

WESTERN AUSTRALIA

**FIREARMS
REGULATIONS
1974**

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WESTERN AUSTRALIA

FIREARMS REGULATIONS 1974

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WESTERN AUSTRALIA

FIREARMS ACT 1973

FIREARMS REGULATIONS 1974

Citation

1. These regulations may be cited as the *Firearms Regulations 1974*, and shall come into operation on the day on which the *Firearms Act 1973*, comes into operation¹.

Definitions

2. In these regulations, unless the contrary intention appears —

“category” means a category referred to in regulation 6A.

[*Regulation 2 inserted in Gazette 6 December 1996 p.6795.*]

Forms

3. The forms prescribed for the purposes of the *Firearms Act 1973*, are set out in Schedule 1.

[*Regulation 3 amended in Gazette 6 December 1996 p.6795.*]

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Licences

4. (1a) For the purpose of making an application for the grant of an original licence, or for the notation of an additional firearm upon an existing licence, of a kind specified in the second column of the table to this subregulation —

- (a) the form to be used shall be that specified in relation thereto in the first column; and
- (b) the fee to be paid shall be that specified in relation thereto —
 - (i) on an original application, in the third column; and
 - (ii) on the notation of an additional licence, in the fourth column:

Table of Application Forms and Fees

Form No.	Kind of Licence	Fee	Noting fee
		\$	\$
1	Firearm Licence	22	11
1	Firearm Collector's Licence	40	11
2	Corporate Licence	72	11

(1b) For the purpose of making an application for the issue of a duplicate licence or permit —

- (a) in the case of a licence, Form 3 shall be used and a fee of \$11 paid; and
- (b) in the case of a permit, no particular form is required but the fee to be paid shall be that which would have been payable in respect of the issue of a permit for the unexpired period to which the original permit related.

(1c) For the purpose of making an application for the grant of a licence of a kind specified in the second column of the table to this subregulation the form to be used and the fee to be paid shall be that specified in relation thereto in the first and third columns respectively:

Table of Application Forms and Fees

Form No.	Kind of Licence	Fee
		\$
3	Dealer's Licence	72
3	Repairer's Licence	40
3	Manufacturer's Licence	40
3	Shooting Gallery Licence	40
4	Ammunition Collector's Licence	40

(2) Copies of the application forms required may be obtained, free of charge, from the Officer in Charge of any Police Station.

(3) The forms of licence referred to in the first column of the table hereunder shall be used for the purposes respectively specified in relation thereto in the second column.

LICENCES

Form No.	Purpose.
9D.	Firearm Licence.
10.	Firearm Collector's Licence.
11.	Corporate Licence.
12.	Dealer's Licence.
13.	Repairer's Licence.
14.	Manufacturer's Licence.
15.	Shooting Gallery Licence.
15A.	Ammunition Collector's Licence.

[(4) *repealed*]

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r. 4A

(5) The renewal of a Firearm Licence is not valid unless receipted at one of the collection centres approved by the Commissioner.

(6) The notation of a licence in respect of a further firearm shall be deemed to expire on the same date as that licence and to form part of that licence for the purpose of renewal.

(7) The fee payable on the renewal of a licence is —

(a) for a Firearm Collector's Licence or an Ammunition Collector's Licence, the fee prescribed in this regulation for the issue of a Firearm Licence;

(b) for any other licence, the fee prescribed in this regulation for the issue of that type of licence,

subject to apportionment in accordance with section 18 (4) of the Act as if it were payable for the issue of the licence.

(8) A licence shall not be renewable as of right.

(9) An application for the renewal of a licence may be treated as an application for the grant of a licence and, in particular, the applicant may be required to produce the firearm for inspection.

[(10) *repealed*]

[Regulation 4 amended in Gazette 26 May 1978 p.1617; 29 August 1980 p.3034; 25 September 1981 p.4094; 20 August 1982 p.3268; 21 October 1983 p.4267; 26 October 1984 p.3455; 26 September 1986 p.3687; 19 August 1988 p.2914; 8 September 1989 p.3173; 7 September 1990 pp.4698-9; 20 September 1991 p.4941; 26 June 1992 p.2797; 24 September 1993 p.5292; 16 September 1994 pp.4794-5; 22 August 1995 p.3828; 6 December 1996 pp.6796-7.]

Ammunition excluded from Ammunition Collector's Licence

4A. An Ammunition Collector's Licence does not apply to ammunition specified in the Table to regulation 26.

[Regulation 4A inserted in Gazette 6 December 1996 p.6797.]

Permits

5. (1) In any case where the Commissioner is satisfied that a person requires to possess or use a firearm or ammunition for a limited period only for any lawful purpose, a permit may be issued under section 17 of the *Firearms Act 1973*, either —

- (a) without charge, where that is in the public interest; or
- (b) on payment of a fee of \$5 for each month or part of a month.

(2) Application for a permit shall be made on Form 16 and the permit shall be in Form 17.

(3) No fee is payable in respect of an application unless a permit is issued.

[Regulation 5 amended in Gazette 26 September 1986 p.3687; 19 August 1988 p.2914; 7 September 1990 p.4699; 16 September 1994 p.4795; 22 August 1995 p.3829; 6 December 1996 p.6797.]

Restrictions, limitations and conditions

6. [(1) *repealed*]

(2) Where a notation of the kind set out in column one of the table hereunder is endorsed on a licence or permit, that licence or permit is subject to the restriction, limitation or condition specified in relation thereto in the second column of that table —

Notation	Restriction, limitation or condition
CP	Club purposes only.
AU	Approved Club activities only.
RR	Rifle range use only.
HR	Handgun range use only.
AP	For use as approved only.
SK	Held in safe keeping.

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r. 6A

(3) Where the term "approved" is used in relation to any notation or to any activity, use or other thing it shall be taken as a reference to the approval of the Commissioner expressed in writing and communicated to the applicant, or, where the terms of the approval are varied subsequent to the issue or grant of the licence, permit or approval, to those terms as so varied in writing.

(4) Where a restriction, limitation or condition is imposed on the grant or renewal of a licence, permit or approval and no notation is endorsed the provisions of the restriction, limitation or condition shall be specified either on that licence, permit or approval or in a separate document specified on that licence, permit or approval.

[Regulation 6 amended in Gazette 6 December 1996 p.6797.]

Categories of firearms

6A. (1) For the purposes of these regulations a firearm is of the category indicated in Schedule 3.

(2) If Schedule 3 specifies a genuine need test for a particular category of firearms —

- (a) an approval or permit cannot be granted and a licence cannot be issued to a person unless the Commissioner is satisfied that the person has a genuine need to acquire or possess a firearm of that category; and
- (b) a person cannot be considered to have a genuine need to acquire or possess a firearm of that category unless the test specified in Schedule 3 is satisfied.

(3) The genuine need test specified in Schedule 3 for a firearm of category D prevents an approval or permit from being granted, or a licence from being issued, for the purposes of a firearm of that category forming part of a genuine firearm collection but a genuine need test specified for any other category of firearm does not prevent the Commissioner from being satisfied that a person has a genuine need to acquire or possess a firearm of that other category for the purposes of the firearm forming part of a genuine firearm collection.

(4) If, for a particular category of firearms, Schedule 3 specifies any restriction on the persons to whom an approval or permit can be granted or a licence can be issued, an approval or permit cannot be granted and a licence cannot be issued except in accordance with that restriction.

[Regulation 6A inserted in Gazette 6 December 1996 pp.6797-8.]

Kinds of firearms for penalties under section 19 of the Act

6B. Each category of firearms is a separate kind of firearms for the purposes of the penalty provisions of section 19 (1) of the Act.

[Regulation 6B inserted in Gazette 6 December 1996 p.6798.]

Applications

7. (1) Application for a licence shall be made to the Officer in Charge of the Police Station nearest to the place where the applicant resides.

(2) Application for a temporary permit may be made to the Officer in Charge of any Police Station where the circumstances so require, but should normally be made to the Officer in Charge of the Police Station nearest to the place where the applicant resides.

(3) When the firearm in respect of which a licence or permit is required is in the possession of the applicant at the time the application is made it must be produced to the person to whom the application is made, who shall insert on the application the required particulars of the firearm and shall initial those particulars as being correct.

(4) When the firearm in respect of which a licence is required is not in the possession of the applicant at the time when the application is made the Officer in Charge of the Police Station may, without charge, issue a permit to enable the applicant to obtain possession.

(5) The applicant shall, within the time stipulated in the permit, produce the firearm, together with the permit, to the Officer in Charge.

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(6) For the purpose of enabling the suitability of the applicant to be assessed, the applicant may be required to answer a written questionnaire relating to the *Firearms Act 1973* and Regulations, and knowledge of firearms safety.

(7) Where the application is for an addition to a licence the application may be dealt with by way of expedited procedure by a person who would be authorized to grant a licence for the firearm to which the application relates.

(8) If the age of a person applying for a licence or permit appears to be under 18 years, the person to whom the application is made may require proof of the applicant's age.

(9) A person wilfully misrepresenting his age or any other material particulars in relation to any application for a licence or permit shall be guilty of a breach of these regulations.

*[Regulation 7 amended in Gazette 6 December 1996
pp.6798-9.]*

Extract of Licence

7A. (1) An Extract of Licence is required to include on it a photograph of the face of the holder.

(2) A person to whom application is made for the grant, issue, or renewal of a licence, permit, approval, or authorization may require the applicant to attend at a place specified, or of a class specified, when making the requirement for the purpose of enabling the photograph required by subregulation (1) to be taken.

(3) The Commissioner may, by notice in writing given to a person described in section 22A (1) (a), (b), or (c) of the Act, require the person, to attend —

(a) at a place specified, or a place of a class specified, in the notice; and

(b) within a time specified in the notice,

for the purpose of enabling the photograph required by subregulation (1) to be taken.

