



Home Office

Consultation on proposed changes to the Poisons Act 1972, Poisons Rules 1982, Poisons List 1982 and associated amendments

November 2013

Consultation on proposed changes to the Poisons Act 1972, Poisons Rules 1982, Poisons List 1982 and associated amendments

Scope of consultation

Topic of Consultation:	This consultation seeks views on amendments to control measures for the sale of non-medicinal poisons.
Scope of consultation:	<p>This consultation concerns policy and enforcement amendments to the way the Home Office controls sales of non-medicinal poisons.</p> <p>The aims of the amendments are to increase controls of end users whilst minimising burdens on businesses.</p>
Geographical scope:	United Kingdom.
Impact assessment:	Attached

Basic information

To:	<p>This consultation is open to the public.</p> <p>We are particularly seeking the views of those who use poisons for non-professional purposes (hobbies, in the home), businesses who use poisons for professional activities, businesses who sell poisons to home users and business users, and producers.</p>
Duration:	This consultation runs for seven weeks from 21 November 2013
Enquiries:	precursorsandpoisons@homeoffice.x.gsi.gov.uk
How to respond:	<p>Information on how to respond to this consultation can be found on https://www.gov.uk/government/consultations/precursors-and-poisons-consultations</p> <p>Responses can be submitted online through www.gov.uk or by post by sending responses to:</p> <p>Explosives Precursors and Poisons Regulation Consultation Home Office CBRNE unit 5th Floor Peel Building 2 Marsham Street London, SW1P 4DF</p>
Additional ways to become involved:	Please contact the Home Office (as above) if you require information in any other format, such as Braille, large font or audio.
After the consultation:	Responses will be analysed and a 'response to consultation' document will be published.

Fair processing notice

Some of the questions in this survey may ask for personal information. Please note that you are under **no obligation** to provide this information should you not wish to do so.

If you are happy to provide personal information please note that:

- Any personal information will be stored on a secure system.
- It will **not** be shared with third parties.
- Your personal information will be kept on record for no more than 6 months and be used for purposes of this consultation only.
- You may be contacted by a Home Office official for your feedback on this consultation and to discuss your answers in more detail.

Introduction

This consultation seeks views on the proposed amendment of control measures for sales of non-medicinal poisons.

Objectives

The policy objectives are to:

- Ensure poisons controls are effective in reducing the risk of misuse whilst still enabling legitimate sales.
- Ensure that burdens are appropriately placed on those at risk of using the substances to cause harm.
- Minimise burdens by implementing at the same time and in the same way as the Marketing and Use of Explosives Precursors Regulation.

Background

Current Poisons Act, Rules and List

The Poisons Act 1972 was designed to restrict the availability of poisons to the public to prevent their misuse, inadvertently or by criminal design, while at the same time making the poisons available to those with a legitimate need by regulating their retail sale. The Poisons List sets out those poisons under control and the Poisons Rules relax, vary and extend the controls laid down by the Act.

The Poisons List is split into Part 1 and Part 2 (pages 8, 9 and 10).

Part 1 poisons, which would be considered the most dangerous, may currently only be sold by a person lawfully conducting a retail pharmacy business. They must also keep a Poisons register that records details about the transaction and purchaser.

Part 2 poisons, which would be considered less dangerous, can currently only be sold by a person conducting a retail pharmacy business or by a person whose name is entered on to a local authority's list granting them approval to sell poisons.

The Home Office and the Poisons Board, which is a statutory consultee, have reviewed the existing regime against its effectiveness as a public protection measure from terrorism or criminal use. This review is part of the retail theme of the Red Tape Challenge (RTC), which aims to remove unnecessary burdens from business. The primary burden of the current Poisons legislation is financial as sellers of poisons need to purchase a licence from their local authority which is responsible for enforcing the legislation.

The review identified the following weaknesses in the existing regime:

- 1) the poisons register in its current form does not adequately prevent someone purchasing poisons for misuse;
- 2) licensing retailers does not add significant protection against misuse; and
- 3) business-to-business transactions are not monitored.

In 2012, 88 incidents were reported to the Police National Chemical, Biological, Radiological and Nuclear Centre relating to the use of chemicals to cause harm.

Suspicious transaction reporting should lead to additional intelligence and reports to the police, allowing them to investigate and prosecute those intent on causing harm before they do so.

