

Island of  Guernsey

Ordinance of the States **IV**

1965

Made 3rd February, 1965.

Coming into Operation .. 1st March, 1965.

**The Pests (Control of Destruction)
Ordinance, 1965**

THE STATES, in pursuance of their Resolution of the twenty-eighth day of October, nineteen hundred and sixty-four, hereby order:—

1. In this Ordinance the expression “animals” does not include wild birds and the expression “the Committee” means the States Committee for Agriculture.

Interpretation.

2. (1) Subject to the provisions of this section, a person shall be guilty of an offence under this subsection if—

Restriction on type of trap which may be used.

- (a) for the purpose of killing or taking animals, he uses, or knowingly permits the use of, any spring trap other than an approved trap, or uses, or knowingly permits the use of, an approved trap for animals or in circumstances for which it is not approved; or

- (b) he sells, or exposes or offers for sale, any spring trap other than an approved trap with a view to its being used for a purpose which is unlawful under the preceding paragraph; or
- (c) he has any spring trap in his possession for a purpose which is unlawful under this subsection.

(2) A person guilty of an offence under subsection (1) of this section shall be liable, on conviction, to a fine not exceeding twenty pounds or, if he has been previously convicted of such an offence, a fine not exceeding fifty pounds.

(3) In subsection (1) of this section any reference to an approved trap refers to a trap of a type and make for the time being specified by order of the Committee as approved by the Committee either generally or subject to conditions as to the animals for which or the circumstances in which it may be used, and any reference to the animals or circumstances for which a trap is approved shall be construed accordingly.

(4) Paragraph (a) of subsection (1) of this section shall not render unlawful the experimental use of a spring trap under and in accordance with a licence given by the Committee to enable a trap to be developed or tested with a view to its being approved by the Committee under the last preceding subsection.

(5) Subsection (1) of this section shall not apply to traps of any description specified by order of the Committee as being adapted solely for the destruction of rats, mice or other small ground vermin.

Open trap-
ping of hares
and rabbits.

3. (1) Subject to the provisions of this section, a person shall be guilty of an offence under this subsection if, for the purpose of killing or taking hares

or rabbits, he uses, or knowingly permits the use of, a spring trap elsewhere than in a rabbit hole.

(2) A person guilty of an offence under subsection (1) of this section shall be liable, on conviction, to a fine not exceeding twenty pounds or, if he has been previously convicted of such an offence, a fine not exceeding fifty pounds.

(3) Subsection (1) of this section shall not render unlawful the use of spring traps in such circumstances and subject to such conditions as may from time to time be prescribed by the Committee by order, or their use under and in accordance with a licence given by the Committee.

4. A person shall be guilty of an offence if he knowingly uses or permits the use of a rabbit infected with myxomatosis to spread the disease among uninfected rabbits and shall be liable, on conviction, to a fine not exceeding twenty pounds or, if he has been previously convicted of such an offence, a fine not exceeding fifty pounds.

Spreading of
myxomatosis.

5. (1) A licence under this Ordinance may be revoked by the Committee, in whole or in part, by giving notice of the revocation in such manner as the Committee thinks sufficient to inform the person concerned.

Licences
and orders.

(2) An order under this Ordinance may be varied or revoked by a subsequent order of the Committee.

(3) Every order under this Ordinance shall be laid before a meeting of the States as soon as may be after the making thereof and if, at that meeting or at the next subsequent meeting, the States resolve that the order be annulled, the order shall cease to have effect but without prejudice to anything done thereunder or to the making of a new order.

Extent. 6. This Ordinance shall have effect in the Islands of Guernsey, Herm and Jethou.

Citation and commencement. 7. (1) This Ordinance may be cited as the Pests (Control of Destruction) Ordinance, 1965.

(2) This Ordinance shall come into force on the first day of March, nineteen hundred and sixty-five.

R. H. VIDELO,

Her Majesty's Greffier

Copies may be purchased from
Her Majesty's Greffier, Royal Court House, Guernsey

PRICE 6D.