

## 1985 No. 345

## POISONS

**Poisons (Amendment) Regulations (Northern Ireland) 1985**

Made . . . . . 29th November 1985

Coming into operation . . . . . 1st January 1986

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 all other powers 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 (Amendment) Regulations (Northern Ireland) 1985 and shall come into operation on 1st January 1986.

*Interpretation*

2. In these regulations the "principal regulations" means the Poisons Regulations (Northern Ireland) 1983(b).

*Amendment of the Principal Regulations*

3.—(1) In Schedule 1 to the principal regulations, after the word "Aldicarb" there shall be inserted the word "Alpha-chloralose".

(2) Regulation 7 of the principal regulations shall be amended by the substitution, for the words from "or zinc phosphide" to the end, of the words " , zinc phosphide or alpha-chloralose where the article is one of the articles to which sale of the poison is restricted by regulation 10(2)(a).".

4.—(1) The principal regulations shall be further amended in accordance with the Schedule to these regulations.

(2) In the Schedule to these regulations, any reference to a regulation or Schedule shall be construed as a reference to a regulation contained in the principal regulations, or, as the case may be, to a Schedule thereto.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 29th November 1985.

(L.S.)

Z. I. Davies

Under Secretary

(a) S.I. 1976/1214 (N.I. 23)

(b) S.R. 1983 No. 201

## AMENDMENTS TO THE POISONS REGULATIONS (NORTHERN IRELAND) 1983

1. For regulation 4 there shall be substituted the following regulation:—

*“Dispensation with Article 5(1)(c) of the Order*

4. The provisions of Article 5(1)(c) of the Order shall not apply to the sale of any non-medicinal poison.”

2.—(1) For sub-paragraph (a) of regulation 10(1) there shall be substituted the following sub-paragraph:—

“(a) any poison which has, since being obtained by him, been subject to any form of manipulation, treatment or processing as a result of which the poison has been exposed;”

(2) In regulation 10(2)(a) the words from “and the container” to the end shall be omitted.

3. Regulations 14 to 17 shall be omitted.

4. In regulation 18—

(a) paragraph (1) shall be omitted;

(b) paragraph (2) shall be re-numbered paragraph (1); and

(c) for paragraph (3) there shall be substituted the following paragraph:—

“(2) This regulation shall not apply to the sale or supply of compressed hydrogen cyanide to be exported to purchasers outside the United Kingdom.”

5. Regulation 19 shall be omitted.

6.—(1) For paragraph (1) of regulation 20 there shall be substituted the following paragraph:—

“(1) It shall not be lawful to sell, whether wholesale or retail, or supply any poison being a liquid contained in a bottle of a capacity of not more than 1.14 litres unless the outer surface of the bottle is fluted vertically with ribs or grooves recognisable by touch.”

(2) In regulation 20(2) for the words “Sub-paragraph (b) of paragraph (1)” there shall be substituted the words “This regulation”.

7. In regulation 21, paragraph (1) and the number “(2)” shall be omitted.

8. Regulation 22 shall be omitted.

9. In regulation 23, paragraphs (1) and (3) and the number “(2)” shall be omitted.

10. Schedules 2, 3, 6 and 7 shall be omitted.

## EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These regulations, made under the Poisons (Northern Ireland) Order 1976, ('the Order') amend the Poisons Regulations (Northern Ireland) 1983 (S.R. 1983 No. 201) in two respects.

First, by regulation 3 alpha-chloralose, which is listed in Part II of the Poisons List (see the Poisons List Confirmation Order (Northern Ireland) 1983 (S.R. 1983 No. 200)) is added to Schedule 1 to the 1983 Regulations; it thereby becomes subject (unless in the form of such preparation as is exempted by regulation 7) to special restrictions on sale.

Second, by regulation 4 and the Schedule, amendments are made which—

- (a) disapply the labelling requirements of Article 5(1)(c) of the Order; and
- (b) remove from the 1983 Regulations the requirements relating to labelling and packaging (except those in respect of compressed gas cylinders and the marking of poison bottles so as to be recognisable by touch).

The amendments made by regulation 4 and the Schedule are consequential upon the implementation of various Council Directives by the Classification, Packaging and Labelling of Dangerous Substances Regulations (Northern Ireland) 1985 (S.R. No. 81), which become fully enforceable on 1st January 1986 (the date when these amendments come into operation) and apply in effect to all non-medicinal poisons. The amendments are necessary to avoid duplication.