Proposed options

Option 1 is to make no changes (do nothing).

Option 2 is to make a requirement for home users to obtain a licence in advance of a purchase of a Part 1 poison from a registered pharmacy. Both Part 1 and 2 poisons would be subject to mandatory suspicious transaction, theft and significant loss reporting for end user and business to business sales. Option 2 would also include a requirement for labelling affected Part 1 products to indicate that the acquisition, possession or use of the product is restricted.

Retailers would no longer have to purchase a licence to sell Part 2 poisons.

Any customer purchasing Part 1 or 2 poisons could be affected by the request for businesses to report suspicious transactions.

In addition, home users of Part 1 poisons will be affected by the proposal to licence home users. Known home uses of Part 1 poisons include use as rodent control and metal extracting.

Option 3 is to move all Part 2 poisons above the current concentration threshold to Part 1 so they may only be sold by a registered pharmacist. A member of the general public wishing to purchase a Part 1 poison would need to enter their personal details into the register at the point of sale. The proposed amendments to the Poisons Act will have a direct impact on businesses that sell poisons and consumers who purchase these poisons for home use. When we say home use we mean not for a business or professional use. This includes use in hobbies or home cleaning or gardening if you are not being paid to perform the activity.

Licensing

We are considering whether to set up a licensing scheme for home-users of Part 1 poisons, and need to demonstrate whether there will be enough demand for licences to justify the cost of setting up a licensing management system. The final cost of the licence will be based on full cost recovery.

The application process may take some time and background checks may need to be conducted to determine suitability. We would therefore like to gather evidence on whether home users would consider purchasing a licence, rather than using alternatives, and if so, what is the maximum price they would be willing to pay for a licence.

Suspicious transaction reporting

Businesses that sell the listed chemicals will need to be aware of potential suspicious transactions.

The European Commission has prepared draft guidance on what a suspicious transaction could look like.

The draft guidance states that a suspicious transaction is any (attempted) purchase of one or more poisons as listed in Part 1 or 2 of the Poisons List that deviates from what would normally be expected.

Indicators of suspicious behaviour include when a customer:

- Appears nervous or avoids questions, or is not a regular type of customer,
- Attempts to purchase an unusual amount of a product or unusual combinations of products,
- Is not familiar with the regular use(s) of the product(s), nor with the handling instructions,
- Is not willing to share what he/she plans to use the product(s) for,
- Refuses alternative products or products with a lower (but for the proposed use sufficient) concentration,
- Insists on paying cash, especially large amounts
- Refuses to provide his/her name, address or phone number, or identification documents when requested,
- Requests special packaging or delivery of the product(s).

Companies and Pharmacies would be required to report details about any behaviour that they find suspicious (not only the 8 examples above) and that may be of importance to prevent misuse of poisons.

They would also be required to report those disappearances and thefts that are significant and/or unusual for their business or that cannot be easily explained.

All pharmacies selling part 1 poisons to the general public will need to familiarise themselves with the regulations on suspicious transaction and significant loss reporting as well as checking licences. The impact assessment assumes that this will take approximately 0.5 hours per staff member per pharmacy.

Option 2 removes the requirement to keep a poisons register for Part 1 poisons whilst adding the requirement that registered pharmacists must check licences. We have assumed that the change in activity will lead to a negligible cost/benefit.

Other retailers will need to familiarise themselves with the regulations on suspicious transaction and significant loss reporting. The impact assessment assumes that this will take approximately 1 hour per staff member per business and 15 minutes per staff member for producers and wholesalers.

All businesses will need to check which of their products are affected. The impact assessment assumes that this will take approximately 2 hours per business.

Labelling

All businesses will need to label part 1 poisons. It has been assumed that as long as manufacturers/formulators are made aware of the requirement in good time before the regulation comes into force, the costs of adding a single line of text to a label would be negligible.

Business to business sales

Business to business transactions are exempt from the regulations imposed on part 1 poisons. However, businesses must be confident that they are selling to another business or professional user. We are recommending that they check for proof of VAT as well as some other form of proof, such as the customer's company number.

