

## INFLAMMABLE LIQUID AMENDMENT ACT.

Act No. 3, 1931.

An Act to regulate in certain respects the keeping, conveyance and sale of dangerous goods; to amend the Inflammable Liquid Act, 1915; and for purposes connected therewith. [Assented to, 12th February, 1931.]

GEORGE V.  
No. 3, 1931.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** (1) This Act may be cited as the "Inflammable Liquid (Amendment) Act, 1931."

Short title  
and com-  
mencement.

(2) This Act shall be read and construed with the Inflammable Liquid Act, 1915, which said Act is in this Act referred to as the Principal Act.

(3) The Principal Act as amended by this Act may be cited as the Inflammable Liquid Act, 1915-1931.

(4) This Act shall commence on a day to be appointed by the Governor and notified by proclamation published in the Gazette.

**2.** The Principal Act is amended—

Amendment of  
Act No. 15, 1915.

(a) by inserting in section three after the word "liquid" wherever appearing the words "and dangerous goods";

Sec. 3.  
(Division into  
Parts.)

(b)

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Sec. 5.  
(Definitions.)

- (b) (i) by inserting in section five next after the definition of "Chief Inspector" the following new definition :—

"Dangerous goods" means any highly combustible goods or any substance which the Governor by proclamation published in the Gazette declares to be dangerous;

- (ii) (a) by inserting in the definition of "Depot" in the same section before the word "means" the words "in relation to inflammable liquid";

- (b) by inserting at the end of the same definition the words "and in relation to dangerous goods means such building or place as may be prescribed or may be approved as a depot by the Chief Inspector";

- (iii) by omitting the definition of "Minister" in the same section;

- (iv) by inserting in the same section next after the definition of "ship" the following new definition :—

"Substance" includes any gas or liquid;

Sec. 10.  
(Stores and premises.)

- (c) by inserting at the end of section ten after the word "liquid" the words "and/or dangerous goods. Where premises in the occupation of one person are divided into two or more separate parts, each such part may be separately registered or licensed";

Sec. 11.  
(Quantities in unlicensed premises.)

- (d) (i) by inserting in section eleven after the words "keeps inflammable liquid" the words "on any land, ship or boat";

- (ii) by inserting in the same section after the words "of the premises" the words "and the person in charge of the ship or boat";

- (iii) by inserting after subparagraph (ii) of paragraph (a) of the same section the following new subparagraph :—

- (iii) One hundred gallons of mineral spirit when kept in any place not within a city or town, where such mineral

mineral spirit is kept for private use and not for sale and is kept separated by a distance of at least fifty feet from any thoroughfare or building other than a building, if any, in which it is kept. No. 3, 1931.

- (iv) by omitting from the same section the second proviso in subparagraph (ii) of paragraph (a);
- (v) by inserting at the end of the same section the following new subsection:—

(2) In this section the word “city” means any city proclaimed or continued under the Local Government Act, 1919, and includes the city of Sydney, and the word “town” means any town proclaimed under any Act relating to Crown lands, and includes any area or defined part of an area declared by the Governor to be a town for the purposes of the Local Government Act, 1919.

- (e) (i) by inserting in paragraph (a) of subsection one of section fourteen after the word “ventilated” the following words:—“Provided that with the approval in writing of the Chief Inspector other goods of the nature and in the quantity specified in the approval may be kept in a depot”; Sec. 14.  
(General rules, registered premises.)
- (ii) by inserting in paragraph (b) of subsection one of the same section after the word “assemble” where firstly occurring the words “for the purposes of public concourse, public religious worship, public entertainment or amusement, education or discussion”;
- (iii) by inserting in the same section after paragraph (n) the following new paragraph:—
  - (o) empty vessels shall be immediately closed so as to prevent the escape of vapour or removed to a safe place away from the depot;

(f)

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Sec. 16.  
(General  
rules,  
licensed  
stores.)

