

No. 37—1942.

Firearms and Ammunition (Amendment).

AN ORDINANCE to amend the Firearms and Ammunition Ordinance, Ch. 30. No. 5.

[31st December, 1942.]

Commencement.

1. This Ordinance may be cited as the Firearms and Ammunition (Amendment) Ordinance, 1942, and shall be read and construed as one with the Firearms and Ammunition Ordinance, hereinafter referred to as the Principal Ordinance.

Short title, etc.
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2. Section 2 of the Principal Ordinance is hereby amended by substituting the following for the definition of "firearms" therein:—

Section 2 of the Principal Ordinance amended.

" "firearm" means any lethal barrelled weapon of any description from which any shot, bullet or other missile can be discharged, and includes any component part of any such weapon, and any accessory to any such weapon designed or adapted to diminish the noise or flash caused by firing the weapon, but does not include any air gun, air rifle or air pistol, or the component parts thereof or accessories thereto, unless such air gun, air rifle or air pistol is of a type declared by order of the Governor in Council to be specially dangerous ; "

3. Section 10 of the Principal Ordinance is hereby repealed and replaced by the following section:—

Section 10 of the Principal Ordinance repealed and replaced.

" Certificate of fitness to keep or deal in firearms or to be a gunsmith.

10. (1) No licence to keep firearms, or to sell or deal in firearms, or to carry on the trade of a gunsmith, shall be granted to any person unless he has obtained in accordance with subsection (2), and delivered to the person issuing the licence, a certificate that he is a fit and proper person to be granted a licence to keep firearms, or to sell or deal in firearms, or to carry on the trade of a gunsmith, as the case may be.

(2) Any such certificate may be granted by the officer of Police in charge of the division in which the applicant resides or carries on, or intends to carry on, the business of a dealer in firearms or the trade of a gunsmith, as the case may be, and shall remain in force until cancelled, but may be cancelled at any time by the officer of Police in charge of the division aforesaid, if he thinks fit.

(3) Notice in writing of the cancellation of the certificate shall be given by such officer to the holder of the licence issued in pursuance of such certificate, and to all persons authorised to grant licences under this Ordinance.

(4) Upon the cancellation of any such certificate the licence granted to the person to whom such certificate relates shall become void and of no force or effect.

(5) Any person aggrieved by a refusal to grant, or the cancellation of, a certificate may appeal to the Commissioner of Police whose decision shall be final."

Section 15 of
the Principal
Ordinance
repealed
and replaced.

4. Section 15 of the Principal Ordinance is hereby repealed and replaced by the following section :—

"Restriction
on sale, etc.,
of firearms.

15. (1) It shall not be lawful to sell, let on hire or deliver (otherwise than on sale or letting on hire) to any person any firearm unless that person, at the time of such sale, letting on hire or delivery, produces to the vendor, hirer or person delivering the firearm an appropriate licence: Provided that this subsection shall not apply where the person to whom the firearm is sold, let on hire or delivered is entitled, under the provisions of this Ordinance, to use or carry that firearm, or to have that firearm in his custody, possession or keeping, without a licence.

(2) For the purposes of this section, the expression "an appropriate licence" means—

- (a) where the firearm is sold, a licence to keep that firearm or a licence to sell or deal in firearms ;
- (b) where the firearm is let on hire, a licence to keep that firearm ;
- (c) where the firearm is delivered to a gunsmith for overhaul or repair, a licence to carry on the trade of gunsmith ;
- (d) where the firearm is delivered otherwise than to a gunsmith for overhaul or repair, a licence to keep that firearm.

(3) If the provisions of this section shall be contravened or not complied with in respect of any firearm, the vendor, hirer or person delivering the firearm, as the case may be, shall be liable to a fine of two hundred and forty dollars."

5. Section 24 of the Principal Ordinance is hereby amended by deleting subsection (1) thereof and substituting therefor the following subsection :—

Section 24 of
the Principa
Ordinance
amended.

"(1) Any person, other than a licensed dealer, who sells or otherwise disposes of any firearm to any other person in the Colony shall, within fourteen days after such sale or disposition, notify the same in writing to the officer of Police in charge of the division in which he is resident, stating the name and address of the person to whom the firearm has been sold or otherwise disposed of and the description of the firearm."