



Community and Enterprise Resources
Executive Director **David Booth**
Planning and Regulatory Services

Application for a Storage Licence under the Explosives Regulations 2014

You can complete this application for a licence to store explosives using the form in Adobe Acrobat and print it out, or print it and complete by hand, using block capital letters and black ink. **This form requires to be signed so please print out, sign and return the form to South Lanarkshire Council, Planning and Regulatory Services, First Floor, Brandon Gate, 1 Leechlee Road, Hamilton, ML3 0XB.**

For more information or if you want this information in a different format or language, please phone 0303 123 1015 or email equalities@southlanarkshire.gov.uk.

- Please read the guidance notes before completing this form.
- You should not use this form for an application for a licence to store the explosives listed in note 1
- You should only use this form if you want to store no more than 2000kg of explosives
- If there is insufficient room to provide the information requested, please continue on a separate sheet(s) (see note 2)
- Please note that it is an offence under Section 33 of the Health and Safety at Work etc Act 1974 to provide false information. Incomplete or inaccurate information could result in a delay in the processing of your application.

Using your personal information

We, South Lanarkshire Council, will use the information that you have provided to us in connection with the statutory function of processing of your application. This includes checking the validity of the information provided and checking your suitability to be given and to hold a licence by sharing it with other public bodies.

If your application is successful, we will use the information in order to fulfil our management and regulation role as a licensing authority.

We will share your information with South Lanarkshire Council's Planning and Regulatory Services in order to check the accuracy of information provided on your application. Your information will only be processed when it is lawful to do so.

Your rights

You have the right to ask us to

- confirm that we are using personal information about you, detail what that information, to whom we have disclosed your information and a copy of the information that we have about you (The right of access)
- correct any incorrect or misleading personal information that we have about you (The right to rectification)
- stop using any or all of your personal information (The right to object)

- to delete or destroy your personal information (The right to erasure) and
- stop using your personal information until we can look into correcting your personal information or our justification for using your personal information or to stop us deleting your personal data where you need it in connection with any legal claims (the Right of Restriction)

For more information on your rights and how to exercise them or for information about how we manage your personal information, you can get a copy of our full privacy notice on the council's website at www.southlanarkshire.gov.uk/privacy or you can ask for a paper copy from the Data Protection Officer (details are below).

If you have any queries or are unhappy about the way that we use your personal information or have responded to you in relation to any of your rights, you can contact



The Council's Data Protection Officer
The Data Protection Officer, Administrative and Legal Services,
Finance and Corporate Resources, Floor 11, Council Offices,
Almada Street, Hamilton ML3 0AA

Phone: 0303 123 1015 or by email to dp@southlanarkshire.gov.uk



The Information Commissioner

You also have the right to complain to the Information Commissioner about the way we have handled your rights, to enquire about any exercise of those rights or to complain about the way that the Council has dealt with your rights (or any other aspect of data protection law) The Commissioner's Contact Details are:

Information Commissioner's Office, Wycliffe House, Water Lane
Wilmslow, Cheshire SK9 5AF

Phone: 0303 123 1113 (local rate) or 01625 545 745 (if you prefer to use a national rate number). Alternatively fax to: 01625 524 510 or go online at:
<https://ico.org.uk/concerns/handling/>

Guidance to applicants

Important It is your responsibility to ensure you are aware of, and comply with, the Explosives Regulations 2014.

The licensing authority has the power to prohibit storage of explosives at the site if it believes the site is no longer suitable. It may also take enforcement action if you are not storing safely.

If you are intending to supply fireworks **outside** the normal permitted period's e.g. New Year, Chinese New Year, October 15th-November 10th and Diwali, you will also need to make a separate application to your local licensing authority for a licence to comply with the Fireworks Regulations 2004.

General information on completing the application

1. This form should not be used for an application for a licence to store the explosives listed below:
 - relevant explosives (an explosives certificate is required to acquire or keep the explosives)
 - ammunition the acquisition of which is regulated or prohibited by virtue of the Firearms Acts 1968 to 1997
 - smokeless powder or percussion caps
 - explosives stored by a person who is registered as a firearms dealer under section 33 of the Firearms Act 1968

If you want to store the explosives listed above, you should use form ER2

You should only use this form if you want to store no more than 2000kg of explosives.

