REPUBLIC OF VANUATU

EXPLOSIVES ACT NO. 13 OF 2023

Explosive Permit Regulation
Order No. 80 of 2024

In exercise of the powers conferred on me by section 50 of the Explosives Act No. 13 of 2023 I, the Honourable JOHNNY KOANAPO RASOU, Minister of Internal Affairs, make the following Regulation.

1 Interpretation

In this Regulation, unless the contrary intention appears:

Act means the Explosives Act No. 13 of 2023;

Committee means the Explosive Advisory Committee established under section 2 of the Act;

application form means an application form for an explosive permit.;

explosive permit means any of the following permits:

(a) magazine permit;

(b) import permit;

(b) sell or supply permit;

(d) explosive use permit.

2 Application forms

An applicant who intends to obtain an explosive permit must apply in the following forms:

(c) for a magazine permit, the application form is set out in Schedule 1;

(a) for an import permit, the application form is set out in Schedule 2;

(b) for a sell or supply permit, the application form is set out in Schedule 3;

(d) for an explosive use permit, the application form is set out in Schedule 4.

3 Application fees

(1) The application fees for the import permit and the sell or supply permit is VT200,000.

(2) The application fees for magazine permit and explosive use permit is VT150,000.

(3) An applicant must pay the application fee under this clause before lodging the application for an explosive permit.

(4) The application fees for an explosive permit are non-refundable.

4 Granting of Explosive permits

(1) For the purposes of section 25 of the Act, the granting of magazine permit must be in the form set out in Schedule 5.

(2) For the purposes of section 11 of the Act, the granting of import permit must be in the form set out in Schedule 6.

(3) For the purposes of section 18 of the Act, the granting of sell and supply permit must be in the form set out in Schedule 7.

(4) For the purposes of section 32 of the Act, the granting of explosive use permit must be in the form set out in Schedule 8.

5 Conditions for the construction of a magazine

For the purposes of paragraph 26(b) of the Act, the construction of a magazine must:

(a) be built of non-inflammable material such as cement, coral, brick, or stone; and

(b) be partitioned to separate any explosive accessory or inflammable substance which may cause danger to other explosive; and

(b) be partitioned to separate any explosive accessory or inflammable substance which may cause danger to other explosive; and

(c) have iron sheet roofing, metal framework and ventilator to allow free air to circulate; and

(d) have metal doors, hinges (bronze or copper) and 2 different locks (bronze or copper); and

6 Documents from record books

For the purposes of paragraph 46(d) of the Act, an enforcement officer may retain any of the following information from the record books, the information relating to:

(a) the condition of the explosive and magazine; or

(b) storage of explosives inside the magazine; or

(c) materials used in connection with the explosives.

7 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this 26th **day of** April **, 2024.**

Honourable JOHNNY KOANAPO RASOU
Minister of Internal Affairs

REPUBLIC OF VANUATU
MINISTER OF INTERNAL AFFAIRS
MINISTRE DE AFFAIRES INTERIEURES
REPUBLIQUE DE VANUATU

SCHEDULE 1

FORM A

Explosive Act No.13 of 2023

APPLICATION FOR MAGAZINE PERMIT

A. Personal details

Operation location/setting:

O Urban
O Rural

Are you a company or individuals:

O Company
O Inhividual

If company or individual (person), provide a copy of certification of registration.

Full name and residential address of the applicant

Name: .....

Residential address: .....

.....

Conduct details of the applicant

Email: .....
Tel: .....
Fax:.....
Postal Adress (if any): .....
Residential Adress:.....

Full name and residential address of the (individual) person or company for whom the applicant is acting (if applicable)

Name: .....
Residential Adress:.....

Conduct details of the person(individual/company) Email:.....
Tel: ..... Fax:..... Postal Address (if any) ..... Residential Address.....
Principal place of the Business in Vanuatu: .....
Addresses (if any) of other places of Business in Vanuatu: ....
Provide a photograph of the official site of the company
Name of organisation where the company is registered: .....
Location, state and country where the company is registered: .....

