

Application for a certificate of exemption from the Explosives (Safety Provisions) (Jersey) Regulations, 1972

1. Summary

Ronez Limited has donated a prize of 'blowing up thousands of tons of granite in a quarry explosion' at their quarry in St John, for the 'Think Twice, Buy Local' campaign. The involvement of the prize winner, who will be under the close supervision of competent employees of Ronez Ltd., will be limited to pressing a button on the exploder device which initiates the blast, (legally termed as 'attempting to fire a shot').

The action of attempting to fire a shot is, however, restricted to competent persons, appointed in accordance with the Explosives (Safety Provisions) (Jersey) Regulations, 1972. Ronez Limited would therefore be in contravention of the Regulations if they permitted the prize winner to claim their prize.

Fortunately, the Minister for Social Security is able to grant an exemption from any requirement of the Regulations and, therefore, given the circumstances under which the proposed blast is to take place, it is recommended that an exemption be granted allowing the prize winner to fire a shot under the direct supervision of competent employees of Ronez Ltd.

2. Background

The Explosives (Safety Provisions) (Jersey) Regulations, 1972, set out requirements for the safe use of explosives in construction and engineering work, and quarrying operations.

Regulation 21 requires that only shotfirers who are defined under the Regulations as competent persons, aged over 21, and, in the case of a quarry, appointed by the occupier of the quarry, attempt to fire a shot.

Ronez Limited put forward a prize of firing a blast at their quarry in St John, in support of the Jersey Enterprise 'Think Twice, Buy Local' campaign, which is aimed at supporting local businesses. A news release, issued by the Economic Development Department, explaining the aim of the campaign, is included in Appendix A to this report.

Ronez Limited is part of the Aggregate Industries Group of Companies who operate quarries in the UK and overseas. The Company has advised that, whilst fully aware of the Explosives (Safety Provisions) (Jersey) Regulations, 1972, they generally carry out their quarrying operations in accordance with the UK Quarry Regulations, which would permit an arrangement under which the prize winner could fire a shot. This arrangement did not take into account the difference in the wording between Jersey and UK legislation, resulting in Ronez Limited not meeting the precise

requirements of Regulation 21 of the Explosives (Safety Provisions) (Jersey) Regulations, 1972.

3. Certificates of exemption

Regulation 65 of the Explosives (Safety Provisions) (Jersey) Regulations, 1972, permits the Minister for Social Security, by certificate in writing, to grant an exemption from any of the requirements of the Regulations, subject to such conditions as the Minister may decide.

4. Conclusion and recommendation

In this instance, it is apparent that the firing of a shot by the prize winner, under the direct and close supervision of an appointed shotfirer, will not result in a reduction in the safety arrangements for the use of explosives in the quarry.

It is, therefore, recommended that the Minister grant an exemption to Ronez Limited from the requirements of Regulation 21 of the Explosives (Safety Provisions) (Jersey) Regulations, 1972, to enable the prize winner of the 'Think Twice, Buy Local' competition to attempt to fire a shot at their quarries in St John, subject to the following conditions:

- a) The prize winner being under the direct supervision of a competent employee of Ronez Limited; and
- b) The date and time of attempt to fire the shot being notified to the Health and Safety Inspectorate.

The Certificate of Exemption is included in Appendix B to this report.

Colin Myers
Director of Health and Safety

6th August 2009

APPENDIX A

Economic Development Department

News Release



MEDIA RELEASE

Monday 13 July 2009

LOCAL FIRMS DONATE THOUSANDS OF POUNDS WORTH OF PRIZES FOR 'THINK TWICE, BUY LOCAL' COMPETITION

Ever fancied blowing up thousands of tons of granite in a quarry explosion, just for fun? Or how about treating your friends to a professionally skippered sailing cruise to one of the Island's most beautiful bays, complete with a bottle of chilled champagne?

Well, thanks to the generosity of local companies, these are just some of the fantastic prizes that will be on offer as part of the latest phase in the high profile 'Think Twice, Buy Local' campaign from Jersey Enterprise.

The campaign, which was launched just over a month ago, aims to encourage local consumers and businesses to think twice about the impact of their buying decisions and urges them to 'recycle their pound' by considering local suppliers for goods and services. Through proactive partnerships with the local media, the campaign has generated substantial amounts of publicity and has won vocal support from consumers, local companies and business groups, including the Chamber of Commerce.

The 'Think Twice, Buy Local' competition is being run in partnership with Channel Television and will be launched on its flagship Channel Report programme from 6pm on Monday 13th July. The competition will last for three weeks, with three prizes up for grabs each week. To stand a chance of winning, entrants will need to log onto the CTV website at www.channelonline.tv to enter the competition. Winners will be notified directly and will also be announced each week on Channel Report.

