



New South Wales

Prohibited Weapons Amendment Regulation 1997

under the

Prohibited Weapons Act 1989

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Prohibited Weapons Act 1989*.

PAUL WHELAN, M.P.,

Minister for Police

Explanatory note

As a result of the *Firearms Act 1996*, the regulation of prohibited weapons that are firearms (such as machine guns, military style semi-automatic rifles, cannons and paint-ball guns) has been removed from the *Prohibited Weapons Act 1989*. Prohibited firearms now fall under the regime of the *Firearms Act 1996*, whereas the *Prohibited Weapons Act 1989* will only deal with prohibited weapons and articles that are not firearms.

The object of this Regulation is to make consequential amendments to those provisions of the *Prohibited Weapons Regulation 1990* that relate to firearms.

This Regulation is made under the *Prohibited Weapons Act 1989*, including section 20 (the general regulation making power).

Prohibited Weapons Amendment Regulation 1997

1 Name of Regulation

This Regulation is the *Prohibited Weapons Amendment Regulation 1997*.

2 Commencement

This Regulation commences on 1 July 1997.

3 Amendment of Prohibited Weapons Regulation 1990

The *Prohibited Weapons Regulation 1990* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 3)

[1] Clause 3 Definitions

Omit the definitions of *apprehended violence order* and *interim apprehended violence order* from clause 3 (1).

[2] Clauses 5, 7A, 7B, 9A and 13

Omit the clauses.

[3] Clause 7 Applications for permits

Omit clause 7 (2)–(4).

[4] Schedule 1 Authorised persons

Omit clause 2. Insert instead:

2 Government agencies

For the purposes of section 5 of the Act:

- (a) inspectors under the *Dangerous Goods Act 1975* are authorised to possess and use prohibited weapons referred to in item (10) of Schedule 1 to the Act, but only when acting in the course of their employment as such inspectors, and
- (b) officers of the National Parks and Wildlife Service are authorised to possess and use prohibited weapons referred to in items (31A) and (32) of Schedule 1 to the Act, but only when acting in the course of their employment as such officers, and
- (c) employees of the Zoological Parks Board are authorised to possess and use prohibited weapons referred to in items (31A) and (32) of Schedule 1 to the Act, but only when acting in the course of their employment as such employees.