(4) If a person satisfies the Commissioner that attendance in accordance with a requirement under subregulation (2) or (3) would present unreasonable difficulty, the Commissioner may require the person to instead provide such photographs, together with such evidence of their authenticity, as the Commissioner specifies.

(5) A requirement may be made under this regulation even though the person whose photograph is required is already the holder of an Extract of Licence if the Commissioner thinks that another photograph should be obtained.

[Regulation 7A inserted in Gazette 6 December 1996 p.6799.]

Identity check

7B. A person to whom application is made for the grant, issue, or renewal of a licence, permit, approval, or authorization may require the applicant to provide evidence of identity in a manner approved by the Commissioner.

[Regulation 7B inserted in Gazette 6 December 1996 p.6799.]

Duplicates

8. (1) The Commissioner may, on payment by the applicant of the prescribed fee, issue a duplicate licence, permit, or Extract of Licence to replace a licence, permit, or Extract of Licence lost, stolen or destroyed.

(2) For the purpose of making an application for the issue of a duplicate licence or a duplicate Extract of Licence, Form 5 is to be used and a fee of \$11 paid.

(3) No particular form is required for applying for the issue of a duplicate permit, and the fee to be paid is the fee that would have been payable in respect of the issue of a permit for the unexpired period to which the original permit related.

[Regulation 8 inserted in Gazette 6 December 1996 p.6800.]

Change of abode or name

9. The holder of a licence, permit, or approval is required, within 21 days of a change of abode or change of name, to notify the Commissioner in writing of the change.

[Regulation 9 inserted in Gazette 6 December 1996 p.6800.]

Guided hunting tours

10. (1) Where a person applies for a temporary permit for the purposes of a guided hunting tour and the person dealing with the application is not satisfied as to the experience, competence and safety of the applicant in relation to firearms of the kind to which the application relates he shall endorse the permit with a notation that use of those firearms is only permitted under the direct supervision of a person named.

(2) The person named under subregulation (1) of this regulation as being responsible for supervising the use of the firearms may be required, as a condition of the grant of the permit, to acknowledge that he is prepared so to exercise supervision as to ensure that all reasonable and proper care is taken to prevent danger in the use of the firearm.

[Regulation 10 amended in Gazette 6 December 1996 p.6800.]

Safe custody

11. (1) A person who wishes to place any firearm or ammunition in safe custody shall make application on Form 18 and shall pay a fee of \$13 a year.

(1a) It is a condition of the custody that, if custody is to continue for longer than 1 year, the owner is required, before the end of each year of custody —

- (a) to request the Commissioner in writing to continue the custody for another year; and
- (b) to pay in advance the fee for custody for another year.

(2) Where the Commissioner accepts into safe custody any firearm or ammunition from any person the Commissioner shall —

- (a) cause an identifying tag or tie label to be placed on, or attached to the firearm or ammunition bearing the name and address of the owner and the depositor of the firearm or ammunition, the date of deposit, the type of firearm or ammunition, the maker's name, the serial number of the firearm and the calibre;
- (b) cause that firearm or ammunition to be kept secure under lock and key and regularly maintained.

(3) No responsibility shall attach to the Commissioner, and no claim shall be accepted, for any loss or damage in relation to any firearm or ammunition held by the Commissioner under this regulation.

[Regulation 11 amended in Gazette 21 October 1983 p.4267; 26 October 1984 p.3455; 26 September 1986 p.3687; 19 August 1988 p.2914; 8 September 1989 p.3174; 7 September 1990 p.4699; 20 September 1991 p.4942; 16 September 1994 p.4795; 22 August 1995 p.3829; 6 December 1996 pp.6800-1.]

Storage security requirements

11A. (1) A person entitled to possess firearms or ammunition of any kind is to ensure that the firearms or ammunition are stored in accordance with this regulation.

(2) Firearms and ammunition are to be stored in a locked cabinet or container that at least meets the specifications described in Schedule 4 or in such other way as is approved.

(3) A cabinet or container that can be unlocked with a key is to be regarded as unlocked if the key is left in the lock or is otherwise accessible where the cabinet or container is located.

(4) When a firearm held under a Firearm Collector's Licence is stored, it is to be temporarily rendered incapable of being used, whether by fitting an appropriate trigger lock device or otherwise.

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(5) If subregulation (4) is complied with by removing the bolt or firing pin, or each of them, it is to be kept in a locked metal container that is not the one in which the firearm is stored.

(6) The container required by subregulation (5) may be within the cabinet or container in which the firearm is stored but only if it is securely affixed so as to prevent its removal from the cabinet or container.

(7) A magazine is not to contain any ammunition when it is stored.

(8) Ammunition is not to be stored in a cabinet or container in which a firearm is stored unless the ammunition is in another locked metal container in which no firearm is stored and which is securely affixed so as to prevent its removal from the cabinet or container.

(9) Despite subregulation (8), propellant that is not incorporated in a cartridge is not to be stored, whether or not it is in another container, in a container or cabinet that contains any ammunition, firearm, or primer.

(10) The requirements of this regulation are in addition to, not instead of, any requirements under the *Explosives and Dangerous Goods Act 1961*.

[*Regulation 11A inserted in Gazette 6 December 1996 p.6801.*]

Transitional provisions

11B. A person who was, when the *Firearms Amendment Regulations 1996*¹ commenced, entitled to possess firearms or ammunition is not required to comply with a provision of regulation 11A, other than regulation 11A (7), until 30 June 1998.

[*Regulation 11B inserted in Gazette 6 December 1996 p.6802.*]

Declaration as to storage facilities

11C. A statement that a person is to give the Commissioner if it is requested under section 11 (7) (b) or 20 (1) (ad) (ii) of the Act is to be in the form of Form 17A and it is to be verified by statutory declaration.

[Regulation 11C inserted in Gazette 6 December 1996 p.6802.]

Disposal

12. Where the Commissioner disposes of a firearm or ammunition in his possession by virtue of his authority under section 33 of the *Firearms Act 1973*, he may —

- (a) where the firearm or ammunition is suitable, enter and retain it in the Police Department Armoury and Ballistics Library; or
- (b) dispose of it through the agency of the State Supply Commission; or
- (c) destroy the firearm or ammunition by smelting or other approved method under Police supervision.

[Regulation 12 amended in Gazette 6 December 1996 p.6802.]

Revocation

13. A licence that has been revoked shall be delivered to the Officer in Charge of the Police Station nearest to the usual place of residence of the person in whose name the licence was issued, within 7 days of receipt of the notice of revocation issued by the Commissioner.

Appeals

14. (1) An appeal under section 22 of the Act may be commenced by lodging a notice of appeal in the form set out in Form 19 at a court of petty sessions.

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(2) The notice of appeal must indicate whether the appeal is to a magistrate or to a firearms appeal tribunal constituted under Schedule 3 to the Act.

(2a) The notice of appeal must be accompanied by —

- (a) the appropriate fee under the *Local Court Rules 1961* in the case of an appeal to a magistrate; or
- (b) a fee of \$53 in the case of an appeal to a firearms appeals tribunal.

(3) A copy of the notice of appeal shall be served on the Commissioner of Police and where a licence was —

- (a) refused; or
- (b) issued with restrictions, limitations or conditions the subject of the appeal,

by a member of the Police Force, a copy shall also be served on that member.

(3a) The following provisions of this regulation apply only to appeals to a magistrate.

(4) On proof by affidavit to the satisfaction of the Magistrate that the required notice or notices have been duly served, the Magistrate shall cause to be sent written notice to the parties of a date and time for the hearing of the appeal, which date shall not be less than 14 clear days from the service of the last of such notices.

(4a) An appellant may be represented by a legal practitioner and the Commissioner or member of the Police Force concerned may be represented by a legal practitioner or another member of the Police Force.

(5) If either party neglects to appear on the date and at the time fixed for hearing, the Magistrate may —

- (a) where the appellant fails to appear, dismiss the appeal;
- (b) where the Commissioner or member of the Police Force concerned, as the case may be, fails to appear, hear the appeal or adjourn it to some other date.

(6) At the hearing of the appeal the appellant shall open his case, and the appeal shall proceed as nearly as may be according to the procedure and rules of evidence relating to the trial of an action in a Local Court.

(7) The *Local Court Rules 1961*, shall, insofar as applicable and not inconsistent with these regulations, apply to appeals hereunder.

[Regulation 14 amended in Gazette 30 August 1991 pp.4595-6; 6 December 1996 p.6802.]

Shooting galleries

15. (1) The proprietor and any other person having the management or control of a shooting gallery shall —

- (a) cause the several parts of the shooting gallery to be properly put together and securely fixed to the satisfaction of the Commissioner;
- (b) cause every part of the shooting gallery within, along, or towards which it may be intended that any firearm shall be discharged, to be constructed of iron of such strength and thickness as is sufficient to resist any missile or projectile that may be discharged from that firearm and to be maintained at all times in good repair and condition to the satisfaction of the Commissioner;
- (c) cause the shooting gallery to be so constructed that no missile or projectile that may be discharged from the firearms used therein can escape from the shooting gallery, if a firearm at the moment of discharge is pointed towards any target or mark that may be within the shooting gallery;
- (d) cause the shooting gallery at all times when open for public use to be under the management and control of a sufficient number of competent persons;
- (e) cause the letting to hire and use by any person of any firearm in the shooting gallery to be under the management and control of a competent person directly responsible therefor;

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- (f) take all reasonable and proper care so as to prevent danger from the use of firearms in the shooting gallery;
- (g) not at any time cause or suffer to be used in a firearm any greater charge than is consistent with safety, and shall cause every firearm, whether loaded or unloaded to be pointed towards the target in the shooting gallery, and shall not suffer any loaded firearm to be taken out of the shooting gallery.

