1983 No. 326

HEALTH AND SAFETY

EXPLOSIVES

The Explosives Act 1875 (Exemptions) Regulations (Northern Ireland) 1983

Made . . . . . *19th October 1983*

Coming into operation . . . *5th December 1983*

To be laid before Parliament

The Secretary of State in pursuance of Article 17(1) and (5)(*b*) of the Health and Safety at Work (Northern Ireland) Order 1978(**a**), as applied and modified by Article 53 of that Order, and, after consulting, in accordance with Article 46 of that Order as so applied and modified, the Health and Safety Agency for Northern Ireland and such other bodies as appear to him to be appropriate, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Explosives Act 1875 (Exemptions) Regulations (Northern Ireland) 1983 and shall come into operation on 5th December 1983.

Power to grant exemptions

2.—(1) Subject to paragraph (2), the Secretary of State may, by a certificate in writing, exempt any person or class of persons from any requirement or prohibition imposed under any provision of Part I (except sections 30 to 32) or Part II of the Explosives Act 1875(**b**) or by any regulation, Order in Council or order made under such provisions, or under section 83 of that Act, and any such exemption may be granted subject to conditions and to a limit of time and may be revoked at any time.

(2) The Secretary of State shall not grant any such exemption unless, having regard to the circumstances of the case, and in particular to:—

(*a*) the conditions, if any, which he proposes to attach to the exemption; and

(*b*) any other requirements imposed by or under any enactment which apply to the case,

he is satisfied that the health and safety of persons who are likely to be affected by the exemption will not be prejudiced in consequence of it and that the security of the explosives will not be so prejudiced.

James Prior
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
19th October 1983

(a) S.I. 1978/1039 (N.I. 9)
(b) 1875 c.17 as amended by 1967 c.29 (N.I.) and 1970 c.10 (N.I.) and as modified by S.R. & O. (N.I.) 1973 Nos. 140 and 341 and S.I. 1973/2163