

MN304*

Explosives and Dangerous Goods Act 1961

Explosives and Dangerous Goods (Explosives) Amendment Regulations (No. 2) 2000

Made by the Administrator in Executive Council.

1. Citation

These regulations may be cited as the *Explosives and Dangerous Goods (Explosives) Amendment Regulations (No. 2) 2000*.

2. The regulations amended

The amendments in these regulations are to the *Explosives and Dangerous Goods (Explosives) Regulations 1963**.

[* Reprinted as at 17 March 2000.

For amendments to 25 July 2000 see Gazette 23 June 2000.]

3. Regulation 2 amended

- (1) Regulation 2(1) is amended by deleting the definition of “Australian Explosives Code” and inserting the following definition instead —

“

“**Australian Explosives Code**” means the *Australian Code for the Transport of Explosives by Road and Rail*, Second Edition, March 2000, published by the Commonwealth of Australia;

”.

- (2) Regulation 2(1) is amended in paragraph (a) of the definition of “Division” by deleting “Column 3 in Table 9.1” and inserting instead —

“ column 4 in Appendix 2 ”.

- (3) Regulation 2(1) is amended in paragraph (b) of the definition of “Division” by deleting “section 2.2.3” and inserting instead —

“ Addendum I to Appendix 2 ”.

- (4) The definition of “UN tests” in regulation 2(1) is amended as follows:

(a) by deleting “ninth” and inserting instead —

“ eleventh ”;

(b) by deleting “second” and inserting instead —

“ third ”.

- (5) Regulation 2(4)(a) is amended by deleting “Table 9.1” and inserting instead —

“ Appendix 2 ”.

- (6) Regulation 2(4)(b) is amended by deleting “column 6 in that Table” and inserting instead —

“ column 7 of that Appendix ”.

4. Regulation 76 amended

- (1) Regulation 76(5) is amended by deleting “consigned by a person who, under any of paragraphs (1) to (4), is authorized to have possession of the explosives” and inserting instead —

“

consigned by a person to another person, both of whom are authorised under the Act or these regulations to have possession of the explosives

”.

(2) After regulation 76(5) the following paragraphs are inserted —

“

- (6) A holder of a licence under the Act to import, manufacture, or sell explosives.
- (7) A person who possesses, and can if necessary produce, a permit to import or bring into the State an unauthorised explosive, which permit is current and unexpired.
- (8) A person who possesses fireworks for the purposes of a display, and can if necessary produce, a permit to display the fireworks issued under the regulations.
- (9) A person conducting a transport business or a driver of a vehicle of a person conducting a transport business who is transporting explosives listed in the Table to this paragraph from a person who is authorised to possess explosives —
 - (a) in this State under this regulation; or
 - (b) in another State or a Territory under a corresponding provision of a corresponding law of that State or Territory,

to a person who is authorised to possess those explosives —

- (c) in this State under this regulation; or
- (d) in another State or a Territory under a corresponding provision of a corresponding law of that State or Territory.

Table

50 kgs or less of explosives of Class 1.3
 250 kgs or less of explosives of Class 1.4 (not being explosives of Class 1.4S or detonators of Class 1.4B)
 125 or fewer detonators of Class 1.4B
 Any quantity of Class 1.4S
 50 kgs or less of manufactured fireworks

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By Command of the Administrator,

ROD SPENCER, Clerk of the Executive Council.
