Status: *This version of this Rule contains provisions that are prospective.*
Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Spring Traps Approval Order (Northern Ireland) 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY RULES OF NORTHERN IRELAND

2019 No. 69

WILDLIFE

The Spring Traps Approval Order (Northern Ireland) 2019

Made - - - - 27th March 2019
Coming into operation 31st May 2019

The Department of Agriculture, Environment and Rural Affairs(**1**) in exercise of the powers conferred by Articles 12A(2) and 12A(3) of the Wildlife (Northern Ireland) Order 1985 (**2**) and having in accordance with Article 29(3) of that Order consulted the Council for Nature Conservation and the Countryside(**3**) and any district council or other person affected and taken into consideration any objections or representations duly received makes the following Order.

PROSPECTIVE

Citation

1. This Order may be cited as The Spring Traps Approval Order (Northern Ireland) 2019, and shall come into operation on 31st May 2019.

Commencement Information
I1 Art. 1 in operation at 31.5.2019, see art.1

Approval of Spring Traps

2.—(1) Subject to paragraph (2) the following spring traps are approved for the purposes of Article 12A(3) of the Wildlife (Northern Ireland) Order 1985 —

(a) any spring trap of a type and make specified in column 1 of Schedule 1; and

(b) any spring trap which is equivalent in all relevant respects to a spring trap of a type and make specified in column1 of Schedule 1.

(**1**) The Department of the Environment was dissolved by s1(9) of the Departments Act (Northern Ireland) 2016 and, by virtue of Article 8(1)(c) of the Departments (Transfer of Functions) Order (Northern Ireland) 2016, its functions for the purposes of this Order were transferred to the Department of Agriculture, Environment and Rural Affairs.
(**2**) 1985 No.171 (N.I.2), as amended by the Wildlife and Natural Environment Act (N.I.) 2011 (c. 15)
(**3**) The Council for Nature Conservation and the Countryside (CNCC) was established in 1989 under the provisions of the Nature Conservation and Amenity Lands (Amendment) (Northern Ireland) Order 1989. It replaced the existing Committee for Nature Conservation established under Article 5 of the Nature Conservation and Amenity Lands (Northern Ireland) Order 1985.

(2) Paragraph (1) is subject in all cases to the following conditions —

(a) the spring trap must be used in accordance with the instructions (if any) provided by the manufacturer;

(b) the trap must be used in a manner that minimises the likelihood of its killing, taking or injuring non-target species, whilst not compromising the purpose for which it is being used; and

(c) the spring traps specified in column 1 of Schedule 1 and any equivalent spring traps are subject to the conditions specified in column 2 of Schedule 1.

(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 Schedule 1 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 and "equivalent spring trap" shall be construed accordingly.

Commencement Information

I2 Art. 2 in operation at 31.5.2019, see art.1

Traps for small ground vermin

3. The traps referred to in Schedule 2 are, for the purpose of Article 12A(2) of the Wildlife (Northern Ireland) Order 1985, specified as being adapted solely for the destruction of rats, mice or other small ground vermin.

Commencement Information

I3 Art. 3 in operation at 31.5.2019, see art.1

Revocation

4. The Spring Traps Approval Order (Northern Ireland) 2012(**4**) is revoked.

Commencement Information

I4 Art. 4 in operation at 31.5.2019, see art.1

(**4**) S.R. 2012 No. 25

Sealed with the Official Seal of the Department of Agriculture, Environment and Rural Affairs on 27th March 2019.



Dave Foster
A senior officer of the
Department of Agriculture, Environment and
Rural affairs

SCHEDULE 1

Article 2

Commencement Information

I5 Sch. 1 in operation at 31.5.2019, see art.1

Column 1	*Column 2*
Type and make of trap	*Conditions*
BMI Magnum 55 manufactured by or under the authority of Butera Manufacturing Industries, 1068 E 134th St., Cleveland, OH, 44110-2248, USA.	The trap shall be used only for the purpose of killing grey squirrels, rats, mice and other small ground vermin (except for those species listed in Schedule 5 and 6 of the Wildlife (Northern Ireland) Order 1985[(1)]). The trap must be 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, 1068 E 134th St., Cleveland, OH, 44110-2248, USA.	The trap shall be used only for the purpose of killing grey squirrels, rats, mice, other small ground vermin (except for those species listed in Schedules 5 and 6 to the Wildlife (Northern Ireland) Order 1985) and, before 1st April 2020, stoat. The trap must be set in a natural or artificial tunnel which is, in either case, suitable for the purpose.
BMI Magnum 116 manufactured by or under the authority of Butera Manufacturing Industries, 1068 E 134th St., Cleveland, OH, 44110-2248, USA.	The trap shall be used only for the purpose of killing grey squirrels, mink, rabbits, rats, mice, other small ground vermin (except for those species listed in Schedules 5 and 6 to the Wildlife (Northern Ireland) Order 1985) and, before 1st April 2020, stoat. The trap must be set in a natural or artificial tunnel which is, in either case, suitable for the purpose.
DOC 150 manufactured by or under the authority of the Department of Conservation, Wellington, New Zealand.	Where used in a baited trap configuration, the trap may be used only for the purpose of killing grey squirrels, rats and stoats. The trap must be set in an artificial tunnel constructed to the design specified by the

(1) 1985 No. 171 (N.I. 2), as amended by the Wildlife and Natural Environment Act (N.I.) 2011 (c.15)

Column 1	*Column 2*
Type and make of trap	*Conditions*
	Department of Conservation, using materials suitable for the purpose. Where used in a run-through trap configuration, the trap may be used only for the purpose of killing rats and stoats. The trap must be set in accordance with the manufacturer's instructions for the run-through configuration in a natural or artificial tunnel which is, in either case, suitable for the purpose.
DOC 200 manufactured by or under the authority of the Department of Conservation, Wellington, New Zealand.	Where used in a baited trap configuration, the trap may be used only for the purpose of killing grey squirrels, mink, rats and stoats. The trap must be set in an artificial tunnel constructed to the design specified by the Department of Conservation, using materials suitable for the purpose. Where used in a run-through trap configuration, the trap may be used only for the purpose of killing rats and stoats. The trap must be set in accordance with the manufacturer's instructions for the run-through configuration in a natural or artificial tunnel which is, in either case, suitable for the purpose.
DOC 250 manufactured by or under the authority of the Department of Conservation, Wellington, New Zealand.	Where used in a baited trap configuration, the trap may be used only for the purpose of killing grey squirrels, mink, rabbits, rats and stoats. The trap must be set in an artificial tunnel constructed to the design specified by the Department of Conservation, using materials suitable for the purpose. Where used in a run-through trap configuration, the trap may be used only for the purpose of killing rats and stoats. The trap must be set in accordance with the manufacturer's instructions for the run-through configuration in a natural or artificial tunnel which is, in either case, suitable for the purpose.
Duke 116 manufactured by or under the authority of Duke Company, 508 E. Brame Avenue, West Point, MS 39773, USA.	The trap shall be used only for the purpose of killing grey squirrels. The trap must be set in an artificial tunnel which is suitable for the purpose.
Fenn Rabbit Trap Mark I manufactured by or under the authority of DB Springs,	The trap shall be used only for the purpose of killing rabbits.

(1) 1985 No. 171 (N.I. 2), as amended by the Wildlife and Natural Environment Act (N.I.) 2011 (c.15)