
POLICE

PO301

Firearms Act 1973

Firearms Amendment Regulations 2023

SL 2023/1

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Firearms Amendment Regulations 2023*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Firearms Regulations 1974*.

4. Regulation 6A amended

In regulation 6A(3) delete “firearm of category D” and insert:

category D firearm

5. Regulation 25 amended

In regulation 25 in the Table items 1, 3 and 4 delete “firearm of category D” and insert:

category D firearm

6. Regulation 26 amended

- (1) In regulation 26(1) delete “(2a),” and insert:

(2A),

- (2) Delete regulation 26(2a) and insert:

- (2A) This regulation does not apply to a category D firearm if —

- (a) the firearm is named and identified in a licence issued to a Government department, State instrumentality or agency of the Commonwealth approved under section 16D of the Act; and
- (b) what is done is in accordance with the licence.

- (3) In regulation 26 in the Table delete “a firearm of category D” and insert:

a category D firearm

7. Regulation 26B amended

- (1) In regulation 26B(2):

- (a) in paragraph (d) delete “rifle.” and insert:

rifle; or

- (b) after paragraph (d) insert:

- (e) except as provided in subregulation (5), the firearm is a category D firearm.

- (2) After regulation 26B(4) insert:

- (5) Subregulation (2)(e) does not prevent a licence, permit or approval of a category D firearm being issued, granted or given to a Government department, State instrumentality or agency of the Commonwealth approved under section 16D of the Act.

8. Schedule 3 clause 8 replaced

Delete Schedule 3 clause 8 and insert:

8. Genuine need test for category D

To satisfy the genuine need test for category D the applicant must —

- (a) be a Government department, State instrumentality or agency of the Commonwealth approved under section 16D of the Act; and
- (b) satisfy the Commissioner that the firearm is required for State or Commonwealth government purposes.

B. D'SA, Clerk of the Executive Council.