Senator Alan Maclean, Minister for Economic Development, said: "Think Twice, Buy Local is a high impact, high energy campaign and this competition will raise awareness of its important messages even further. I am delighted with the level of support shown by local firms and there are going to be some very lucky prize winners over the coming weeks."

Once the idea for a 'Think Twice, Buy Local' competition had been agreed, Jersey Enterprise sent an email appeal to its database of contacts asking local firms if they would be interested in supporting the campaign by donating prizes. The response was overwhelming, with 64 firms offering to donate a wide range of products and services. From that pool, a total of nine prizes were selected to represent the breadth of the Jersey economy and to appeal to as diverse a range of consumers as possible.

The selected companies for the competition are (in alphabetical order): Airtel-Vodafone, Collins, Hotel de France, JEC, Jersey Sailing, Jersey Telecom, Normans, Ronez and Toni & Guy.

The prizes available are:

- **Airtel-Vodafone**
 - Nokia 6500 slide pay-as-you-go with SIM pack and an additional £15 of credit
- **Collins**
 - A fantastic home computing package comprising:
 - DELL XPS1330 Laptop featuring an Intel Core 2 processor, 3GB RAM and a 13" screen
 - DELL V105 Inkjet Colour Printer
 - Free home installation and set up
 - Free Pitman training session, covering Microsoft Office
- **Hotel de France**
 - One night stay, bed & breakfast, in a balcony bedroom at the 4 Star Hotel de France for 2 people also including:
 - 2 x one-hour treatments in the Ayush Wellness Spa, rated as one 'OK' magazine's Top 7 European Hotel Spas
 - Dinner for 2 in Saffrons Restaurant. A unique dining experience delivering a healthy balance and inspirational combination of Indian spices and local produce.
- **JEC**
 - Use of our electric car for three weeks. This is a unique opportunity to try out the latest in environmentally friendly driving technology and be a part of the JEC's 4-year trial of the vehicle. The winner's input will help the future development of electric drive technology.
- **Jersey Sailing**
 - The prize includes a yacht, skipper, bottle of champagne and soft drinks. Itinerary could include a bay sail, sail to St Brelade, Beauport or Gorey. Guests may then choose to stay on board for the return sail or be dropped ashore for an evening meal (not included in the prize).
- **Jersey Telecom**
 - A year's free up to 8Meg broadband plus free home set up and consultation with a Jersey Telecom engineer.
- **Normans**
 - A £5,000 Norman Limited Discount Voucher to be redeemed against the one-off purchase of:
 - Nspace kitchen or bathroom or bedroom
 - Norman's Window Department (windows, uPVC doors, garage doors, conservatory)
 - Norman's Flooring Department (wooden or vinyl flooring)
- **Ronez**
 - A real money can't buy prize! After a safety induction, the winner will enter the quarry and set off one of our production blasts, bringing down several thousand tonnes of the quarry face. Expert supervision

will be provided by the Ronez Explosives Supervisor and Quarry Manager.

- **Toni & Guy**
 - A year's worth of Haircut & Colour services (max of 6 visits in total)

(ENDS)

Notes to Editors

For more information please contact Sean Pritchard, Jersey Enterprise on 448141 or email s.pritchard@gov.je

Jersey Enterprise

Jersey Enterprise is the Economic Development Department's initiative tasked by the States of Jersey with helping to grow the economy. It does this by assisting individuals or organisations to start-up, grow, develop or diversify their businesses. Jersey Enterprise is the point of contact for entrepreneurs and provides high quality business support programmes, a range of services, and expert advice. Members of the public are invited to drop into Jubilee Wharf, 24 Esplanade, St Helier. Alternatively, a range of information, including an online newsletter, can be accessed at www.jersey.com/enterprise.

APPENDIX B

CERTIFICATE OF EXEMPTION

Health and Safety at Work (Jersey) Law, 1989

Explosives (Safety Provisions) (Jersey) Regulations, 1972

Certificate of Exemption 2009/01

Ronez Limited

In pursuance of the provisions contained in Regulation 65 of the Explosives (Safety Provisions) (Jersey) Regulations, 1972, the Minister for Social Security hereby exempts Ronez Limited from the requirements of Regulation 21 to enable the prize winner of the 'Think Twice, Buy Local' competition to attempt to fire a shot at Ronez Limited quarry, St John, subject to the following conditions:

- a) The prize winner being under the direct supervision of a competent employee of Ronez Limited; and
- b) The date and time of the attempt to fire the shot being notified to the Health and Safety Inspectorate.

**Deputy Ian Gorst
Minister for Social Security**

Date: