



Australian Capital Territory

## **Weapons Regulations<sup>1</sup> (Amendment)**

**Subordinate Law No. 5 of 1996<sup>2</sup>**

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The Australian Capital Territory Executive makes the following Regulations under the *Weapons Act 1991*.

Dated 17 April 1996.

KATE CARNELL  
Minister

GARY HUMPHRIES  
Minister

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### **Commencement**

**1.** These Regulations commence on the day on which they are notified in the *Gazette*.

### **Principal Regulations**

2. In these Regulations, “Principal Regulations” means the Weapons Regulations.

### **Insertion**

3. After regulation 8 of the Principal Regulations the following regulation is inserted:

#### **Exemption—paint pellet guns**

“8A. (1) The Minister may, by notice in the *Gazette*, authorise a body to operate a paint pellet range.

“(2) The Minister shall not authorise a body under subregulation (1) unless—

- (a) its business name is registered under section 7 of the *Business Names Act 1963*;
- (b) the Registrar has notified the Minister in writing that the Registrar is satisfied that the body would be a fit and proper person to hold a dangerous weapons licence if it made application under section 24 of the Act; and
- (c) the Minister is satisfied that it is in the public interest to do so.

“(3) An authorised body is exempt from the requirements of section 16 of the Act in relation to a weapon that is a paint pellet gun in the appropriate circumstances specified in subregulation (6).

“(4) An employee of an authorised body is exempt from the requirements of section 16 of the Act, insofar as that section prohibits the possession of a weapon that is a paint pellet gun, in the circumstances specified in subregulation (7).

“(5) A person participating in a paint pellet game conducted by an authorised body is exempt from the requirements of section 16 of the Act, insofar as that section prohibits the possession of a weapon that is a paint pellet gun, in the circumstances specified in subregulation (8).

“(6) For the purposes of subregulation (3) the circumstances are—

- (a) in relation to manufacture, importation, acquisition or possession of a paint pellet gun—that the dealing would not result in the authorised body possessing more than the number of such weapons possession of which by the body has been approved in writing by the Registrar;

- (b) in relation to possession of a paint pellet gun—
- (i) that the weapon is stored securely in a manner approved by the Registrar;
  - (ii) that the weapon bears, in a permanent form, an identification number of which the Registrar has been notified;
  - (iii) that the weapon is used on a paint pellet range;
  - (iv) that no person under 18 years of age is given possession of such a weapon;
  - (v) that no person apparently under the influence of alcohol or drugs is given possession of such a weapon; and
  - (vi) the Registrar is satisfied that any person who supervises or instructs persons in the use of such a weapon is suitably qualified; and
- (c) in relation to sale, exportation or other disposition of a paint pellet gun—that any dealing with the weapon is approved in writing by the Registrar.

“(7) For the purposes of subregulation (4) the circumstances are that the weapon is in the employee’s possession in the course of employment with the authorised body, being employment related to the organisation or supervision of a paint pellet game.

- “(8) For the purposes of subregulation (5) the circumstances are—
- (a) that the weapon is in the person’s possession with the knowledge and approval of the authorised body; and
  - (b) that the person is participating, within the rules of the game, in a paint pellet game conducted by the body.

“(9) In this regulation—

‘authorised body’ means a body authorised under subregulation (1);

‘paint pellet gun’ means a weapon capable of discharging by any means a paint or dye marking pellet;

‘paint pellet range’ means an area of land approved in writing by the Minister for the purpose of conducting paint pellet games.”

**NOTES**

**Principal Regulations**

1. Reprinted as at 28 February 1995. See also Subordinate Law No. 16, 1995.

**Notification**

2. Notified in the ACT Gazette on 17 April 1996.