetamide; fluoroacetanilide" and after the item "Halides of arsenic" there shall be inserted the item "Monofluoroacetic acid; its salts".

EXPLANATORY NOTE

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

The principal amendments made by these Rules are as follows. Under the Pharmacy and Poisons Act, 1933, and the Poisons Rules, 1952, as amended, the container in which a poison is sold is required to be labelled with the name of the poison, and for this purpose names given in the British Pharmacopoeia, the British Pharmaceutical Codex or the National

Formulary are permissible. Paragraph 1 of the Schedule to these Rules places the British Veterinary Codex in the same position in this respect as those works, and recognises the change of name of the National Formulary to the British National Formulary. Paragraph 3 of the Schedule places restrictions upon the sale of monofluoroacetic acid and its salts, similar to the restrictions already placed upon the sale of strychnine by Rule 16 of the Rules of 1952 as amended, and makes provision for its sale to certain persons for use as a rodenticide on production of a prescribed certificate. The remaining paragraphs of the Schedule impose appropriate restrictions and requirements regarding certain substances now added to the Poisons List by the Poisons List Order, 1958 (S.I. 1958/1015), and make amendments necessitated by the changes of nomenclature in the case of certain poisons recognised by that Order. In particular, the list of phosphorus compounds which is set out in Rule 14 of, and the First, Third, Fifth, Seventh, Eighth and Ninth Schedules to, the Rules of 1952 as amended has been revised: certain relaxations from the general requirements are made in the case of formic acid now added to Part II of the Poisons List (paragraphs 5 and 6) and in the case of fluoroacetamide and fluoroacetanilide, also now added to Part II of the Poisons List, restrictions are imposed by paragraphs 4 (*e*), 8 (*b*), 9 (*a*), 10 and 12, and a relaxation is given by paragraph 6 (*a*). Paragraph 4 adds many of the substances newly added to the Poisons List to the list of poisons included in the First Schedule to the Rules of 1952, being a list of poisons to which special restrictions apply.

1958 No. 2123

The Poisons (No. 2) Rules, 1958

Made - - - -	10*th December*, 1958
Laid before Parliament	17*th December*, 1958
Coming into Operation	1*st January*, 1959

In pursuance of section twenty-three of the Pharmacy and Poisons Act, 1933(**a**), I hereby, on the recommendation of the Poisons Board, make the following Rules:—

1. The Poisons Rules, 1952(**b**), as amended by the Poisons (No. 2) Rules, 1952(**c**), the Poisons Rules, 1953(**d**), the Poisons Rules, 1954(**e**), the Poisons (No. 2) Rules, 1954(**f**), the Poisons Rules, 1955(**g**), the Poisons (No. 2) Rules, 1955(**h**), the Poisons Rules, 1957(**i**), and the Poisons Rules, 1958(**j**), shall have effect subject to the amendments specified in the Schedule hereto.

2. These Rules may be cited as the Poisons (No. 2) Rules, 1958, and shall come into operation on the first day of January, 1959.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
10th December, 1958.

(**a**) 23 & 24 Geo. 5. c. 25.
(**b**) S.I. 1952/2086 (1952 II, p. 2443).
(**c**) S.I. 1952/2268 (1952 II, p. 2479).
(**d**) S.I. 1953/1301 (1953 II, p. 1580).
(**e**) S.I. 1954/267 (1954 II, p. 1776).
(**f**) S.I. 1954/1096 (1954 II, p. 1778).
(**g**) S.I. 1955/1135 (1955 II, p. 1870).
(**h**) S.I. 1955/1978 (1955 II, p. 1871).
(**i**) S.I. 1957/468 (1957 II, p. 1873).
(**j**) S.I. 1958/1016 (Pt. II, p. 1905, of this volume).