

subsequently in such Part II. contained, Part I. of the Act relating to gunpowder shall apply to every other description of explosive 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, sub-section 4), of the Act it is provided that for the amount of gunpowder limited by Part I. of the Act to be exposed for sale or sold otherwise than in a substantial case, box, canister, or other receptacle as therein mentioned, 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 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 40, sub-section 8) of the Act it is provided that there shall be on the outermost package containing the explosive in lieu of the word "gunpowder" the name of the explosive, with the addition of the word "explosive," and that if such name is materially false the person selling or exposing for sale such explosive, and also the owner of the explosive, shall be liable to a penalty not exceeding fifty pounds :

And whereas by Part II. (section 50) of the Act, it is provided that a person shall not be required by the Act to take out a license or to register any premises for the keeping of percussion caps, or safety-fuses for blasting, or fog-signals kept by any railway company for use on the railway of such company, or any explosive prescribed by Order in Council ; and that it shall be lawful for Her Majesty by Order in Council to exempt any explosive to which the said fiftieth section applies, or any description thereof, from any other provisions of the Act :

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 as follows :

1. The amount of explosive (other than gunpowder or safety cartridges made with gunpowder) exposed for sale or sold otherwise than in a substantial case, bag, canister, or other receptacle, made and closed so as to prevent any explosive from escaping, shall not exceed 1 lb. ; provided that (a) in the case of explosive of Class 6 (Ammunition), Division 1, the amount may be a quantity containing of gunpowder or any other explosive not more than 5 lbs., and (b) in the case of explosive of Class 7 (Firework), Division 2, the amount shall not exceed 5 lbs. ; and
2. Percussion caps and safety fuze for blasting shall be exempted from so much of section 40, sub-section 8 of the Act as requires the word "explosive" to be affixed on the outermost package containing the same.

Wherever in this Order an explosive is distinguished as belonging to a particular class or division of a class, reference is made to the classification of explosives contained in an Order in Council made in pursuance of section 106 of the Act.

C. L. Peel.

At the Court at Windsor, the 27th day of November, 1875.

PRESENT.

The QUEEN'S Most Excellent Majesty in Council.

WHEREAS Part I. (Section 5) of the Explosives Act, 1875 (hereinafter referred to as the Act), prohibits the keeping of gunpowder in an unauthorised place, but such prohibition is expressly declared not to extend to a person keeping 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, sub-section 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 :

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 be substituted—
 - (a) In lieu of the 30 lbs. of gunpowder, 15 lbs. of any other explosive ; or, in lieu of any less amount of gunpowder not so kept, half that amount of other explosive.
 - (b) In lieu of the 150 lbs. of gunpowder contained in safety cartridges, 150 lbs. of any explosive contained in ammunition of the 1st Division of Class 6 ; or, in lieu of any less amount not so kept, that amount of any explosive so contained.
2. There shall not be kept for private use any explosive which for the time being is neither authorised (by license or continuing certificate) to be manufactured for general sale, nor authorised by license to be imported for general sale, or any explosive of the 5th (Fulminate) Class ; but this provision shall not extend to any explosive which, under section 40, sub-section 9 of the Act or under any Order in Council made in pursuance of such sub-section, may lawfully be imported without any license.
3. Nothing in this Order shall be taken to limit the quantity of fireworks which may be kept if obtained and intended for immediate use and not for sale ; provided that the same are kept for a period not exceeding fourteen days, in a safe and suitable place, and with all due precautions for the public safety.
4. Wherever in this Order an explosive is distinguished as belonging to a particular class or division of a class, reference is made to the classification of explosives contained in an Order in Council made in pursuance of section 106 of the Act.

C. L. Peel.