Our Red Tape Challenge Commitment

We are fully committed to the Government's Red Tape Challenge which aims to simplify regulation and reduce its overall burden on the day to day operation of business. We are working closely with both the Cabinet Office and the Department for Business Innovation and Skills to ensure that these principles are at the heart of our final policy proposals. We have made a commitment under the Red Tape Challenge that as well as tightening up controls on genuinely dangerous substances, we will reduce burdens on retailers and seek to remove the unnecessary requirement for retailers to register and pay c.£35 to sell a wide range of low risk substances on the Poisons List.

We will demonstrate our commitment to the Red Tape Challenge in the following ways:

- Use expert advice from across Government, the academic community and industry to identify substances for removal from the Part 2 Poisons List by Sept 2014, so further reducing burdens on retailers;
- Simplify the process for seeking expert advice in this area by modernising the constitution of the Poisons Board, a statutory body, as set out in the Poisons Act (1972). We will legislate at the earliest opportunity to receive future advice in a less bureaucratic way; and
- Ensure that any potential change to the legislation is proportionate to the threat faced, with low risk items not being subject to unnecessary action by business.

If you are a home user of the affected poisons or a member of the general public please use the response form in **Annex A**

If you are representing a registered pharmacy please use the response forms at **Annex B**

If you are representing a non-pharmacy business please use the response form at **Annex C**

Annex A: Form for home users of part 1 and 2 poisons

The Department may, in accordance with the Code of Practice on Access to Government Information, make available, on public request, individual responses.

The closing date for this consultation is 6 January 2014.

Name:
Organisation: (if applicable):
Address:

Please return completed forms to:

Explosives Precursors and Poisons Regulation Consultation
Home Office, CBRNE unit, 5th Floor Peel Building, 2 Marsham Street, London SW1P 4DF

Email: **precursorsandpoisons@homeoffice.x.gsi.gov.uk**

We are about to ask you some questions about your home uses for the Annex 1 (above conc.) chemicals. This will help to ensure that we are aware of all the home uses of these chemicals.

Q1: Do you purchase part 1 or part 2 poisons? (Please see below for the lists.)

Part 1 only	<input type="checkbox"/>
Part 2 only	<input type="checkbox"/>
Both	<input type="checkbox"/>

Q2: Which part 1 poisons do you use? (Tick all that apply)

Aluminium phosphide	<input type="checkbox"/>
Arsenic; its compounds (other than those specified in List 2)	<input type="checkbox"/>
Barium, salts of, (other than compounds specified in List 2)	<input type="checkbox"/>
Bromomethane	<input type="checkbox"/>
Chloropicrin	<input type="checkbox"/>
Fluoroacetic acid; its salts; fluoracetamide	<input type="checkbox"/>
Hydrogen cyanide; metal cyanides, other than ferrocyanides and ferricyanides	<input type="checkbox"/>
Lead acetates; compound of lead with acids from fixed oils	<input type="checkbox"/>
Magnesium phosphide	<input type="checkbox"/>
Mercury, compounds of, the following: - Nitrates of mercury ; mercuric cyanide oxides; mercuric thiocyanate; ammonium mercuric chlorides; potassium mercuric iodides; organic compounds of mercury which contain a methyl group directly linked to the mercury atom	<input type="checkbox"/>
Oxalic acid	<input type="checkbox"/>
Phenols (phenol; phenolic isomers of the following cresols, xylenols, monoethylphenols) except in substances containing less than 60% weight in weight of phenols; compounds of phenols with metal, except in substances containing less than the equivalent of 60% weight in weight, of phenols	<input type="checkbox"/>
Phosphorus yellow	<input type="checkbox"/>
Strychnine; its salts in quaternary compounds	<input type="checkbox"/>
Thallium, salts of	<input type="checkbox"/>
None	<input type="checkbox"/>
Other	<input type="checkbox"/>

Q3: Please use the space below to explain your answer.

Q4: What do you use part 1 poisons for? (Select all that apply)

Pest control	<input type="checkbox"/>
Metal treatment	<input type="checkbox"/>
Other	<input type="checkbox"/>

Q5: Please use the space below to explain your answer.