- (f) (i) by inserting at the end of paragraph (1) of subsection one of section sixteen the following words:—

There shall also be kept immediately available for use the prescribed number of chemical extinguishers of the foam type or of such other type as is from time to time approved by the Chief Inspector, either generally or in a particular case;

- (ii) by inserting next after paragraph (n) of the same section the following new paragraph:—

(o) empty vessels shall be immediately closed so as to prevent the escape of vapour or removed to a safe place away from the depot;

Sec. 17.  
(Marking of  
packages.)

- (g) by omitting paragraphs (b) and (c) of subsection one of section seventeen and by inserting in lieu thereof the following paragraph:—

(b) the outside of every package containing mineral oil shall be clearly marked in conspicuous letters "Mineral Oil," or the trade name under which the liquid is sold, or with any other words prescribed;

Where  
flashing point  
is above 73°.

Sec. 18.  
(General rules  
as to convey-  
ing, &c.)

- (h) by inserting in paragraph (a) of the same subsection—
- (i) by inserting in subsection one of section eighteen after the words "Every person conveying" the word "handling";
- (ii) after the word "conveyance" the words "the tanks or vessels shall be constructed and closed as prescribed by regulation and";
- (iii) by inserting in paragraph (c) of the same subsection after the word "conveyance" the word "handling";
- (iv) by inserting in paragraph (d) of the same subsection after the word "loading" the word "handling";

(i)

- (i) (i) by omitting from subsection one of section nineteen the words "the Chief Commissioner for Railways and Tramways, the Commissioner for Water Conservation and Irrigation" and by inserting in lieu thereof the words "the Railway Commissioners for New South Wales, the Water and Irrigation Commission"; No. 3, 1931.  
Sec. 19.  
(By-laws.)
- (ii) by inserting in the same subsection after the words "canal company" the words "Trust constituted under the Transport Act, 1930";
- (iii) by inserting in the same section after the word "conveyed" the word "handled";
- (iv) by inserting in the same section after the word "conveyance" the word "handling";
- (v) by omitting from subsection three of the same section the word "Commissioner" wherever occurring and by inserting in lieu thereof the word "Commission";
- (vi) by inserting in the same subsection after the words "canal company" the words "Transport Trust";
- (j) by omitting section forty-three and by inserting in lieu thereof the following section:— Sec. 43.
43. The Governor may, by proclamation published in the Gazette, declare— Power to  
proclaim  
inflammable  
liquid  
dangerous  
goods; pro-  
tected works.
- (a) any liquid to be "inflammable liquid";
- (b) any substance to be "dangerous goods";
- (c) any place to be a "protected work";
- (k) (i) by inserting in section forty-four after the word "liquid" wherever appearing the words "or dangerous goods"; Sec. 44.  
(Regula-  
tions.)
- (ii) by inserting at the end of paragraph (f) of the same section the words "or elsewhere";
- (iii) by omitting from paragraph (h) of the same section the word "liquids" and by inserting in lieu thereof the words "liquid and/or dangerous goods";
- (iv) by inserting at the end of paragraph (o) of the same section the words "and dangerous goods";

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goods, and prescribing the precautions to be taken with regard to the same either during actual transit or while at rest”;

- (v) by inserting next after paragraph (q) of the same section the following paragraph :—

(q1) prescribing the quantities of any dangerous goods which may be kept or used—

(i) in a place which is neither a licensed store nor registered premises;

(ii) in registered premises; or

(iii) in a licensed store;

and the conditions under which such dangerous goods may be so kept or used.

Sec. 45.  
(Regulations.)

- (l) (i) by omitting from section forty-five the words “one month” wherever occurring and by inserting in lieu thereof the words “fourteen sitting days”;
- (ii) by inserting in the same section after the word “resolution” the words “notice of which has been given”;
- (iii) by inserting in the same section after the words “such regulations” the words “proclamation, rules, or by-laws”;
- (iv) by omitting from the same section the words “such regulation” and by inserting in lieu thereof the words “proclamation, rules, by-laws or part thereof such regulation, proclamation, rule, by-law or part”;

Schedule.  
(Test apparatus.)

- (m) by omitting from the Schedule the words “the time taken is to be exactly three seconds” and by inserting in lieu thereof the words “the time taken is to be exactly two seconds.”

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METROPOLITAN