

# Prohibited Weapons (Noise Suppression Devices) Declaration 2016 (No 2)

Disallowable instrument DI2016- 174

made under the

Prohibited Weapons Act 1996, s 4L (Prohibited articles and weapons declaration by registrar)

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## 1 Name of instrument

This instrument is the *Prohibited Weapons (Noise Suppression Devices) Declaration 2016 (No 2)*.

## 2 Commencement

This instrument commences on the day after it is notified.

## 3 Declaration

I declare that a noise suppression device is not a prohibited article when it is being used by an authorised person for a prescribed purpose.

## 4 Definitions

In this declaration,

*Authorised person* means a person who is—

- a) authorised by a licence, permit or otherwise under the *Firearms Act 1996* to possess or use a firearm; and
- b) authorised by a permit under s 9(1)(b) of the *Prohibited Weapons Act 1996* to possess a noise suppression device; and
- c) either—
  - i. a person appointed as a conservation officer under section 28 of the *Nature Conservation Act 2014* (a conservation officer); or
  - ii. contracted or otherwise authorised by the ACT Government; or
- d) authorised by a licence under the *Firearms Act* to carry on a business as a firearms dealer, including manufacturing, acquiring, disposing of, repairing, maintaining or testing firearms or firearm parts.

**Noise suppression device** means an article or device capable of muffling, reducing or stopping the noise created by firing the firearm, commonly known as a silencer.

**Fauna** includes—

- (a) a native animal; or
- (b) an animal declared to be a pest animal under section 16 of the *Pest Plants and Animals Act 2005*.

**Prescribed purpose** means—

- a) killing fauna on public land (as reserved in the Territory Plan under s 315 of the *Planning and Development Act 2005*), at the direction or under the authority of a conservation officer; or
- b) for a conservation officer, killing a native animal to alleviate its suffering; or
- c) carrying out activities that are reasonable and necessary for a firearms dealer to manufacture, acquire, dispose of, repair, maintain or test firearms or firearm parts at the place the person is registered to carry on the business of a firearms dealer.

## **5 Revocation**

Instrument DI2016-51 is revoked.

Andrea Quinn  
Registrar of Firearms

27 June 2016