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STATUTORY INSTRUMENTS

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**1991 No. 1531**

**The Control of Explosives Regulations 1991**

**Reporting loss**

**13.**—(1) Any person who acquires possession of, keeps, loads, unloads or transports explosive or is the occupier of a place where it is loaded or unloaded while on a journey shall ensure that the loss of any explosive is reported forthwith to the chief officer of police for the police area in which the loss occurs or, if he does not know where the loss occurred, to the chief officer of police for the police area in which the loss is discovered, or (where that regulation applies) in accordance with regulation 14(2).

(2) Subject to paragraph (3), where the person required by paragraph (1) to ensure the reporting of a loss is a person who had acquired possession of the explosive or was keeping it, he shall also confirm the report in writing without delay including the following information (whether or not previously supplied orally)—

- (a) the date and time that the loss was first discovered;
- (b) the place at which that discovery was made;
- (c) a description of each type of explosive that has been lost sufficient to distinguish that type from other explosives which are similar but not identical;
- (d) for each type lost—
  - (i) the number of articles lost, or
  - (ii) the total nominal mass of each type of explosive substance lost, except that in the case of a substance in cartridge form, the number of cartridges lost may be given.

(3) In the case of a person mentioned in regulation 12(4)(a) it shall be sufficient compliance with paragraph (2)(d) to include a reasonable estimate of the total quantity of explosive lost.

(4) Any person who transports, loads or unloads explosive or is the occupier of a place where it is loaded or unloaded shall also report the loss of any explosive without delay to the consignor or, if the consignor is outside the United Kingdom, to the consignee.

(5) Any person making a report under paragraph (4) shall provide the consignor or consignee with any information in the possession of the person making the report which the consignor or consignee needs to comply with paragraph (6).

(6) Any consignor or consignee to whom a loss is reported under paragraph (4) shall without delay notify the loss in writing to the chief officer of police for the police area in which the loss was discovered, and also (if different) the chief officer of police who issued any explosives certificate held by the consignor or consignee which relates to the explosive the loss of which has been so reported, giving the information listed in paragraph (2).

(7) An employee shall inform his employer without delay if he becomes aware of any loss of explosive which his employer must report.

(8) Where any loss of explosive occurs at a licensed factory or licensed magazine, then any requirement in this regulation to report or supply information to a chief officer of police shall also include a like requirement to report or supply the same information to the Executive.