STATUTORY INSTRUMENTS

1975 No. 1722 (S240)

ANIMALS

PREVENTION OF CRUELTY

Spring Traps Approval (Scotland) Order 1975

Made	*22nd October* 1975
Coming into Operation	*1st November* 1975

In exercise of the powers conferred upon him by sections 50(3) and 85(3) of the Agriculture (Scotland) Act 1948(**a**) as amended by section 10 of the Pests Act 1954(**b**) and of all other powers enabling him in that behalf, the Secretary of State hereby makes the following order:—

Citation, commencement and interpretation

1.—(1) This order may be cited as the Spring Traps Approval (Scotland) Order 1975 and shall come into operation on 1st November 1975.

(2) The Interpretation Act 1889(**c**) shall apply to the interpretation of this order as it applies for the interpretation of an Act of Parliament and as if this order and the orders hereby revoked were Acts of Parliament.

Revocation

2. The Spring Traps Approval (Scotland) Order 1958(**d**), the Spring Traps Approval (Scotland) Amendment Order 1966(**e**), the Spring Traps Approval (Scotland) Amendment Order 1968(**f**) and the Spring Traps Approval (Scotland) Amendment Order 1970(**g**) are hereby revoked.

Approval of Spring Traps

3. For the purposes of section 50 of the Agriculture (Scotland) Act 1948 as amended by section 10 of the Pests Act 1954, the spring traps specified in column 1 of the Schedule to this order are approved subject to the conditions specified in column 2 of the said Schedule as to the animals for which and the circumstances in which the said spring traps may respectively be used.

Given under the Seal of the Secretary of State for Scotland

J. I. Smith,

Secretary.

Department of Agriculture and Fisheries for Scotland
St. Andrew's House,
Edinburgh.
22nd October 1975.

(**a**) 1948 c.45. (**b**) 1954 c.68. (**c**) 1889 c.63.
(**d**) S.I. 1958/1780 (1958 I, p.160). (**e**) S.I. 1966/844 (1966 II, p.1983).
(**f**) S.I. 1968/676 (1968 I, 1513). (**g**) S.I. 1970/128 (1970 I, p.561).

SCHEDULE

Column 1 *Type and Make of Trap*	*Column* 2 *Conditions*
IMBRA TRAP Mark I and Imbra Trap Mark II, both manufactured by or under the authority of James S Low and Sons Ltd, Atholl Smithy, Atholl St, Blairgowrie, Perthshire and specified in British Patent Specifications No 682,427 and as illustrated in figures 1 to 4 of that Specification.	The traps shall be used only (a) for the purpose of killing or taking rabbits, and for that purpose shall be set only in rabbit holes, or (b) for the purpose of killing or taking grey squirrels or stoats, weasels, rats or other small ground vermin, and for that purpose shall be set only in tunnels constructed for the purpose.
FENN VERMIN TRAP Mark I, Fenn Vermin Trap Mark II, Fenn Vermin Trap Mark III, and Fenn Vermin Trap Mark IV, (Heavy Duty) manufactured by or under the authority of Mr A A Fenn of F H T Works, High Street, Astwood Bank, Redditch, Worcester and specified in British Patent Specification No 763,891 and as illustrated in figures 1 to 3 of that Specification.	The traps shall be used only (a) for the purpose of killing or taking grey squirrels or stoats, weasels, or other small ground vermin, and for that purpose shall be set only in tunnels whether natural or constructed for the purpose, or (b) for the purpose of killing or taking rats or mice, and for that purpose shall be set only in the open on their runs, or in tunnels whether natural or constructed for the purpose.
JUBY TRAP manufactured under the authority of the Ministry of Agriculture, Fisheries and Food, Whitehall Place, London SW1, and specified in British Patent Specification No 813,066 and as illustrated in figures 1 to 3 of that Specification.	The trap shall be used only (a) for the purpose of killing or taking rabbits, and for that purpose shall be set only in rabbit holes, or (b) for the purpose of killing or taking grey squirrels or stoats, weasels, rats or other small ground vermin and for that purpose shall be set only in tunnels constructed for the purpose.
FULLER TRAP manufactured by or under the authority of Fuller Industries, Three Trees, Loxwood Road, Bucks Green, Rudgwick, Sussex.	The trap shall be used only for the purpose of killing or taking grey squirrels.

Column 1 *Type and Make of Trap*	*Column* 2 *Conditions*
SAWYER TRAP manufactured by or under the authority of James S Low and Sons Ltd, Atholl Smithy, Atholl Street, Blairgowrie, Perthshire.	The trap shall be used only (a) for the purpose of killing or taking grey squirrels or stoats, weasels, or other small ground vermin, and for that purpose shall be set only in tunnels whether natural or constructed for the purpose, or (b) for the purpose of killing or taking rats or mice and for that purpose shall be set only in the open on their runs or in tunnels whether natural or constructed for the purpose.
FENN RABBIT TRAP Mark I manufactured by or under the authority of Mr A A Fenn of F H T Works, High Street, Astwood Bank, Redditch, Worcester.	The trap shall be used only for the purpose of killing or taking rabbits and for that purpose shall be set only in rabbit holes.
LLOYD TRAP manufactured under the authority of the National Research Development Corporation, and specified in British Patent Specification No 987,113 and as illustrated in figures 1 to 3 of that Specification.	The trap shall be used only (a) for the purpose of killing or taking grey squirrels or stoats, weasels, or other small ground vermin, and for that purpose shall be set only in tunnels whether natural or constructed for the purpose, or (b) for the purpose of killing or taking rats or mice and for that purpose shall be set only in the open on their runs or in tunnels whether natural or constructed for the purpose.

EXPLANATORY NOTE

(This Note is not part of the Order.)

It is an offence under section 50 of the Agriculture (Scotland) Act 1948 as amended by section 10 of the Pests Act 1954 to use for the purpose of killing or taking animals, any spring trap other than one of a type and kind approved by the Secretary of State. By the Spring Traps Approval (Scotland) Order 1958, as amended by the Spring Traps Approval (Scotland) Amendment Order 1966, the Spring Traps Approval (Scotland) Amendment Order 1968 and the Spring Traps Approval (Scotland) Amendment Order 1970, the Secretary of State specified certain traps as approved and the conditions under which such traps might be lawfully used. This Order revokes these Orders and sets out in the Schedule an expanded list of traps as now approved for use with more detailed specifications than were previously provided along with the conditions attaching thereto.

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