



Notification Number: 2011/443/UK

The Spring Traps Approval Order (Northern Ireland) 2011

Date received : 24/08/2011

End of Standstill : 25/11/2011

Issue of comments by : Commission, Poland

Message

Message 001

Communication from the Commission - SG(2011) D/52018

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pietiekums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2011/0443/UK - Notificare.

No abre el plazo - Nezahtuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201102018.EN)

1. Structured Information Line

MSG 001 IND 2011 0443 UK EN 24-08-2011 UK NOTIF

2. Member State

UK

3. Department Responsible

Department for Business, Innovation and Skills
Knowledge and Innovation Group
1 Victoria Street, London, SW1H 0ET.

Email: 9834@bis.gsi.gov.uk.

3. Originating Department

Department of the Environment (Northern Ireland)
Environmental Policy Division
Goodwood House



44/58 May Street
Belfast
BT1 4NN

Chris Savage (tel: 028 90254729) e-mail: chris.savage@doeni.gov.uk

4. Notification Number

2011/0443/UK - C20A

5. Title

The Spring Traps Approval Order (Northern Ireland) 2011

6. Products Concerned

Spring traps (for animals - including kill traps and live capture traps)

7. Notification Under Another Act

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8. Main Content

We propose that the list of approved traps on The Spring Traps Approval Order (Northern Ireland) 1996, is to be updated by way of a Statutory Rule of Northern Ireland order under section 11 of the Wildlife and Natural Environment Act (Northern Ireland) 2011, which would incorporate both the existing approved traps and the new ones which are to be approved, and revokes the current order so that it is no longer in force.

1.The Spring Traps Approval Order (Northern Ireland) 2011 (draft) lists spring traps which are approved for the purposes of section 11 of the Wildlife and Natural Environment Act (Northern Ireland) 2011.

Approval of spring traps:

(a) any spring trap of a type and make specified in column (1) of the Schedule; and
(b) any trap which corresponds to a 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 (an "equivalent trap").

2.The approvals given by paragraph (1) are subject to the conditions specified in the corresponding entry in column (2) of the Schedule as to the animals for which, and the circumstances in which, the spring trap (or equivalent trap) may be used.

9. Brief Statement of Grounds

This draft Order specifies "approved traps" in Northern Ireland for the purposes of section 11 of the Wildlife and Natural Environment Act (Northern Ireland) 2011, and section 11 provides for various offences in relation to the use, exposure for sale and possession of traps other than "approved traps".

The Order is made under S.11(3) of the Wildlife and Natural Environment Act (Northern Ireland) 2011, a provision which allows the Department of the Environment Northern Ireland to specify by Order the types and makes of spring trap which are to be approved for the purposes of that section. S.11(1)(a) creates an offence in relation to the use of traps other than approved traps (or of approved traps for animals or in circumstances for which they are not approved). S.11(1)(b) creates an offence in relation to the sale or offer for sale of any trap other than an approved trap. S.11(1)(c) creates an offence in relation to the possession of such traps.



10. Reference Documents - Basic Texts

References of the Basic Texts: Please find the attached link to the Wildlife and Natural Environment Act (Northern Ireland) 2011

<http://www.legislation.gov.uk/nia/2011/15/contents>

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

The draft Order will not have a significant impact on the costs to business.

16. TBT and SPS aspects

TBT aspect

No - The draft has no significant impact on international trade

SPS aspect

No - The draft is not a sanitary or phytosanitary measure

Catherine Day
General Secretary
European Commission

Contact point Directive 98/34
Fax: (32-2) 296 76 60
email: dir83-189-central@ec.europa.eu