



New South Wales

Weapons Prohibition Amendment (COVID-19) Regulation 2020

under the

Weapons Prohibition Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Weapons Prohibition Act 1998*.

DAVID ELLIOTT, MP
Minister for Police and Emergency Services

Explanatory note

The object of this Regulation is to modify provisions of the *Weapons Prohibition Regulation 2017 (the Regulation)* in response to the COVID-19 pandemic.

This Regulation—

- (a) extends certain time periods specified in the Regulation in circumstances where a person is restricted or prevented from complying with those periods because of the operation of an order made under section 7 of the *Public Health Act 2010* relating to the COVID-19 pandemic (a **COVID-19 order**), and
- (b) exempts the secretary or relevant office holder of a club from complying with a requirement to notify certain particulars to the Commissioner of Police in circumstances where that compliance is restricted or prevented because of the operation of a COVID-19 order, and
- (c) makes a miscellaneous amendment.

This Regulation is made under the *Weapons Prohibition Act 1998*, including section 50 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Weapons Prohibition Amendment (COVID-19) Regulation 2020*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Weapons Prohibition Regulation 2017

[1] Clause 7 Application for permit

Omit clause 7(1)(a). Insert instead—

- (a) send or lodge the application in writing in the approved form to or at the Firearms Registry of the NSW Police Force or another approved place,

[2] Clause 51

Insert after clause 50—

51 Repeal of Schedule 2

- (1) Schedule 2 is repealed on the day that is 12 months after the day on which the *Weapons Prohibition Amendment (COVID-19) Regulation 2020* commences.
- (2) Anything done, or omitted to be done, pursuant to a provision of Schedule 2, or any modification of a period of time by a provision of Schedule 2, remains as legally effective after the repeal of the Schedule as it was before the repeal.

[3] Schedule 2

Insert after Schedule 1—

Schedule 2 COVID-19 pandemic—special provisions

Part 1 Preliminary

1 Object of Schedule

The object of this Schedule is to modify provisions of this Regulation in response to the COVID-19 pandemic.

2 Relationship of Schedule with other provisions of this Regulation

The provisions of this Schedule apply despite anything to the contrary in this Regulation.

3 Definition of “relevant conditions”

In this Schedule, the *relevant conditions* apply if—

- (a) an order made under section 7 of the *Public Health Act 2010* relating to a risk to public health arising from the COVID-19 pandemic is in force, and
- (b) the terms of that order operate to prevent or restrict a person’s ability to comply with a provision of this Regulation that this Schedule modifies.

Part 2 Modification of Regulation

4 Collection of subsequent permit

If the relevant conditions apply, the period of 60 days prescribed in clause 10(2) of this Regulation is taken to be a period of 12 months.

5 Notification of particulars by club to Commissioner

If the relevant conditions apply, a secretary or other relevant office holder of a club is not required to comply with clause 43(2) of this Regulation.

6 Exemption for interstate residents moving to this State

If the relevant conditions apply, the period of 3 months prescribed in clause 8 of Schedule 1 to this Regulation is taken to be a period of 12 months.