



New South Wales

Firearms Legislation Amendment Act 2022 No 19

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Firearms Legislation Amendment Act 2022 No 19

Act No 19, 2022

An Act to amend the *Firearms Act 1996* to clarify certain requirements in relation to Category D firearms licences and to amend the *Firearms Regulation 2017* to make consequential amendments and update references to government agencies. [Assented to 6 June 2022]

The Legislature of New South Wales enacts—

1 Name of Act

This Act is the *Firearms Legislation Amendment Act 2022*.

2 Commencement

This Act commences on the date of assent to this Act.

Schedule 1 Amendment of Firearms Act 1996 No 46

[1] Section 8 Licence categories and authority conferred by licence

Omit “, 10 or 11”, from section 8(1), the matter relating to Category D licence.
Insert instead “or 10”.

[2] Section 21 Term of licence

Omit section 21(2). Insert instead—

- (2) A category D licence issued to a person referred to in section 12, Table, the matter relating to Reason: vertebrate pest animal control, paragraph (c) continues in force until the earlier of the following—
 - (a) the period of 12 months, 2 years or 5 years as specified in the licence,
 - (b) the licence is surrendered, revoked or otherwise ceases to be in force.

[3] Schedule 1 Prohibited firearms

Omit items 5 and 6. Insert instead—

- 5 a self-loading centre-fire rifle that is designed or adapted for military purposes, other than a self-loading centre-fire rifle mentioned in Schedule 3, clause 35
- 6 a self-loading shotgun that is designed or adapted for military purposes, other than a self-loading shotgun mentioned in Schedule 3, clause 35

[4] Schedule 3 Savings and transitional provisions

Insert after clause 34—

Part 12 Provisions consequent on enactment of Firearms Legislation Amendment Act 2022

35 Prohibited firearms

- (1) This clause applies if—
 - (a) a person legally acquires a self-loading centre-fire rifle or a self-loading shotgun under this Act, and
 - (b) self-loading centre-fire rifles or self-loading shotguns of that type are subsequently adapted for military purposes.
- (2) The person’s self-loading centre-fire rifle or self-loading shotgun is not a prohibited firearm under Schedule 1, item 5 or 6 while the rifle or shotgun remains in the person’s possession.

Schedule 2 Amendment of Firearms Regulation 2017

[1] Clause 8 Term of licence

Insert “(other than a category D licence referred to in the Act, section 21(2))” after “D” in clause 8(1).

[2] Clause 8(3A)

Insert after clause 8(3)—

- (3A) In making an application for a category D licence referred to in the Act, section 21(2), the applicant may apply for a licence for a period of 12 months, 2 years or 5 years.

[3] Clause 8(4)

Omit “a category D licence referred to in section 21 (2) of the Act,”.

[4] Clause 35 Vertebrate pest animal control—prescribed government agencies

Omit clause 35(a). Insert instead—

- (a) the Department of Planning and Environment,
- (b) the Department of Regional NSW,

[Second reading speech made in—

Legislative Assembly on 11 May 2022

Legislative Council on 17 May 2022]