

TRINIDAD AND TOBAGO.

Firearms.

No. 16.—1906.

2nd July.

AN ORDINANCE relating to Firearms.

[L.S.]

HUGH CLIFFORD,

ACTING GOVERNOR.

24th July, 1906.

BE it enacted by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof as follows :—

1. This Ordinance may be cited as the Firearms Ordinance, 1906. Short title.

2. In this Ordinance the term

Interpretation
of terms.

“Firearms” includes a weapon of any description from which any shot, bullet or other missile can be discharged by means of an explosive substance.

“Pistol” means a firearm of which the length of barrel does not exceed nine inches.

“License to deal in firearms” and “License to keep firearms” mean respectively the licenses in that behalf issued in pursuance of this Ordinance.

“Gunsmith” means any person who makes or repairs firearms.

License to
keep firearms
necessary.

3. It shall not be lawful for any person unless he be licensed in accordance with Section 9 hereof to use carry or have in his custody or possession any firearms without having in force a license to keep firearms duly granted under the provisions of this Ordinance, for which license an annual duty of Two shillings and sixpence shall be payable.

Provided that any person in the Naval or Military service of His Majesty or in the Local Forces of the Colony may use carry or have in his custody or possession any firearms issued to him or forming part of his ordinary equipment; and any Warden or other public officer approved by the Governor may use, carry or have in his custody or possession any firearms for his personal protection without having had granted to him a license to keep firearms.

Provided also that this Ordinance shall not apply to any person acting as a porter or carrier who may have in his custody a firearm entrusted to him solely for purposes of being transported direct from one place to another.

Provided also that any person may use or carry on any lands, the occupier whereof has in force a license under this Ordinance, a firearm belonging to such occupier and by order of such occupier, if the person so carrying a firearm upon the request of a Warden, Ward Officer, Justice of the Peace or member of the Constabulary Force, gives his true name and address and also the name and address of the occupier of such land.

Duration and
particulars of
license.

4. Every license to keep firearms shall be dated on the day on which it is granted and shall expire on the 31st day of March next following, shall be numbered and shall contain the name in full and place of residence of the person to whom, and the description of each and all the firearms in respect of which, it is granted, and shall be in the form B in the Schedule to this Ordinance, and shall not be transferable.

It shall be lawful for the Inspector-General, any officer or non-commissioned officer of Constabulary to amend any license subsequent to the issue thereof by adding to the number or altering the description of any firearms in such license.

Having, &c.,
firearms, with-
out license.

5. Every person, not being a person exempted by the provisions of Section 3 hereof, who shall use, carry or have in his custody or possession any firearm without having in force a

license to keep firearms, and every person who shall use carry or have in his custody or possession any firearm except such as are described in his license to keep firearms, shall be guilty of an offence punishable on summary conviction and be liable to a penalty not exceeding fifty pounds.

6. Where a firearm is carried in parts by two or more persons in company, each and every one of such persons shall be deemed to carry a firearm. Carrying firearm in parts.

7. It shall be lawful for any person to demand from any person using or carrying a firearm (not being a person exempted by the provisions of Section 3 hereof) the production of a license granted under this Ordinance to such person using or carrying a firearm. Power to demand production of license.

If the person upon whom the demand is made does not produce a license duly granted to him under this Ordinance and allow the person making the demand to read such license, it shall be lawful for the person making the demand to require the person upon whom the demand is made to declare immediately his name, description, and place of residence, and if such last mentioned person refuses or fails to declare his name description and place of residence or makes any false declaration in respect of any of the matters aforesaid, he shall in respect of such refusal or false declaration be guilty of an offence against this Ordinance, and shall for such offence be liable to a penalty not exceeding ten pounds over and above any other penalty to which he is liable under this Ordinance.

8. It shall not be lawful for any person under the age of sixteen years to hire, use, carry, or have in his custody or possession a pistol. Any person under the age of sixteen years who buys, hires, uses, carries, or has in his custody or possession any pistol, and any person who knowingly sells or delivers any pistol to any person under sixteen years of age shall be guilty of an offence punishable on summary conviction and liable to a penalty not exceeding five pounds. Persons under 16 years of age.

The magistrate may make such order as to the forfeiture or disposal of any pistol found in the possession of a person being under the age of sixteen years and convicted under this section, as he may deem fit.

License for
dealer in arms
or gunsmith.

9. It shall not be lawful for any person to sell or deal in firearms or to carry on the trade of gunsmith without having in force a license to deal in firearms or to trade as a gunsmith duly granted to him under the provisions of this Ordinance, for which license an annual duty of one pound shall be paid.

Provided that it shall be lawful for any person to export any firearms imported into the Colony and kept in bond without having a license to deal in firearms.

Particulars of
dealer's and
gunsmith's
licenses.

10. Every license to deal in firearms, or to trade as a gunsmith, shall contain the name and description of the licensee and a description of the premises in respect of which the license is granted, and shall be numbered and shall be dated on the day of grant and shall expire on the next following 31st day of March, and shall be in the form A in the Schedule to this Ordinance, and shall not be transferable.

Signboards.

11. Every person having a license to deal in firearms or to trade as a gunsmith shall cause to be painted in letters three inches at least in length in white upon a black ground or in black upon a white ground upon a board placed over the entrance door of the licensed premises the name of such licensed person, together with the words "licensed to deal in firearms," or "licensed gunsmith" as the case may be, and every such person shall keep such name and words so painted visible and legible during all the time he continues licensed.

