

**Authorised Version No. 002**  
**Firearms Regulations 2008**

**S.R. No. 22/2008**

Authorised Version incorporating amendments as at  
20 September 2012

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**PART 1—PRELIMINARY**

**1 Objectives**

The objectives of these Regulations are to prescribe—

- (a) requirements for activities for the suppression of pest animals using category C longarms; and
- (b) the particulars to be entered on the register of transactions kept by licensed firearms dealers; and
- (c) the particulars to be entered on the register kept by licensed firearms collectors; and
- (d) fees for the issue and renewal of licences and permits and for the issue of duplicate licences under the Act; and
- (e) fees for applications to the Committee for the review of decisions made by the Chief Commissioner; and
- (f) the maximum fee that may be charged by licensed firearms dealers acting as agents in firearms transactions; and
- (g) offences in respect of which infringement notices may be issued; and
- (h) devices that do not fall within the definition of firearms; and

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- (i) bodies that may nominate persons to represent shooting organisations on the Committee; and
  - (j) the manner in which searches without warrant under the Act are to be conducted and the particulars to be included in records of those searches; and
  - (k) matters necessary or expedient to be prescribed for giving effect to the Act.

## **2 Authorising provisions**

These Regulations are made under sections 24, 31, 56, 57, 58, 63, 87, 97, 106, 155, 167, 168, 170, 178 and 191 of the **Firearms Act 1996**.

## **3 Commencement**

These Regulations commence on 20 April 2008.

## **4 Definitions**

In these Regulations, *Act* means the **Firearms Act 1996**.

## **5 Revocations**

The Regulations listed in Schedule 1 are **revoked**.

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**PART 2—REQUIREMENTS**

**6 Requirements for activities for the suppression of pest animals where category C longarms are used**

For the purposes of item 2(1)(b)(i) of Schedule 2 to the Act, an activity is conducted in accordance with the regulations if the licence holder does not discharge a firearm in the course of an activity within—

- (a) 250 metres of a dwelling, being a dwelling which is not on the land on which the activity takes place, unless permission has been granted by the occupier of the land on which the dwelling is situated; or
- (b) 100 metres of a public road.

**7 Particulars to be entered on firearms dealers register**

The prescribed particulars to be entered in the register of transactions kept by a licensed firearms dealer under section 87 of the Act are—

- (a) in the case of a firearm coming into the possession of the dealer, the particulars set out in item 1 of Schedule 2; and
- (b) in the case of a firearm going out of the possession of the dealer, the particulars set out in item 2 of Schedule 2; and
- (c) in the case of a firearm in respect of which the dealer is acting as an agent for the person acquiring the firearm, the particulars set out in item 3 of Schedule 2; and
- (d) in the case of a firearm in respect of which the dealer is acting as an agent for the person disposing of the firearm, the particulars set out in item 4 of Schedule 2.

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**8 Particulars to be entered on firearms collectors register**

The prescribed particulars to be entered in the register kept by a holder of a firearms collectors licence under section 24 of the Act are—

- (a) in the case of a firearm held at the time of obtaining the licence, the particulars set out in item 1 of Schedule 3; and
  - (b) in the case of a firearm coming into the possession of the collector, the particulars set out in item 2 of Schedule 3; and
  - (c) in the case of a firearm going out of the possession of the collector, the particulars set out in item 3 of Schedule 3.
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**PART 3—FEES**

**9 Fees for issue or renewal of licences**

- (1) Subject to subregulations (3), (4), (5), (6), (7) and (8) and regulation 10, the fee payable for the issue or renewal of a licence listed in Column 1 of the Table in Schedule 4 is, in the case of a natural person, the fee set out opposite the licence in Column 2 of the Table, multiplied by the number of full years for which the licence is issued.
- (2) Subject to subregulations (3), (4), (5), (6) and (7) and regulation 10, the fee payable for the issue or renewal of a licence listed in Column 1 of the Table in Schedule 4 is, in the case of a body corporate, the fee set out opposite the licence in Column 3 of the Table, multiplied by the number of full years for which the licence is issued.
- (3) Where a person who holds a longarm licence for category A longarms applies for a longarm licence for category B longarms, the fee payable for the longarm licence for category B longarms is the difference between the fee payable for a longarm licence for category B longarms and the fee payable for the longarm licence for category A longarms at the time of the application.
- (4) Where a person who holds a longarm licence for category A longarms applies for a longarm licence for category C longarms, the fee payable for the longarm licence for category C longarms is the difference between the fee payable for a longarm licence for category A longarms and the fee payable for a longarm licence for category C longarms at the time of the application.

