

THE EXPLOSIVES (SALE OF DEPOSITED  
STORES) ACT

Cap. 122.  
Acts  
42 of 1969  
3rd Sch.  
12 of 1985  
Sch.

[18th November, 1889.]

1. This Act may be cited as the Explosives (Sale of Deposited Stores) Act. Short title.

2. In this Act—

Definitions.

“owner” includes every person who is for the time being entitled, either as owner or agent for the owner, to the possession of the warlike stores, subject to any lien thereon;

“place of deposit” means any place for the time being appointed or approved by the Minister as a proper place for the deposit of gunpowder; 42 of 1969  
3rd Sch.

“warlike stores” means dangerous explosives and gunpowder as defined by the Gunpowder and Explosives Act, and includes arms, ammunition, military or naval stores, and any other articles which are or shall be deposited in a place of deposit under any enactment of this Island.

3. All warlike stores which shall or may hereafter be deposited in a place of deposit, shall be cleared for Island use or exportation within two years from the date when they were or shall be so deposited, unless in either case the Commissioner of Customs and Excise shall, on application in writing by the owner thereof, grant a permit in writing allowing an extension of the time for clearing the same to some day to be therein named, and in all such cases shall be cleared at or before the expiration of the time allowed by such permit: Within what  
time warlike  
stores are to  
be cleared.  
  
12/1985  
Sch.

Provided, nevertheless, that any owner of such warlike stores may clear the same, in due course, at any time before the same are disposed of under the authority of this Act, on paying all expenses incurred in arranging for and advertising the intended sale thereof, in addition to all duties, storage and other charges, payable in respect of such warlike stores.

Power to  
sell warlike  
stores  
remaining  
uncleared.

12/1985  
Sch.

12/1985  
Sch.

4. If any warlike stores shall not be duly cleared and delivered for use in the Island or exported within the period hereby limited for clearing the same, or when any such permit as aforesaid is granted within the time thereby allowed, it shall be lawful for the Commissioner of Customs and Excise by writing to direct the sale thereof, and to direct if any and what notice of such intended sale shall be given to any person or persons, and to whom, and thereupon, after the expiration of such special notice (if any) and after two weeks' public advertisement thereof in the *Gazette* and at least one newspaper, whether or not any special notice is directed to be given, such warlike stores may be sold at public auction, by such person or persons as the Commissioner of Customs and Excise shall appoint; and the proceeds of every such sale shall be paid and applied in and about the payment of the expenses of and incident to such sale, and of the duties and warehouse or storage charges payable upon or in respect of such warlike stores, and the surplus (if any) to the owner of such warlike stores, if known, but if such owner is not known or cannot be found such surplus shall be carried to the account of the public of this Island, to abide the claim of such owner thereto.