(2) No person hiring or using any firearm in a shooting gallery shall, while the firearm is loaded or being loaded, allow the firearm to be pointed otherwise than towards the target in the shooting gallery and no person shall take any loaded firearm out of the shooting gallery.

(3) No person shall wilfully, improperly, carelessly, or negligently interfere with any person or any firearm let to any person in a shooting gallery or with any shield, fastening, or fitting which secures or contributes to the safe use of firearms therein.

(4) A firearm can be used at a shooting gallery only if it is of not more than .22 calibre and it is —

- (a) an air rifle; or
- (b) a rim fire firearm chambered for ammunition that is no more highly powered than standard long rifle ammunition.

[Regulation 15 amended in Gazette 6 December 1996 p.6803.]

Reloaded ammunition

16. (1) A person licensed as a Dealer or Manufacturer shall, before selling or disposing of any item of reloaded ammunition, durably imprint in a prominent place on the cartridge package the words, "Reloaded Ammunition".

(2) For the purpose of this regulation "reloaded ammunition" means ammunition utilising a cartridge case that has been used previously.

Ammunition sales

17. (1) For the purposes of section 30 (3) of the *Firearms Act 1973*, the entry required shall be made in a permanent and legible manner in the record kept for the purpose.

(2) The record kept for the purposes of this regulation shall be maintained in Form 20 in an Ammunition Sales Book kept for the purpose, or in such other manner as the Commissioner may approve.

(3) Where the ammunition is supplied —

- (a) in response to a mail order, the mail order shall be affixed in the Ammunition Sales Book opposite the relevant entry;
- (b) in response to an order placed by another Licensed Dealer or Manufacturer, a copy of the invoice shall be affixed in the Ammunition Sales Book opposite the relevant entry; and
- (c) in any other case, the person to whom the ammunition is supplied shall sign a statement in the Ammunition Sales Book acknowledging the truth of the details entered,

unless the Commissioner has approved of some other manner of maintaining the sales record, in which case the Commissioner's requirements shall be observed.

(4) A person who is the holder of a Dealer's Licence is required to retain an Ammunition Sales Book for 3 years after last making an entry in it except that, upon ceasing to be the holder of a Dealer's Licence, the person is required to surrender to the Commissioner any Ammunition Sales Book in which the person has made an entry during the last 3 years.

[*Regulation 17 amended in Gazette 6 December 1996 p.6803.*]

Records of firearms dealings

18. (1) For the purposes of section 31 (2) of the *Firearms Act 1973*, —

- (a) the holder of a Corporate Licence shall, in a permanent and legible manner, maintain a record in a form approved by

the Commissioner showing particulars of the firearms and ammunition in the possession of each employee at any time, the name and abode of the employees in such possession, and, where the firearm is carried elsewhere than on the premises of the organisation, the purposes and places where the employee is authorized by the organisation to carry the firearm;

- (b) the holder of a Repairer's Licence or Dealer's Licence shall, in a permanent and legible manner, maintain —
 - (i) a record of all firearms brought into stock in Form 21; and
 - (ii) a record of all firearms repaired and delivered, sold or let on hire in Form 22,

and shall not later than the seventh day in each month lodge at the Police Station nearest to the premises named in his licence a copy of those records for the preceding calendar month, whether or not any transaction took place in that month.

(2) A person who is the holder of a Corporate Licence is required to retain any record referred to in subregulation (1) (a) for 3 years after last making an entry in it except that, upon ceasing to be the holder of a Corporate Licence, the person is required to surrender to the Commissioner any such record in which the person has made an entry during the last 3 years.

*[Regulation 18 amended in Gazette 6 December 1996
pp.6803-4.]*

Manufacturers

19. (1) The holder of a Manufacturer's Licence who disposes of any firearm or ammunition shall compile, maintain and lodge records required by these regulations as though in relation to any such transaction he had been the holder of a Dealer's Licence.

(2) The holder of a Manufacturer's Licence shall, in a permanent and legible manner, maintain a record in a form approved by the Commissioner setting out a description and the calibre of every firearm manufactured by him, the serial number imprinted on the firearm, and the date of manufacture and shall not later than the seventh day in each month lodge at the Police station nearest to the premises named in his licence, or at such other place as the Commissioner may direct, a copy of that record for the preceding calendar month, whether or not any manufacture took place in that month.

*[Regulation 19 amended in Gazette 6 December 1996
p.6804.]*

Records for Ammunition Collector's Licence

19A. (1) The holder of an Ammunition Collector's Licence is to compile and maintain, in a permanent and legible manner, a record of ammunition to which the licence relates in a form approved by the Commissioner.

- (2) The record is to include details of —
- (a) the dates on which ammunition was acquired or disposed of;
 - (b) the full name and address of the person from whom ammunition was acquired or to whom ammunition is disposed of, and the number of the person's licence or permit;
 - (c) the calibre and quantity of ammunition acquired or disposed of;
 - (d) the number of cartridges forming the collection; and
 - (e) such other matters as the Commissioner may direct.

*[Regulation 19A inserted in Gazette 6 December 1996
p.6804.]*

Premises

20. A Dealer's Licence, a Repairer's Licence and a Manufacturer's Licence shall relate only to such portion of the premises at any one place as is therein identified, and shall not relate to more than one place of business.

Commissioner's records

21. [(1) *repealed*]

(2) A register of licences shall be maintained by the Commissioner and shall contain the matters specified on Form 23.

(3) A register of permits and approvals shall be maintained by the Commissioner.

[Regulation 21 amended in Gazette 20 April 1979 p.1051; 26 September 1986 p.3687; 19 August 1988 p.2914; 7 September 1990 p.4699; 16 September 1994 p.4795; 22 August 1995 p.3829; 6 December 1996 pp.6804-5.]

Search warrants

22. A complaint to ground a search warrant under section 26 of the *Firearms Act 1973*, shall be made in Form 24, and the search warrant shall be in Form 25.

Entry without warrant

22A. (1) A member of the Police Force who exercises powers given by section 24 (2a) of the Act without warrant is required to give the written report required by section 24 (7) (b) of the Act within 7 days after the power is exercised.

(2) The report is required to include details of —

(a) the circumstances leading to the exercise of the powers;

- (b) the grounds on which it was suspected that any firearm or ammunition might be found in the possession of a person in the circumstances described in section 24 (2) of the Act;
- (c) why it was necessary to act speedily;
- (d) why a warrant under section 26 (2) of the Act could not have been obtained in time; and
- (e) whether the person, if any, holding a licence, permit, or approval for any firearm or ammunition found is, in the member's opinion, a fit and proper person to hold it.

(3) If, when the powers were exercised, any firearm or ammunition was seized and taken under section 24 (2) of the Act, the member of the Police Force seizing it is to notify the Officer in Charge of the Firearms Branch by telephone, facsimile, or similarly speedy means as soon as practicable.

(4) If the owner of the firearm or ammunition seized is neither the holder of a licence relating to it nor otherwise lawfully entitled to possess it, the Commissioner is required, within 21 days after notification of the seizure of any firearm or ammunition is given under subregulation (3), to give the owner notice under section 33 (1) (c) of the Act requiring the owner to lawfully dispose of it.

(5) Subregulation (4) does not apply if —

- (a) the owner dies or cannot be found; or
- (b) a prosecution has been commenced for an offence relating to the firearm or ammunition seized.

(6) If the owner of the firearm or ammunition seized is the holder of a licence relating to it or is otherwise lawfully entitled to possess it, the Commissioner is required, within 21 days after notification of the seizure of any firearm or ammunition is given under subregulation (3), to —

- (a) return it to the owner;

Firearms Regulations 1974

- (b) revoke the licence and give the owner notice under section 33 (1) (c) of the Act requiring the owner to lawfully dispose of the firearm or ammunition; or
- (c) give the owner a request under section 20 (1a) of the Act.

(7) If the Commissioner complies with subregulation (6) by giving the owner a request under section 20 (1a) of the Act, the Commissioner is required, within the period fixed by subregulation (8), to —

- (a) return the firearm or ammunition seized to the owner; or
- (b) revoke the licence and give the owner notice under section 33 (1) (c) of the Act requiring the owner to lawfully dispose of the firearm or ammunition.

(8) The period within which the Commissioner is to act under subregulation (7) is the period of 21 days after —

- (a) information is supplied or a submission is made, in accordance with the request, in a form acceptable to the Commissioner; or
- (b) the period allowed by section 20 (1a) for supplying the information or making the submission elapses,

whichever happens first.

(9) Subregulation (6) or (7) does not apply if —

- (a) the owner cannot be found; or
- (b) a prosecution has been commenced for an offence relating to the firearm or ammunition seized.

[Regulation 22A inserted in Gazette 6 December 1996 pp.6805-6.]

Offences

23. (1) Except as stated in subregulation (2), a person who —

- (a) fails to comply with any of the requirements of these regulations within the time and in the manner provided; or

- (b) contravenes or fails to comply with any provision of these regulations,

commits an offence and is liable to a penalty not exceeding \$1 000.

(2) Subregulation (1) does not apply to a contravention of regulation 26 and accordingly section 6 (3) of the Act applies to it.