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- (5) Where a person applies for both a longarm licence for category A longarms and a longarm licence for category C longarms, the fee payable for the two licences is the fee payable for a longarm licence for category C longarms.
  - (6) Where a person applies for both a longarm licence for category B longarms and a longarm licence for category C longarms, the fee payable for the two licences is the fee payable for the longarm licence for category C longarms.
  - (7) Where a person who holds a firearms dealers licence for a particular class of dealing in firearms applies for a firearms dealers licence for another class of dealing in firearms, the fee payable for the licence applied for is the difference between the fee payable for the licence held by the person and the fee payable for a licence of the category applied for by the person at the time of the application.
  - (8) The fee payable for a provisional licence granted under section 58A of the Act that is specified by the Chief Commissioner to be in force for a period that is less than 12 months (but not less than 6 months) is the fee set out opposite the licence in Column 2 of the Table in Schedule 4, divided by 12 and multiplied by the number of months for which the licence is specified to be in force.

#### **10 Waivers of licence fees**

- (1) Where a person who holds a longarm licence for category C longarms applies for a longarm licence for category A longarms, the fee payable for the longarm licence for category A longarms is waived.



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- (2) Where a person who holds a longarm licence for category C longarms applies for a longarm licence for category B longarms, the fee payable for the longarm licence for category B longarms is waived.
- (3) Where a person applies for a longarm licence for category A, B or C longarms for the reason of primary production, the licence fee payable for the longarm licence for category A, B or C longarms is waived.

**11 Fee for duplicate licences**

The fee payable for the issue of a duplicate of a licence listed in Column 1 of the Table in Schedule 4 is 1·8 fee units.

**12 Fee for permits**

The fee payable for the issue of a permit listed in Column 1 of the Table in Schedule 5 is the fee set out opposite the permit in Column 2 of the Table.

**13 Fee for approvals**

The fee payable for the issue of an approval listed in Column 1 of the Table in Schedule 6 is the fee set out opposite the type of approval in Column 2 of the Table.

**14 Maximum fee for licensed firearms dealer acting as agent**

For the purposes of section 97 of the Act, the maximum fee that a licensed firearms dealer may charge when acting as an agent must not exceed \$25.

**15 Fee for the review of a decision made by the Chief Commissioner**

For the purposes of section 167 of the Act, the fee for an application to the Committee for the review of a decision made by the Chief Commissioner is 3 fee units.

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**PART 4—SEARCHES OF PERSONS OR VEHICLES**

**16 Manner of conducting searches**

- (1) A member of the police force who conducts a search of a person under section 149 of the Act or an authorised officer who conducts a search of a person under section 153A of the Act must do so in one or more of the following ways—
- (a) the member or authorised officer may pass an electronic metal detection device over or in close proximity to the person's outer clothing;
  - (b) the member or authorised officer may run his or her hands over the person's outer clothing;
  - (c) the member or authorised officer may request the person to remove his or her outer clothing and gloves, shoes and headgear so that the member or authorised officer may—
    - (i) pass an electronic metal detection device over or in close proximity to the person's clothing that was immediately under his or her outer clothing; or
    - (ii) run the member or authorised officer's hands over the person's clothing that was immediately under his or her outer clothing; or
    - (iii) search the person's outer clothing and gloves, shoes and headgear in accordance with subregulation (2).
- (2) A member of the police force who conducts a search of a vehicle, package or thing under section 149 of the Act or an authorised officer who conducts a search of a vehicle, package or thing under section 153A of the Act must do so in one or more of the following ways—

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- (a) the member or authorised officer may examine the exterior and interior of the vehicle, package or thing;
  - (b) the member or authorised officer may pass an electronic metal detection device over or in close proximity to the vehicle, package or thing.
- (3) A member of the police force or authorised officer must conduct a search of a person—
- (a) in a manner that affords reasonable privacy to the person being searched; and
  - (b) as quickly as is reasonably practicable.
- (4) A search under subregulation (1)(b) or (1)(c)(ii) must, if reasonably practicable, be conducted by a member of the police force or by an authorised officer who is of the same sex as the person being searched.

### **17 Searching students at schools**

A member of the police force who conducts a search at a school of a student under the age of 18 years must—

- (a) if reasonably practicable, advise the student that the student may nominate an adult who is on the school premises to be present during the conduct of the search; and
- (b) if the student so nominates an adult, take reasonable steps to ensure the adult is present during the conduct of the search.

