

**Reprint
as at 1 December 2017**

**Hazardous Substances (Classes 6, 8, and 9 Controls)
Amendment Regulations 2003**

(SR 2003/178)

Hazardous Substances (Classes 6, 8, and 9 Controls) Amendment Regulations 2003: revoked, on 1 December 2017, pursuant to regulation 4(1) of the Hazardous Substances (Health and Safety Reform Revocations) Regulations 2017 (LI 2017/233).

Pursuant to section 75(1)(d), (e), and (f) of the Hazardous Substances and New Organisms Act 1996, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council (given on the recommendation of the Minister for the Environment made in compliance with section 141(1) of that Act), makes the following regulations.

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Schedule

2

New Schedule 1 substituted

1 Title

- (1) These regulations are the Hazardous Substances (Classes 6, 8, and 9 Controls) Amendment Regulations 2003.
- (2) In these regulations, the Hazardous Substances (Classes 6, 8, and 9 Controls) Regulations 2001¹ are called “the principal regulations”.

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this eprint. See the notes at the end of this eprint for further details.

These regulations are administered by the Ministry for the Environment.

2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

3 New regulation 4A inserted

The principal regulations are amended by inserting, after regulation 4, the following regulation:

4A Regulations not to apply to substances used in combat or training for combat

These regulations do not apply to a substance when the substance—

- (a) is used in combat or training for combat; or
- (b) is on a vehicle, ship, or aircraft that is authorised to carry the substance in combat or training for combat.

4 New Schedule 1 substituted

The principal regulations are amended by revoking Schedule 1, and substituting the new Schedule 1 set out in the Schedule.

Schedule New Schedule 1 substituted

r 4

Schedule 1 Quantities of certain class 6, 8, and 9 substances that must be under control of approved handler or secured

r 9

Class of substance	Quantity
6.1A, 6.1B, 6.1C (except for propellant powders of classes 1.1C (UN 0160) and 1.3C (UN 0161))	Any quantity
6.7A	10 kg or more, if solid 10 L or more, if liquid
8.2A	Any quantity
9.1A, 9.2A, 9.3A, and 9.4A	Any quantity
Propellant powders of classes 1.1C (UN 0160) and 1.3C (UN 0161)	50 kg or more before sale to the public

¹ SR 2001/117

Class of substance	Quantity
	15 kg or more after sale to the public

Marie Shroff,
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, which come into force on the 28th day after the date of their notification in the *Gazette*, amend the Hazardous Substances (Classes 6, 8, and 9 Controls) Regulations 2001 (the “principal regulations”)—

- by inserting a new regulation 4A to exempt from the principal regulations substances when they are used in combat or training for combat or when they are on vehicles, ships, or aircraft that are authorised to carry the substances in combat or training for combat:
- by substituting a new Schedule 1, which prescribes quantities of substances that must be under the control of an approved handler or secured. The new quantities in the Schedule relate to propellant powders of classes 1.1C (UN 0160) and 1.3C (UN 0161). The quantities are: 50 kg or more before sale to the public; and 15 kg or more after sale to the public. The previous schedule required any amount of those substances to be under the control of an approved handler or secured.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 31 July 2003.

Eprint notes**1 *General***

This is an eprint of the Hazardous Substances (Classes 6, 8, and 9 Controls) Amendment Regulations 2003 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 *About this eprint*

This eprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

3 *Amendments incorporated in this eprint*

Hazardous Substances (Health and Safety Reform Revocations) Regulations 2017 (LI 2017/233): regulation 4(1)