

1996

THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

WEAPONS ACT 1991

WEAPONS REGULATIONS (AMENDMENT) No. OF 1996

EXPLANATORY MEMORANDUM

Circulated by the authority of the Attorney-General

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Section 102 of the Weapons Act 1991 provides that the Executive may make regulations for the purposes of the Act. Section 20 (2) provides that the regulations may exempt specified persons or weapons from the requirements of all or part of the Act and may specify the circumstances in which that exemption applies.

Paragraph 9B of the Weapons Regulation (Amendment) provides that approved security organisations will be exempt from the requirements of section 16 of the Act in relation to an expandable straight or side handle baton in the conditions specified.

The Regulation further provides that the employees of a security company are exempt from the requirements of section 16 of the Act as it relates to the possession of an expandable straight or side handle baton. This exemption only applies where the baton is used in the course of the employee's duties with the security organisation and where the baton is owned or leased by that company.

The regulation requires that batons bear a serial number and that each use of the baton is recorded in a register approved by the Registrar of Weapons.

Paragraph 9C (1) provides for approved martial arts clubs to be exempt from the requirements of section 16 of the Act in relation to a nunchaku baton in the conditions specified.

Paragraph 9C (2) provides for participants in martial arts courses conducted by approved clubs and for qualified martial art instructors to be exempt from section 16 of the Act as it relates the possession of nunchaku batons in the conditions specified.

The regulation also provides for the security and storage of weapons.

The regulation has no financial implications and will commence concurrent with section 38 of the Weapons (Amendment) Act 1996.