

2010

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

---

(As presented)

(Minister for Police and Emergency Services)

## **Firearms Amendment Bill 2010**

---

### **A Bill for**

An Act to amend the *Firearms Act 1996*

---

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 **1 Name of Act**

2 This Act is the *Firearms Amendment Act 2010*.

3 **2 Commencement**

4 This Act commences on the day after its notification day.

5 *Note* The naming and commencement provisions automatically commence on  
6 the notification day (see Legislation Act, s 75 (1)).

7 **3 Legislation amended**

8 This Act amends the *Firearms Act 1996*.

9 **4 New section 140A**

10 *in part 8, insert*

11 **140A Temporary recognition of interstate category D**  
12 **licences—vertebrate pest animal control**

- 13 (1) This section applies to an individual who—
- 14 (a) is a resident of a State or another Territory; and
- 15 (b) holds an interstate licence that corresponds to a category D  
16 licence; and
- 17 (c) is employed by or in, or authorised by, a government agency  
18 for the purpose of controlling vertebrate pest animals in the  
19 ACT (the *relevant purpose*); and
- 20 (d) tells the registrar in writing that he or she intends to come to  
21 the ACT for the relevant purpose.
- 22 (2) For the authorised period, the registrar must authorise the individual  
23 to possess or use, for the relevant purpose, a firearm of a kind to  
24 which the corresponding local licence applies.

- 1 (3) However, the registrar must refuse authorisation if—
- 2 (a) the registrar is not satisfied that—
- 3 (i) the individual has a special need to possess or use a
- 4 category D firearm for the relevant purpose; and
- 5 (ii) the special need cannot be met in any other way; or
- 6 (b) the Minister does not approve the authorisation in writing.
- 7 (4) The authorisation is subject to compliance with any condition—
- 8 (a) prescribed by regulation; or
- 9 (b) that the Minister believes on reasonable grounds is in the
- 10 public interest, stated in the approval.
- 11 (5) In this section:
- 12 *authorised period* means the period of 6 months starting on the later
- 13 of—
- 14 (a) the day the individual comes to the ACT for the relevant
- 15 purpose; or
- 16 (b) the day after the day the registrar gives the individual written
- 17 notice of the authorisation under subsection (2).

18 **5 Reviewable decisions**

19 **Schedule 4, new items 32A and 32B**

20 *insert*

32A	140A (3)	refuse to authorise interstate licensee to possess or use category D firearm	interstate licensee refused authorisation
32B	140A (4)	authorise interstate licensee to possess or use category D firearm subject to condition required by Minister	interstate licensee

---

## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 2010.

**2 Notification**

Notified under the Legislation Act on 2010.

**3 Republications of amended laws**

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

---

© Australian Capital Territory 2010