

## **EXPLANATORY NOTES**

### **FIREWORKS AND PYROTECHNIC ARTICLES (SCOTLAND) ACT 2022**

#### **INTRODUCTION**

#### **THE ACT**

##### **Overview**

##### **PART 1: KEY CONCEPTS**

Section 1—Meaning of “firework” and “pyrotechnic article”

Section 2—Categories of fireworks

##### **PART 2: FIREWORKS LICENSING**

##### **Fireworks which require a licence**

Section 3—Application of Part 2

##### **Fireworks licensing**

Section 4—Requirement to have fireworks licence

Section 5—Supply of fireworks to unlicensed persons

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Section 6—Applying for fireworks licence: general requirements

Section 7—Applying for fireworks licence: mandatory requirements

Section 8—Fireworks training course

Section 9—Grant of fireworks licence

Section 10—Fireworks licence: conditions and further provision

Section 11—Register of fireworks licence applications and licensed persons

Section 12—Revocation of fireworks licence

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### **General**

Section 17—Power of Scottish Ministers to make arrangements for certain functions

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## **PART 3: RESTRICTIONS ON SUPPLY AND USE OF FIREWORKS AND PYROTECHNIC ARTICLES**

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Section 20—Application of Part 3

### **Prohibition on supply to children**

Section 21—Prohibition on providing fireworks or pyrotechnic articles to children

### **Days of supply and use of fireworks**

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Section 39—Powers of local weights and measures authorities

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Section 44—Aggravation of offences against emergency workers

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Schedule 1—Exemptions

Schedule 2—Investigatory powers of a local weights and measures authority  
(Trading Standards)

General

Power to purchase fireworks (test purchases)

Power to observe carrying on of business etc.

Power to enter premises without warrant

Power to inspect and test fireworks

Power to seize and retain items

Powers in relation to documents

Power to break open container etc.

Power of entry with warrant

Power to require assistance from a person on premises

Access to seized items and documents

Notice of testing fireworks and items

Application for release of firework, item or document

Compensation

## **PARLIAMENTARY HISTORY**