

GOVERNMENT NOTICE No. 270

TRINIDAD AND TOBAGO

REGULATIONS MADE BY THE GOVERNOR IN COUNCIL UNDER THE MINES,  
BORINGS, AND QUARRIES ORDINANCE, CH. 26. No. 4

1. These Regulations may be cited as the Drilling (Amendment) Regulations, 1950, and shall be read as one with Drilling Regulations, 1940.

2. Regulation 2 of the Drilling Regulations, 1940, is hereby amended—

(a) by adding immediately after the words "area of the well" occurring in sub-paragraph (b) of paragraph (1) the following :—

"or, where such oil rights are vested in the Crown, between the owner of the well and the Governor," ;

(b) by substituting the following paragraph for paragraph (2) :—

"(2) Permission to commence drilling a borehole for oil or gas with its centre at a lesser distance than one hundred feet from the nearest boundary of a Public Road Reserve or Crown Trace Reserve will not be granted unless the owner is able to provide an alternative route for the users of such Public Road Reserve or Crown Trace Reserve to the satisfaction of the Governor".

Made by the Governor in Council this 10th day of October, 1950.

T. F. FARRELL

Clerk, Executive Council

(M.P. 81167)

GOVERNMENT NOTICE No. 271

TRINIDAD AND TOBAGO

THE EXPLOSIVES ORDINANCE, CH. 30. No. 4

*The Explosives (Manufacture of Fireworks) Order, 1950*

WHEREAS it is provided by section 37 of the Explosives Ordinance, Ch. 30. No. 4, that the Governor in Council may, by order to be published in the *Royal Gazette*, prohibit absolutely, or subject to conditions or restrictions, the manufacture, keeping, importation, conveyance, and sale or any of them of any explosive which is of so dangerous a character that, in the judgment of the Governor in Council, it is expedient for the public safety to make such order ;

And whereas it is, in the judgment of the Governor in Council, expedient for the public safety to make such an order in respect of the manufacture of fireworks ;

Now, therefore, in exercise of the aforesaid powers, the following Order is hereby made :—

1. This Order may be cited as the Explosives (Manufacture of Fireworks) Order, 1950, and shall come into force on the 1st day of January, 1951.

2. In this Order—

"Ordinance" means the Explosives Ordinance.

3. No person shall after the 31st day of March, 1951, manufacture or keep any explosive for the purpose of making fireworks on any premises without a licence for that purpose issued and signed by the Magistrate of the district within which the premises in respect of which such licence is applied for are situate.

4. (1) Every application for a licence under this Order shall state the applicant's name, occupation and residence, the situation of the premises to be licensed and any other relevant facts in support of the application. The application shall not be heard until after the expiration of twenty-one days from the date of its filing with the Magistrate, who shall at least fourteen days before the date fixed for the hearing cause notice of the application and of the time and place fixed for the hearing to be published in the *Royal Gazette* and in a daily newspaper circulating in the Colony and to be served on the Commissioner of Police.

(2) The applicant shall have the right of appearing before the Magistrate at the hearing, personally or by his counsel or solicitor, and of being heard, and of adducing evidence, in support of his application.

(3) Any owner or occupier of property situate within a quarter of a mile of the premises in respect of which a licence is applied for and any member of the Police Force in charge of the Police district in which such premises are situate shall have the right of appearing before the Magistrate at the hearing, personally or by his counsel, or solicitor, and of objecting to the granting of the licence and of adducing evidence in support of his objection.

(4) The Magistrate may, after taking into consideration the arguments adduced and the evidence led at the hearing and the situation of the premises in relation to its environment such as its location in a residential area or in close proximity to any hospital, nursing home, school, cinema, club or to any place where any inflammable matter is or is likely to be, refuse to grant a licence or may approve the grant of a licence; and, without prejudice to the generality of the foregoing, the Magistrate may refuse to grant or may revoke any licence already granted if the proposed site, construction of premises and amount of explosive are not in accordance with the provisions of the Ordinance or of this Order or if there has been any contravention of the provisions of the Ordinance or of this Order in respect of such premises.

(5) Any person aggrieved by any decision of the Magistrate approving the grant of a licence or refusing to grant a licence may appeal from such decision to the Supreme Court. For the purpose of this sub-paragraph "any person aggrieved" shall mean the applicant or any person who is entitled under the provisions of this paragraph to object to such licence and who shall have appeared before the Magistrate and objected to such licence.

(6) The procedure in respect of any application or of any appeal in respect of such application shall be such as is laid down in the Summary Courts Ordinance.

Ch. 3. No. 4.

5. Every licence issued under this Order shall be valid only for the person named in it and shall define the premises in respect of which it is issued and shall expire on the 31st day of March next after it is issued.