[*Regulation 23 amended in Gazette 5 March 1993 p.1489; 6 December 1996 pp.6806-7.*]

Safety standards and tests

24. (1) For the purposes of section 18 (5) of the *Firearms Act 1973*, the prescribed safety standards and tests shall be —

SAFETY TESTS

Firearms generally

1. The firearm loaded with a primed cartridge case, fully cocked and with the safety catch or safety notch, if any, disengaged, shall not operate in such a way as to discharge the primed cartridge case when —

- (a) it is held with the barrel vertical and dropped thrice, being re-cocked after each drop, from a height of not more than 45 centimetres but first onto a rubber mat 25 millimetres thick having a durometer reading of 70 or more and which is backed by a steel sheet;
- (b) it is struck by a hammer with a rubber head weighing 600 g and having a durometer reading of 70 or more and a 100 g wooden handle which is held at the end of the handle with the head 30 centimetres above the place to be struck and allowed to fall under its own weight once at various distances along the length of the firearm with a maximum of 6 times with no pressure being exerted on the trigger and with the firearm being re-cocked after each blow;

- (c) if having an exposed hammer or exposed hammers or if having a bolt action each hammer or bolt tail is struck once by a hammer with a rubber head weighing 600 g and having a durometer reading of 70 or more and a 100 g wooden handle which is held at the end of the handle with the head 30 centimetres above the place to be struck and allowed to fall under its own weight;
 - (d) if having an exposed hammer or cocking device or exposed hammers or cocking devices each hammer or cocking device is moved back towards the cocking position 3 times and immediately prior to the sear engaging the bent or bents in the fully cocked position and with no pressure being applied to the trigger the hammer or cocking device is released 3 times and allowed to travel forward under the pressure of the spring.
2. (1) The trigger mechanism is not to operate when a force of 1 kilogram is exerted on the central point of the trigger in the direction in which the trigger operates except, in the case of a firearm designed with a trigger mechanism capable of being set, when the trigger mechanism has been set.
- (2) In subparagraph (1) —
- “set” means to operate a trigger, button, stud, lever, or other device so as to reduce the trigger pressure that is required to operate the trigger mechanism.
3. The firearm shall be fitted with an effective trigger guard.
4. (a) The firearm, unless it is a hammer firearm fitted with cock mechanism or safety bent, shall be fitted with a safety device which when engaged in the “safe” position prevents operation of the trigger mechanism and which can be disengaged only by a distinct pressure of the finger or thumb.

- (b) The safety device shall clearly indicate that the firearm is in either a "safe" or "Fire" condition.

[(2) *repealed*]

(3) Target rifles, target hand guns, trap guns and other special purpose firearms may be exempted from some or all of the safety tests at the discretion of the Commissioner.

(4) Where applicable, the tests specified in subparagraphs (a), (c) and (d) of paragraph 1 of the Safety tests shall apply to an underwater explosive device, and, in addition, the device shall have a hydraulic safety lock incorporated in the design to prevent the power head discharging out of water and which shall become effective within a maximum of 10 seconds after the power head has been removed from water and shall be tested by means of dropping the power head onto a hard surface from a height of 1 metre with the muzzle in a vertical position, pointing either up or down, and with the safety catch in the "Fire" position.

[Regulation 24 amended in Gazette 6 December 1996 pp.6807-8.]

Delegation

25. (1) Any member of the Police Force may perform the Commissioner's functions upon —

- (a) any application made for the grant of a permit or a Firearm Licence; or
- (b) an application for an additional Corporate Licence together with which application is made for expedited approval under section 18 (10) of the Act,

in respect of a firearm described in Schedule 2, except that this subregulation does not give the power to refuse the application or impose any condition, limitation or restriction.

(2) Any commissioned officer may perform the Commissioner's functions upon —

- (a) any application made for the grant of a permit or a Firearm Licence; or

- (b) an application for an additional Corporate Licence together with which application is made for expedited approval under section 18 (10) of the Act,

in respect of any firearm that is not of category C or D, except that this subregulation does not give the power to refuse the application or impose any condition, limitation or restriction unless the commissioned officer is a superintendent in charge of a police district.

(3) The commissioned officer immediately responsible for the administration of the Firearms Branch may perform the Commissioner's functions upon an application being made for the grant of an approval or permit or the issue of a licence in respect of any firearm or ammunition other than a firearm of category D.

(4) The Assistant Commissioner of Police responsible for the Firearms Branch may perform the Commissioner's functions upon an application being made for the grant of an approval or permit or the issue of a licence in respect of any firearm or ammunition.

- (5) In this regulation —

“commissioned officer” means an officer of police appointed and holding a commission under section 6 of the *Police Act 1892*;

“police district” means an area established as a police district under the *Police Act 1892*.

[*Regulation 25 inserted in Gazette 6 December 1996 pp.6808-9*].

Prohibited firearms

26. (1) Subject to subregulations (2) and (2a), the acquisition, sale, possession or use of a firearm or ammunition specified in the Table to this regulation is absolutely prohibited.

(2) This regulation does not apply to a member of the *armed forces* of the Crown in the performance of his duties, or to any other member of a disciplined force approved by the Commissioner, or to the acquisition or possession of such a firearm or ammunition by The Western Australian Museum for purposes authorized by the *Museum Act 1969*.

(2a) This regulation does not apply to a firearm of category D if the firearm is licensed under the Act and what is done is in accordance with the licence.

(2b) In this regulation a reference to ammunition for a firearm that is prohibited does not include ammunition that is also suitable for a firearm that is not prohibited.

(3) Any firearm or ammunition the subject of an offence against this regulation shall be forfeited to the Crown.

TABLE OF PROHIBITED FIREARMS AND AMMUNITION

a firearm of category D
a machine gun, or ammunition for it
a hand grenade
a mortar gun, or ammunition for it
a bazooka gun, or ammunition for it
a fully automatic firearm
a firearm designed to discharge tear gas, or ammunition for it
ammunition the missile from which includes any high explosive,
smoke, chemical, lachrymatory agent, or flechettes
tracer ammunition
incendiary ammunition
armour piercing (hard steel core) ammunition
imprint free (accelerator) ammunition
ammunition the missile from which has a calibre of 20 mm or
more

[*Regulation 26 amended in Gazette 11 February 1977 p.428; 22 July 1977 pp.2358-9; 27 May 1983 p.1612; 20 December 1991 p.6370; 6 December 1996 pp.6809-10.*]

[26A. *Repealed in Gazette 6 December 1996 p.6810.*]

Certain licences, permits and approvals not to be issued, granted or given

26B. [(1) *repealed*]

[(1a) *repealed*]

Firearms Regulations 1974

r. 26B

[(1b) *repealed*]

[(1c) *repealed*]

[(2) *repealed*]

(3) A licence, permit or approval relating to a firearm which —

(a) is, in the opinion of the Commissioner, a firearm the appearance of which closely resembles a firearm the possession of which is prohibited under regulation 26 of these regulations;

(b) is a firearm specified in the table hereunder —

The .22 calibre Armi Jager model AP 15 semi-automatic rifle.

The .22 calibre Armi Jager model AP 75 semi-automatic rifle.

The .22 calibre Squibman Model 16 semi-automatic rifle.

The .22 calibre Josef G: Landmann-Preetz model JGL — Automat 65 semi-automatic rifle;

(c) is, in the opinion of the Commissioner, a rifle or other firearm designed to be, or capable of being, readily adapted for use as a handgun; or

(d) is a revolving rifle, being a rifle the ammunition for which is loaded into and fired from a revolving cylinder or revolving chamber including the firearms of that kind in .22 rimfire, .22 magnum, .357, or .44 calibres marketed by Aldo Uberti or Westerner Arms and the Armi Jager model "Frontier Carbine",

being firearms of a kind in relation to which the Commissioner is of the opinion that the exercise of special precautions is required, shall not be issued, granted or given.

[(4) *repealed*]

[(5) *repealed*]

[Regulation 26B inserted in Gazette 24 July 1981 p.3070; amended in Gazette 27 May 1983 pp.1612-13; 27 September 1985 p.3810; 14 August 1987 p.3167; 10 June 1988 pp.1905-6; 21 October 1988 p.4241; 23 June 1989 pp.1807-8; 20 December 1991 pp.6371 and 6373; 5 March 1993 p.1489; 6 December 1996 p.6810.]

Infringement notices

27. (1) For the purposes of section 19A of the *Firearms Act 1973* —
- (a) the amount prescribed by way of penalty referred to in subsection (1) (c), and subsection (2) (a), of that section is \$100; and
 - (b) the notice to be served pursuant to subsection (2) of that section shall be in Form 9A, and is referred to as an infringement notice.

[(2) *repealed*]

- (3) A notice withdrawing an infringement notice shall be in Form 9C.

[Regulation 27 inserted in Gazette 13 January 1978 p.121; amended in Gazette 24 July 1981 p.3071; 20 August 1982 p.3269; 21 October 1983 p.4267; 26 October 1984 p.3456; 26 September 1986 p.3687; 19 August 1988 p.2914; 8 September 1989 p.3174; 7 September 1990 p.4699; 20 September 1991 p.4942; 26 June 1992 p.2797; 24 September 1993 p.5292; 16 September 1994 p.4795; 22 August 1995 p.3829; 6 December 1996 p.6811.]

SCHEDULE 1 — FORMS

Form 1

[r. 4 (1a)]

	(ORIGINAL)
	(ADDITION)
Station	MDL No
Surname	Initials
Telephone: (H)	(W)
OFFICE USE ONLY	

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR A FIREARM LICENCE OR FIREARM COLLECTOR'S LICENCE

A penalty is provided under regulation 23 of the *Firearms Regulations 1974* for false or misleading information.

PART I — TO BE COMPLETED BY APPLICANT

Tick appropriate boxes

Kind of licence: Firearm Firearm Collector's
Licence Licence

Category of firearm: A B C D E H

I

of (residential address) Postcode

(Postal address) Postcode

apply for a licence to possess the firearm/s described in Part II in accordance with the *Firearms Act 1973*.

