



**THE DANGEROUS GOODS (LICENSING FEES) REGULATIONS
1976, AMENDMENT NO. 1**

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 14th day of September 1981

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 35 of the Dangerous Goods Act 1974, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Dangerous Goods (Licensing Fees) Regulations 1976, Amendment No. 1, and shall be read together with and deemed part of the Dangerous Goods (Licensing Fees) Regulations 1976* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 14th day after the date of their notification in the *Gazette*.

2. Fees—(1) Regulation 3 of the principal regulations is hereby amended by omitting the table of fees appearing in paragraph (a), and substituting the following table:

"Total Water Capacity of Containers in Litres		Fee \$
Not exceeding	2 500	20
Exceeding	2 500 but not exceeding 5 000	25
Exceeding	5 000 but not exceeding 10 000	30
Exceeding	10 000 but not exceeding 25 000	40
Exceeding	25 000 but not exceeding 50 000	50
Exceeding	50 000 but not exceeding 100 000	60
Exceeding	100 000 but not exceeding 250 000	75
Exceeding	250 000 but not exceeding 500 000	100
Exceeding	500 000 but not exceeding 1 000 000	150
Exceeding	1 000 000 but not exceeding 10 000 000	200
Exceeding	10 000 000	300:"

(2) The said regulation 3 is hereby further amended by adding the following paragraphs:

"(d) For the transfer of any licence, a fee of \$10:

"(e) In the case of dangerous goods of Class 2 (d), each 0.5 kg of the dangerous goods stored shall be taken as equivalent to 1 litre for the purposes of determining the licence fee payable."

3. General exemptions—(1) Regulation 5 of the principal regulations is hereby amended by revoking paragraph (b), and substituting the following paragraph:

"(b) In the case of dangerous goods of Class 2—

"(i) Without limit as to quantity for coal gas or natural gas, except when packed, stored, conveyed, or handled in cylinders, transportable tanks, or tanks permanently installed on any site and used for purposes of refuelling motor vehicles:

"(ii) In quantity not exceeding in all 100 m³ of all gases of Class 2 (b) and Class 2 (c) measured at a temperature of 15°C and a pressure of 1 atmosphere, if the gases are not being used for fruit ripening or any similar purpose which involves the release of the gas into an enclosed space:"

(2) The said regulation 5 is hereby further amended by revoking paragraph (p), and substituting the following paragraph:

"(p) In the case of dangerous goods of Class 3 (c), if they are stored (other than for domestic use) in any tank or similar container having a capacity not exceeding 25 litres which forms part of or is attached to a fuel oil burner installation:"

(3) The said regulation 5 is hereby further amended by revoking paragraph (z).

4. Exemption for storage of certain alcohols—The principal regulations are hereby amended by inserting, after regulation 5, the following regulation:

"5A. Notwithstanding anything to the contrary in regulation 5 of these regulations, the following dangerous goods of Class 3 may be stored on any premises without a licence under the Act and without limit as to quantity:

- “(a) Liquids containing ethyl-alcohol or alcohol-water solutions and intended for use as a beverage, packed in individual containers of not more than 5 litres capacity:
- “(b) Liquids containing ethyl-alcohol or alcohol-water solutions, intended for use as a beverage, in blending and processing areas, if each installation in the area includes—
- “(i) An approved drenching or sprinkler system; and
 - “(ii) A vapour detector, together with instructions for its use, or some other approved system that will readily detect the presence of vapour in the event of a leakage or spillage of the dangerous goods.”

5. Exemptions for storing certain dangerous goods on farms—

(1) Regulation 6 of the principal regulations is hereby amended by adding, to paragraph (b), the following provisos:

“Provided that the goods shall either be compounded or shall be so located that any spillage, either under the action of fire or otherwise, will not endanger any building, or flow into any stream, lake, or natural water:

“Provided also that this paragraph shall not permit the storage without a licence of dangerous goods contained in any tank connected to an installation adapted for the burning or using of such goods:”.

(2) The said regulation 6 is hereby further amended by revoking the first proviso to paragraph (c).

6. Exemptions for conveying dangerous goods—Regulation 7 of the principal regulations is hereby amended by revoking paragraph (b), and substituting the following paragraph:

“(b) In a fuel tank or tanks of a motor vehicle or motor propelled ship, aircraft, or hovercraft.”

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations increase the fees payable for the storage of dangerous goods under licence, and remove inconsistencies in the application of other provisions of the principal regulations.

The exemption given to the storage of certain alcohol solutions intended for use as a beverage has been extended to cover containers of the solutions not exceeding 5 litres capacity and all such solutions in blending and processing areas equipped with approved fire safety systems.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 17 September 1981.

These regulations are administered in the Department of Labour.