

The Dangerous Cargoes Act, 1953

(ACT NO. V OF 1953)

An Act to make further provision for the safety of ports in respect of the transit, working and storage of dangerous cargoes and matters incidental thereto. ♣

WHEREAS it is expedient to make further provision for the safety of ports in respect of the transit, working and storage of dangerous cargoes and matters incidental thereto;

It is hereby enacted as follows:-

Short title, 1. (1) This Act may be called the Dangerous Cargoes Act, 1953.

extent and commencement (2) It extends to the whole of ¹[Bangladesh].

(3) It shall come into force at once.

Definitions 2. In this Act,-

(1) “dangerous cargoes” means any cargoes containing-

²[(a) any goods shown as Explosives in the Comprehensive Classified List of Government Explosives compiled and issued by the Government or by such authority as the Government may determine from time to time or any ammunitions; or]

(b) petroleum, as defined in clause (a) of section 2 of the Petroleum Act, 1934, when the flashing point of such petroleum is below one hundred and fifty degrees Fahrenheit;

³[(c) prohibited dangerous goods, that is to say, goods classified as dangerous in the Government Stowage Instructions prepared by it or by such authority as the Government may fix from time to time; or]

(d) any cargoes which are liable to fire or explosion and which are declared by the Government by notification in the official Gazette to be

(2) “Fortress Commander” means an officer of the armed forces appointed as such by the Government by a notification in the official Gazette.

**Measures
for the
safety of
ports**

3. The Government may make such orders as appear to it to be necessary or expedient for securing the safety of any port and preventing or dealing with explosions and fires on vessels carrying dangerous cargoes within the limits of any port, and generally for the transit working and storage of dangerous cargoes and matters incidental thereto.

**Power to
make rules**

4. (1) The Government may, by notification in the official Gazette, make such rules as appear to it to be necessary or expedient for carrying the purposes of this Act into effect.

(2) Without prejudice to the generality of the foregoing power such rules may provide for all or any of the following, namely:-

(a) the constitution, mobilisation, enrolment, discipline, equipment, duties, privileges, and protection of fire-brigades and fire services in or near any port;

(b) the powers to be conferred and duties to be imposed on any officer or authority for the purposes of this Act;

(c) the mobilisation and control of ⁴[the Government] or Municipal service, or private organisation, by the Fortress Commander in the event of the declaration of an emergency or apprehended emergency due to fire or explosion.

**Declaration
of
emergency**

5. The existence of an emergency or apprehended emergency due to fire or explosion] shall be declared by the Fortress Commander on the advice of the Chief of Naval Staff of the Bangladesh Navy.

**Powers of
the Chief of
Naval Staff
of the
Bangladesh
Navy**

6. Without prejudice to any other powers which may be conferred on him under this Act, the Chief of Naval Staff of the Bangladesh Navy may-

(a) issue orders requiring measures to be taken for the safety of vessels in a port and against or in respect of fire;