B. Application and Permit Fees.

An application & permit fees of VT150, 000 must be attached with this application form for the Magazine permit upon its lodgement).

C. Permit or previous permit details

Permit term: ☐ Year(s)

Permit No: ☐ (if renewed)

Have you had a previous permit suspended or cancelled?

O Yes

O No

Have you been convicted of any offence under legislation or regulation on health and safety?

O Yes
O No

Purpose for which the magazine is to be constructed (please tick).

O Store explosives.
O Store and sell/supply explosives.
O Store for use/other related use.
O Store and sell/supply explosive and use
O All of the above.

Note: A person who import explosives into Vanuatu must first construct a magazine (subject to a magazine permit) to store, sell/supply explosives, or use explosives except with the use of fireworks and crackers).

E. Types of explosives to be stored

Types	Tick the category or categories that aapply to this application	Explosive quantities	Amount (Net Mass-KG
gunpowder			
gun cotton			
fulminate of mercury			
blasting powder			
dynamite			
fulminate of mercury			
nitro glycerine			
crackers and rockets			
other explosives (Please specify below):			

F. Conditions for the Construction of a magazine

Prescribed conditions under which magazine is to be constructed.	Confirm whether or not the magazine will be constructed using the conditions (please tick)
The magazines must be built of non-inflammable material, that is to say, cement, coral, brick, or stone.	O yes O No
The magazine must be partitioned so as to separate distinctly any explosive, accessory or inflammable substance which would constitute a danger by proximity to one another.	O yes O No
The roof must be made of sheet of iron and the framework shall be of metal and a ventilator is to be provided to permit a free circulation of air.	O yes O No
The magazine must be provided with metal doors, bronze or copper hinges and 2 different bronze or copper locks. One of the keys of the locks is to be in the possession of a customs officer and the other with the owner of the magazine.	O yes O No
The magazine must be built at a distance of less than 50 metres from any dwelling place.	O yes O No
The construction of any magazine under the provisions of this Act shall be preceded by a commission of enquiry as to the suitability of the site selected	O yes O No
No magazine is to be used for the storage of explosives unless an order authorising it, has been made by the Minister on a report made by the Director of Public Works.	O yes O No
Every magazine at all times must fly a red flag; a night watchman shall be employed to guard the magazine.	O yes O No

G Checklist (Document required to be attached)

Document types	Please tick the boxes to confirm the following documents have been attached
A Non-refundable Application fee	
Copy of expired or current active magazine permit (if applicable)	
Copy of most recent active or expired import permit (if applicable)	
Copy of VFSC Certificate	

Company official site photograph(s)	
copy of documents that support the ownership claim (if magazine is to be constructed in the rural area)	

Note: Incomplete application form will be rejected without prior notice.

Signature of applicant (or applicant's representative)

By signing this form, you agree that the information provided are correct.

Name: _____

Position/Job Title: _____

Date: _____

Signature: _____

SCHEDULE 2

FORM B

Explosive Act No. 13 of 2023

APPLICATION FOR IMPORT PERMIT

A. Personal details

Operation location/setting:

O Urban
O Rural

Are you a company or individuals:

O Company
O Individual

If company or individual (person), provide a copy of certification of registration.

Full name and residential address of the applicant

Name:

.....

Residentialddress:

.....

.....

Conduct details of the applicant

Email:
.....
Tel:
.....
Fax:
.....
Postal Adress (if any):
.....
.....

Residential Adress:
.....

....
Full name residential address of the (individual) person or company for whom the applicant is acting (if applicable) Name: ..... Residential Adress: .....
Conduct details of the person(individual/company) Email: ..... Tel: ..... Fax: ..... Postal Address (if any): ..... Residential Address: .....
Principal place of the Business in Vanuatu: .....
Addresses (if any) of other places of Business in Vanuatu: .....
Provide a photograph of the official site of the company
Name of organisation where the company is registered: .....
Location, state and country where the company is registered: .....