### **18 Search records**

- (1) For the purposes of sections 149A(1) and 153B(1) of the Act, the prescribed particulars are—
  - (a) the date of the search; and
  - (b) the time of the search; and

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- (c) the place where the search took place; and
  - (d) the name, rank and registered number of the member of the police force or the name, number and agency of the authorised officer, as the case may be, who conducted the search; and
  - (e) the name of the person searched and, if applicable, a description of any vehicle, package or thing searched; and
  - (f) if applicable, the name of the nominated adult present during the search at a school of a student under the age of 18 years; and
  - (g) the grounds relied on for conducting the search; and
  - (h) a description of any firearm or cartridge ammunition or other article whose possession, carriage or use is contrary to law that is found during the search.
- (2) If a member of the police force or an authorised officer who conducts a search is unable to obtain the name of the person searched, the member or authorised officer must include in the particulars a description of that person.
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**PART 5—PRESCRIBED OFFENCES**

**19 Infringement penalty for prescribed offences**

- (1) For the purposes of section 168(1) of the Act, the prescribed offences are the offences set out in Column 2 of Schedule 7.
  - (2) For the purposes of section 170 of the Act, the penalty prescribed for a prescribed offence is the amount set out opposite the prescribed offence in Column 3 of Schedule 7.
  - (3) A summary of an offence in Column 4 of Schedule 7 is not to be taken to affect the nature or elements of the offence to which the summary refers or the operation of these Regulations.
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**PART 6—MISCELLANEOUS**

**20 Exempt devices**

For the purposes of paragraph (j) of the definition of *firearm* in section 3(1) of the Act, the following classes of device are prescribed classes of device—

- (a) any cannon or field gun, by whatever name known, which has been constructed as a piece of military ordinance and which has a calibre in excess of 25 millimetres and—
  - (i) which is rendered permanently inoperable; or
  - (ii) for which fixed ammunition is not commercially available;
- (b) any device which is designed for and used to throw a net to catch animals (commonly known as a cannon net);
- (c) any compressed air or gas powered device with a calibre no greater than 7 millimetres and a maximum muzzle velocity no greater than 50 metres per second that is designed to be mounted on a radio controlled model warship and when used in model warship activities.

**21 Prescribed bodies representing shooting organisations**

The following bodies are prescribed for the purposes of section 155 of the Act—

- (a) Shooting Sports Council of Victoria Inc.;
- (b) Victorian Amateur Pistol Association Inc.

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**22 Conduct of sport or target shooting activity on private property**

(1) For the purposes of items 1(5A), 2(2)(c) and 4(2A) of Schedule 2 to the Act, the following provisions apply to the carrying out or conducting of an activity—

(a) if—

- (i) more than 5 persons take part in the activity; and
- (ii) the activity is carried on continuously for more than 3 hours—

a member of the police force, at the police station which is open and which is reasonably believed to be nearest to the activity, must have been notified before the activity takes place, that the activity is to take place;

(b) a person taking part in the activity must not discharge a rifle in the course of the activity unless it is discharged at a target which has in place, within 20 metres behind it, a backstop which is capable of stopping any projectile which passes through or beyond the target;

(c) a person taking part in the activity must not discharge a firearm in the course of the activity within—

- (i) 250 metres of a dwelling, being a dwelling which is not on the land on which the activity takes place, unless permission has been granted by the occupier of the land on which the dwelling is situated; or
- (ii) 100 metres of a public road;



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- (d) a person taking part in the activity, when discharging a firearm in the course of the activity, must be stationary;
  - (e) the activity must not take place between the hours of sunset and sunrise;
  - (f) the activity must not be advertised or formally organised or formally scheduled;
  - (g) a person taking part in the activity must not give or receive direct or indirect financial benefit to or from any other person as payment for taking part in the activity;
  - (h) a person taking part in the activity must not consume or be under the influence of intoxicating liquor during the course of the activity or be under the influence of a drug during the course of the activity.
- (2) A notification under subregulation (1)(a) must include—
- (a) the name, address and contact telephone number of the person making the notification; and
  - (b) the land on which the activity is to take place; and
  - (c) the day on which the activity is to take place; and
  - (d) the nature of the activity.

### **23 Prescribed States for interstate permit to acquire**

For the purposes of the definition of *prescribed State* in section 3(1) of the Act, the following States are prescribed—

- (a) New South Wales;
- (b) South Australia.

