

## GUIDANCE

### EC Directive 2004/57: Explosive articles that are not within the scope of the Placing on the Market and Supervision of Transfers of Explosives Regulations 1993

1. Pyrotechnic articles (but not substances), as well as articles for use by the police and armed forces, are excluded from the scope of the directive on explosives for civil uses (directive 93/15). In addition ammunition is excluded from Articles 2-9 of the Directive which concern CE marking and the issue of Recipient Competent Authority documents.
2. This document follows from the adoption of EC Directive 2004/57 and sets out:
  - those articles that are considered to be to be pyrotechnic articles. These are excluded from the scope of the regulations by Regulation 3(2)c;
  - those articles where it will be necessary for the Notified Body to consider on a case-by-case basis whether the articles are pyrotechnic articles and therefore whether the regulations still apply;
  - those articles that are considered to be ammunition. These articles are excluded from the scope of the regulations by Regulation 3(2)a;
  - those articles that are considered to be for use by the police or armed forces. These articles are excluded from regulations by Regulation 3(2)b.
3. It should be noted that the lists of ammunition and articles for use by the police and armed forces are not exhaustive.
4. This document supersedes Appendix 4 of the *Guide to the Placing on the Market and Supervision of Transfers of Explosives Regulations 1993*.

### Pyrotechnic articles

UN No	NAME and DESCRIPTION
0049	Cartridges, Flash
0050	Cartridges, Flash
0054	Cartridges, Signal
0066	Cord, Igniter
0092	Flares, Surface
0093	Flares, Aerial
0101	Fuse, non-detonating
0103	Fuse, Igniter, tubular, metal clad
0191	Signal devices, hand
0192	Signals, railway track, explosive
0193	Signals, railway track, explosive
0194	Signals, distress, ship
0195	Signals, distress, ship
0196	Signals, smoke
0197	Signals, smoke
0312	Cartridges, signal
0313	Signals, smoke
0319	Primers, tubular

UN No	NAME and DESCRIPTION
0320	Primers, tubular
0333	Fireworks
0334	Fireworks
0335	Fireworks
0336	Fireworks
0337	Fireworks
0373	Signal devices, hand
0376	Primers, tubular
0403	Flares, aerial
0404	Flares, aerial
0405	Cartridges, signal
0418	Flares, surface
0419	Flares, surface
0420	Flares, aerial
0421	Flares, aerial
0428	Articles, pyrotechnic for technical purposes
0429	Articles, pyrotechnic for technical purposes
0430	Articles, pyrotechnic for technical purposes
0431	Articles, pyrotechnic for technical purposes
0432	Articles, pyrotechnic for technical purpose
0487	Signal, smoke
0492	Signals, railway track, explosive
0493	Signals, railway track, explosive
0503	Air bag inflators, pyrotechnic or Airbag modules, pyrotechnic or seat belt pre-tensioners, pyrotechnic

### Articles requiring a determination by the Notified Body

UN No	NAME and DESCRIPTION
0121	Igniters
0131	Lighters, fuse
0314	Igniters
0315	Igniters
0316	Fuzes, igniting
0317	Fuzes, igniting
0325	Igniters
0349	Articles, explosive, NOS
0353	Articles, explosive, NOS
0368	Fuzes, igniting
0454	Igniters

### Ammunition

The following items are ammunition and are excluded from the regulations. It should be noted that while they are excluded from the 1993 Directive's requirements on CE marking and recipient competent authority documents other articles will still apply.

0009	Ammunition, Incendiary with or without burster, expelling charge or propelling charge
0010	Ammunition, Incendiary with or without burster, expelling charge or propelling charge
0015	Ammunition, Smoke with or without burster, expelling charge or propelling charge
0016	Ammunition, Smoke with or without burster, expelling charge or propelling charge
0018	Ammunition, Tear-producing with burster, expelling charge or propelling charge
0019	Ammunition, Tear-producing with burster, expelling charge or propelling charge
0171	Ammunition illuminating with or without burster

<b>0254</b>	Ammunition, illuminating with or without burster, expelling charge or propelling charge
<b>0297</b>	Ammunition, illuminating with or without burster, expelling charge or propelling charge
<b>0300</b>	Ammunition, incendiary with or without burster, expelling charge or propelling charge
<b>0301</b>	Ammunition, tear-producing with burster, expelling charge or propelling charge
<b>0303</b>	Ammunition, smoke with or without burster, expelling charge or propelling charge
<b>0345</b>	Projectiles, inert with tracer
<b>0362</b>	Ammunition, practice
<b>0363</b>	Ammunition, proof
<b>0424</b>	Projectiles, inert with tracer
<b>0425</b>	Projectiles, inert with tracer
<b>0434</b>	Projectiles with burster or expelling charge
<b>0435</b>	Projectiles with burster or expelling charge
<b>0488</b>	Ammunition, practice

### **Articles for use by the police or armed forces**

The following articles are regarded as explosives for use by the police or armed forces and are thus excluded from scope of the Regulations (and from the scope of the 1993 directive).

<b>0110</b>	Grenades, practice, hand or rifle
<b>0039</b>	Bombs, photo-flash
<b>0212</b>	Tracers for ammunition
<b>0299</b>	Bombs, photo-flash
<b>0306</b>	Tracers for ammunition
<b>0318</b>	Grenades, practice, hand or rifle
<b>0372</b>	Grenades, practice, hand or rifle
<b>0452</b>	Grenades, practice, hand or rifle