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STATUTORY INSTRUMENTS

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**1995 No. 2427**

**ANIMALS**

**PREVENTION OF CRUELTY**

**The Spring Traps Approval Order 1995**

*Made* - - - - *4th September 1995*

*Coming into force* - - *10th October 1995*

The Minister of Agriculture, Fisheries and Food, in relation to England, and the Secretary of State, in relation to Wales, in exercise of the powers conferred by section 8(3) and (7) of the Pests Act 1954<sup>(1)</sup> and of all other powers enabling them in that behalf, hereby make the following order:

**Title, commencement and interpretation**

1.—(1) This Order may be cited as the Spring Traps Approval Order 1995 and shall come into force on 10th October 1995.

(2) Any reference in this Order to “the Schedule” is a reference to the Schedule to this Order.

**Approval of spring traps**

2.—(1) For the purposes of section 8(3) of the Pests Act 1954, the following spring traps are approved, namely—

- (a) any spring trap of a type and make specified in any entry in column (1) of the Schedule; and
- (b) any spring trap which is equivalent in all relevant respects to a spring trap of a type and make specified in any entry in column (1) of the Schedule.

(2) The approvals given by paragraph (1) of this article relating to any spring trap specified in any entry in column (1) of the Schedule, and to any spring trap equivalent in all relevant respects to a spring trap so specified are subject to the conditions as to the animals for which and the circumstances in which the spring trap may be used specified in the corresponding entry in column (2) of the Schedule.

(3) For the purposes of this Order, a spring trap is equivalent in all relevant respects to a spring trap of a type and make specified in the Schedule if it corresponds to the spring trap so specified in

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(1) 1954 c. 68. The functions of the Minister of Food under the Act were transferred to the Minister of Agriculture and Fisheries (and that Minister was given the title “Minister of Agriculture, Fisheries and Food”) by S.I.1955/554. Those functions were, in relation to Wales, transferred to the Secretary of State by S.I. 1978/272, article 2(1).

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construction, in materials, in impact force or momentum, and in all other respects which are relevant to its effect or manner of operation as a trap.

### Revocations

3. The following instruments are revoked—
- (a) the Spring Traps Approval Order 1975(2);
  - (b) the Spring Traps Approval (Variation) Order 1982(3);
  - (c) the Spring Traps Approval (Variation) Order 1988(4);
  - (d) the Spring Traps Approval (Variation) Order 1993(5).

4th September 1995

*Angela Browning*  
Parliamentary Secretary, Ministry of Agriculture,  
Fisheries and Food

Signed by authority of the Secretary of State for Wales

4th September 1995

*Gwilym Jones*  
Parliamentary Under Secretary of State, Welsh  
Office

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(2) S.I. 1975/1647.  
(3) S.I. 1982/53.  
(4) S.I. 1988/2111.  
(5) S.I. 1993/189.

SCHEDULE

Article 2

Column (1) <i>Type and make of trap</i>	Column (2) <i>Conditions</i>
Aldrich Spring Activated Animal Snare manufactured by or under the authority of Mr D Schimetz, PO Box 158, Sekiu, Washington 98381, USA.	The trap shall be used only for the purpose of killing or taking large, non-indigenous, mammalian carnivores.
BMI Magnum 55 manufactured by or under the authority of Butera Manufacturing Industries, 2395 Lynn Drive, Willoughby Hills, Ohio 44092, USA.	The trap shall be used only for the purpose of killing or taking rats, mice and other small ground vermin (except those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in a natural or artificial tunnel which is, in either case suitable for the purpose.
BMI Magnum 110 manufactured by or under the authority of Butera Manufacturing Industries, 2395 Lynn Drive, Willoughby Hills, Ohio 44092, USA.	The trap shall be used only for the purpose of killing or taking grey squirrels, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in a natural or artificial tunnel which is, in either case, suitable for the purpose.
BMI Magnum 116 manufactured by Butera Manufacturing Industries, 2395 Lynn Drive, Willoughby Hills, Ohio 44092 USA.	The trap shall be used only for the purpose of killing or taking grey squirrels, mink, rabbits, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in a natural or artificial tunnel which is, in either case, suitable for the purpose.
Fenn Vermin Trap Mark I, Vermin Trap Mark II, Vermin Trap Mark III and Vermin Trap Mark IV (Heavy Duty) Manufactured by or under the authority of Mr A A Fenn of FHT Works, High Street, Astwood Bank, Redditch, Worcestershire and specified in British Patent Specification No. 763,891 and as illustrated in figures 1 to 3 of that Specification, and Springer No. 4 Multi-purpose (Heavy Duty) manufactured by or under the authority of AB County Products Ltd., Troy Industrial Estate, Jill Lane, Sambourne, Near Ashwood Bank, Redditch, Worcestershire.	The traps shall be used only for the purpose of killing or taking grey squirrels, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in natural or artificial tunnels, which are, in either case, suitable for the purpose.
Fenn Vermin Trap Mark VI (Dual Purpose) manufactured by or under the authority of Mr A A Fenn of FHT Works, Hoopers Lane, Astwood Bank, Redditch, Worcestershire and specified in British Patent Specification No. 763,891, and Springer No. 6 Multi-purpose	The traps shall be used only for the purpose of killing or taking grey squirrels, mink, rabbits, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedule 5 and 6 of the Wildlife and Countryside Act 1981) and set in natural or