If you want to store more than 2000kg of explosives you should apply to the Health and Safety Executive for a licence. Further information on licensing can be found at

www.hse.gov.uk/explosives/licensing/how-to-apply.htm

2. If there is insufficient room to provide the information requested, please continue on a separate sheet(s). You should also put your name and address at the top of each sheet before attaching the sheet(s) to your application form.
3. Please contact your local licensing authority if you have any questions about completing this form or about your application. If you live in the metropolitan counties (i.e. West Midlands, Merseyside, Greater Manchester, Tyne and Wear, South and West Yorkshire) or in Oxfordshire, Cornwall or Norfolk, you will need to apply to the fire and rescue service. In other areas you will normally need to contact the trading standards department of your local authority
4. Please note: Any previous convictions you may have may be subject to the Rehabilitation of Offenders Act 1974 and you do not have to include convictions that are 'spent' on this application form. The Rehabilitation of Offenders Act does not apply to corporate bodies or companies. Where the application relates to a corporate body or

company convictions of all directors should be listed. Where the application relates in Scotland to a partnership, convictions of all partners should be listed. Information on how Licensing Authorities will consider the relevance of previous convictions to an application for a licence can be found at www.hse.gov.uk/explosives/index.htm

5. Separation distances - please see Regulation 27 of the Explosives Regulation 2014. You will not normally be required to maintain separation distances if you store no more than:

- 250kg HT4
- 25kg HT3 (or combination of HT3 and HT4)
- 0.1kg HT1
- 0.1kg HT2

on one site. If you are unsure whether your store or on places where you will be manufacturing or processing explosives on site are subject to separation distances, contact your local licensing authority

The following documents should be submitted with the application form:

6. A plan to a scale sufficient to show the location of the site in relation to its surroundings (i.e. named or numbered roads, hamlets, villages or geographical features). Where the site does not have a postal address this should normally be a minimum scale of 1:25000.
7. If the store is subject to separation distances you will also need to provide an Ordnance Survey Siteplan (or similar) map showing the location of the store and distances to any neighbouring buildings. The plan should also show any areas where you intend to process or manufacture explosives where a licence for those activities is not required under regulation 6 of ER2014. The scale will depend on the separation distance. For a distance of up to 200 metres, a 1:1250 would normally be required while greater distance would require a 1:2500 or even a SuperPlan. Where this plan clearly identifies the location of the site in relation to its surroundings it can be substituted for the plan referred to in 6 above.
8. If you intend to store or display more than 12.5kg of fireworks on a shop floor, the licensing authority will require you submit a floor plan of the sales area.
9. If you intend to store, process or manufacture explosives within a building that is also used for other purposes you should include a floor plan showing the places within the building where you intend storing, processing or manufacturing the explosives.
10. The fee must also be submitted with the application. Information on fees can be found at [The Health and Safety and Nuclear \(Fees\) \(Amendment\) Regulations 2023](http://The Health and Safety and Nuclear (Fees) (Amendment) Regulations 2023) (legislation.gov.uk) or contact your licensing authority for advice.

Renewal of licence

11. If there have been no relevant changes to the site usage, layout or places where explosives are stored, or to the proximity of protected places to the stores since the licence was originally granted or last renewed, then it will not, in general, be necessary for a new plan to be submitted to your licensing authority.

Hazard type and quantity

12. The licensing authority will need to know the hazard type and quantity of the explosives you wish to store to determine whether your store is suitable. The quantity you will be allowed to store will depend on the hazard type of the explosives. Please contact your supplier if you are uncertain about the hazard types of explosive you wish to store.
13. The “quantity” refers to the ‘net mass’ of the explosives. This means the weight of the explosive contained within an article i.e. less packaging, casings, etc

Period of validity

14. Licences for fireworks and other explosives that do not require an explosive certificate may be granted for up to 5 years as the licensing authority determines.