B. Application and Permit Fees.

An application & permit fees of VT200, 000 must be attached with this application form for the import permit upon its lodgement).

Confirm whether or not the application and permit fees has been attached (please tick)

O Yes

O No

C. Purpose of the explosives that is to be imported.

The explosives is imported for (Please tick a box)

O Sell or supply

O Explosive use

D. A mandatory requirement

Have you constructed a magazine to store explosives prior to sale or supply of explosive being purchased? (Please tick)

O Yes

O No

Note: All explosives must be stored in a magazine subject to a magazine permit prior to the submission of the application to obtain such permit, unless in case of fireworks where the Minister determined by order for a person to store fireworks in shops on the advice of the Explosive Advisory Committee subject to Part 8 section 40(7) of the Explosive Act.

E. To whom will you sell or supply purchased explosives to?

O public in general

O specific group of people (please specify)

O Government or private agencies

F. Types and Maximum quantity of explosives which you intented to sell or supply to a person

Explosive types	Quantity
Other explosive types (please specific)	

Note: the maximum quantity of explosives mentioned above does not apply to a permit holder possessing the explosives in accordance with a magazine permit.

G. Checklist (Document required to be attached)

Document types	Please tick if all document required are attached
Copy of magazine permit	
VSC Certificates	
Company official site Photographs	
Other (if you wish to attached)	

Note: Incomplete application form will be rejected without prior notice.

Signature of applicant (or applicant's representative)

By signing this form, you agree that the information you provided are correct.

Name:_____

Position/Job Title:_____

Date:_____

Signature:_____

SCHEDULE 3

FORM C

Explosive Act No.13 of 2023

APPLICATION FOR SALE OR SUPPLY PERMIT

A. Personal details

Operation location/setting: O Urban O Rural
Are you a company or individuals: O Company O Individual
If company or individual (person), provide a copy of certification of registration.
Full name and residential address of the applicant Name:..... Residential address:.....
Conduct details of the applicant Email: ..... TeL: ..... Fax: ..... Postal Adress (if any): ..... Residential Address: .....
Full name and residential address of the (individual) person or company for whom the applicant is acting (if applicable) Name:..... Residential Adress:.....

Email: ..... Tel: ..... Fax: ..... Postal Address (if any): ..... Residential Address: .....
Principal place of the Business in Vanuatu: .....
Addresses (if any) of other places of Business in Vanuatu: ....
Provide a photograph of the official site of the company
Name of organisation where the company is registered: .....
Location, state and country where the company is registered: .....

B. Application and Permit Fees.

An application & permit fees of VT200, 000 must be attached with this application form for the import permit upon its lodgement).

C. Purpose of the explosives that is to be imported .

What is the purpose of the imported explosives (please tick)

O. Sell or supply
O Use

D. Construction of a building magazine

Have you constructed a magazine to store explosives? (Please tick)

O. Yes
O No

Note: An applicant who apply to the Minister to obtain an import permit to import explosives must ensure that he or she had constructed a magazine permit to store the explosives imported prior to the submission of the application to obtain such permit.

E. Details of explosive imported

Countrv where the explosives is to be imported	Types	Quantity
	Other explosive types (please specific _____	

F. Checklist (Document required to be attached)

Document types	Please tick if all document required are attached
Copy of magazine permit	
VSC Certificates	
Company official site photograph(s)	

Note: Incomplete application form will be rejected without prior notice.

Signature of applicant (or applicant's representative)

By signing this form, you agree that the information provided are correct.