Is that your permanent residential/postal address? Yes No

I was born at on
(locality and country) (date of birth)

1. Give any other name under which you are or have been known?

2. Are you the holder of a Firearm Licence? Yes No
If so state licence number expiry date

3. Are you the holder of a Firearm Collector's Licence?
 Yes No
 If so state licence number expiry date
4. Have you ever been refused a licence for a firearm anywhere?
 Yes No
 If so state when and where
5. Has a licence for a firearm held by you anywhere ever been
 revoked or cancelled, and have you ever been disqualified
 anywhere from holding a licence for a firearm? Yes No
 If so state when and where
6. Have you been convicted of ANY OFFENCE ANYWHERE
 (including traffic offences)? Yes No
 If so give details
7. Do you suffer from any physical or mental disability that would
 affect you in the control of a firearm? Yes No
 If so give full details
8. What are your reasons for wishing to possess the firearm?

I certify that all of the above particulars contained in this application are true and correct.

Signature: Witnessing Member:

Date: Rank & No.

PART II — TO BE COMPLETED BY ATTENDING OFFICER

Type of firearm	Maker's name	Serial number	Calibre eg .22
<u>Rifles</u> — single shot, repeater, self loading or air rifle			
<u>Shotguns</u> — single shot, repeater, pump action, self loading or double barrel			
<u>Handguns</u> — single shot, self loading, revolver or other			

- (1)
- (2)
- (3)
- (4)

[Computer descriptions not to be used]

Firearms Regulations 1974

Sch. 1

Criminal/traffic records checked Yes No

Restraining order records checked Yes No

NEPI checked Yes No

Firearms "NOT TO ISSUE" list checked Yes No

PART III — TO BE COMPLETED BY AUTHORIZED OFFICER

* *Strike out whichever not applicable*

Application *refused/granted by date
(a member of the Police Force authorized by regulation 25)

If refused, reason for refusal
Restriction, limitation or condition, if applicable

* Permit No issued
* No permit required, both parties present

* Purchased from)
* Owned and Licensed by) Licence No
* Licensed Dealer)
* Deceased estate of)

Address

* Added to
* Issued

licence no. this day of

Fee: \$ received receipt no. issued, banked on
abstract no.

Attending officer Rank & no.

Form 2

[r. 4 (1a)]

(ORIGINAL)	
(ADDITION)	
Station	MDL No
Surname	Initials
Telephone: (H)	(W)
OFFICE USE ONLY	

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR A CORPORATE LICENCE

A penalty is provided under regulation 23 of the *Firearms Regulations 1974* for false or misleading information.

PART I — TO BE COMPLETED BY APPLICANT

I
of Postcode

in my capacity as of the applicant, apply on behalf of the applicant for a Corporate Licence for the firearm/s described below in accordance with the *Firearms Act 1973*.

I was born at on
(locality and country) (date of birth)

Name of applicant
Address Postcode
trading as
situated at Postcode

Particulars of firearms:

Description	Make and Notation	Serial No.	Calibre	Date of Addition or Disposal

I certify that all of the above particulars contained in this application are true and correct.

Signature: Witnessing Member:
Date: Rank & No.

Sch. 1

PART II — TO BE COMPLETED BY AUTHORIZED OFFICER

* *Strike out whichever not applicable*

Application *refused/granted by date
(a member of the Police Force authorized by regulation 25)

If refused, reason for refusal
Restriction, limitation or condition, if applicable

* Permit No issued
* No permit required, both parties present

* Purchased from)
* Owned and Licensed by) Licence No
* Licensed Dealer)
* Deceased estate of)

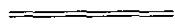
Address

* Added to
* Issued

licence no. this day of

Fee: \$ received receipt no. issued, banked on
abstract no.

Attending officer Rank & no.



Form 3

[r. 4 (1c)]

Station	MDL No
Telephone: (H)	(W)
OFFICE USE ONLY	

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR A LICENCE

A penalty is provided under regulation 23 of the *Firearms Regulations 1974* for false or misleading information.

Tick appropriate boxes

Kind of licence:

Dealer's	<input type="checkbox"/>	Repairer's	<input type="checkbox"/>	Manufacturer's	<input type="checkbox"/>	Shooting Gallery	<input type="checkbox"/>
Licence		Licence		Licence		Licence	

PART I — TO BE COMPLETED ONLY IF APPLICANT IS A BODY CORPORATE OR PARTNERSHIP

I
of Postcode
in my capacity as of the applicant, apply on behalf of the applicant for a licence in accordance with the *Firearms Act 1973* of the kind indicated.

I was born at on
(locality and country) (date of birth)

Name of applicant
Address Postcode
trading as
situated at Postcode

Particulars of each director of body corporate or member of partnership:

Surname	Other names	Residential address	Date of birth
.....
.....
.....

Firearms Regulations 1974

Sch. 1

1. Is the applicant the holder of any licence under the *Firearms Act 1973*? Yes No
If so state licence number expiry date
2. Has the applicant ever been refused a licence for a firearm anywhere? Yes No
If so state when and where

PART II — TO BE COMPLETED ONLY IF APPLICANT IS A NATURAL PERSON

I
of Postcode

apply for a licence in accordance with the *Firearms Act 1973* of the kind indicated.

I was born at on
(locality and country) (date of birth)

Trading as
situated at Postcode

1. Give any other name under which you are or have been known?
2. Are you the holder of a licence under the *Firearms Act 1973*?
Yes No
If so state licence number expiry date
3. Have you ever been refused a licence for a firearm anywhere?
Yes No
If so state when and where
4. Has a licence for a firearm held by you anywhere ever been revoked or cancelled, and have you ever been disqualified anywhere from holding a licence for a firearm? Yes No
If so state when and where
5. Have you been convicted of ANY OFFENCE ANYWHERE (including traffic offences)? Yes No
If so give details
6. Give the addresses at which you have lived during the past 2 years
7. Give the names and addresses of persons by whom you have been employed during the past 2 years

PART III — TO BE COMPLETED FOR ALL APPLICATIONS

I certify that all of the above particulars contained in this application are true and correct.

Signature: Witnessing Member:
Date: Rank & No.

PART IV — TO BE COMPLETED BY AUTHORIZED OFFICER

* *Strike out whichever not applicable*

Application *refused/granted by date
(a member of the Police Force authorized by regulation 25)

If refused, reason for refusal
Restriction, limitation or condition, if applicable

licence no. this day of

Fee: \$ received receipt no. issued, banked on
abstract no.

Attending officer Rank & no.

Form 4

[r. 4 (1c)]

Station	MDL No
Surname	Initials
Telephone: (H)	(W)
OFFICE USE ONLY	

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR AN AMMUNITION COLLECTOR'S LICENCE

A penalty is provided under regulation 23 of the *Firearms Regulations 1974* for false or misleading information.

PART I — TO BE COMPLETED BY APPLICANT

I
of (residential address) Postcode
(Postal address) Postcode

apply for an Ammunition Collector's Licence in accordance with the *Firearms Act 1973*.

Is that your permanent residential/postal address? Yes No

I was born at on
(locality and country) (date of birth)

1. Give any other name under which you are or have been known?
2. Are you the holder of a Firearm Licence? Yes No
If so state licence number expiry date
3. Are you the holder of a Firearm Collector's Licence?
Yes No
If so state licence number expiry date
4. Have you ever been refused a licence for a firearm anywhere?
Yes No
If so state when and where

- 5. Has a licence for a firearm held by you anywhere ever been revoked or cancelled, and have you ever been disqualified anywhere from holding a licence for a firearm? Yes No
If so state when and where
- 6. Have you been convicted of ANY OFFENCE ANYWHERE (including traffic offences)? Yes No
If so give details
- 7. Do you suffer from any physical or mental disability that would affect you in the control of ammunition? Yes No
If so give full details
- 8. What are your reasons for wishing to possess the ammunition?
.....

I certify that all of the above particulars contained in this application are true and correct.

Signature: Witnessing Member:
Date: Rank & No.

PART II — TO BE COMPLETED BY AUTHORIZED OFFICER

* *Strike out whichever not applicable*

Application *refused/granted by date
(a member of the Police Force authorized by regulation 25)

If refused, reason for refusal
Restriction, limitation or condition, if applicable

licence no. this day of

Fee: \$ received receipt no. issued, banked on
abstract no.

Attending officer Rank & no.

Form 5

[r. 8]

Surname Initials . . . Telephone: (H) (W) OFFICE USE ONLY
--

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR A DUPLICATE LICENCE/EXTRACT OF LICENCE

A penalty is provided under regulation 23 of the *Firearms Regulations 1974* for false or misleading information.

PART I — TO BE COMPLETED BY APPLICANT

* *Strike out whichever not applicable*

I
of Postcode
apply for a duplicate of my *licence (number)/Extract of Licence
which has been *lost/stolen/destroyed.

I was born at on
(locality and country) (date of birth)

I enclose the required fee.

Signature:
Date:

Note: This form together with the required fee is to be posted to the Officer in Charge, Firearms Branch.

PART II — TO BE COMPLETED BY AUTHORIZED OFFICER

licence no. expiry date
date duplicate issued

Fee: \$ received receipt no. issued, banked on
abstract no.

