

1968/46

**THE DEADLY POISONS REGULATIONS 1960, AMENDMENT
NO. 2**

ARTHUR PORRITT, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington this 25th day of March 1968

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., PRESIDING IN COUNCIL

PURSUANT to the Poisons Act 1960, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Deadly Poisons Regulations 1960, Amendment No. 2, and shall be read together with and deemed part of the Deadly Poisons Regulations 1960* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the seventh day after the date of their notification in the *Gazette*.

2. Storage—Regulation 16 of the principal regulations is hereby amended by omitting the words “authorised licensee or approved operator”, and substituting the word “person”.

3. Hydrocyanic acid gas—Regulation 20 of the principal regulations (as added by regulation 3 of the Deadly Poisons Regulations 1960, Amendment No. 1) is hereby amended by adding the following sub-clauses:

“(3) Nothing in these regulations, except subclause (4) of this regulation shall apply to or prevent the sale of any preparation or substance compounded for the purpose of producing hydrocyanic acid gas or the use of any preparation or substance so compounded for the destruction of rabbits underground, or of bees in hives, or of opossums in nesting sites capable of being effectively sealed so as to prevent the escape of hydrocyanic acid gas from any such nesting site.

“(4) Every person, who uses any preparation or substance compounded for the purpose of providing hydrocyanic acid gas for the destruction of opossums in a nesting site, shall immediately after such use effectively seal the nesting site, either by covering it with earth or otherwise, so as to prevent the escape of any hydrocyanic acid gas from that nesting site.”

P. J. BROOKS,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations make two amendments to the Deadly Poisons Regulations 1960.

Regulation 2 amends regulation 16 so that all persons, and not merely authorised licensees and approved operators, must store controlled deadly poisons in the prescribed manner.

Regulation 3 amends regulation 20 so that nothing in the principal regulations will apply to the sale of preparations and substances compounded for the purpose of producing hydrocyanic acid gas (e.g. “Cyanogas”) or to the use of any preparation or substance so compounded for the destruction of rabbits underground or of bees in hives, or of opossums in nesting sites.

Regulation 20 of the principal regulations is further amended so that any person who uses any such preparation or substance for the destruction of opossums in a nesting site will commit an offence if he does not, immediately after such use, effectively seal the nesting site so as to prevent the escape of any hydrocyanic acid gas.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 28 March 1968.

These regulations are administered in the Department of Health.