

Dangerous Goods Safety Act 2004

## **Dangerous Goods Safety (Explosives) Amendment Regulations 2022**

**SL 2022/122**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Dangerous Goods Safety (Explosives) Amendment Regulations 2022*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2022.

**3. Regulations amended**

These regulations amend the *Dangerous Goods Safety (Explosives) Regulations 2007*.

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**4. Regulation 149 amended**

After regulation 149(1)(b)(iii) insert:

- (iv) if an explosives management plan for the purposes of the applicant's fireworks contractor licence is not provided to the Chief Officer within the period of 5 years ending on the day on which the application is made — an explosives management plan that complies with the requirements set out in regulation 164(2)(f)(i) to (iii);

Note: The heading to amended regulation 149 is to read:

**Application for fireworks event permit****5. Regulation 162 amended**

In regulation 162(1):

- (a) delete “applicant —” and insert:

applicant to do 1 or more of the following —

- (b) in paragraph (d) delete “is inadequate;” and insert:

does not comply with the requirements set out in regulation 164(2)(f)(i) to (iii);

**6. Regulation 173 amended**

Delete regulation 173(3)(g).

Note: The heading to amended regulation 173 is to read:

**Procedure for renewing licences**

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**7. Regulation 192 amended**

In regulation 192(a) delete “regulation 161 that relates to a licence referred to in regulation 157(7);” and insert:

regulation 161;

**8. Regulation 194 amended**

(1) Delete regulation 194(1) and insert:

(1) In this regulation —

*relevant licence* means —

- (a) an explosives manufacture licence; or
- (b) an explosives manufacture (MPU) licence; or
- (c) an explosives storage licence; or
- (d) an explosives transport licence; or
- (e) a fireworks contractor licence.

(2) In regulation 194(2):

(a) delete “a licence” and insert:

a relevant licence

(b) delete “that relates to” and insert:

for the purposes of

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- (3) In regulation 194(3):
- (a) delete “a licence,” and insert:  
  
a relevant licence,
  - (b) delete “that relates to” and insert:  
  
for the purposes of
- (4) In regulation 194(3) in the Penalty delete “Penalty:” and insert:  
  
Penalty for this subregulation:
- (5) In regulation 194(4):
- (a) delete “a licence” and insert:  
  
a relevant licence
  - (b) delete “that relates to” and insert:  
  
for the purposes of
- (6) In regulation 194(4) in the Penalty delete “Penalty:” and insert:  
  
Penalty for this subregulation:

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- (7) Delete regulation 194(5) and insert:
- (5) Subregulation (6) applies if a person works at a place —
- (a) to which an explosives manufacture licence or explosives storage licence relates; or
  - (b) where the loading or unloading of explosives in connection with transporting them is carried out in connection with an explosives transport licence.
- (6) The person must comply with the explosives management plan for the purposes of the explosives manufacture licence, explosives storage licence or explosives transport licence.
- Penalty for this subregulation: a level 2 fine.

Note: The heading to amended regulation 194 is to read:

**Duties in respect of explosives management plan**

**9. Regulation 197 amended**

In regulation 197 in the Table delete “r. 194(5)” and insert:

r. 194(6)

V. MOLAN, Clerk of the Executive Council.