



Australian Capital Territory

Dangerous Substances (Explosives) Amendment Regulation 2009 (No 1)

Subordinate Law SL2009-26

The Australian Capital Territory Executive makes the following regulation under the *Dangerous Substances Act 2004*.

Dated 29 May 2009.

JOHN HARGREAVES
Minister

SIMON CORBELL
Minister



Australian Capital Territory

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Dangerous Substances Act 2004

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Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

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1 Name of regulation

This regulation is the *Dangerous Substances (Explosives) Amendment Regulation 2009 (No 1)*.

2 Commencement

This regulation commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

This regulation amends the *Dangerous Substances (Explosives) Regulation 2004*.

Note This regulation also amends the *Magistrates Court (Dangerous Substances Infringement Notices) Regulation 2004* (see s 13).

4 Section 7 (1), definition of *explosive*, new paragraph (e)

before the note, insert

(e) a firework.

5 New section 8 (2)

insert

(2) A firework is a dangerous substance.

6 Division 2.2.2 heading

substitute

Division 2.2.2 Ministerial declarations—authorised explosives

7 Division 2.2.3 heading

substitute

**Division 2.2.3 Chief executive declarations—
authorised explosives**

8 Division 2.2.4 heading

substitute

**Division 2.2.4 Registration of consumer fireworks
for Queen’s birthday supply**

9 Section 267 (3), note 1

substitute

Note 1 Licences are issued under the Act, ch 4 (Licences for dangerous substances). Fireworks are dangerous substances (see s 8 (2)).

10 New section 277A

insert

277A Supply of consumer fireworks—limited quantity

- (1) A person commits an offence if—
 - (a) the person supplies consumer fireworks to a consumer at premises; and
 - (b) the quantity supplied to the consumer at the premises in a single day is more than 25kg.

Maximum penalty: 30 penalty units.

- (2) An offence against this section is a strict liability offence.

Note A reference to a quantity of explosive by weight is a reference to the gross quantity of the explosive (including the packaging) (see s 21).

11 Section 294 (2), note 1*substitute**Note 1* Fireworks are dangerous substances (see s 8 (2)).**12 Dictionary, definition of *firework*, paragraph (a)***omit***13 Magistrates Court (Dangerous Substances Infringement Notices) Regulation 2004
Schedule 1, part 1.2, new item 57A***insert*

57A	277A	30	600
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Endnotes**1 Notification**

Notified under the Legislation Act on 2 June 2009.

2 Republications of amended lawsFor the latest republication of amended laws, see www.legislation.act.gov.au.