1970. No. 178 **[C]**

EXPLOSIVES

Control of Fireworks

REGULATIONS*, DATED 16TH JUNE 1970, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 3 OF THE EXPLOSIVES ACT (NORTHERN IRELAND) 1970.

I, the Right Honourable Robert Wilson Porter, Q.C., Minister of Home Affairs for Northern Ireland, 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 (Control of Fireworks) Regulations (Northern Ireland) 1970, and shall come into operation on 6th July 1970.

Interpretation

2. In these Regulations—

"fireworks" has the meaning assigned to it by Order in Council No. 1A dated 12th December 1891, made under the Explosives Act 1875(**b**);

"the Ministry" means the Ministry of Home Affairs.

Savings for Explosives Acts

3. Nothing in these Regulations shall affect or derogate from any provisions under the Explosives Act of 1875 or the Explosives Act (Northern Ireland) 1924(**c**) whether by Order in Council, Rule or other statutory instrument.

Prohibition on use or purchase of fireworks

4. Subject to Regulation 6, the purchase or use of fireworks shall be prohibited except under licence issued by the Ministry.

Licence for the purchase or use of fireworks

5.—(1) Every application for a licence to purchase or use fireworks shall specify—

(*a*) the name, occupation and address of the applicant;

(*b*) the name, address and purpose of any organisation represented by the applicant;

(*c*) the quantity and type of fireworks to be purchased or used;

(*d*) the purpose for which the fireworks are to be purchased or used;

(*e*) the location where the fireworks are to be used;

(*f*) the name and address of the supplier where the fireworks are to be purchased;

(**a**) 1970. c. 10 (N.I.). (**b**) 38 & 39 Vict. c. 17. (**c**) 14 & 15 Geo. 5. c. 5 (N.I.).

*These Regulations were affirmed by a Resolution of the Senate on 30th June 1970 and by a Resolution of the House of Commons on 1st July 1970.

(*g*) the name, address and occupation of the person who will have control of safety precautions whilst the fireworks are being used; and

(*h*) such other particulars as the Ministry may require.

(2) The licence for the purchase or use of fireworks shall be in such form and subject to such conditions as the Ministry may specify.

(3) Subject to Regulation 6, the purchaser of fireworks acting under a licence issued under these Regulations shall produce his licence to the seller at the time of purchase and the seller, where such licence is not so produced, shall be responsible for ascertaining that the sale is to such bodies or persons as are referred to in Regulation 6 or for the purposes set out in that Regulation.

(4) The seller shall keep a permanent record in a hard-backed volume, each page to be numbered consecutively, of all sales of fireworks. He shall record in ink or ball-point pen the name and address of every person to whom he sells fireworks together with the date of each such sale and particulars of the quantity and type of the fireworks sold.

(5) The record shall be retained for at least two years from the date of the last entry.

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

Exemptions from general prohibition

6. Regulation 4 shall not apply to any fireworks purchased or used or to be purchased or used—

(*a*) by the armed forces of the Crown, or by any department of the Government of Northern Ireland, or by any department of the Government of the United Kingdom, or by the Commissioners of Irish Lights, or by any member of the Royal Ulster Constabulary acting as such;

(*b*) for the purposes of any fire brigade;

(*c*) for the purpose of the safety or guidance of shipping or aircraft or railways.

Fireworks excluded from prohibition

7. The following fireworks shall be exempt from the provisions of these Regulations:—

(*a*) Snaps for Bon Bon Crackers (Christmas Crackers);

(*b*) Toy Pistol Caps.

Dated this 16th day of June 1970.

R. W. Porter,
Minister of Home Affairs
for Northern Ireland.

EXPLANATORY NOTE

(This Note is not part of the Regulations but is intended to indicate their general purport.)

These Regulations prohibit, with certain exceptions, the use and purchase or sale of fireworks in Northern Ireland with effect from 6th July 1970.