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STATUTORY INSTRUMENTS

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**2004 No. 1836**

**The Fireworks Regulations 2004**

**Exceptions to regulations 4 and 5**

- 6.—(1) Regulations 4 and 5 above shall not prohibit the possession of any firework by—
- (a) any person who is employed by, or in business as, a professional organiser or operator of firework displays and who possesses the firework in question for the purposes of his employment or business;
  - (b) any person who is employed in, or whose trade or business (or part of whose trade or business) is, the manufacture of fireworks or assemblies and who possesses the firework in question for the purposes of his trade, employment or business;
  - (c) any person who is employed in, or whose trade or business (or part of whose trade or business) is, the supply of fireworks or assemblies, for the purpose of supplying them in accordance with the provisions of the 1997 Regulations;
  - (d) any person who is employed by a local authority and who, in the course of his employment, possesses the firework in question for any of the following purposes—
    - (i) the putting on of a firework display by that local authority; or
    - (ii) the use by that local authority of the firework in question at a national public celebration or a national commemorative event;
  - (e) any person for use, in the course of a trade or business of his or in the course of his employment, for special effects purposes in the theatre, on film or on television;
  - (f) any person employed by or otherwise acting on behalf of a local authority, enforcement authority or other body, where—
    - (i) the authority or body has enforcement powers, conferred by or under any enactment, applying to the firework in question; and
    - (ii) the person so employed possesses the firework in question for the purposes of the authority or body exercising those enforcement powers;
  - (g) any person who is employed by a department of the Government of the United Kingdom and who, in the course of his employment, possesses the firework in question for any of the following purposes—
    - (i) the putting on of a firework display by that department;
    - (ii) the use by that department of the firework in question at a national public celebration or a national commemorative event; or
    - (iii) the use by that department of the firework in question for research or investigations;
  - (h) any person who—
    - (i) is in business as or employed by a supplier of goods designed and intended for use in conjunction with fireworks or assemblies; and
    - (ii) possesses the firework in question solely for the purposes of testing those goods to ensure that, when used in conjunction with fireworks or assemblies of the same type,

they will perform their intended function or comply with any provision made by or under any enactment and relating to the safety of those goods; or

- (i) any person who is employed by an establishment of the naval, military or air forces of the Crown and who, in the course of his employment, possesses the firework in question for any of the following purposes—
  - (i) the putting on of a fireworks display by that establishment; or
  - (ii) the use by that establishment of the firework in question at a national public celebration or a national commemorative event.
- (2) Regulation 5 above shall not prohibit the possession of any firework by any person who is employed in, or whose trade or business (or part of whose trade or business) is, the transport of fireworks and who possesses the firework in question for the purposes of his trade, employment or business.