Signature
(on behalf of the Commissioner of Police)

[Forms 6, 7 and 8 deleted]

[Form 9 deleted]

Firearms Regulations 1974

Sch. 1

Form 9A

[s. 19A; r. 27 (1) (b)]

WESTERN AUSTRALIA

Firearms Act 1973

INFRINGEMENT NOTICE

ISSUED TO

Licence No.
Licence Expired

Tick appropriate box

Kind of licence:

Firearm	Firearm Collector's	Ammunition Collector's
Licence <input type="checkbox"/>	Licence <input type="checkbox"/>	Licence <input type="checkbox"/>

TAKE NOTICE — The licence held by you that is indicated above has expired and has not been renewed within THREE MONTHS of the expiry date. An offence against section 19 (1) of the *Firearms Act 1973* may be alleged against you. You may dispose of this matter by —

- (a) giving an explanation for your failure to apply for renewal and paying to the Commissioner of Police the prescribed penalty of \$. . . ; and
- (b) applying for renewal of the licence and paying the renewal fee to the Commissioner of Police,

within 28 days of the date of service of this notice. If you prefer, you may have the matter dealt with by a Court.

If not satisfied with the explanation given for the failure to apply for renewal, the Commissioner of Police may, by a further notice sent within 28 days of the date of service of this notice, withdraw this notice even though you may have paid the penalty and applied for renewal of the licence. The matter may then be dealt with by a Court.

Your response may be sent to the Commissioner at the Firearms Branch (*here insert postal address*)

Date of service of this notice

[Form 9B deleted]

Form 9C

[s. 19A; r. 27 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

WITHDRAWAL OF INFRINGEMENT NOTICE

ISSUED TO

Licence No.
Licence Expired

[Empty box for licence details]

Tick appropriate box

Kind of licence:

Firearm Licence Firearm Collector's Licence Ammunition Collector's Licence

TAKE NOTICE — An infringement notice was served on you on because of the expiry of the licence held by you that is indicated above.

The infringement notice is withdrawn under section 19A (5) of the Act.

- * No further action is intended.
* It is proposed to take Court proceedings in respect of the matter.

*[Strike out whichever not applicable]

Signed (authorized officer)

Date on which this notice sent



Firearms Regulations 1974

Sch. 1

Form 9D

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

FIREARM LICENCE

FEE

Description	Make and Notation	Serial No.	Calibre	Date of Addition or Disposal

ISSUED TO

Licence No.
Licence Expires

--

is licensed in accordance with section 16 (1) (a) of the *Firearms Act 1973* to possess, carry and lawfully use, the firearms described above, and ammunition for them, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

Signature of Holder

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.

Form 10

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

FIREARM COLLECTOR'S LICENCE

FEE

Description	Make and Notation	Serial No.	Calibre	Date of Addition or Disposal

ISSUED TO

Licence No.
Licence Expires

is licensed in accordance with section 16 (1) (b) of the *Firearms Act 1973* to possess, but not to carry or use, the firearms described above, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

Signature of Holder

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.

Form 11

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

CORPORATE LICENCE

FEE

Description	Make and Notation	Serial No.	Calibre	Date of Addition or Disposal

ISSUED TO

Licence No.
Licence Expires

is licensed in accordance with section 16 (1) (c) of the *Firearms Act 1973* to possess the firearms described above, and ammunition for them, and may permit any person to whom section 16 (2) of the Act applies to possess, carry and use any such firearm or ammunition on its premises or in the course of carrying out a function approved by the Commissioner and authorized by it, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.



Form 12

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

DEALER'S LICENCE

FEE

ISSUED TO

Licence No.
Licence Expires

[Empty rectangular box for licensee details]

at
(premises)

is licensed in accordance with section 16 (1) (d) of the *Firearms Act 1973* to deal in firearms and ammunition on the above premises and is otherwise authorized in accordance with that provision, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.



Form 13

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

REPAIRER'S LICENCE

FEE

ISSUED TO

Licence No.
Licence Expires

[Empty rectangular box for licensee details]

at
(premises)

is licensed in accordance with section 16 (1) (e) of the *Firearms Act 1973* to repair firearms on the above premises and is otherwise authorized in accordance with that provision, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.



Form 14

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

MANUFACTURER'S LICENCE

FEE

Kinds of firearms or ammunition:

.....
.....
.....

ISSUED TO

Licence No.
Licence Expires

[Empty rectangular box for licence details]

at (premises)

is licensed in accordance with section 16 (1) (f) of the *Firearms Act 1973* to manufacture firearms or ammunition of the kind specified above on the above premises and is otherwise authorized in accordance with that provision, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.

Form 15

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

SHOOTING GALLERY LICENCE

FEE

ISSUED TO

Licence No.
Licence Expires

[Empty rectangular box for licensee information]

at
(premises)

is licensed in accordance with section 16 (1) (g) of the *Firearms Act 1973* to conduct a shooting gallery on the above premises in accordance with the regulations, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED



Form 15A

[r. 4 (3)]

WESTERN AUSTRALIA

Firearms Act 1973

AMMUNITION COLLECTOR'S LICENCE

FEE

ISSUED TO

Licence No.
Licence Expires

[Empty rectangular box for licensee information]

is licensed in accordance with section 16 (1) (h) of the *Firearms Act 1973* to possess and carry, but not to use, ammunition for the purposes of collection except if it is ammunition that is of a type prescribed as being ammunition to which an Ammunition Collector's Licence does not apply, subject to the restrictions, limitations or conditions applicable.

WARNING: THIS IS NOT VALID AS A LICENCE UNLESS THE IMPRINT OF THE CASH REGISTER IS ON IT OR A RECEIPT IS ATTACHED

Signature of Holder

NOTICE TO LICENCE HOLDER

Failure to renew within 3 months of expiry may incur a penalty.

The licensee is responsible for licence renewal whether a renewal is received or not.

If a licence is no longer required, contact police immediately and arrange cancellation.



Form 16

[s. 17; r. 5 (2)]

Station	MDL No
Surname	Initials
Telephone: (H)	(W)
OFFICE USE ONLY	

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR A TEMPORARY PERMIT

A penalty is provided under regulation 23 of the *Firearms Regulations 1974* for false or misleading information.

PART I — TO BE COMPLETED BY APPLICANT

* *Strike out whichever not applicable*

I
of Postcode

apply for a temporary permit to * possess and use/possess the firearm/s and ammunition described in Part II in accordance with section 17 of the *Firearms Act 1973*.

The firearm/s and ammunition are owned by
and a licence for them is held by
The permit is sought for the period commencing on
and ending on for the purpose of

I was born at on
(locality and country) (date of birth)

1. Give any other name under which you are or have been known?
2. Are you the holder of a licence under the *Firearms Act 1973*?
Yes No
If so state licence number expiry date
3. Have you ever been refused a licence or permit for a firearm anywhere? Yes No
If so state when and where
4. Has a licence for a firearm held by you anywhere ever been revoked or cancelled, and have you ever been disqualified anywhere from holding a licence for a firearm? Yes No
If so state when and where

- 5. Have you been convicted of ANY OFFENCE ANYWHERE (including traffic offences)? Yes No
If so give details
- 6. Do you suffer from any physical or mental disability that would affect you in the control of a firearm? Yes No
If so give full details
- 7. What are your reasons for wishing to possess the firearms or ammunition?
.....

I certify that all of the above particulars contained in this application are true and correct.

Signature: Witnessing Member:
Date: Rank & No.

PART II — TO BE COMPLETED BY ATTENDING OFFICER

Type of firearm	Maker's name	Serial number	Calibre eg .22
<u>Rifles</u> — single shot, repeater, self loading or air rifle			
<u>Shotguns</u> — single shot, repeater, pump action, self loading or double barrel			
<u>Handguns</u> — single shot, self loading, revolver or other			
(1)			
(2)			
(3)			
(4)			

Ammunition

.....
.....

[Computer descriptions not to be used]

PART III — TO BE COMPLETED BY AUTHORIZED OFFICER

* *Strike out whichever not applicable*

Application *refused/granted by date
(a member of the Police Force authorized by the Commissioner)

Firearms Regulations 1974

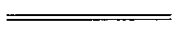
Sch. 1

If refused, reason for refusal
Restriction, limitation or condition, if applicable

permit no. this day of

Fee: \$ received receipt no. issued, banked on
 abstract no.

Attending officer Rank & no.



Form 17

No.

WESTERN AUSTRALIA

Firearms Act 1973

TEMPORARY PERMIT

THIS PERMIT AUTHORIZES THE HOLDER
of Post Code Date of Birth

to possess and carry, or
to possess, carry and lawfully use

the following firearms and ammunition —

Description	Make	Number	Calibre
.....
.....
.....
.....

owned by
licensed by

Original permit
Renewed permit (Original permit No.)

for the period commencing on the day of,
19, and expiring on the day of,
19, for the purpose of

.....
(Applicant's Signature)

APPLICABLE RESTRICTIONS, LIMITATIONS OR CONDITIONS

Receipt No. issued for fee \$ this
day of, 19

Officer in Charge Police Station.

.....
A member of the Police Force authorized by
the Commissioner.

Firearms Regulations 1974

Sch. 1

Form 17A

[ss. 11 (7) (b) &
20 (1) (ad) (ii); r. 11C]

WESTERN AUSTRALIA

Firearms Act 1973

STATUTORY DECLARATION AS TO STORAGE FACILITIES

[Providing false information is an offence]

I

of

am * applying for/the holder of a licence/permit/approval

* Number

**[Strike out whichever not applicable]*

I solemnly and sincerely declare that I have the following storage facilities for meeting the requirements of regulation 11A of the *Firearms Regulations 1974*.

Method of storage —

** cabinet or container meeting specifications in Schedule 4 of those regulations

** specify:

** *[Tick applicable box]*

And I make this declaration by virtue of section 106 of the *Evidence Act 1906*.

.....
Signature of Declarant

Declared at this

day of before me

.....
Commissioner for Declarations
Justice of the Peace
Police Officer
or other person authorized by
the *Declarations and Attestations Act 1913*

Form 18

[s. 33 (3); r. 11]

Station	MDL No
Telephone: (H)	(W)
OFFICE USE ONLY	

WESTERN AUSTRALIA

Firearms Act 1973

APPLICATION FOR SAFE CUSTODY OF FIREARMS OR AMMUNITION

PART I — TO BE COMPLETED BY APPLICANT

I
of Postcode

being the owner of the firearm/s and ammunition described in Part II, request the Commissioner of Police to accept them for safe custody in accordance with section 33 of the *Firearms Act 1973*.