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**24 Prescribed purposes for applying for longarm and general category handgun licences**

- (1) For the purposes of section 10(1)(e) of the Act, a category A longarm licence may be issued—
  - (a) for the purposes of the training and trialling, with a shotgun, of gundogs; or
  - (b) for the purposes of—
    - (i) historical re-enactments (where the exemption in item 10 of Schedule 3 does not apply); or
    - (ii) public ceremonial events; or
  - (c) for the purposes of starting or finishing sporting events with a shotgun.
- (2) For the purposes of section 10(1)(e) of the Act, a category B longarm licence may be issued—
  - (a) for the purposes of—
    - (i) historical re-enactments (where the exemption in item 10 of Schedule 3 does not apply); or
    - (ii) public ceremonial events; or
  - (b) for the purposes of starting or finishing sporting events with a muzzle loading firearm or a black powder ball firing cannon.
- (3) For the purposes of section 13(1)(a) of the Act, a category E longarm licence may be issued for the purposes of—
  - (a) historical re-enactments (where the exemption in item 10 of Schedule 3 does not apply); or
  - (b) public ceremonial events—  
using firearms which have been modified to be incapable of firing cartridge ammunition.

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- (4) For the purposes of section 15(1)(c) of the Act, a general category handgun licence may be issued—
- (a) for the purposes of—
    - (i) historical re-enactments (where the exemption in item 10 of Schedule 3 does not apply); or
    - (ii) public ceremonial events; or
  - (b) for the purposes of starting or finishing sporting events; or
  - (c) for the purposes of the training and trialling of dogs, with a general category handgun, being a general category handgun which is and has always been constructed for the purpose of starting sporting events.

## **25 Exemption for international visitors**

For the purpose of section 186A of the Act, any authority that is of one of the following kinds is a kind of permit—

- (a) an authority (however described) that authorises the possession, carriage or use of category A or B longarms or handguns for the purposes of sport or target shooting;
- (b) an authority (however described) that authorises the possession, carriage or use of category C longarms being shotguns for the purposes of clay target shooting.

## **26 Prescribed classes of social worker**

For the purposes of section 183(4) of the Act, the following class of person is prescribed—

a person who is a member of, or who is eligible for membership of, the Australian Association of Social Workers Inc. (A.C.N. 008 576 010).

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**27 Approved handgun target shooting clubs—  
reporting requirements**

The form of a report under section 123C of the Act is the form in Schedule 8.

**28 Specified classes of general category handguns**

For the purposes of paragraph (a) of the definition of *specified class of handgun* in section 16(9) of the Act, the classes of general category handgun that are prescribed are set out in Schedule 9.

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**SCHEDULES**

**SCHEDULE 1**

Regulation 5

**REVOCATIONS**

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<i>S.R. No.</i>	<i>Title</i>
32/1997	Firearms Regulations 1997
6/1998	Firearms (Amendment) Regulations 1998
89/1998	Firearms (Prescribed Purposes) Regulations 1998
112/1998	Firearms (Prescribed Circumstances) Regulations 1998
102/1999	Firearms (Amendment) Regulations 1999
84/2003	Firearms (Handgun Control) Regulations 2003
118/2003	Firearms (Search Powers) Regulations 2003
154/2003	Firearms (Handguns) Regulations 2003
124/2005	Firearms (Amendment) Regulations 2005
173/2005	Firearms (Further Amendment) Regulations 2005
81/2006	Firearms (Amendment) Regulations 2006

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**SCHEDULE 2**

Regulation 7

**PARTICULARS TO BE ENTERED ON FIREARMS DEALERS  
REGISTER OF TRANSACTIONS**

1. *In addition to the requirements set out in section 87(2) of the Act<sup>1</sup>, a licensed firearms dealer must include in the register of transactions the following particulars in respect of a firearm coming into his or her possession:*
  1. Inventory/Stock number
  2. Date acquired
  3. Magazine capacity<sup>2</sup>
  4. Licence category (A, B, C, D, E longarm or handgun)
  5. Reference number<sup>3</sup>
  6. Purpose for which acquired (Disposal, Repair, Test, Proof or Alteration)
  7. Name, Address of person who has given possession of firearm
  8. Particulars of work done (when received for repair, &c).
  
2. *In addition to the requirements set out in section 87(2) of the Act<sup>4</sup>, a licensed firearms dealer must include in the register of transactions the following particulars in respect of a firearm going out of his or her possession:*
  1. Inventory/Stock number
  2. Date disposed of
  3. Magazine capacity<sup>5</sup>
  4. Licence category (A, B, C, D, E longarm or handgun)
  5. Reference number<sup>6</sup>
  6. Acquirer's name, Address
  7. Particulars of permit to acquire.

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3. *In addition to the requirements set out in section 87(2) of the Act<sup>7</sup>, a licensed firearms dealer must include in the register of transactions the following particulars in respect of a firearm acquired by another person in a transaction where the dealer acts as agent:*

1. Date acquired
2. Magazine capacity<sup>8</sup>
3. Licence category (A, B, C, D, E longarm or handgun)
4. Reference number<sup>9</sup>
5. Name, Address of person acquiring the firearm
6. Particulars of permit to acquire.

