

ing for his private use and not for sale gunpowder to an amount not exceeding on the same premises 30 lbs. :

And whereas by Part II. (section 39) of the Act it is declared that, subject to the provisions subsequently in such Part II. contained, Part I. of the Act relating to gunpowder shall apply to every other description of explosive in like manner as if the provisions of such Part I. were re-enacted in such Part II., with the substitution of that description of explosive for gunpowder :

And whereas by Part II. (section 40, subsection 4) of the Act it is provided that for the maximum amount of gunpowder limited by Part I. of the Act to be kept for private use and not for sale, there shall be substituted in the case of explosives other than gunpowder the following amounts, viz. :—

(a.) Where such explosive consists of safety cartridges made with gunpowder, an amount containing not more than five times the maximum amount of gunpowder above mentioned ; and

(b.) In the case of any other explosive, the amount prescribed by Order in Council :

And whereas by Part II. (section 43) of the Act it is provided that Her Majesty from time to time, by Order in Council, may prohibit, either absolutely or except in pursuance of a license of the Secretary of State under the Act, or may subject to conditions and 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 Her Majesty it is expedient for the public safety to make such Order.

And whereas the explosives by this Order prohibited from being kept for private use without a certificate are of so dangerous a character, that in the judgment of Her Majesty it is expedient for the public safety to make this Order.

Now, therefore, in pursuance of the above-mentioned provisions of the Act Her Majesty is pleased, by and with the advice of Her Privy Council, to order and prescribe, with respect to the keeping of explosive for private use and not for sale, as follows :

(1.) There shall not be kept for private use any explosive which is not an authorised explosive, or which is an authorised explosive of the fifth (fulminate) class.

(2.) Subject to the exceptions hereinafter contained, there shall not be kept for private use any authorised explosive other than such amounts of gunpowder and of safety cartridges made with gunpowder, and such percussion caps, safety fuzes for blasting, and railway fog signals, as are authorised by the Act, and such amount as hereinafter mentioned of the following explosives ; that is to say,

(a.) Cartridges for small arms which are not safety cartridges, and are made with gunpowder, if containing not more than five pounds of gunpowder ;

(b.) Cartridges for cannon or blasting made with gunpowder, and not containing their own means of ignition, if containing no larger amount of gunpowder than is for the time being allowed to be kept for private use ;

(c.) Fireworks, if not more than five pounds in weight, or to an unlimited amount if obtained for immediate use and kept for a period not exceeding fourteen days in a safe and suitable place, and with all due precautions for the public safety.

(3.) The exceptions from the foregoing provision are as follows :—

(a.) If a person who requires any authorised explosive (other than one of the fulminate class) for any industrial, agricultural, sporting, or other special purpose, obtains a certificate under this Order that he is a fit person to keep the same, he may during the continuance of the certificate, keep for private use, for the purpose specified in the certificate, and not for sale, the explosive specified in the certificate to an amount not exceeding, whether or not contained in cartridges, ten pounds and in the case of detonators, not exceeding one hundred in number ;

(b.) The certificate under this Order may be in the form set out in the Schedule to this Order, and may be granted by the chief officer of police or by some person authorised in writing in that behalf by such chief officer, or in case of the refusal or failure to grant any such certificate, or of the revocation of any such certificate, then may be granted by a court of summary jurisdiction for the county or borough (having a separate court of quarter sessions) in which the applicant resides, sitting at some court-house or place appointed for the administration of justice by such court and may be under the hand of the clerk of such court.

(c.) Provided that the certificate shall not continue after the end of one year from the date thereof, or after the grant of another certificate under this Order to the holder thereof, nor after any earlier time at which the certificate, if granted by the chief officer of police or some officer authorised by that chief officer, is revoked by the chief officer, or if granted by a court of summary jurisdiction, is revoked by a court of summary jurisdiction acting for the same county or borough.

(4.) The amount of any kind of explosive kept for private use by a person in pursuance of this Order shall be in substitution for the like amount of any other kind of explosive (whether gunpowder or not) which might otherwise be kept by him in pursuance of the Act or this Order, and the amount of such other kind of explosive shall be reduced accordingly ; provided, that if the explosive so kept is in any other form than that of cartridges for small arms, the explosive of which the amount is so reduced shall be some explosive other than safety cartridges made with gunpowder.

(5.)—(a.) The expression “ authorised explosive ” in this Order means any explosive for the time being authorised to be manufactured for general sale or to be imported for general sale, whether with or without a license.

(b.) The expression “ chief officer of police ” in this Order means the chief officer of police within the meaning of the Act, for a police district in which the applicant for or holder of a certificate resides.

(c.) A reference in this Order to any particular explosive shall be construed with reference to the Act and to the classification of explosives contained in an Order in Council (No. 1) of the 5th day of August, 1875, made in pursuance of section 106 of the Act.

(d.) Subject as aforesaid, this Order shall be construed in like manner as if it were part of the Act.

(6.) This Order shall come into operation at the expiration of ten clear days after it has been published in the “ London Gazette,” with the following qualifications :—

(a.) Until the expiration of twenty-four clear