Q6: Which part 2 poisons do you use? (Select all that apply)

Aldicarb	<input type="checkbox"/>
Alpha-chloralose	<input type="checkbox"/>
Ammonia	<input type="checkbox"/>
Arsenic, compounds of the following: Calcium arsenates, copper acetoarsenite, copper arsenates, lead arsenates	<input type="checkbox"/>
Barium, salts of the following: Barium carbonate, Barium silicofluoride	<input type="checkbox"/>
Carbofuran	<input type="checkbox"/>
Cycloheximide	<input type="checkbox"/>
Dinitrocresols (DNOC); their compounds with a metal or a base	<input type="checkbox"/>
Dinoseb; its compounds with a metal or a base	<input type="checkbox"/>
Dinoterb	<input type="checkbox"/>
Draxoxolon; its salts	<input type="checkbox"/>
Endosulfan	<input type="checkbox"/>
Endothal; its salts	<input type="checkbox"/>
Endrin	<input type="checkbox"/>
Fentin, compounds of	<input type="checkbox"/>
Formaldehyde	<input type="checkbox"/>
Formic acid	<input type="checkbox"/>
Hydrochloric acid	<input type="checkbox"/>
Hydrochloric acid; alkali metal bifluorides; ammonium bifluoride; alkali metal fluorides; ammonium fluoride; sodium silicofluoride	<input type="checkbox"/>
Mercuric chloride, mercuric iodide; organic compounds of mercury except compounds which contain a methyl group directly linked to the mercury atom	<input type="checkbox"/>
Metallic oxalltates	<input type="checkbox"/>
Methomyl	<input type="checkbox"/>
Nicotine; its salts; its quarternary	<input type="checkbox"/>
Nitrobenzene	<input type="checkbox"/>
Oxamyl	<input type="checkbox"/>
Paraquat, salts of	<input type="checkbox"/>
Phenols	<input type="checkbox"/>

Phosphoric acid	<input type="checkbox"/>
Phosphorous compounds, the following: Azinphos-methyl, chlorfenvinphos, demephion, demeton-S-methyl sulphone, dialfios, dichlorvos, dioxathion, disulfoton, fonofos, mecarbam, mephosfolan, methidathion, mevinphos, omethoate, oxydemeton-methyl, parathion, phenkapton, phorate, phosphamidon, prirmiphos-ethyl, quinalphos, thometon, thionazin, trizophos, vamidothion	<input type="checkbox"/>
Potassium hydroxide	<input type="checkbox"/>
Sodium hydroxide	<input type="checkbox"/>
Sodium nitrite	<input type="checkbox"/>
Thiofanox	<input type="checkbox"/>
Zinc phosphide	<input type="checkbox"/>
None	<input type="checkbox"/>
Other	<input type="checkbox"/>

Q7: What do you use part 2 poisons for? (Select all that apply)

Pest control	<input type="checkbox"/>
Cleaning	<input type="checkbox"/>
Other	<input type="checkbox"/>

Q8: Please use the space below to explain your answer.

We are now going to ask you some questions about the cost and amount of poison you use at home. This will help us to understand the demand for these poisons in order to estimate the impact of these regulations.

Q9: How much do you spend on the Part 1 and/or Part 2 poisons you purchase each year?

£0 - £15	<input type="checkbox"/>
£16 - £30	<input type="checkbox"/>
£31 - £45	<input type="checkbox"/>
£46 - £60	<input type="checkbox"/>
above £60	<input type="checkbox"/>

Q10: What quantity of the poison(s) do you purchase each year?

Chemical, quantity per year

Q11: Could you use alternatives for the part 1 poisons?

Yes

No

Don't know

Q12: If yes, what alternatives could you use?

New chemical, use and poison it would replace

Q13: Does the alternative that you could use cost more or less than the part 1 poison?

Costs more

Costs the same

Costs less

Don't know

Q14: Please use the space below to explain your answer.

Q15: Would you continue to purchase a part 1 poison if a licence was required?

Yes	
No	
Don't know	

Q16: Please use the space below to explain your answer.

Q17: What is the maximum you would pay before you are deterred from applying for licence?

£0	
£1 - £10	
£11 - £20	
£21 - £40	
£41 - £60	
£61 - £80	
£80+	

Q18: Do you also purchase Annex 1 or 2 chemicals from the marketing and use of explosives precursors regulation? (Please see the Consultation on the UK implementation of the European Union regulation on the marketing and use of explosives precursors.)