4. *In addition to the requirements set out in section 87(2) of the Act<sup>10</sup>, a licensed firearms dealer must include in the register of transactions the following particulars in respect of a firearm disposed of by another person in a transaction where the dealer acts as agent:*

1. Date disposed of
  2. Magazine capacity<sup>11</sup>
  3. Licence category (A, B, C, D, E longarm or handgun)
  4. Reference number<sup>12</sup>
  5. Name, Address of person disposing of firearm.
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**SCHEDULE 3**

Regulation 8

**PARTICULARS TO BE ENTERED ON FIREARMS  
COLLECTORS REGISTER**

1. *The holder of a firearms collectors licence must record the following particulars in the register about each firearm held at the time of obtaining the licence:*
  1. Make
  2. Type
  3. Calibre
  4. Action
  5. Magazine capacity<sup>13</sup>
  6. Licence category (A, B, C, D, E longarm or handgun)
  7. Serial number
  8. Reference number.<sup>14</sup>
  
2. *The holder of a firearms collectors licence must record the following particulars in the register about each firearm coming into his or her possession:*
  1. Date acquired
  2. Make
  3. Type
  4. Calibre
  5. Action
  6. Magazine capacity<sup>15</sup>
  7. Licence category (A, B, C, D, E longarm or handgun)
  8. Serial number
  9. Reference number<sup>16</sup>
  10. Name, Address of licensed firearms dealer the firearm was acquired from or who witnessed the acquisition
  11. Name, Address of person the firearm was acquired from (where licensed firearms dealer acted as agent in transaction).



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3. *The holder of a firearms collectors licence must record the following particulars in the register about each firearm going out of his or her possession:*
1. Date disposed of
  2. Make
  3. Type
  4. Calibre
  5. Action
  6. Magazine capacity<sup>17</sup>
  7. Licence category (A, B, C, D, E longarm or handgun)
  8. Serial number
  9. Reference number<sup>18</sup>
  10. Name, Address of licensed firearms dealer who acquired the firearm or who witnessed the disposal of the firearm
  11. Name, Address of person to whom the firearm was disposed of (where licensed firearms dealer acted as agent in transaction).
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**SCHEDULE 4**

Regulations 9, 11

**FEE FOR ISSUE OR RENEWAL OF LICENCES**

<i>Column 1</i> <i>Type of licence</i>	<i>Column 2</i> <i>Fee for natural person</i>	<i>Column 3</i> <i>Fee for body corporate</i>
Longarm licence for category A longarms pursuant to section 9(1) of the Act	3·28 fee units	5·94 fee units
Longarm licence for category B longarms pursuant to section 9(2) of the Act	3·79 fee units	5·94 fee units
Longarm licence for category C longarms pursuant to section 9(3) of the Act	3·79 fee units	5·94 fee units
Longarm licence for category D longarms pursuant to section 9(4) of the Act	5·94 fee units	9·53 fee units
Longarm licence for category E longarms pursuant to section 9(5) of the Act	5·94 fee units	9·53 fee units
Paintball marker licence pursuant to section 9(6) of the Act	3·28 fee units	5·94 fee units
General category handgun licence— sport or target shooting or prescribed reason— pursuant to section 15 of the Act	4·61 fee units	11·99 fee units (for a licence to possess, carry or use 20 or less general category handguns). 23·88 fee units (for a licence to possess, carry or use more than 20 general category handguns).

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<i>Column 1</i> <i>Type of licence</i>	<i>Column 2</i> <i>Fee for natural person</i>	<i>Column 3</i> <i>Fee for body corporate</i>
General category handgun licence— security guard, prison guard, official or commercial purpose— pursuant to section 15 of the Act	7·17 fee units	11·99 fee units (for a licence to possess, carry or use 20 or less general category handguns). 23·88 fee units (for a licence to possess, carry or use more than 20 general category handguns).
A general category handgun licence for reasons set out in section 15(1)(d) of the Act	4·61 fee units	11·58 fee units
Category E handgun licence pursuant to section 16A of the Act	6·97 fee units	10·55 fee units
Junior licence pursuant to section 18 of the Act	1·23 fee units	
Category 1 firearms collectors licence pursuant to section 21 of the Act	4·81 fee units	9·53 fee units
Category 2 firearms collectors licence pursuant to section 21A of the Act	5·74 fee units	7·27 fee units
Antique handgun collectors licence pursuant to section 21B of the Act	4·81 fee units	9·53 fee units
Firearms heirlooms licence pursuant to section 25 of the Act	2·35 fee units	
Firearms ammunition collectors licence pursuant to section 28 of the Act	2·35 fee units	4·81 fee units

