

# Firearms (Use of Noise Suppression Devices) Declaration 2017 (No 1)

## Disallowable instrument DI2017- 18

made under the

**Firearms Act 1996, s 31 (Firearms declarations by registrar)**

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### 1 Name of instrument

This instrument is the *Firearms (Use of Noise Suppression Devices) Declaration 2017 (No 1)*.

### 2 Commencement

This instrument commences on 16 March 2017.

### 3 Declaration

I declare that a firearm to which there is attached a noise suppression device is not a prohibited firearm 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) 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
  - (iii) 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; or
  - (iv) employed by the Commonwealth Scientific and Industrial Research Organisation (the CSIRO).

*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*.

*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.

*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) for an employee of the CSIRO undertaking an expedition to collect museum specimens; or
- (d) 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 DI2016-295.

Mark Walters  
Registrar of Firearms  
14 March 2017