

Prohibited Weapons (Noise Suppression Devices) Declaration 2016 (No 3)

Disallowable instrument DI2016-266

made under the

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

1 Name of instrument

This instrument is the *Prohibited Weapons (Noise Suppression Devices) Declaration 2016 (No 3)*.

2 Commencement

This instrument commences on the day after its notification day.

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

This instrument revokes DI2016-174.

Susan Ball
Registrar of Firearms

28 September 2016