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<i>Column 1</i> <i>Type of licence</i>	<i>Column 2</i> <i>Fee for natural person</i>	<i>Column 3</i> <i>Fee for body corporate</i>
Provisional licence pursuant to section 58A of the Act	7·68 fee units	
Firearms dealers licence—dealing in category A, B longarms and general category handguns pursuant to section 60 of the Act	29·93 fee units	41·81 fee units
Firearms dealers licence—dealing in category A, B, C, D, E longarms and general category and category E handguns pursuant to section 60 of the Act	41·81 fee units	47·86 fee units
Firearms dealers licence—	17·94 fee units	23·88 fee units
(a) only repairing category A, B, C, D, E longarms, general category and category E handguns and related parts;		
(b) only selling ammunition;		
(c) the activities referred to in both paragraphs (a) and (b) pursuant to section 60(2)(b) of the Act		

**SCHEDULE 5**

Regulation 12

**FEE FOR ISSUE OF PERMITS**

<i>Column 1</i> <i>Type of permit</i>	<i>Column 2</i> <i>Fee</i>
Display or theatrical armourer's permit for licensed firearms dealers issued under section 92A of the Act	3·59 fee units
Permit issued under section 56 for individual holder of firearms collectors licence or firearms ammunition collectors licence	2·35 fee units
Permit issued under section 56A for approved firearms collectors club	2·35 fee units
Permit for silencer or prescribed items issued under section 57(2) of the Act	5·94 fee units
Permits issued under section 57A of the Act	5·94 fee units
Permit issued under section 58 for individual holder of collectors firearms licence	2·98 fee units
Permit issued under section 58AAA for approved firearms collectors club	2·35 fee units
Permit to acquire a category A longarm issued under section 103 of the Act	\$9.20
Permit to acquire a category B or C longarm issued under section 103 of the Act	\$9.20
Permit to acquire a handgun issued under section 103 of the Act	3·59 fee units
Permit to acquire a paintball marker issued under section 103 of the Act	\$9.20

Sch. 6

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**SCHEDULE 6**

Regulation 13

**FEE FOR ISSUE OR RENEWAL OF APPROVALS**

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<i>Column 1</i>	<i>Column 2</i>
<i>Type of approval</i>	<i>Fee</i>
Approval for handgun target shooting club pursuant to section 123A(1) of the Act	13·02 fee units
Approval for firearms collectors club pursuant to section 123H(1) of the Act	13·02 fee units

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Sch. 7  
amended by  
S.R. No.  
101/2012  
reg. 4.

**SCHEDULE 7**

Regulation 19

**PRESCRIBED OFFENCES**

<i>Column 1</i> <i>Infringement</i> <i>Offence Code</i>	<i>Column 2</i> <i>Infringement</i> <i>Offence</i>	<i>Column 3</i> <i>Penalty</i>	<i>Column 4</i> <i>Summary of Offence</i>
1801	An offence against section 40(2) of the Act.	2 penalty units	Failure by holder of licence which is a corporation to notify Chief Commissioner of Police of change in nominated person.
1810	An offence against section 56A(10) of the Act.	2 penalty units	Failure by holder of permit to comply with the permit.
1811	An offence against section 56A(11) of the Act.	2 penalty units	Failure by licence holder whose name is specified in the permit to comply with the permit.
1812	An offence against section 56A(12) of the Act.	2 penalty units	Failure by holder of permit, before any firearms or cartridge ammunition are displayed under the permit, to notify in writing each licence holder whose name is specified in the permit of the conditions to which the permit is subject (if any).
1813	An offence against section 58AAA(7) of the Act.	2 penalty units	Failure by holder of permit to comply with the permit.
1814	An offence against section 58AAA(8) of the Act.	2 penalty units	Failure by licence holder whose name is specified in the permit to comply with the permit.

Firearms Regulations 2008  
S.R. No. 22/2008

**Sch. 7**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Infringement Offence Code</i>	<i>Infringement Offence</i>	<i>Penalty</i>	<i>Summary of Offence</i>
1815	An offence against section 58AAA(9) of the Act.	2 penalty units	Failure by holder of permit, before the commemorative or historical event in respect of which the permit is issued, to notify in writing each licence holder whose name is specified in the permit of the conditions to which the permit is subject (if any).
1802	An offence against section 75(3) of the Act.	2 penalty units	Failure by holder of dealers licence which is a corporation to notify Chief Commissioner of Police of change in nominated person.
1803	An offence against section 87(5) of the Act.	2 penalty units	Failure to ensure entry in register of transactions is kept for 5 years after entry is made.
1816	An offence against section 87(6) of the Act.	2 penalty units	Failure by firearms dealer whose licence has expired, been surrendered or cancelled, to keep his or her register of transactions for five years after the last entry has been made, or to surrender it to the Chief Commissioner of Police at any time during the period of 5 years after his or her licence expired or was suspended or cancelled.



