
STATUTORY INSTRUMENTS

1996 No. 2093

The Carriage of Explosives by Road Regulations 1996

**PART III
INFORMATION**

Information to be displayed on vehicles and containers

15.—(1) The operator of a vehicle or container which is being used for the carriage of explosives shall, subject to the exceptions specified in Part II of Schedule 5, ensure that the requirements in Part I of that Schedule are complied with.

(2) The driver and any attendant of a vehicle used for the carriage of explosives shall, subject to the exceptions specified in Part II of Schedule 5, ensure that paragraph 8 of Part I of that Schedule is complied with.

(3) In a case where explosives in different Compatibility Groups are being carried together, Schedule 5 shall be applied in accordance with the provision of paragraph 2 of Schedule 4.

(4) In a case where explosives in different Divisions are being carried together, Schedule 5 shall be applied in accordance with the provisions of paragraphs 3, 4 and 5 of Schedule 4.

(5) No person shall cause or permit any orange-coloured panel, danger sign or subsidiary hazard sign to be affixed or displayed on a vehicle or container which is not being used for the carriage of explosives.

(6) No person shall cause or permit any information to be displayed on a vehicle or container which would be likely to confuse the emergency services when read in conjunction with any information displayed in accordance with Schedule 5.

(7) No person shall—

- (a) remove any orange-coloured panel, danger sign or subsidiary hazard sign affixed or displayed in accordance with Schedule 5, from a vehicle or container which is being used for the carriage of explosives except, in the case of a danger sign or subsidiary hazard sign, for the purposes of updating the information thereon;
- (b) falsify any of the information on such a danger or subsidiary hazard sign.

Information to be provided by consignors

16.—(1) Subject to paragraph (2), any consignor of explosives shall ensure that prior to carriage any operator engaged by him to carry those explosives is provided with the information specified in Part I of Schedule 6, in documentary form.

(2) Subject to regulation 17(2), paragraph (1) shall not apply in circumstances where the consignor is also the operator, provided he is carrying those explosives on his own behalf.

(3) No consignor or anyone acting on his behalf shall provide false or misleading information to any operator engaged by him, concerning the explosives to be carried.

Documentation to be provided by operators

17.—(1) Any operator who engages another operator to carry explosives shall ensure that prior to carriage that operator is provided with the information referred to in regulation 16(1).

(2) Notwithstanding regulation 16(2), prior to the commencement of the journey, the operator of a vehicle which is to be used for the carriage of explosives shall ensure that the driver of that vehicle or any attendant is in possession of the information specified in Part II of Schedule 6, in documentary form, in these Regulations referred to as the “Transport Documentation.”

(3) No operator or anyone acting on his behalf shall provide false or misleading information to any other operator engaged by him or to any driver concerning the explosives to be carried.

(4) The operator shall keep a record of the information contained within the Transport Documentation, other than the emergency information, in respect of each journey undertaken by the vehicle for a period of at least three months after the completion of the relevant journey.

Documentation to be available during carriage

18.—(1) The driver and any attendant of a vehicle which is being used for the carriage of explosives shall ensure that the Transport Documentation is—

- (a) subject to paragraph (4), kept readily available on the vehicle at all times while the explosives are being carried; and
- (b) produced on request to any police constable or goods vehicle examiner.

(2) Where a trailer which is being used for the carriage of explosives becomes detached from the motor vehicle—

- (a) (i) the driver of the vehicle shall give the Transport Documentation (or an authenticated copy thereof) to the occupier of any premises on which the trailer is parked, and
(ii) in such a case, the occupier shall ensure that such documentation is kept readily available at those premises; or
- (b) the driver of the vehicle shall attach the Transport Documentation (or an authenticated copy thereof) to the trailer in a readily visible position.

(3) The driver of a vehicle which has been used for the carriage of explosives shall ensure that any documentation relating solely to explosives which are not then being carried is either removed from the vehicle or placed in a securely closed container clearly marked to show that it does not relate to any explosives which are being carried.

(4) Nothing in paragraph (1)(a) shall prevent the removal from the vehicle of the Transport Documentation for the purpose of showing it, or otherwise communicating it, to a police constable, the fire brigade, a goods vehicle examiner or an inspector.