Name:_____

Position/Job Title:_____

Date:_____

Signature:_____

SCHEDULE 4

FORM D

Explosive Act No 13 of 2023

APPLICATION FOR EXPLOSIVE USE PERMIT

A. Personal details

Operation location/setting: O Urban O Rural
Are you a company or individuals: O. Company O Individual
If company or individual (person), provide a copy of certification of registration.
Full name and residential address of the applicant **Name:** ..... **Residential address:** .... **Conduct details of the applicant** **Email:** ..... **Tel:** ..... **Fax:**

..... . Postal Adress (if any): .... Residential Adress: ....
Full name and residential address of the (individual) person or company for whom the applicant is acting (if applicable) Name: ..... Residential Adress: .... **Conduct details of the person(individual/company)** Email: ..... Tel: ..... Fax: ..... Postal Address (if any): .... Residential Address: .....
Principal place of the Business in Vanuatu: .....
Addresses (if any) of other places of Business in Vanuatu: .....
Provide a photograph of the official site of the company
Name of organisation where the company is registered: .....

Location, state and country where the company is registered:
.....

B. Application and Permit Fees.

An application & permit fees of VT150, 000 must be attached with this application form for the explosive use permit upon its lodgement).

Confirm whether or not the application and permit fees has been attached (Please tick).
O Yes
O. No

C. Purpose of the explosive for being purchased .

For what purpose the explosive is purchased (Please tick)

O use
O other purpose

D. Where would be the location, the explosive will be used?

.....

.....

E. Types and quantity of explosives which you intended to use.

Explosive types	Quantity

Other explosive types (please specific)_____	

F. Checklist (Document required to be attached)

Document types	Please tick if all document required are attached
Copy of magazine permit	
VSC Certificates	
Photograph s) of the company official site	
Others (if you wish to attached)	

Note: Incomplete application form will be rejected without prior notice.

Signature of applicant (or applicant's representative)

By signing this form, you agree that the information provided are correct.

Name:_____

Position/Job Title:_____

Date:_____

Signature:_____

SCHEDULE 5

EXPLOSIVE ACT No. 13 of 2023

MAGAZINE PERMIT

Permit No:

Full Name:_____(herein after called the Holder) having paid to the Minister an application fee of VT_____and a Permit fee of VT_____and is hereby permitted, subject to the conditions specified below-

CONDITIONS

(Insert conditions)

1. .....
2. .....
3. .....
4. .....

At Port Vila

Date of Issue:_____

Fee on Issue:_____

_____

Honourable Minister of Internal Affairs

SCHEDULE 6

EXPLOSIVE ACT No. 13 of 2023

IMPORT PERMIT

Permit No:

Full Name:_____(herein after called the Holder) having paid to the Minister an application fee of VT_____and a Permit fee of VT_____and is hereby permitted, subject to the conditions specified below-

CONDITIONS

(Insert conditions)

1. .....
2. .....
3. .....
4. .....

At Port Vila

Date of Issue:_____

Fee on Issue:_____

_____

Honourable Minister of Internal Affairs

SCHEDULE 7

EXPLOSIVE ACT No. 13 of 2023

SELL AND SUPPLY PERMIT

Permit No:

Full Name:_____(herein after called the Holder) having paid to the Minister an application fee of VT_____and a Permit fee of VT_____and is hereby permitted, subject to the conditions specified below-

CONDITIONS

(Insert conditions)

1. .....
2. .....
3. .....
4. .....

At Port Vila

Date of Issue:_____

Fee on Issue:_____

_____

Honourable Minister of Internal Affairs

SCHEDULE 8

EXPLOSIVE ACT No. 13 of 2023

EXPLOSIVE USE PERMIT

Permit No:

Full Name:_____(herein after called the Holder) having paid to the Minister an application fee of VT_____and a Permit fee of VT_____and is hereby permitted, subject to the conditions specified below-

CONDITIONS

(Insert conditions)

1. .....
2. .....
3. .....
4. .....

At Port Vila

Date of Issue:_____

Fee on Issue:_____

_____

Honourable Minister of Internal Affairs