WELSH STATUTORY INSTRUMENTS

2010 No. 2447 (W.210)

ANIMALS, WALES

The Spring Traps Approval (Wales) Order 2010

Made - - - -	*5 October 2010*
Laid before the National Assembly for Wales - -	*7 October 2010*
Coming into force - -	*1 November 2010*

The Welsh Ministers, in exercise of the powers conferred by sections 8(3) and (7) of the Pests Act 1954(**1**) now vested in them(**2**), make the following Order in exercise of those powers.

Title, commencement and application

1.—(1) The title of this Order is the Spring Traps Approval (Wales) Order 2010. It comes into force on 1 November 2010.

(2) This Order applies in relation to Wales.

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—

(i) of a type and make specified in any entry in column (1) of the Schedule; and

(ii) which is or was manufactured by or under authority of the person or company specified in that entry; 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.

(**1**) 1954 c. 68

(**2**) The powers under section 8(3) and (7) of the Pests Act 1954 are devolved, in relation to Wales, to the Welsh Ministers; see the reference to the Pests Act 1954 in Schedule 1 to the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672), and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(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 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 Spring Traps Approval Order 1995(**3**) is revoked in so far as it applies to Wales.

Elin Jones
Minister for Rural Affairs, one of the Welsh Ministers

5 October 2010

(**3**) S.I. 1995/2427 to which there are amendments not relevant to this Order.

SCHEDULE Article 2

Column (1) **Type and make of trap**	**Column (2)** **Conditions**
Aldrich Spring Activated Animal Snare manufacturer: 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. The trap must be used in accordance with the instructions (if any) provided by the manufacturer.
BMI Magnum 55 manufacturer: Butera Manufacturing Industries, 1068 E 134th Street, Cleveland, Ohio, USA.	The trap shall be used only for the purpose of killing or taking rats and mice. The trap must be set in a natural or artificial tunnel which is suitable for minimising the chances of injuring or killing non-target species whilst not compromising the capture and killing of target species.
BMI Magnum 110 manufacturer: Butera Manufacturing , Industries 1068 E 134th Street, Cleveland, Ohio, USA.	The trap shall be used only for the purpose of killing or taking grey squirrels, stoats, weasels, rats and mice. The trap must be set in a natural or artificial tunnel which is suitable for minimising the chances of injuring or killing non-target species whilst not compromising the capture and killing of target species.
BMI Magnum 116 manufacturer: Butera Manufacturing Industries, 1068 E 134th Street, Cleveland, Ohio, USA.	The trap shall be used only for the purpose of killing or taking grey squirrels, mink, rabbits, stoats, weasels, rats and mice. The trap must be set in a natural or artificial tunnel which is suitable for minimising the chances of injuring or killing non-target species whilst not compromising the capture and killing of target species.
DOC 150 manufacturer: the Department of Conservation, Wellington, New Zealand.	The trap shall be used only for the purpose of killing grey squirrels, rats, stoats and weasels. The trap must be set in the tunnel provided by the manufacturer of the trap for use in the UK and must be used in accordance with the instructions (if any) provided by the manufacturer.
DOC 200 manufacturer: the Department of Conservation, Wellington, New Zealand.	The trap shall be used only for the purpose of killing grey squirrels, mink, rats, stoats and weasels. The trap must be set in the tunnel provided by the manufacturer of the trap for use in the UK and must be used in accordance with the instructions (if any) provided by the manufacturer.
DOC 250 manufacturer: Department of Conservation, Wellington, New Zealand.	The trap shall be used only for the purpose of killing grey squirrels, mink, rabbits, rats, stoats and weasels. The trap must be set in the tunnel provided by the manufacturer of the trap for