



New South Wales

Firearms (General) Amendment Regulation 1997

under the
Firearms Act 1996

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Firearms Act 1996*.

PAUL WHELAN, M.P.,
Minister for Police

Explanatory note

The objects of this Regulation are:

- (a) to provide that a prohibited firearm may, for the purposes of section 20 (a) of the *Firearms Act 1996* which relates to conditions of firearm collector licences, be rendered permanently incapable of being fired by being sectionalised (that is, milling away the external parts of the firearm to expose its internal mechanisms) in a manner approved by the Commissioner of Police, and
- (b) to vary the list of peak shooting associations in relation to the approval of clubs, and
- (c) to allow the Commissioner to approve interstate shooting clubs, so long as the club concerned operates outside New South Wales and meets all the other relevant criteria for approval, and
- (d) to provide that the requirement under the Act that firearms may only be purchased or sold through a firearms dealer will not apply to antique firearms, and
- (e) to provide for a limited amnesty (expiring on 30 June 1998) to enable persons to surrender prohibited firearms to the police.

This Regulation is made under the *Firearms Act 1996*, including section 56 (the general regulation making power).

1997 No 686

Clause 1 Firearms (General) Amendment Regulation 1997

Firearms (General) Amendment Regulation 1997

1 Name of Regulation

This Regulation is the *Firearms (General) Amendment Regulation 1997*.

2 Amendment of Firearms (General) Regulation 1997

The *Firearms (General) Regulation 1997* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 2)

[1] Clause 31 Firearms collections

Insert after clause 31 (4):

- (4A) Despite subclauses (3) and (4), any such prohibited firearm may be rendered permanently incapable of being fired by being sectionalised (that is, by milling away the external parts of the firearm to expose its internal mechanisms) in an approved manner.

[2] Clause 78 Approval of club

Omit “NSW Rifle Association Inc” from clause 78 (3) (d).
Insert instead “National Rifle Association of Australia Limited”.

[3] Clause 78 (3) (d)

Omit “Antique Arms Collectors Society of NSW”.
Insert instead “Antique Arms Collectors Society of Australia Co-operative Limited”.

[4] Clause 78 (3) (d)

Omit “Federation of Australian Hunting Clubs”.
Insert instead “Federation of Hunting Clubs Incorporated”.

[5] Clause 78 (3) (d)

Insert at the end of clause 78 (3) (d):

- Safari Club International (South Pacific Chapter)

[6] Clause 78 (5)

Insert after clause 78 (4):

- (5) Despite clause 78 (3) (d), the Commissioner may grant an approval if the club concerned:
 - (a) operates outside New South Wales, and
 - (b) meets all the other criteria for approval under this clause.

[7] Clause 111 Exemption relating to antique firearms

Insert after clause 111 (3):

- (4) A person does not commit any offence under section 44, 50 or 51 of the Act with respect to the sale or purchase of a firearm if it is a firearm to which this clause applies.

[8] Clause 116

Insert after clause 115:

116 Further amnesty for prohibited firearms

- (1) A person is exempt from the requirement under the Act to hold a licence or permit authorising possession of a prohibited firearm, but only for the purpose of:
 - (a) surrendering the prohibited firearm to a member of the Police Service in accordance with such directions as are issued by the Commissioner, or
 - (b) proceeding to a police station (or other nominated place) for the purpose of surrendering the prohibited firearm.
- (2) Nothing in this clause authorises the use of a firearm.
- (3) This clause ceases to operate on 30 June 1998.