Insurance

15. Most employers are required by law to insure against liability for injury or disease to their employees arising out of their employment. The Employers’ Liability (Compulsory Insurance) Act 1969 ensures that you have at least a minimum level of insurance cover against any such claims. For more information visit <http://www.hse.gov.uk/pubns/hse40.pdf>
16. Public liability insurance is not required by health and safety law. However, if you are manufacturing or storing explosives (including fireworks) you may wish to take out public liability insurance. Many industry trade associations and professional bodies require this as a condition of membership. Professional display operators using category F4 fireworks, T2 theatrical pyrotechnics or P2 pyrotechnic articles are required by product safety law to have public liability insurance in place covering their use.

The application is for: (tick the box that applies)

New storage licence **Renewal storage licence**

If this is a renewal application, please state the date of expiry and any reference number

Expiry date

Reference number

Nature of business: (tick the category or categories that apply to this application)

Fireworks – retail Fireworks import/wholesale Fireworks – display operator

Recreational user Other (please specify)

Are you applying for a licence where the storage will be subject to separation distances?
(See note 5)

Yes No

Details of the applicant (if you are applying on behalf of a company or limited liability partnership (or in Scotland only, a partnership), please give its name)

Name of applicant

Companies House number (if applicable)

Date and place of birth (where applicant is an individual)

National insurance number (where applicant is an individual)

Address (including postcode). If the applicant is a company, please give the registered office

Daytime phone number

Mobile

Email

Full address (including postcode) of the place where the explosives will be stored.

Do you have an explosives store at an address different to that above?

Yes No

If yes, please provide the full address including postcode of this store

Do you have a licence for this store? Yes No

If yes, please provide the licence number and date of expiry.

Licence number

Date of expiry

If the applicant is not the owner/manager of the business, please give the details of the person with management responsibilities for the explosives being stored under the licence.

Name

Position

Address including postcode (if different from above)

Contact phone number

Email

Out of hours contact details (if different from above) – please give the name and telephone number, including mobile if appropriate, of the person to be contacted in an emergency

Name of contact

Phone

Mobile

Explosives to be stored and quantities

Hazard type or UN number	Amount (net mass – kg)

(Please tick the box or boxes that apply)

1. Are you (the applicant) intending to store more than 75kg (net) of ammunition or pyrotechnic articles in a building that adjoins domestic premises?
Yes No
2. Have you (the applicant) had a previous licence or registration refused or revoked?
(See [Regulation 11 of the Manufacture and Storage of Explosives Regulations 2005, SI 2005/1082](#))
Yes No
3. Have you (the applicant) been convicted of any offence under legislation on health and safety, (See note 4)
Yes No
4. Have you (the applicant) been convicted of any other offences relating to the storage, sale, supply, importation or possession of fireworks and/or any other explosives? (See note 4)
Yes No
5. Have you (the applicant) been convicted of any offence under any other legislation including offences against the person, dishonesty offences and offences relating to the supply of controlled drugs? (See note 4)
Yes No

If you have answered Yes to any of questions 2 to 5, please give date(s) and details, including the licencing authority and court where convicted.

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Signature of applicant (or applicant's representative)

By signing this form you agree to the information provided, in relation the explosives stored e.g. the type and quantity, being shared with the emergency services in the event of an incident. If signing on behalf of a company you should be a Director or enclose documentary evidence that this application has been approved by the board of directors.

It is an offence under Section 33 of the Health and Safety at Work etc Act 1974 to provide false information.

Signed

Date

Name

Position/job title

Organisation (if applicable)

The completed application form, together with the following documents in support of the application, should be sent to your licensing authority. (Please tick the boxes to confirm the following have been submitted)

Application fee: [see note 10]
(If you are unsure of the fee, please ask your licensing authority).

Supplementary information sheet (if applicable) [see note 2]
Plan of the site: [see notes 6, 7 & 11]

Floor plan:
(if explosives are to be kept on the shop floor or in a building that is to be used for other purposes as well as the storage of explosives) [see notes 8, 9 & 11]

For licensing authority use only:

Application form completed

Fee enclosed

Site Plan enclosed

Building Floor Plan enclosed (if applicable)