



New South Wales

Firearms Amendment (Ammunition Control) Act 2012 No 34

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Firearms Amendment (Ammunition Control) Act 2012 No 34

Act No 34, 2012

An Act to amend the *Firearms Act 1996* to make further provision for the purchase and sale of ammunition. [Assented to 5 June 2012]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Firearms Amendment (Ammunition Control) Act 2012*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation.

Schedule 1 Amendment of Firearms Act 1996 No 46

[1] Section 45A

Insert after section 45:

45A Recording of ammunition transactions

- (1) A licensed firearms dealer must keep a record of all sales and purchases of ammunition by the firearms dealer.
- (2) The record must contain the following particulars for each sale of ammunition by the dealer:
 - (a) the name and address of the person (*the buyer*) to whom the ammunition was sold,
 - (b) the number of the buyer's licence or permit for a firearm that takes the ammunition or for a permit that authorises the buyer to purchase the ammunition,
 - (c) in the case of a sale of ammunition that is subject to the requirements of section 65A—the number of the relevant notice of registration for a firearm or permit to acquire a firearm that was seen by the dealer at the time of the sale,
 - (d) in the case of a sale of ammunition to a member of a shooting club by the club armourer for the club for use in a club firearm (as referred to in section 65A)—the number of the relevant notice of registration for the club firearm concerned,
 - (e) such other particulars as may be prescribed by the regulations.
- (3) The record must contain the following particulars for each purchase of ammunition by the dealer:
 - (a) the name and address of the person from whom the ammunition was purchased,
 - (b) such other particulars as may be prescribed by the regulations.
- (4) The record of a sale or purchase of ammunition must, subject to the regulations, be made within 24 hours after the sale or purchase.
- (5) The record must be kept in the form approved by the Commissioner.
- (6) A licensed firearms dealer who ceases to hold such a licence must provide the Commissioner with the record kept under this section for all sales and purchases of ammunition during the 2 years

immediately preceding the date on which the licence ceased to be in force.

- (7) A licensed firearms dealer must, on demand made by a police officer at any time:
- (a) produce to that officer the record kept by the dealer under this section and permit that officer to inspect and make copies of any entries in it, and
 - (b) furnish to that officer any information in the dealer's possession with respect to any ammunition purchased or sold by the dealer.
- (8) Any person making an alteration to an entry in a record kept under this section must do so by interlineation or striking out and not by erasure.
- Maximum penalty: 20 penalty units.

[2] Section 65 Sale, purchase and possession of ammunition

Insert at the end of section 65 (1):

Note. Section 65A imposes additional requirements for sales of ammunition by licensed firearms dealers.

[3] Section 65A

Insert after section 65:

65A Sales of ammunition by firearms dealers—additional requirements

- (1) A licensed firearms dealer must not sell ammunition for any firearm to a purchaser who is the holder of a licence or permit for the firearm unless:
- (a) a firearm that takes the ammunition is registered in the name of the purchaser or the purchaser is authorised by a permit (or its equivalent under the law of another State or Territory) to acquire a firearm that takes the ammunition, and
 - (b) the dealer has seen the current notice of registration issued for the firearm or the permit to acquire the firearm.
- Maximum penalty: 50 penalty units.
- (2) The requirements of this section are in addition to the requirements of section 65.
- (3) This section does not apply to a sale of ammunition by a licensed firearms dealer to another licensed firearms dealer.

- (4) This section does not apply to a sale of ammunition to a member of a shooting club by the club armourer for the club for use at the club in a firearm registered to the club (a *club firearm*).

[4] Schedule 3 Savings and transitional provisions

Omit clause 1 (1). Insert instead:

- (1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of this Act and any Act that amends this Act.

[Second reading speech made in—

Legislative Council on 16 February 2012

Legislative Assembly on 10 May 2012]