



LICENCES TO POSSESS REGULATION 25 POISONS

Section 22 of the Act prohibits any person possessing the following poisons unless holding a licence for this purpose:

4-aminopropiophenone
Acrolein
Arsenic as an S7 poison
Chloropicrin
Cyanides as S7 poisons
Cyanogen
DDT
Fluroacetamide
Fluroacetic acid
Hydrocyanic acid as an S7 poison
Methyl bromide
Mirex
Sodium fluoroacetate (1080)
Strychnine as an S7 poison
Thallium

A licence to possess one or more of these poisons may be issued to a person who is over 18 years of age and has an acceptable and valid reason for requiring the poison(s). Licences for DDT and Mirex will not be issued for the purpose of pest control.

Before issuing a licence SA Health may make any enquiries necessary to establish the bona fides of the applicant(s) and to ascertain if they are fit to hold a licence.

A licence to possess these poisons must be produced by the purchaser for the seller to see and to record the details when purchasing any of these poisons.

Please include the following with your application:

- A copy of the current certificate(s) of registration of your company and/or trading names including the names and addresses of the company directors; **OR**
- The names of the persons running the business where there is no company name but there is a trading name, and a copy of the current certificate(s) of registration of the trading name(s); **OR**
- The names of the persons running the business where there is no company name or trading name.

Term of Licence and Expiry Date

Applicants have the option of applying and paying for a licence that will expire either 1 year or 3 years from the date of issue. The licence will therefore expire on the day before the 1 or 3 year anniversary of the date of issue. Thereafter, if renewed, the licensee will have the option of renewing the licence for a 1 year or 3 year period.

Licence Fees: 1/7/2023 to 30/6/2024

The current fees for a licence to possess Regulation 25 poisons are noted below.

1 year \$170.00 or 3 years \$510.00

Licence Conditions

As these poisons present an appreciable hazard to health SA Health may specify conditions which apply to the possession, use or disposal of these poisons on the licence. These conditions are as legally binding on the licensee as the requirements of the Act and relevant regulations. Failure to comply with a licence condition is an offence which may result in a fine up to \$5000 and or loss of the licence.

Conditions applying to a licence may include but are not limited to:

- specifying persons who can have access to the poison;
- storage;
- security;
- to prevent unauthorised access; and
- provisions to contain any accidental spillage or leakage that may occur.

(CSA 17, 22, 55; PO10, 16)

Exemptions from the requirements of S.22 of the Act

Regulations within the *Controlled Substances (Poisons) Regulations 2011* provides exemptions from the requirements for licensing under Section 22 of the Act for;

4-aminopropiophenone if—

- (a) the 4-aminopropiophenone is a constituent of baits designed for destroying vertebrate animals; and
- (b) the concentration of 4-aminopropiophenone in each bait does not exceed 2%; and
- (c) the total amount of 4-aminopropiophenone in the particular quantity of baits for destroying vertebrate animals does not exceed 5 kilograms; and
- (d) the person—
 - (i) has the written approval of the Minister to acquire and possess those baits; and
 - (ii) acquires the baits from a supplier approved by the Minister.

Sodium fluoroacetate (1080) if—

- (a) — (i) in the case of sodium fluoroacetate that is contained in a capsule for use with a Pest Canid Ejector designed for destroying foxes or wild dogs—the concentration of sodium fluoroacetate in each capsule does not exceed 0.8%; or
(ii) in the case of sodium fluoroacetate that is a constituent of baits designed for destroying vertebrate animals—the concentration of sodium fluoroacetate in each bait does not exceed 0.04%; and
- (b) the total amount of sodium fluoroacetate present in the particular quantity of capsules or baits does not exceed 50 grams; and
- (c) the person—
 - (i) has the written approval of the Minister to acquire and possess those capsules or baits; and
 - (ii) acquires the capsules or baits from a supplier approved by the Minister.

Strychnine, if—

- (i) the person is the owner or occupier, or an agent or employee of an owner or occupier, of land situated outside a township and outside Metropolitan Adelaide; and
- (ii) the strychnine is a constituent of baits designed for destroying mice; and
- (iii) the quantity of baits in the person's possession does not exceed 5 kilograms; and
- (iv) the amount of strychnine present in any quantity of the baits does not exceed 0.5 per cent.

A person lawfully in possession of baits containing strychnine must not use those baits except for the purpose of destroying mice in or around **storage areas** on land situated outside Metropolitan Adelaide and outside any township.

Certain Pest Controllers

Licensed under the *Controlled Substances (Pesticides) Regulations 2017* and exempted by the inclusion of specific Regulation 25 poisons on Pest Controller's and Pest Management Technicians licences where appropriate.

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