L.N. 315 of 2010

EXPLOSIVES ORDINANCE
(CAP. 33.)

Control of Fireworks and other Explosives (Amendment) (No.2) Regulations, 2010

IN exercise of the powers conferred by article 22 of the Explosives Ordinance, the Minister for Justice and Home Affairs has made the following regulations:-

Title.

1. The title of these regulations is Control of Fireworks and other Explosives (Amendment) (No.2) Regulations, 2010 and they shall be read and construed as one with the Control of Fireworks and other Explosives Regulations, hereinafter in these regulations referred to as "the principal regulations".

S.L. 33.03.

Adds new sub-regulations to the principal regulations.

2. Immediately after sub-regulation (6) of regulation 4 of the principal regulations, there shall be added the following new sub-regulations:

"(7) A refresher course shall be held once every two years for all licence holders (licences "A", "B" and "C"), which course shall be followed by an interview, an oral test or both, administered by members of the Explosives Committee and the fireworks inspectors. Licence holders may also be required to sit for a written test.

(8) Licence holders of licence "A", "B" or "C" shall compulsorily attend a refresher course after having been called by the Commissioner once every two years:

Provided that, in the case of holders having obtained their licence prior to the coming into force of these regulations, they may be called for their first refresher course not later than three years from the coming into force of these regulations.

(9) The course referred to in sub-regulation (7) will provide information in relation to safety procedures, the legislative framework and the latest developments in the pyrotechnics sector. During the interview, oral test, or both, licence holders will be required to demonstrate knowledge of course content.

(10) Those licence holders who fail the test mentioned

in sub-regulation (7) and (9) shall have their licence withdrawn pending a re-sit. Those who fail the re-sit may re-apply for a licence, in which case sub-regulations (3) to (6) shall apply, both inclusive, as well as any other regulation that applies regarding an application for a new licence.

(11) Any licence holder who fails to attend the refresher course, the interview or any other test, including a re-sit, will be presumed to be no longer interested in the licence, which shall be withdrawn.".

Amends the First Schedule of the principal regulations.

3. The First Schedule of the principal regulations shall be amended as follows:

(a) in paragraphs 1, 2, and 5 thereof, immediately after the words "(*murtali tal-bomba*)" there shall be inserted the words "not exceeding 10cms diameter and 10cms length";

(b) in paragraph 3 thereof, the words "midnight of that same day" shall be substituted by the words "1 a.m. of the following day.";

(c) in paragraph 4 thereof, immediately after the words "(*murtali tal-bomba*)" there shall be inserted the words "not exceeding 10cms diameter and 10cms length"; and

(d) in paragraph 4 thereof, immediately after the words "20 minutes" there shall be inserted the words "- during this time not more than 6 petards (*murtali tal-bomba*) not exceeding 10cms diameter and 10cms length are to be let off.".

Amends the Second Schedule of the principal regulations.

4. In the Second Schedule of the principal regulations immediately after sub-paragraph (d) of paragraph B thereof, there shall be added the following new sub-paragraphs:-

"(e) No fireworks, except that referred to subparagraphs (a), (b), (c) and (d), shall be let-off from any rooftop;

(f) No rooftop and terrace fireworks, irrespective of the place of letting-off, shall be let-off later than 00.30a.m. of the next day.".

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