



Australian Capital Territory

Dangerous Substances (Explosives) Amendment Regulation 2008 (No 2)

Subordinate Law SL2008-54

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

Dated 22 December 2008.

JOHN HARGREAVES
Minister

ANDREW BARR
Minister



Australian Capital Territory

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made under the

Dangerous Substances Act 2004

1 Name of regulation

This regulation is the *Dangerous Substances (Explosives) Amendment Regulation 2008 (No 2)*.

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*.

J2008-812

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

4 New section 333A

in division 3.4.7, insert

333A Exemption—outdoor displays—Act, s 217 (1) (b)

- (1) The chief executive may, in writing, exempt a permit-holder from the following in relation to the conduct of a stated outdoor fireworks display:
 - (a) the requirement to comply with the minimum separation distance that applies for section 327 (1) (b) (i) and (iii) for the fireworks;
 - (b) the requirement to comply with the defined minimum separation distance that applies for section 329 (4) (b) (i) and (iii) for the fireworks.
- (2) However, the chief executive may grant an exemption only if satisfied that the permit-holder has—
 - (a) conducted a risk assessment identifying hazards and risks arising because of the exemption; and
 - (b) as far as reasonably practical, implemented control measures to eliminate the hazards or minimise the risks (if any).

Note An exemption may be conditional (see Act, s 217 (2)).

- (3) In this section:

defined minimum separation distance—see section 329 (6).

Endnotes

1 Notification

Notified under the Legislation Act on 22 December 2008.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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