* *Strike out whichever not applicable*

I am the holder of * licence/permit number expiry date

I was born at on
(locality and country) (date of birth)

The reason for my request is
.

I am aware that custody for longer than 1 year is conditional on the Commissioner being requested in writing, before the end of each year of custody, to continue the custody for another year, and that firearms or ammunition in custody may be sold under section 33 to recover unpaid fees. Tick

Signature: Date:

PART II — TO BE COMPLETED BY ATTENDING OFFICER

Type of firearm	Maker's name	Serial number	Calibre eg .22
<u>Rifles</u> — single shot, repeater, self loading or air rifle			
<u>Shotguns</u> — single shot, repeater, pump action, self loading or double barrel			
<u>Handguns</u> — single shot, self loading, revolver or other			
(1)			
(2)			
(3)			
(4)			
Ammunition			
.....			
.....			

[Computer descriptions not to be used]

PART III — TO BE COMPLETED BY AUTHORIZED OFFICER

Receipt no. for fee \$ issued this day of

Banked on abstract no. Ballistics receipt no. issued this day of

Attending officer Rank & no.

PART IV — NOTICE TO O.I.C. FIREARMS BRANCH

The firearm/s and ammunition described in Part II were returned to ..
 Licence no. permit no. on
(date)

.....
 (a member of the Police Force)

Form 19

[s. 22; r. 14]

WESTERN AUSTRALIA

Firearms Act 1973

NOTICE OF APPEAL

Between

..... Appellant

and

..... Respondent

Take notice that, pursuant to Section 22 of the *Firearms Act 1973*, I, . . . intend to appeal to a magistrate/firearms appeals tribunal against a decision made by, or on behalf of, the Commissioner on the . . . day of . . . , 19 . . . written advice of which was received by me on the . . . day of . . . 19 . . .

- (a) refusing my application for
*
- (b) revoking my licence/permit/approval for †
*
- (c) imposing the following restriction/condition/limitation †
*

in respect of my *

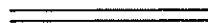
Grounds of appeal

Dated this . . . day of . . . 19 . . .

* Insert relevant particulars. † delete whichever is not applicable

.....
Appellant

To the Commissioner of Police



Form 20
WESTERN AUSTRALIA
Firearms Act 1973
AMMUNITION SALES BOOK

Persons for whom Ammunition Required			Particulars of Firearms for which Ammunition Required	Ammunition Supplied		Name and Address of Persons to Whom Ammunition Supplied	I, the undersigned acknowledge the truth of all details in Columns 1 to 7, inclusive, on the line opposite to my signature	
Name	Address	Licence or permit Number or reason exempted		Date	Quantity		Signature	Capacity Owner, Agent
1.	2.	3.	4.	5.	6.	7.		
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

Note: — Columns 1 to 7 must be filled in by Licensed Dealer.

Form 21
 WESTERN AUSTRALIA
Firearms Act 1973
RECORD OF FIREARMS BROUGHT INTO STOCK

Trading Name Computer No. For 19
Month Year

Date brought into stock	Type of Firearm	Maker's Name	Serial Number and identifying marks	Calibre	Name and Address of Person from whom obtained	Firearm Licence Number

Original to be submitted by the Seventh day of each month to nearest Police Station.
 A Nil return shall be submitted where applicable.
.....
Signature

Form 22
WESTERN AUSTRALIA
Firearms Act 1973

RECORD OF FIREARMS REPAIRED, SOLD, OR LET ON HIRE

Trading Name Computer No. For 19
 Month Year

Date	Description of Firearm				Repaired Sold or Hired (R,S, or H)	Name and Address of person taking delivery	Particulars of Firearm Permit		Circumstances exempting customer from having a licence
	Description	Maker's Name	Serial No.	Calibre			Permit No.	Where Issued	

Original to be submitted by the Seventh day of each month to nearest Police Station.
 A Nil return shall be submitted where applicable.

.....
 Signature

Form 23

[r. 21 (2)]

WESTERN AUSTRALIA

Firearms Act 1973

REGISTER OF LICENCES

SURNAME STREET		OTHER NAMES TOWN		PC	LIC. No.		
BATCH	DATE	No.	FILE No.	EXP. DATE	REG. TYPE		
BIRTH			AMOUNT		EMP. CODE		
CURR.			\$		WAP		
LAST	DEALER RETURN		SAFEKEEP		REFER		
PREV.					CONV.		
No.	COND.	TYPE	MAKE	NUMBER	CALIBRE	DATE	XOWN.REG.

Form 24

[s. 26; r. 22]

WESTERN AUSTRALIA

Firearms Act 1973

COMPLAINT TO GROUND SEARCH WARRANT

I,
of
in the State of Western Australia
make oath and say as follows:
I believe that there is
at

(describe the circumstances relied on under section 26)

I therefore pray that a warrant be issued under section 26 of the
Firearms Act 1973, to enter there and search for anything described in
this complaint.

Sworn at this day of
before me

.....
Justice of the Peace



Form 25

[s. 26; r. 22]

WESTERN AUSTRALIA

Firearms Act 1973

WARRANT TO ENTER AND SEARCH

To the Commissioner of Police of Western Australia and to all other members of the Police Force in the State.

.....
of
in the State
has today made complaint upon oath before me, one of Her Majesty's Justices of the Peace for the State, and has satisfied me that there are reasonable grounds for suspecting that there is
at

(describe the circumstances relied on under section 26)

This warrant commands you in Her Majesty's name forthwith to enter that place and there diligently search for anything described in this warrant and to seize and take any such thing you may find there, *and to bring it before me or another of Her Majesty's Justices of the Peace, to be further dealt with according to law.

(*Delete the rest of this sentence if the warrant is under s. 26 (2).)

GIVEN under my hand at this day of

.....
Justice of the Peace



Firearms Regulations 1974

Sch. 1

Form 26

Western Australia

Firearms Act 1973

(Section 17A)

INTERSTATE GROUP PERMIT

This permit is issued to

and authorizes the persons named in this permit to possess or carry the following firearms and ammunition for those firearms —

Description	Make	Serial Number	Calibre
.....
.....

for the period commencing on the day of 19 and expiring on the day of 19. for the purpose of

Member's Name	Address
.....
.....

.....
A member of the Police Force
authorized by the Commissioner.

[Schedule 1 amended in Gazette 14 October 1977 p.3674; 13 January 1978 pp.121-4; 26 May 1978 pp.1617-18; 20 April 1979 p.1051; 20 August 1980 p.3034; 24 July 1981 pp.3071-3; 25 September 1981 pp.4094-5; 20 August 1982 p.3269; 10 June 1983 p.1785; 21 October 1983 pp.4267-8; 26 October 1984 p.3456; 26 September 1986 pp.3687-8; 17 July 1987 pp.2789-90; 19 August 1988 p.2915; 29 September 1989 pp.3672-6; 20 December 1991 pp.6373-8; 6 December 1996 pp.6811-40.]

**SCHEDULE 2 — DESCRIPTIONS OF FIREARMS FOR
REGULATION 25**

[r. 25]

Any firearm of category A or B1

Any other rifle of category B that is chambered for any of the following cartridges:

5 mm	Remington Rim Fire Magnum
.22	Rim fire
.22	Winchester magnum rim fire
.22	Hornet
.22	K Hornet
.218	Bee
.25	Rim fire
.25/20	WCF
.297/.230	Morris (Short and Long)
.297/.250	Rook rifle
.295	Rook rifle
.300	Rook rifle
.300	Sherwood
.30/30	Winchester
.310	Cadet rifle
.32	Rim fire
.32/20	Winchester
.32/40	Winchester
.35	Winchester (Self Loading)
.351	Winchester (Self Loading)
.357	Magnum
.38	Smith and Wesson Special
.38	Winchester
.38/40	Winchester
.38/55	Winchester and Ballard
.360	No. 2 Nitro express
.41	Smith and Wesson Magnum
.44	Rim fire
.44	Winchester
.44/40	Winchester
.450	Snider with 380 grain bullet and 55 grains of black powder
.450/.577	Martini solid and coiled
.44	Remington magnum
.45	Colt
.45	ACP
.45/70	Government
.577	Solid and coiled Snider

[Schedule 2 inserted in Gazette 6 December 1996 p.6841.]

SCHEDULE 3 — CATEGORIES OF FIREARMS

[r. 6A]

Category A

<i>sub-category</i>	<i>description</i>
A1	an air rifle
A2.1	a single shot rim fire rifle
A2.2	a repeating rim fire rifle
A3.1	a single shot shotgun
A3.2	a double barrel shotgun
A3.3	a repeating shotgun (lever or bolt action)
A4.1	a combination firearm made up of a shotgun and a rifle each of which would individually be of category A
A4.2	a rifle combination made up of rifles each of which would individually be of category A

Category B

<i>sub-category</i>	<i>description</i>
B1	a muzzle loading firearm (except a handgun)
B2.1	a single shot centre fire rifle
B2.2	a double barrel centre fire rifle
B2.3	a repeating centre fire rifle
B3.1	a combination firearm, not of category C or D, made up of a shotgun and a rifle at least one of which would individually be of category B
B3.2	a rifle combination, not of category C or D, made up of rifles at least one of which would individually be of category B

Genuine need test for category B

The applicant is required to satisfy the Commissioner that a firearm of category A would be inadequate or unsuitable for the purpose for which the firearm is required.