Yes	
No	
Don't know	

Q19: Do you agree or disagree that the options set out below will ensure the policy objectives on page 3 are met:

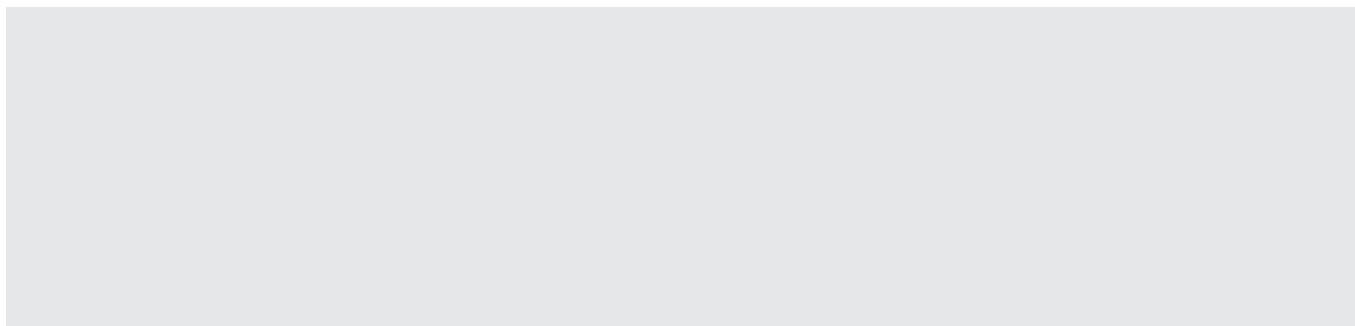
	Agree	Neither agree nor disagree	Disagree	Don't know
Option 1: Do nothing				
Option 2: (I) Home users would be required to obtain a licence in advance of purchasing, using or possessing a Part 1 poison. (II) For business to business sales, both Part 1 and Part 2 poisons would be subject to a mandatory suspicious transaction, theft and significant loss reporting scheme. (III) Retailers would no longer be required to apply for a licence to sell Part 2 poisons. (IV) Producers of Part 1 poisons would be required to mark the product as 'restricted' on the product label.				
Option 3: Move all Part 2 poisons above the current concentration threshold to Part 1 so they may only be sold by a registered pharmacist. A member of the general public wishing to purchase a Part 1 poison would need to enter their personal details into the register at the point of sale.				

Q20: Please use the space below to explain your answer.

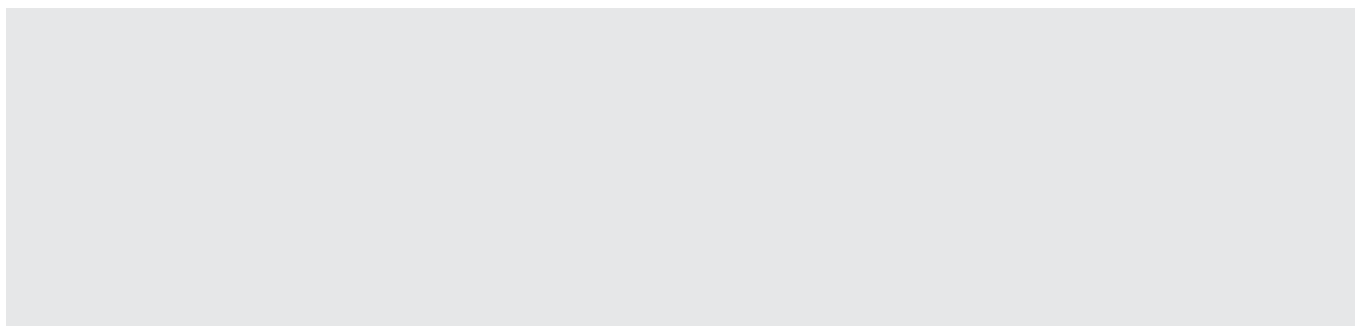
Q21: Please rank these options in your order of preference:

	First preference	Second Preference	Third preference
Option 1			
Option 2			
Option 3			

Q22: Please use the space below to explain your answer?



Q23: Please provide us with any other detail that you would like us to consider as part of this consultation which has not been covered by the questions above.



Annex B: Response form for registered pharmacies that sell part 1 and/or part 2 poisons to the general public only

The Department may, in accordance with the Code of Practice on Access to Government Information, make available, on public request, individual responses.

The closing date for this consultation is 6 January 2014.

