



Jersey

PETROLEUM-SPIRIT (STORAGE) (JERSEY) REGULATIONS 2001

Official Consolidated Version

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PETROLEUM-SPIRIT (STORAGE) (JERSEY) REGULATIONS 2001

Contents

Regulation

1	Interpretation	5
2	Exemption from Law and application of Regulations.....	5
3	Keeping of petroleum-spirit.....	6
4	Storage places	6
5	Labelling of containers.....	7
6	Use of petroleum-spirit.....	8
7	Citation.....	8

ENDNOTES **9**

Table of Legislation History	9
Table of Renumbered Provisions	9
Table of Endnote References	9



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PETROLEUM-SPIRIT (STORAGE) (JERSEY) REGULATIONS 2001¹

THE STATES, in pursuance of Article 8 of the [Petroleum \(Jersey\) Law 1984](#), have made the following Regulations –

Commencement [[see endnotes](#)]

1 Interpretation²

In these Regulations, unless the context otherwise requires –

“fire-resisting” means capable of resisting the action of fire for a period of not less than 30 minutes under conditions of test specified in British Standard 476 Parts 20 - 23 1987 - Methods for the determination of the fire resistance of materials of elements of construction;

“Law” means the [Petroleum \(Jersey\) Law 1984](#);

“nominal capacity” means, in relation to a container, the maximum volume of liquid at 20°C that the container is intended to hold;

“road” means a public road, any other road to which the public has access, any of the roads on the Rue des Prés Trading Estate, a bridge over which a road passes, and a sea beach; and

“storage place” includes a room, building or place of any kind, whether or not in the open air, which is used or proposed to be used for keeping petroleum-spirit as fuel for an internal combustion engine.

2 Exemption from Law and application of Regulations

Subject as provided in these Regulations, the keeping and use of petroleum-spirit by persons intending to use it as fuel for an internal combustion engine and neither wholly nor partly for the purposes of sale, shall be exempt from Articles 2 to 6 of the Law, but shall be subject to the provisions of these Regulations.

3 Keeping of petroleum-spirit

Petroleum-spirit shall not be kept otherwise than –

- (a) in a metal container so constructed and maintained in such condition as –
 - (i) to be reasonably secure against breakage or damage,
 - (ii) to prevent the leakage of any liquid or vapour,
 - (iii) to prevent any of the contents from escaping when subjected to the stresses and strains of normal keeping and use and to have the means whereby petroleum-spirit can be poured safely from it, and
 - (iv) is in accordance with Regulation 5; or
- (b) in a plastic container which complies with paragraph (a)(i) - (iv), and, in addition –
 - (i) is made of suitable materials which are safe for the purpose and which ensure that the performance of the container is not significantly diminished by exposure to naturally occurring ultra violet radiation, and
 - (ii) not being the fuel tank of an internal combustion engine, has a nominal capacity of 5 litres or less and a total capacity of at least 10% and not more than 15% greater than the nominal capacity.

4 Storage places

- (1) Petroleum-spirit, other than in the fuel tank of an internal combustion engine, shall not be kept in a storage place which does not comply with the following requirements –
 - (a) unless the storage place is in the open air –
 - (i) it shall be effectively ventilated to the open air, and
 - (ii) it shall have an entrance direct from the open air;
 - (b) in the storage place, or as near to it as is reasonably practicable, there shall be kept sufficient fire extinguishing apparatus or material, of a type capable of extinguishing fires occasioned by burning petroleum-spirit, as is appropriate to the quantity of petroleum-spirit stored; and
 - (c) the storage place shall not form part of, or be attached to, any building used as a dwelling place, or as a place where persons assemble for any purpose, unless –
 - (i) it is separated therefrom by a fire-resisting floor or partition,
 - (ii) any openings in the partition referred to in clause (i) are fitted with self-closing fire-resisting doors, and
 - (iii) the petroleum-spirit, in addition to that, if any, contained in the fuel tank of an internal combustion engine, is kept in not more than one metal container of capacity not exceeding 25 litres or 3 plastic containers.