Category C

<i>sub-category</i>	<i>description</i>
C1	a self loading rim fire rifle with a magazine capacity no more than 10 rounds
C2	a self loading shotgun with a magazine capacity no more than 5 rounds
C3	a pump action shotgun with a magazine capacity no more than 5 rounds
C4.1	a combination firearm, not of category D, made up of a shotgun and a rifle at least one of which would individually be of category C
C4.2	a rifle combination, not of category D, made up of rifles at least one of which would individually be of category C

Genuine need test for category C

The applicant is required to satisfy the Commissioner that a firearm of category A or B would be inadequate or unsuitable for the purpose for which the firearm is required.

Restrictions for category C

(1) An approval or permit can be granted or a licence can be issued for a firearm of category C only if —

- (a) it is for a shotgun, and —
 - (i) it is granted or issued to a person who is described in section 11A (2) (a) of the Act and requires the firearm for use as described in that provision for the purpose of training for, and participating in, an approved national or international shooting discipline; and
 - (ii) the approved club of which the person is a member as mentioned in section 11A (2) (a) of the Act is the Australian Clay Target Association Inc. or a body affiliated with it;

Firearms Regulations 1974

Sch. 3

- (b) it is for a rifle or shotgun, and is granted or issued to a person who —
 - (i) is a primary producer or an approved nominee of a primary producer; and
 - (ii) requires the rifle or shotgun for the purpose of destroying vermin or stock as described in section 8 (1) (i) (i) of the Act;
- (c) it is for a rifle or shotgun, and is granted or issued to a person who requires the rifle or shotgun for the purpose of destroying vermin or stock in the person's capacity as a professional shooter;
- (d) it is granted or issued for the purposes of a firearm of that category forming part of a genuine firearm collection; or
- (e) it is granted or issued for Commonwealth or State government purposes.

(2) An approval or permit can be granted or a licence can be issued in accordance with paragraph (b) of item (1) to a person who would, as a result, be authorized to use a rifle or shotgun of category C on land on which another person, as the holder of a licence, permit, or approval given in accordance with that paragraph, is already authorized to use a rifle or shotgun of that category only if the Commissioner considers it appropriate having regard to the size of the land and any other relevant factor.

Category D

<i>sub-category</i>	<i>description</i>
D1	a self loading centre fire rifle designed or adapted for military purposes or a firearm that substantially duplicates such a firearm in design, function, or appearance
D2	a self loading centre fire rifle that is not of sub-category D1
D3	a self loading shotgun with a magazine capacity more than 5 rounds
D4	a pump action shotgun with a magazine capacity more than 5 rounds
D5	a self loading rim fire rifle with a magazine capacity more than 10 rounds

- D6.1 a combination firearm made up of a shotgun and a rifle at least one of which would individually be of category D
- D6.2 a rifle combination made up of rifles at least one of which would individually be of category D

Genuine need test for category D

The applicant is required to satisfy the Commissioner that the firearm is required for Commonwealth or State government purposes.

Category E

<i>sub-category</i>	<i>description</i>
E1	a cannon
E2	a captive bolt
E3	a line thrower
E4	a tranquilliser
E5	any firearm that is not of sub-category E1, E2, E3, or E4, or category A, B, C, D, or H

Category H

<i>sub-category</i>	<i>description</i>
H1	a handgun (including an air pistol)
H2	an underwater explosive device

Genuine need test for category H

(1) The applicant is required to satisfy the Commissioner that a firearm of category A, B, or C would be inadequate or unsuitable for the purpose for which the firearm is required.

(2) A person does not have a genuine need to acquire or possess a firearm of category H because it is required for —

- (a) hunting;

Firearms Regulations 1974

Sch. 3

- (b) recreational shooting, other than by a person described in paragraph (a) under the heading "Restrictions for category H", and for a purpose described in that paragraph; or
- (c) destroying stock or vermin.

Restrictions for category H

An approval or permit can be granted or a licence can be issued for a firearm of category H only if —

- (a) it is for a firearm of category H1, and is granted or issued to a person described in section 11A (2) (a) of the Act who requires the firearm for use as described in that provision for the purpose of training for, and participating in, a club, interclub, State, national, or international shooting discipline;
- (b) it is for a firearm of category H2, and is granted or issued to a person who requires the firearm for the purposes of professional or recreational diving;
- (c) it is granted or issued to a person who requires it in the course of the person's occupation;
- (d) it is granted or issued for the purposes of a firearm of that category forming part of a genuine firearm collection; or
- (e) it is granted or issued for Commonwealth or State government purposes.

[Schedule 3 inserted in Gazette 6 December 1996 pp.6842-46.]

**SCHEDULE 4 — SPECIFICATIONS FOR STORAGE CABINETS
OR CONTAINERS**

[r. 11A (2)]

Construction

1. (1) The cabinet or container is to be constructed of mild steel that is 2 mm thick.

(2) A joint between 2 faces that is butt welded is to have a continuous weld along the full length of the joint.

(3) A joint where the edge of one face is folded over the edge of another face is to be stitch welded, with welds of at least 20 mm in length at intervals of not more than 100 mm between welds.

(4) Spot welding is not to be used on the joints between faces.

(5) The cabinet or container is to be so designed that no firearm or ammunition within it can be removed from it while it is locked.

(6) In this clause —

“face” means a side, the top, or the bottom, of the cabinet or container.

Doors

2. (1) Doors are to be recessed into the surrounding frame with margins of not more than 4 mm.

(2) Each edge of the door and door frame is to be internally supported and have a return of at least 10 mm.

(3) The cabinet or container is to have an internal stop of at least 10 mm against which each edge of the door, other than the hinged edge, closes.

(4) The supports and stops required by subclauses (2) and (3) are to be welded at the corners.

Hinging mechanisms

3. (1) Hinge protection is to be provided in such a way that, if the hinges are removed, the door of the cabinet or container remains in place and locked.

(2) If the hinged edge of the door is not longer than 1 metre, 2 hinges are required on it, and if it is longer than 1 metre, an additional hinge is required for each additional 500 mm or part thereof.

Sch. 4

(3) If 2 hinges are required, the distance between them is to be not less than one-third of the length of the hinged edge.

(4) If more than 2 hinges are required the distance between adjacent hinges is to be the same and that is also to be the distance from each of the outermost hinges to the nearest end of the hinged edge.

(5) If a spindle is used instead of hinges, it is to extend the full length of the hinged edge of the door and is to be attached to the door by welds the number and placement of which comply with the requirements of subclauses (2), (3), and (4) for the number and placement of hinges.

(6) If, instead of using hinges, the door swings on a spindle or on pivots not extending the full length of the hinged edge of the door, the cabinet or container is to incorporate a return protecting the hinged edge, along its full length, against the use of a jemmy.

Locks and locking points

4. (1) If the swinging edge of the door is not longer than 500 mm, one lock is required with a locking point half way along that edge.

(2) If the swinging edge is longer than 500 mm but not longer than 1.5 m —

(a) 2 locks are required each with a separate locking point along the swinging edge; and

(b) the distance between the 2 locking points is to be not less than one-third of the length of the swinging edge.

(3) If the swinging edge is longer than 1.5 m —

(a) for each additional 500 mm or part thereof there is to be an additional lock with a separate locking point along the swinging edge; and

(b) the distance between adjacent locking points is to be the same and that is also to be the distance from each of the outermost locking points to the nearest end of the swinging edge.

(4) It is sufficient compliance with subclause (2) if, when the swinging edge is longer than 500 mm but not longer than 1.5 m, there is one lock with at least 3 separate locking points.

(5) Each lock is to have a 5 pin mechanism that deadlocks the bolt in the locked position until it is properly unlocked.

(6) If the locking bolt is designed to be released by a handle or lever, the design is to be such that, if the handle or lever is forcibly removed while the door is locked, the bolt remains in the locked position.

(7) The cabinet or container is to be fitted with a protective structure to guard against the forcible removal of any lock.

(8) In this clause —

“locking point” means the point at which the bolt locks the door to the cabinet or container, preventing the door from opening;

“swinging edge” means the edge of the door opposite the hinged edge.

Anchoring

5. (1) The cabinet or container is to be securely anchored from the inside at 2 points on each of 2 separate surfaces to 2 immovable structural surfaces by means of 8 mm x 75 mm masonry fixing bolts or coach screws, as is appropriate.

(2) At each anchor point the cabinet or container is to be reinforced with a 40 mm x 40 mm x 2 mm metal plate, or a 40 mm x 2 mm metal washer, fitted between the surface of the cabinet or container and the head of the bolt or coach screw.

[Schedule 4 inserted in Gazette 6 December 1996
pp.6847-49.]

Firearms Regulations 1974

NOTES

¹ This reprint is a compilation as at 28 January 1997 of the *Firearms Regulations 1974* and includes the amendments in the reprint as at 17 November 1995 and the amendments effected by the regulations referred to in the following Table.

Table

Regulation	Gazettal	Commencement	Miscellaneous
<i>Firearms Regulations 1974</i>	29 March 1974 pp.1056-76	1 July 1974 (see regulation 1 and <i>Gazette</i> 29 March 1974 p.1027)	
(Regulations effecting amendments in the previous reprint are not referred to in this Table)			
<i>Firearms Amendment Regulations 1996</i>	6 December 1996 pp.6793-849	6 December 1996 (see regulation 2 and <i>Gazette</i> 6 December 1996 p.6699)	Regulation 9 (2) transitional ²

² Regulation 9 (2) of the *Firearms Amendment Regulations 1996* published in *Gazette* 6 December 1996 reads as follows —

“ (2) The notation “PR” endorsed on a licence or permit before the commencement of this regulation is to be regarded as if it were the notation “HR”. ”.