Name:

Organisation: (if applicable):

Address:

Please return completed forms to:

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Home Office, CBRNE unit, 5th Floor Peel Building, 2 Marsham Street, London SW1P 4DF

Email: **precursorsandpoisons@homeoffice.x.gsi.gov.uk**

We are about to ask you some questions about your business. This will help us to understand the type and number of businesses who may be affected by these regulations.

Q1: Which of the Part 1 poisons do you sell to home users? (Select all that apply)

Aluminium phosphide	<input type="checkbox"/>
Arsenic; its compounds (other than those specified in List 2)	<input type="checkbox"/>
Barium, salts of, (other than compounds specified in List 2)	<input type="checkbox"/>
Bromomethane	<input type="checkbox"/>
Chloropicrin	<input type="checkbox"/>
Fluoroacetic acid; its salts; fluoracetamide	<input type="checkbox"/>
Hydrogen cyanide; metal cyanides, other than ferrocyanides and ferricyanides	<input type="checkbox"/>
Lead acetates; compound of lead with acids from fixed oils	<input type="checkbox"/>
Magnesium phosphide	<input type="checkbox"/>
Mercury, compounds of, the following: - Nitrates of mercury ; mercuric cyanide oxides; mercuric thiocyanate; ammonium mercuric chlorides; potassium mercuric iodides; organic compounds of mercury which contain a methyl group directly linked to the mercury atom	<input type="checkbox"/>
Oxalic acid	<input type="checkbox"/>
Phenols (phenol; phenolic isomers of the following cresols, xlenols, monoethylphenols) except in substances containing less than 60% weight in weight of phenols; compounds of phenols with metal, except in substances containing less than the equivalent of 60% weight in weight, of phenols	<input type="checkbox"/>
Phosphorus yellow	<input type="checkbox"/>
Strychnine; its salts in quaternary compounds	<input type="checkbox"/>
Thallium, salts of	<input type="checkbox"/>
None	<input type="checkbox"/>
Other	<input type="checkbox"/>

Q2: What quantity of these poison(s) do you sell to home users each year?

Please state the poison and the approximate quantity.

Q3: Which Part 2 poisons do you sell to home users? (Select all that apply)

Aldicarb	
Alpha-chloralose	
Ammonia	
Arsenic, compounds of the following: Calcium arsenates, copper acetoarsenite, copper arsenates, lead arsenates	
Barium, salts of the following: Barium carbonate, Barium silicofluoride	
Carbofuran	
Cycloheximide	
Dinitrocresols (DNOC); their compounds with a metal or a base	
Dinoseb; its compounds with a metal or a base	
Dinoterb	
Draxoxolon; its salts	
Endosulfan	
Endothal; its salts	
Endrin	
Fentin, compounds of	
Formaldehyde	
Formic acid	
Hydrochloric acid	
Hydrochloric acid; alkali metal bifluorides; ammonium bifluoride; alkali metal fluorides; ammonium fluoride; sodium silicofluoride	
Mercuric chloride, mercuric iodide; organic compounds of mercury except compounds which contain a methyl group directly linked to the mercury atom	
Metallic oxalltates	
Methomyl	
Nicotine; its salts; its quarternary	
Nitrobenzene	
Oxamyl	
Paraquat, salts of	
Phenols	
Phosporic acid	
Phosphorous compounds, the following: Azinphos-methyl, chlofenvinphos, demephion, demeton-S-methyl sulphone, dialfios, dichlorvos, dioxathion, disulfoton, fonofos, mecarbam, mephosfolan, methidathion, mevinphos, omethoate, oxydemeton-methyl, parathion, phenkapton, phorate, phosphamidon, primiphos-ethyl, quinalphos, thometon, thionazin, trizophos, vamidothion	
Potassium hydroxide	
Sodium hydroxide	
Sodium nitrite	
Thiofanox	
Zinc phosphide	
None	
Other	

Please state the poison and the approximate quantity.

Q4: What do you understand to be the main intended use for the poison/s that you sell to home users?

Pest control

Metal treatment

Don't know

Other

Q5: Please use the space below to explain your answer.

Q6: We believe that checking licences for retail sales of Part 1 poisons rather than completing a Poisons register would lead to a negligible cost to the seller. Do you agree or disagree?

Agree

Disagree

Don't know

Q7: Please use the space below to explain your answer.

Q8: Do you agree or disagree that that the need to apply for a licence will deter home users from purchasing your product(s)?