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manufactured by or under the authority of AB Country Products Ltd., Troy Industrial Estate, Jill Lane, Sambourne, Near Ashwood Bank, Redditch, Worcestershire.	artificial tunnels which are, in either case, suitable for the purpose.
Fenn Rabbit Trap Mark I manufactured by or under the authority of Mr A A Fenn of FHT Works, High Street, Astwood Bank, Redditch, Worcestershire.	The trap shall be used only for the killing or taking of rabbits and set in a natural or artificial tunnel which is, in either case, suitable 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 and fitted with an artificial tunnel which is suitable for the purpose.
Imbra Trap Mark I and Mark II, both manufactured by or under the authority of James S Low and Sons Ltd., Atholl Smithy, Atholl Street, Blairgowrie, Perthshire and specified in British Patent Specification No. 682, 427 and as illustrated in figures 1 to 4 of that specification.	The traps shall be used only for the purpose of killing or taking grey squirrels, rabbits, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in natural or artificial tunnels which are, in either case, suitable 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 for the purpose of killing or taking grey squirrels, rabbits, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in a natural or artificial tunnel which is, in either case, suitable for the purpose.
Kania Trap 2000 manufactured by or under the authority of the C E Kania Corporation, 124-21, 10405, Jasper Avenue, Edmonton, Alberta, Canada.	The trap shall be used only for the purpose of killing or taking grey squirrels, mink, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and fitted with an artificial tunnel which is suitable for the purpose.
Lloyd Trap manufactured under the authority of the National Research 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 for the purpose of killing or taking grey squirrels, stoats, weasels, rats, mice and other small ground vermin (except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in a natural or artificial tunnel which is, in either case, suitable for the purpose.
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 for the purpose of killing or taking grey squirrels, stoats, weasels, rats, mice and other small ground vermin

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	(except for those species listed in Schedules 5 and 6 of the Wildlife and Countryside Act 1981) and set in a natural or artificial tunnel which is, in either case, suitable for the purpose.

### EXPLANATORY NOTE

*(This note is not part of the Order)*

By virtue of section 8 of the Pests Act 1954 it is an offence to use in England and Wales for the purposes of killing or taking animals a spring trap other than one approved by an Order of the Minister of Agriculture, Fisheries and Food and the Secretary of State.

This Order revokes and replaces the Spring Traps Approval Order 1975 and subsequent amendments listed in article 3 (“the previous Orders”). Article 2 specifies approved traps, namely those listed in column (1) of the Schedule and others which are equivalent in all relevant respects to those so listed. The Order adds four types of traps to those approved under the previous Orders. Conditions attached to the approval of each type of trap are specified in column (2) of the Schedule. These have been amended from the conditions in the previous Orders so as to ensure that no trap could operate as a leghold trap as defined in Article 1 of Council Regulation (EEC) 3254/91 (OJ No. L308, 9.11.91, p.1) prohibiting the use of leghold traps in the Community and the introduction into the Community of pelts and manufactured goods of certain wild animal species originating in countries which catch them by means of leghold traps or trapping methods which do not meet international humane trapping standards.