Firearms Regulations 2008  
S.R. No. 22/2008

Sch. 7

<i>Column 1</i> <i>Infringement</i> <i>Offence Code</i>	<i>Column 2</i> <i>Infringement</i> <i>Offence</i>	<i>Column 3</i> <i>Penalty</i>	<i>Column 4</i> <i>Summary of Offence</i>
1804	An offence against section 88 of the Act.	1 penalty unit	Failure to ensure label is fixed to firearm in dealer's possession showing a number which can identify the record of transaction or dealing with the firearm in the register of transactions.
1805	An offence against section 97 of the Act.	1 penalty unit	Charging more than the prescribed amount for acting as an agent under section 95 or 96 of the Act.
1806	An offence against section 124(1) of the Act.	2 penalty units	Possession of ammunition without authority under the Act.
1807	An offence against section 124(2) of the Act.	1 penalty unit	Possession of ammunition which is not suitable for category of firearms which person (other than person who is holder of firearms ammunition collectors licence) is licensed to possess, carry or use.
1808	An offence against section 124(3) of the Act.	1 penalty unit	Possession of ammunition which is not suitable for category of firearms which person who is not required to have a licence under the Act is authorised to possess, carry or use without having to obtain a licence.

Firearms Regulations 2008  
S.R. No. 22/2008

**Sch. 7**

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<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Infringement Offence Code</i>	<i>Infringement Offence</i>	<i>Penalty</i>	<i>Summary of Offence</i>
1809	An offence against section 139 of the Act.	2 penalty units	Failure by holder of licence or permit to notify Chief Commissioner in writing of change of address on licence within 14 days after change occurs.

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**SCHEDULE 8**

Regulation 27

**FORM OF REPORT UNDER SECTION 123C OF THE  
FIREARMS ACT 1996**

**Note: This report is to be completed by each club listing all the approved handgun target shooting matches and all shoots conducted for the calendar year.**

**CLUB NAME:**

**List of all Approved Matches and all Shoots**

**Conducted For [Insert Year]**

**Approved Handgun Target Shooting Matches or Handgun Target  
Shoots**

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<i>Date</i>	<i>Match number (not required for shoots)</i>	<i>Handgun class number*</i>
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- 
- \* 1. Air handgun; or  
2. Rimfire handgun; or  
3. Centrefire handgun with a calibre of .38 inch or less *or* a black powder handgun; or  
4. Centrefire handgun with a calibre of more than .38 inch but not more than .45 inch.

Sch. 8

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**Note: A separate list is to be submitted listing the names of all persons who were at any time during the year members of the club.**

**List of Club Members**

**For [insert year]**

**Membership List**

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<i>Full name</i>	<i>Licence number (if applicable)</i>	<i>Date of birth</i>	<i>Principal club # (Y/N)</i>	<i>Date accepted as club member</i>	<i>Date ceased club membership (if applicable)</i>	<i>Membership of other clubs## (Y/N)</i>
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# Record if the club has been nominated as the principle club.

## Record if person has membership of other clubs.

**CLUB PARTICIPATION RECORD FOR:**

Note: Record for each Principal Club Member and club Members who are Members of that Club only:

1. Each approved handgun target shooting match and shoot conducted **by the club** the member **participated** in and details of each handgun used; and
2. Each approved handgun shooting match and shoot conducted by **any other** approved handgun target shooting club that the member **participated** in and details of each handgun used.

[Member's full name][licence number]

**Approved Handgun Target Shooting Matches or Handgun  
Target Shoots**

<i>Match number (Not required for Date</i>	<i>Nature of partic- ipation*</i>	<i>Details of handgun, being either police reference number (preferable) or serial number</i>	<i>Handgun class number**</i>	<i>Club name (only if completed at another approved club)</i>
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\* "RO". Range Officer; or

"S". Supervisor; or

"CJ". Competition Judge; or

"I". Instructor (approved firearms safety course); or

"C". Competitor.