Agree	
Disagree	
Don't know	

Q9: Please use the space below to explain your answer

Q10: Do you agree or disagree that the requirement for home users to have a licence would deter you from selling to the general public?

Agree	
Disagree	
Don't know	

Q11: Please use the space below to explain your answer.

Q12: To what extent do you agree or disagree that the guidance on suspicious transaction reporting described on pages 5 is easy to understand?

Strongly agree	
Tend to agree	
Neither agree nor disagree	
Tend to disagree	
Strongly disagree	
Don't know	

Q13: Please use the space below to explain your answer.

Q14: To what extent do you agree or disagree that this guidance is easy to put into practice?

Strongly agree	
Tend to agree	
Neither agree nor disagree	
Tend to disagree	
Strongly disagree	
Don't know	

Q15: Please use the space below to explain your answer

Q16: Do you think the estimated time of 0.5 hours per staff member required for affected pharmacies to familiarise themselves with the new requirements is:

Too short	
About right	
Too long	
Don't know	

Q17: Please use the space below to explain your answer

Q18: Do you also sell any of the Annex 1 or 2 chemicals from the marketing and use of explosives precursors regulation listed in the Consultation on the UK implementation of the EU regulation on the marketing and use of explosives precursors?

Yes	
No	
Don't know	

Annex C: Response form for businesses only

The Department may, in accordance with the Code of Practice on Access to Government Information, make available, on public request, individual responses.

The closing date for this consultation is 6 January 2014.

Name:

Organisation: (if applicable):

Address:

Please return completed forms to:

Explosives Precursors and Poisons Regulation Consultation
Home Office, CBRNE unit, 5th Floor Peel Building, 2 Marsham Street, London SW1P 4DF

Email: precursorsandpoisons@homeoffice.x.gsi.gov.uk

Q1: How would you classify your business?

Licensed retailer of part 2 poisons

Wholesaler of part 1 or 2 poisons

Producer of part 1 or 2 poisons

Professional user of part 1 or 2 poisons

Other

Q2: Please use the space below to explain your answer.

Q3: If you are a seller and/or user of Part 1 poisons, which ones do you sell/use and approximately how many units of product containing the poison do you sell/use per year?

Part 1 poison	Units sold per year	Units used per year
Aluminium phosphide		
Arsenic; its compounds (other than those specified in List 2)		
Barium, salts of, (other than compounds specified in List 2)		
Bromomethane		
Chloropicrin		
Fluoroacetic acid; its salts; fluoracetamide		
Hydrogen cyanide; metal cyanides, other than ferrocyanides and ferricyanides		
Lead acetates; compound of lead with acids from fixed oils		
Magnesium phosphide		
Mercury, compounds of, the following: - Nitrates of mercury ; mercuric cyanide oxides; mercuric thiocyanate; ammonium mercuric chlorides; potassium mercuric iodides; organic compounds of mercury which contain a methyl group directly linked to the mercury atom		
Oxalic acid		
Phenols (phenol; phenolic isomers of the following cresols, xylenols, monoethylphenols) except in substances containing less than 60% weight in weight of phenols; compounds of phenols with metal, except in substances containing less than the equivalent of 60% weight in weight, of phenols		
Phosphorus yellow		
Strychnine; its salts in quaternary compounds		
Thallium, salts of		
None		
Other		

Q4: If you are a seller and/or user of Part 2 poisons, which ones do you sell/use and approximately how many units of product containing the poison per year?

Part 2 Poison	Units used per year	Units sold per year
Aldicarb		
Alpha-chloralose		
Ammonia		
Arsenic, compounds of the following: Calcium arsenates, copper acetoarsenite, copper arsenates, lead arsenates		
Barium, salts of the following: Barium carbonate, Barium silicofluoride		

