1971. No. 332 [C]

EXPLOSIVES

Control of Explosives

REGULATIONS*, DATED 22ND SEPTEMBER 1971, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 3 OF THE EXPLOSIVES ACT (NORTHERN IRELAND) 1970.

I, THE RIGHT HONOURABLE BRIAN FAULKNER, D.L., Minister of Home Affairs, in exercise of the powers conferred on me by Section 3 of the Explosives Act (Northern Ireland) 1970(a) and all other powers thereunto enabling, do hereby make the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Explosives Regulations (Northern Ireland) 1971 and shall come into operation on 1st day of December 1971.

Interpretation

2. In these Regulations:—

"the Act of 1970" means the Explosives Act (Northern Ireland) 1970;

"blasting operation" means a blasting operation in which explosives are used;

"the Ministry" means the Ministry of Home Affairs;

"licensed shot firer" means a shot firer licensed by the Ministry of Home Affairs;

"shot firer" means a person in charge of a blasting operation;

"shot" means an explosion of explosives.

Shot firers

3. No person shall fire a shot in any blasting operation unless he is licensed as a shot firer by the Ministry of Home Affairs.

4. No person shall charge a shot hole or in any way prepare for a shot in any blasting operation unless he is licensed as a shot firer by the Ministry of Home Affairs or he does so under the supervision of a licensed shot firer.

5. No person shall be licensed as a shot firer unless—

(1) he has attained the age of 21 years;

(2) he is certified by his employer or such other person or authority as may be approved by the Ministry as competent to carry out blasting operations; and

(3) the officer in charge of the police division in which he resides is satisfied he is a fit and responsible person.

(a) 1970. c. 10 (N.I.).

*These Regulations were affirmed by a Resolution of the Senate on 26th October 1971 and by a Resolution of the House of Commons on 21st October 1971.

6. If a licensed shot firer ceases to fulfil the conditions prescribed by Regulation 5 the Ministry shall cancel his licence.

7. Any person who employs a shot firer who is not a licensed shot firer shall be guilty of an offence under the Act.

Amendment of Regulation 8 *and Form* 8 *of the Explosives Regulations (Northern Ireland)* 1970

8. For Regulation 8 of and Form 8 in the Schedule to the Explosives Regulations (Northern Ireland) 1970(**b**) there shall be substituted the following Regulation and the form set out in the Schedule.

"**8.**—(1) The Register required by Section 2(3) of the Act of 1970 to be kept at the store at which explosives are kept for the purposes of a mine or quarry shall be kept in respect of explosives used at all mines or quarries notwithstanding that there may not be a store at a mine or quarry.

(2) The Register shall be in the Form 8 set out in the schedule and all the particulars specified in the Register shall be completed in accordance with paragraph (3).

(3) (*a*) The Register shall be a hard-backed volume, each page to be numbered consecutively.

(*b*) The Register shall be completed in ink or ball-point pen.

(*c*) The name of the owner or occupier of the mine or quarry and the name and situation of the mine or quarry shall be inserted on the first page of the Register.

(*d*) The Register shall on demand be immediately produced for inspection by a member of the Royal Ulster Constabulary on production of his warrant card or by a Government Inspector.

(*e*) The Register shall be completed in the presence of the person issuing the explosive and the person receiving the explosive.

(*f*) All explosives received shall be shown in the receipt section including unused explosives issued for a blasting operation returned to store.

(*g*) The Register shall be completed at the time of receipt or issue of explosives and the balance drawn up at the end of each day on which explosives have been received or issued.

(*h*) The Register shall be kept for a period of at least 2 years after the date of the last entry."

Dated this 22nd day of September 1971.

Brian Faulkner,
Minister of Home Affairs
for Northern Ireland.

(b) S.R. & O. (N.I.) 1970, No. 110.