Every person having a license to deal in firearms or to trade as a gunsmith who contravenes any of the provisions of this section shall be guilty of an offence punishable on summary conviction and on conviction thereof shall be liable to a penalty not exceeding two pounds.

Selling or
dealing with-
out license.

12. Every person who sells or deals in firearms or who trades as a gunsmith without having in force a license to deal in firearms or to trade as a gunsmith, or who sells or deals in firearms or trades as a gunsmith upon any premises other than those specified in his license, shall be guilty of an offence punishable on summary conviction and be liable to a penalty not exceeding twenty pounds.

13. It shall not be lawful to sell or let on hire to any person any firearm unless at the time of sale or hire such person produces a license to deal in firearms or a license to keep firearms of the description intended to be sold or let on hire. Selling or dealing without license.

Any person who contravenes the provisions of this section shall be guilty of an offence punishable on summary conviction and be liable to a penalty not exceeding two pounds.

14. Every person licensed to sell or deal in firearms and every licensed gunsmith shall keep on his licensed premises a book according to the form C in the Schedule to this Ordinance to be called the "Firearms Receipt Book," and shall immediately after receipt of any firearms at his licensed premises make or cause to be made entry therein of the date of such receipt, the number and full description of each kind of firearm received and the name and address of the person or persons from whom received. Books to be kept by dealers and gunsmiths.

And every such person shall keep on his licensed premises a book according to the form D in the Schedule to this Ordinance to be called the "Firearms Delivery Book," and shall immediately after delivery of firearms from his licensed premises make or cause to be made entry of the date of such delivery, the name and address of the person to whom delivered, the nature and serial number of the license produced by him with the name of the office from which it was issued, or the circumstances exempting such person from producing such license, the description of every firearm delivered and the cause of such delivery whether on sale, hire or otherwise.

Such books must be produced for inspection on the request of any member of the Constabulary Force, who shall have power to verify the same by examination of the premises.

Any person who contravenes any of the provisions of this section or who in the sale, purchase, hire, or delivery of any firearm knowingly makes or causes to be made any false entry or statement as to any matter which he is required by this section to make, shall be guilty of an offence punishable on summary conviction and be liable to a penalty not exceeding five pounds.

Delivery from Customs. 15. No firearm imported into the Colony shall be delivered by the Collector of Customs to any person unless he shall have first obtained a license to deal in firearms or a license to keep firearms.

Curiosities. 16. The provisions of this Ordinance shall not apply where an antique firearm is sold or kept as a curiosity or ornament.

Power to prohibit carrying of arms. 17. It shall be lawful for the Governor in Executive Council to prohibit by proclamation the carrying of firearms in any district or part of the Colony, and any such proclamation to revoke or alter as he shall think fit.

Any person who carries a firearm in contravention of the provisions of such Proclamation shall be guilty of an offence punishable on summary conviction and on conviction thereof shall be liable to a penalty not exceeding fifty pounds.

Granting and recording licenses. 18. Licenses under this Ordinance may be granted by the Inspector-General and any officer or non-commissioned officer of Constabulary duly authorised in writing by the Inspector-General so to do.

Every person who grants licenses under this Ordinance shall keep a register in which he shall enter the particulars contained in every license granted by him.

Appropriation of moneys. 19. All moneys received on account of the duty on licenses under this Ordinance shall be accounted for and paid over as moneys for the use of His Majesty.

Repeal. 20. The Gun License Ordinance (No. 142) is hereby repealed.

Commencement. 21. This Ordinance shall come into force on the First day of October, in the year of Our Lord one thousand nine hundred and six.

Passed in Council this Second day of July, in the year of Our Lord one thousand nine hundred and six.

ALFRED TAITT,
Acting Clerk of the Council.

SCHEDULE.

FORM A.

License to deal in Firearms or trade as a Gunsmith.

No. 1 of

A.B., of _____, is hereby licensed to deal in firearms (or trade as a gunsmith), under the provisions of the Firearms Ordinance 1906, in the premises in the _____, known as No. _____, Street.

Dated this _____ day of _____

(Signed.) C.B.

NOTE.—This License expires on the 31st day of March.....

FORM B.

License to keep Firearms.

No. _____ of

A.B., (name in full) residing at _____ is hereby licensed under the provisions of the Firearms Ordinance 1906, to keep the following firearms, viz. :—

Dated this _____ day of _____

(Signed.) C.D.

NOTE.—This License expires on the 31st day of March.....

FORM C.

Firearms Receipt Book.

Date of Receipt.	Person from whom received.	Address of person from whom received.	Number.	Description of Firearm.*	Remarks.†

* Description to be full and accurate—specifying whether rifle, gun, &c., number of barrels or chambers in case of revolvers, bore, whether magazine or repeating, maker's name if known, &c.

† Remarks to specify whether for sale, hire, repair, &c.

FORM D.

Firearms Delivery Book.

Date of Delivery.	Person to whom delivered.	Address of person to whom delivered.	Number of License.	Nature of license and office of issue.	Number of Firearms.	Description of Firearm.*	Remarks.†

* Description to be full and accurate—specifying whether rifle, gun, &c., number of barrels or chambers in case of revolvers, bore, whether magazine or repeating, maker's name if known, &c.

† Remarks to specify whether for sale, hire, repair, &c.