Part 2 Poison	Units used per year	Units sold per year
Carbofuran		
Cycloheximide		
Dinitrocresols (DNOC); their compounds with a metal or a base		
Dinoseb; its compounds with a metal or a base		
Dinoterb		
Draxoxolon; its salts		
Endosulfan		
Endothal; its salts		
Endrin		
Fentin, compounds of		
Formaldehyde		
Formic acid		
Hydrochloric acid		
Hydrochloric acid; alkali metal bifluorides; ammonium bifluoride; alkali metal fluorides; ammonium fluoride; sodium silicofluoride		
Mercuric chloride, mercuric iodide; organic compounds of mercury except compounds which contain a methyl group directly linked to the mercury atom		
Metallic oxalltates		
Methomyl		
Nicotine; its salts; its quarternary		
Nitrobenzene		
Oxamyl		
Paraquat, salts of		
Phenols		
Phosphoric acid		
Phosphorous compounds, the following: Azinphos-methyl, chlorfenvinphos, demephion, demeton-S-methyl sulphone, dialfios, dichlorvos, dioxathion, disulfoton, fonofos, mecarbam, mephosfolan, methidathion, mevinphos, omethoate, oxydemeton-methyl, parathion, phenkapton, phorate, phosphamidon, prirmiphos-ethyl, quinalphos, thometon, thionazin, trizophos, vamidothion		
Potassium hydroxide		
Sodium hydroxide		
Sodium nitrite		
Thiofanox		
Zinc phosphide		
None		
Other		

Q5: If you are a professional user or trader of these chemicals, would you readily be able to provide one of the forms of documentation listed in the business to business sales section on page 6?

Yes	
No	
Don't know	
Not a professional user	

Q6: Please use the space below to explain your answer

Q7: To what extent do you agree or disagree that the guidance on suspicious transaction reporting described on pages 5 is easy to understand?

Strongly agree	
Tend to agree	
Neither agree nor disagree	
Tend to disagree	
Strongly disagree	
Don't know	

Q8: Please use the space below to explain your answer.

Q9: To what extent do you agree or disagree that this guidance is easy to put into practice?

Strongly agree	
Tend to agree	
Neither agree nor disagree	
Tend to disagree	
Strongly disagree	
Don't know	

Q10: Please use the space below to explain your answer

Q11: Do you think the estimated time of 15 minutes per staff member required for affected producers and wholesalers to familiarise themselves with the new requirements is:

Too short	
About right	
Too long	
Don't know	

Q12: Please use the space below to explain your answer

Q13: Do you think the estimated time of 1 hour per staff member required for affected non-pharmacy, retailers to familiarise themselves with the new requirements is:

Too short	
About right	
Too long	
Don't know	

Q14: Please use the space below to explain your answer

Q15: All businesses will need to check which of their products are affected. We estimate that this would take approximately 2 hours per business. Do you agree or disagree?

Agree	
Disagree	
Don't know	

Q16: Please use the space below to explain your answer

Q17: Would the suspicious transaction reporting requirements deter you from selling Part 1 and/or Part 2 poisons?

Yes	
No	
Don't know	

Q18: Would the suspicious transaction reporting requirements deter you from either using or purchasing Part 1 and/or Part 2 poisons?

Yes	
No	
Don't know	

Q19: To what extent do you agree or disagree that the options set out below will ensure the policy objectives on page 3 are met:

	Agree	Neither agree nor disagree	Disagree	Don't know
Option 1: Do nothing				
Option 2: (I) Home users would be required to obtain a licence in advance of purchasing, using or possessing a Part 1 poison. (II) For business to business sales, both Part 1 and Part 2 poisons would be subject to a mandatory suspicious transaction, theft and significant loss reporting scheme. (III) Retailers would no longer be required to apply for a licence to sell Part 2 poisons. (IV) Producers of Part 1 poisons would be required to mark the product as 'restricted' on the product label.				
Option 3: Move all Part 2 poisons above the current concentration threshold to Part 1 so they may only be sold by a registered pharmacist. A member of the general public wishing to purchase a Part 1 poison would need to enter their personal details into the register at the point of sale.				

Q20: Please use the space below to explain your answer.

Q21: Please rank these options in your order of preference:

	First preference	Second Preference	Third preference
Option 1			
Option 2			
Option 3			
Option 4a			
Option 4b			

Q22: Please use the space below to explain your answer?

Q23: Please provide us with any other detail that you would like us to consider as part of this consultation which has not been covered by the questions above

Fair processing notice

Some of the questions in this survey may ask for personal information. Please note that you are under **no obligation** to provide this information should you not wish to do so.

If you are happy to provide personal information please note that:

- Any personal information will be stored on a secure system.
- It will **not** be shared with third parties.
- Your personal information will be kept on record for no more than 6 months and be used for purposes of this consultation only.
- You may be contacted by a Home Office official for your feedback on this consultation and to discuss your answers in more detail.

