

(14 November 1997 – to date)

HAZARDOUS SUBSTANCES ACT 15 OF 1973

(Gazette No. 3834, No. 550 dated 4 April 1973. See Act for commencement dates.)

REGULATIONS RELATING TO THE CONTROL OF THE SALE OF CYANIDE FOR USE IN A CYANIDE POISON-FIRING APPARATUS

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Commencement date: 14 November 1997.

The Minister of Health has, under section 29(1) of the Hazardous Substances Act, 1973 (Act No. 15 of 1973), made the regulations in the Schedule.

SCHEDULE

ARRANGEMENT OF REGULATIONS

1. Definitions
2. The control of the sale of cyanide for use in a cyanide poison-firing apparatus
3. Offences

1. Definitions

In these regulations any expression to which a meaning has been assigned in the Act shall have such meaning and, unless the context otherwise indicates-

"hunter" means a person who complies with the requirements for the hunting or combating of problem animals set by the provincial conservation institution or authority concerned;

"licensee" means a registered pharmacist referred to in regulation 3(iv) of the Regulations under the Hazardous Substances Act, 1973 (Act No. 15 of 1973)-Group I Hazardous Substances (Government Notice No. R. 453 of 25 March 1977);

"poison-firing apparatus" means a device which propels a projectile or chemical which is able to kill, injure or immobilise a problem animal;

"the Act" means the Hazardous Substances Act, 1973 (Act No. 15 of 1973);

"written approval" means approval issued by the head of the health authority of a province to a person who loads cyanide cartridges for use in a poison-firing apparatus once such person has complied with the requirements set by that provincial health authority; and

"written authorisation" means authorisation issued by the director of a provincial conservation institution or authority to a hunter who meets the conditions set by that provincial conservation institution or authority.

2. The control of the sale of cyanide for use in a cyanide poison-firing apparatus

- (1) No licensee shall sell cyanide to any person for the loading of cyanide cartridges unless such a person is the holder of written approval.
- (2) No holder of written approval shall sell cyanide cartridges to a hunter who is not the holder of written authorisation.
- (3) Written authorisation shall not be transferable and shall be valid for the period and within the geographic area and in the manner determined by the provincial conservation institution or authority concerned.

3. Offences

Any person who fails to comply with these regulations shall be guilty of an offence and shall be liable on conviction to a fine or to imprisonment for a period not exceeding six months.