6. No person shall manufacture or keep, for the purpose of making fireworks, any of the following substances :—

- Nitration products of any organic substances, including picric acid, nitro glycerines and gun cotton ;
- Fulminic acid and its derivatives and salts ;
- Products derived from the diazotization of organic substances ;
- Halogen compounds of nitrogen ;
- Mineral acids and their anhydrides ;
- Mixtures of chlorates with drying and semi-drying oils including linseed oil ;
- Any substance containing lead, mercury or silver ;
- Phosphorus in any form ;
- Metallic azides, hydrazoic acid and its derivatives.

7. No person shall manufacture or keep any explosive for the purpose of making fireworks on any premises unless there are on such premises :—

- (a) one or more magazines for the storing of fireworks and the explosive used for the manufacture thereof, each of which shall be well and substantially built of brick, stone, or concrete, or shall be excavated in solid rock, or earth, and so made and closed as to prevent unauthorised persons having access thereto and to secure it from danger of fire from without ; and
- (b) two or more detached workshops constructed so as to be suitable for the carrying on of the processes of manufacture, each of which shall consist of not more than one storey.

8. No magazine and no building in which there is, or there is liable to be, any explosive shall be nearer to any other building or to any highway, public footpath or open place of resort for the public or for persons carrying on any trade or business, than such distance as the Commissioner of Police may, having regard to all the circumstances, approve.

9. The quantity of explosive on such premises shall not exceed—

- (a) fifty lb. of any explosive other than manufactured fireworks ;
- (b) one hundred and seventy-five lb. of manufactured fireworks, either finished or partly finished.

10. No work shall be carried on in any part of the premises except work immediately connected with the manufacture of fireworks, or incidental thereto, and every magazine on the premises shall be used only for the keeping of fireworks and of explosive used for the manufacture of such fireworks.

11. Due precautions shall be taken for the prevention of the introduction into any part of the premises of fire, lights, lucifer matches, or any other article liable to cause fire or explosion, except such as may be necessary for the purpose of carrying on the work of manufacturing fireworks.

12. No fire shall be allowed on any part of the premises within twenty-five yards of any magazine or of any building in which there is, or there is liable to be, explosive.

13. No person shall smoke in any part of the premises.

14. Electric lights, wiring and apparatus installed in or taken into a magazine or building in which there is, or there is liable to be, any explosive shall be suitable for use therein and shall be adequately maintained.

15. Sufficient and suitable fire extinguishing appliances shall be provided and maintained in suitable positions on the premises.

16. (1) Hand tools, implements, trays and other containers constructed wholly or partly of iron or steel shall not be introduced into any magazine or into any building in which there is, or there is liable to be, any explosive.

(2) Footwear taken into any magazine or building in which there is, or there is liable to be, any explosive shall not be such as to be liable to cause danger from sparks.

17. Sufficient and ready means of escape in case of accidents shall be provided for every person employed in every part of the premises and the door of every building in which work is being carried on shall be constructed to open outwards and shall be kept unlocked during the hours of work.

18. No person who is intoxicated shall be permitted to enter or remain on the premises and no intoxicating liquor shall be taken on to the premises.

19. When any explosive is being conveyed from one part of the premises to another part thereof or to or from any place outside of the premises, it shall be conveyed with all due diligence and with such precautions and in such manner as will sufficiently guard against any accident by fire or explosives.

20. There shall not be at any time in any part of the premises other than a magazine more than 25 lb. of any explosive other than manufactured fireworks, and of manufactured fireworks there shall not be in any part of such premises a quantity exceeding 50 lb. except in a building in which no other operation but the operation of packing manufactured fireworks is being carried on, in which case the quantity of manufactured fireworks shall not exceed 100 lb. ; and all finished fireworks shall with all due diligence either be removed to the magazine of the premises or sent away immediately from the premises.

21. A person under the age of twenty-one years shall not be employed in or enter any magazine or any workshop used for the carrying on of the processes of manufacture of fireworks.

22. A warning notice to trespassers is to be kept conspicuously posted up on the premises.

23. There shall be constantly kept posted up on the premises in such manner as to be easily read a copy of this Order.

24. All due precautions shall be taken by the occupier of the premises, and by every person employed on or about the premises—

- (a) to prevent accidents by fire or explosion on the premises ; and
- (b) to prevent unauthorised persons having access to the premises, or to the explosives thereon ; and
- (c) to prevent any act being committed which tends to cause fire or explosion and which is not reasonably necessary for the purpose of the work on the premises.

Made by the Governor in Council this 10th day of October, 1950.

(C/S. 53582)

T. F. FARRELL  
*Clerk, Executive Council*

1950

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