\*\* 1. Air handgun; or

2. Rimfire handgun; or

3. Centrefire handgun with a calibre of .38 inch or less or a black powder handgun; or

4. Centrefire handgun with a calibre of more than .38 inch but not more than .45 inch.

**SCHEDULE 9**

Regulation 28

**PRESCRIBED CLASSES OF GENERAL CATEGORY  
HANDGUN**

1. Air handgun
  2. Rimfire handgun
  3. Centrefire handgun with a calibre of  $\cdot 38$  inch or less or a black powder handgun
  4. Centrefire handgun with a calibre of more than  $\cdot 38$  inch but not more than  $\cdot 45$  inch
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## ENDNOTES

### 1. General Information

The Firearms Regulations 2008, S.R. No. 22/2008 were made on 8 April 2008 by the Lieutenant-Governor as the Governor's Deputy with the advice of the Executive Council under sections 24, 31, 56, 57, 58, 63, 87, 97, 106, 155, 167, 168, 170, 178 and 191 of the **Firearms Act 1996**, No. 66/1996 and came into operation on 20 April 2008: regulation 3.

The Firearms Regulations 2008 will sunset 10 years after the day of making on 8 April 2018 (see section 5 of the **Subordinate Legislation Act 1994**).

Firearms Regulations 2008  
S.R. No. 22/2008

**Endnotes**

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**2. Table of Amendments**

This Version incorporates amendments made to the Firearms Regulations 2008 by statutory rules, subordinate instruments and Acts.

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Firearms Amendment Regulations 2012, S.R. No. 101/2012

*Date of Making:* 18.9.12

*Date of Commencement:* 20.9.12: reg. 3

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### 3. Explanatory Details

<sup>1</sup> Sch. 2: Section 87(2) of the Act states that a licensed firearms dealer must record the following particulars about a firearm coming into his or her possession—the licence number or other evidence of the person's authority to possess the firearm; and the make, type, calibre, action and serial number of the firearm.

<sup>2</sup> Sch. 2: Where the firearm holds a detachable magazine, the dealer must record the capacity of the detachable magazine in the firearm at the time it comes into his or her possession.

<sup>3</sup> Sch. 2: The number issued by police when a firearm is registered under Part 5 of the Act.

<sup>4</sup> Sch. 2: Section 87(2) of the Act states that a licensed firearms dealer must record the following particulars about a firearm going out of his or her possession—the permit to acquire (where the case so requires); the licence number or other evidence of the person's authority to possess the firearm; and the make, type, calibre, action and serial number of the firearm.

<sup>5</sup> Sch. 2: Where the firearm holds a detachable magazine, the dealer must record the capacity of the detachable magazine in the firearm at the time it goes out of his or her possession.

<sup>6</sup> Sch. 2: See note 3.

<sup>7</sup> Sch. 2: Section 87(2) of the Act states that a licensed firearms dealer must record the following particulars in the case of a firearm in respect of which the dealer is acting as an agent for the person acquiring the firearm—the permit to acquire (where the case so requires); the licence number or other evidence of the person's authority to possess the firearm; and the make, type, calibre, action and serial number of the firearm.

<sup>8</sup> Sch. 2: Where the firearm holds a detachable magazine, the dealer must record the capacity of the magazine in the firearm at the time it is acquired by another person in the transaction.

<sup>9</sup> Sch. 2: See note 3.

<sup>10</sup> Sch. 2: Section 87(2) of the Act states that a licensed firearms dealer must record the following particulars in the case of a firearm in respect of which the dealer is acting as an agent for the person disposing of the firearm—the licence number or other evidence of the person's authority to possess the firearm; and the make, type, calibre, action and serial number of the firearm.

<sup>11</sup> Sch. 2: Where the firearm holds a detachable magazine, the dealer should record the capacity of the magazine in the firearm at the time it is disposed of by another person in the transaction.

<sup>12</sup> Sch. 2: See note 3.

<sup>13</sup> Sch. 3: Where the firearm holds a detachable magazine, the collector must record the capacity of the magazine in the firearm.

<sup>14</sup> Sch. 3: See note 3.

<sup>15</sup> Sch. 3: Where the firearm holds a detachable magazine, the collector must record the capacity of the magazine at the time it comes in to his or her possession.

<sup>16</sup> Sch. 3: See note 3.

<sup>17</sup> Sch. 3: Where the firearm holds a detachable magazine, the collector must record the capacity of the magazine in the firearm at the time it goes out of his or her possession.

<sup>18</sup> Sch. 3: See note 3.

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#### Fee Units

These Regulations provide for fees by reference to fee units within the meaning of the **Monetary Units Act 2004**.

The amount of the fee is to be calculated, in accordance with section 7 of that Act, by multiplying the number of fee units applicable by the value of a fee unit.

The value of a fee unit for the financial year commencing 1 July 2012 is \$12.53. The amount of the calculated fee may be rounded to the nearest 10 cents.

The value of a fee unit for future financial years is to be fixed by the Treasurer under section 5 of the **Monetary Units Act 2004**. The value of a fee unit for a financial year must be published in the Government Gazette and a Victorian newspaper before 1 June in the preceding financial year.