

**EXPLANATORY STATEMENT**

**AUSTRALIAN CAPITAL TERRITORY**

**SEAT OF GOVERNMENT (ADMINISTRATION) ACT 1910**

**DANGEROUS GOODS (AMENDMENT) ORDINANCE (NO. 2) 1987**

**ISSUED BY THE AUTHORITY OF THE MINISTER OF STATE FOR TERRITORIES**

**No.18,1987**

The Dangerous Goods Ordinance 1984 (the "Principal Ordinance") adopts the provisions of the Dangerous Goods Act (NSW) and the Dangerous Goods Regulation (NSW) as they applied immediately before the making of the Ordinance, subject to the modifications in the Ordinance.

The Dangerous Goods Regulation prohibits the retail sale of shopgoods fireworks except on the second Monday in June and in the fourteen days prior to that date. Additionally, it provides that a retailer may lawfully sell shopgoods fireworks to a person who has obtained a permit under the Regulation at any time during the period of authorisation in the permit. These fireworks are principally those which have in the past been sold for use at private celebrations on the Queen's Birthday holiday.

The amending Ordinance deletes the open sale period. It also alters the permit provisions to allow the Minister to determine a fee for the issue of a permit. This gives effect to the Minister's decision to abolish the open sale of shopgoods fireworks in the interest of protecting children from their misuse.

Details of the Ordinance are set out below.

Section 1 recites the title of the Ordinance as the Dangerous Goods (Amendment) Ordinance (No. 2) 1987.

Paragraph 2(a) amends part 2 of the Schedule to the Principal Ordinance by omitting paragraph (c) of item 30 and substituting a new paragraph (c). The new paragraph (c) has the effect of deleting the open sale exemption in sub-clause 46(2) of the Dangerous Goods Regulation.

Paragraph 2(b) adds paragraph (da) to item 30 of part 2 of the Schedule to the Principal Ordinance. Paragraph (da) amends sub-clause 46(3) of the Dangerous Goods Regulation by providing for the payment of a determined fee for the issue of a permit.