- (2) Not more than 275 litres of petroleum-spirit shall be kept at the same time, in any one storage place, including any petroleum-spirit contained in the fuel tank of any internal combustion engine which is for the time being within the storage place.
- (3) Petroleum-spirit shall not be kept in any container of capacity exceeding 25 litres, not being the fuel tank of an internal combustion engine, unless –
 - (a) it is kept in a storage place situated more than 5 metres from any building or road; and
 - (b) provision has been made by excavation or by the erection of retaining walls or otherwise to prevent the petroleum-spirit from flowing out of the storage place.
- (4) Petroleum-spirit shall not be kept in any storage place situated within 5 metres of any building, combustible material or other flammable liquid, otherwise than –
 - (a) in the fuel tank of an internal combustion engine; or
 - (b) in not more than one other container of capacity not exceeding 25 litres.
- (5) Not more than 2 plastic containers of petroleum-spirit, in addition to the fuel tank, if made of plastic, of an internal combustion engine, shall be kept in or on any motor vehicle, motor boat or hovercraft or in any aircraft.
- (6) In addition to any petroleum-spirit kept by virtue of paragraph (5), in addition to the fuel tank, if made of plastic, of an internal combustion engine, not more than 2 plastic containers of petroleum-spirit may be kept –
 - (a) in any domestic premises, including the curtilage of such premises, provided that the place that they are kept in is safe; or
 - (b) in any other safe place, and for this purpose any 2 places not more than 6 metres apart occupied by the same occupier shall be treated as one place.

5 Labelling of containers

- (1) A metal container used for the purposes of keeping petroleum-spirit, not being the fuel tank of an internal combustion engine, shall bear in conspicuous characters the words “petroleum spirit - highly flammable” indelibly marked on the container or, if that is impracticable, on a metal label attached to it.
- (2) A plastic container used for the purposes of keeping petroleum-spirit, not being the fuel tank of an internal combustion engine, shall bear legible, indelible and durable marking showing –
 - (a) the manufacturer’s name;
 - (b) the month and year of manufacture;
 - (c) the nominal capacity of the container in litres and half litres rounded down to the nearest half-litre below;
 - (d) the words and figures “Complies with SI 1982/630”;

- (e) the words “petroleum spirit - highly flammable”; and
 - (f) an appropriate phrase or phrases in English indicating the precautions to be taken.
- (3) The words on the container in accordance with paragraphs (1) and (2)(e) and (f) shall be capable of being easily seen and read when the container is placed in an attitude in which it might normally be expected to be placed and shall stand out from their background so as to be readily noticeable.
- (4) Any label shall be securely fixed to the container with the entire surface of one side adhering to it.

6 Use of petroleum-spirit

- (1) No operation involving the exposure of petroleum-spirit shall be carried on in the neighbourhood of any fire or artificial light liable to ignite flammable vapour.
- (2) A person shall not repair or cause to be repaired any container in which, to the person’s knowledge, any petroleum-spirit is or has been kept until the person has taken all reasonable precautions to ensure that the container has been rendered free from petroleum-spirit and from any flammable vapour.
- (3) No person shall wilfully or negligently allow petroleum-spirit to enter into a sewer or a drain communicating with a sewer.

7 Citation

These Regulations may be cited as the Petroleum-Spirit (Storage) (Jersey) Regulations 2001.

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement	°Projet No (where applicable)
Petroleum-Spirit (Storage) (Jersey) Regulations 2001	R&O.58/2001	12 April 2001	P.18/2001
States of Jersey (Amendments and Construction Provisions No. 7) (Jersey) Regulations 2005	R&O.47/2005	9 December 2005	P.61/2005
States of Jersey (Minister for International Development and Minister for Children and Housing) (Jersey) Order 2018	R&O.82/2018	21 July 2018	
States of Jersey (Minister for Children and Education, Minister for Housing and Communities and Minister for External Relations and Financial Services) (Jersey) Order 2021	R&O.29/2021	2 March 2021	

°Projets available at www.statesassembly.gov.je

Table of Renumbered Provisions

Original	Current
1(1)	1
1(2), (3), (4)	spent, omitted from this revised edition
7	spent, omitted from this revised edition
8	7

Table of Endnote References

- ¹ *These Regulations have been amended by the States of Jersey (Amendments and Construction Provisions No. 7) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government*
- ² *Regulation 1 amended by R&O.82/2018, R&O.29/2021*