

Notice of Exemption

In accordance with section 220 of the Health and Safety at Work Act 2015, New Zealand Police is exempted from regulations 9.18(1), 9.23(3)(c) and 9.27(2)(b)-(d) of the Health and Safety at Work (Hazardous Substances) Regulations 2017 (the HS Regulations) for the storage of class 1.1 explosives at Location G (the 'Location') as specified in the accompanying letter from Steve Haszard, Chief Executive at WorkSafe New Zealand to Christine MacKenzie, Legal Counsel at New Zealand Police, subject to the following conditions.

New Zealand Police must –

- (1) ensure the aggregate quantity of all explosive material and articles (explosive(s)) at the Location does not exceed 12 kg; and
- (2) ensure any quantity of an explosive that is not in operational use is stored at the Location in a readily movable container that holds a current compliance certificate issued under regulation 9.20 of the HS Regulations; and
- (3) ensure that the aggregate quantity of all explosives stored in a single readily movable container at the Location does not exceed 4 kg; and
- (4) ensure that, where there is more than one readily moveable container at the Location, the readily movable containers are separated from each other by a distance of no less than 2 metres; and
- (5) ensure that any explosive in a readily moveable container at the Location is held in a non-metallic case designed to protect sensitive material from shock waves (such as a 'Pelican case' or equivalent); and
- (6) ensure that the aggregate quantity of all explosives held in a case described in condition (5) does not exceed 600 g; and
- (7) prepare and maintain an emergency response plan for the Location in accordance with the requirements of regulations 5.7 to 5.13 of the HS Regulations; and
- (8) in the event of a fire, and as far as reasonably practicable, remove every readily movable container from the Location to a place of safety; and
- (9) ensure the emergency response plan prepared in accordance with condition (7) identifies an appropriate place of safety for the readily moveable containers in accordance with condition (8); and
- (10) annually notify Fire and Emergency New Zealand regarding the Location, quantity and type of explosives stored; and
- (11) no less than 6 monthly, undertake a visual inspection of the explosives at the Location, and maintain a record of those inspections, including, for each inspection the date of inspection and the findings; and

- (12) ensure that no explosives are kept beyond the recommended shelf-life specified by the manufacturer of that explosive; and
- (13) provide any explosive identified from an inspection under condition (11) that is not in a safe and serviceable condition, or that is beyond its recommended shelf-life, to the New Zealand Defence Force for disposal; and
- (14) ensure that no detonators are taken to or held at the Location; and
- (15) ensure that no manufacturing involving a class 1 substance occurs at the Location; and
- (16) provide a copy of this Notice of Exemption to any compliance certifier engaged to issue a design and construction compliance certificate for the readily moveable containers or a location compliance certificate for the Location; and
- (17) hold a copy of this exemption at the Location.

In these conditions:

- (i) reference to an explosive does not include safety ammunition; and
- (ii) all quantities given are in NEQ as defined in regulation 10(6) of the HS Regulations.

This exemption takes effect on 23 February 2024 and expires on 23 February 2029 unless it is replaced sooner or revoked. This exemption is given the reference HS0020G.

Signed at Wellington this 21 day of February 2024



Steve Haszard
Chief Executive
Worksafe New Zealand