

FIREARMS REGISTRY



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EXEMPTION - PERSONS POSTED OUTSIDE NSW (ADF, POLICE AND PUBLIC SERVANTS)

This fact sheet provides information regarding an exemption for NSW firearms licence holders, who are Australian Defence Force members, Police or Public Servants, and posted to a position outside NSW or required to reside outside NSW as a condition of employment.

Clause 124 of the *Firearms Regulation 2017* refers

What is the exemption?

A NSW firearms licence holder who is a member of the Australian Defence Force, a State or Commonwealth police officer or is employed in the Public Service, Teaching Service, NSW Health Service or NSW Police Force and is posted to a position outside NSW or required to reside outside NSW as a condition of employment, is exempt from the participation requirements for club members as per Part 10 of the *Firearms Regulation 2017* (the Regulations) while posted/residing outside NSW.

In addition, a licence held by the person cannot be revoked merely because the person is not a resident of NSW.

This exemption relates only to the above requirements and persons who are afforded this exemption must still comply with all other legislative requirements for their category of licence and/or genuine reason.

What conditions apply?

You must notify the Firearms Registry within 30 days after ceasing to reside in NSW and you must remain the holder of a valid NSW firearms licence for the period of your deployment outside NSW. You are not eligible for the benefit of this exemption unless you provide notification to the Firearms Registry, in writing or in such other manner as may be approved, within 30 days after ceasing to reside in NSW.

If your NSW firearms licence is suspended or revoked or expires, the authority conferred by clause 124 of the Regulations ceases. The exemption does not permit you to remove your firearms outside of NSW or exempt you from any licensing requirements in other states and territories.

What notification is required?

Complete the [Exemption Notification - Posted Outside NSW \(ADF, Police and Public Servants\) form](#), including your:

- * NSW firearms licence number
- * Personal information and contact details
- * Interstate residential address and mailing address
- * Safe keeping address for your firearm/s

A designated official of your government agency must complete and sign the Employer Declaration section of the form confirming your posting and the period of deployment.

Where can I find more information?

The information provided in the FACT Sheet is for general guidance only. Applicants and licensees should familiarise themselves with the Firearms Act 1996 and the associated Regulation, which are available on the NSW Legislation website - www.legislation.nsw.gov.au.

Locked Bag 5102, Parramatta NSW 2124

Tel: 1300 362 562

Interstate: 02 6670 8590

Email: firearms@police.nsw.gov.au

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What if my NSW firearms licence comes up for renewal while I am posted interstate?

The exemption is only afforded while your NSW firearms licence remains valid. If your licence is due to expire during the exemption period, a renewal letter will be posted to your interstate address 90 days prior to the expiry date of your current licence. This letter will include instructions on how to submit your renewal online via the [NSW Police Force Community Portal](#).

Arrangements will be made with you regarding the issue of your new firearms licence photo card.

What if my situation changes during the period I am posted interstate?

If there is a change to your situation during the period of being posted outside NSW, contact the NSW Firearms Registry and provide details of the change. For example, if there's a change to your interstate address or the period of being posted, this information needs to be updated on your NSW firearms licence file at the Firearms Registry.

Safe keeping of firearms

The exemption does not permit you to take or store your firearm/s outside of NSW. In addition, you are also required to abide by the firearms laws of which state you are posted.

You must comply with the safe keeping requirements of Part 4 of the *Firearms Act 1996* (the Act) and notify the Firearms Registry of the safe storage location of your firearm/s (if any) within the exemption notification form.

All licence holders in NSW are subject to the general requirement for safe storage of firearms under section 39 of the Act. Any person in possession of a firearm must take all reasonable precautions to ensure the firearm is kept safely, is not lost or stolen and does not come into the possession of an unauthorised person.

A licence holder may only store a firearm in an inhabited dwelling or in a dwelling where the licence holder, or someone on their behalf, can easily observe the premises where the firearm is stored. An inhabited dwelling is a person's principal place of residence, where the licence holder may or may not also live, or where a person lives while the firearm is stored there.

If a person stores their firearms in a place other than an inhabited dwelling, they can do so provided the following safe storage requirements are met or exceeded:

All firearms must be -

- stored in a safe of an approved type, and
- fitted with a trigger or barrel lock that prevents the firearm from being discharged, and
- secured individually on, or in, a locked device within the safe.

The safe must be fitted with an alarm of an approved type that is monitored off-site.

The premises on which the firearm is stored must have an intruder alarm and duress facilities that are monitored offsite and are of an approved type.

Related Information

- ['Exemption Notification-Posted Outside NSW \(ADF, Police & Public Servants\)' Form](#)
- ['Interstate Firearms Registry Contact List'](#)

See the [Safe Storage](#) page on our website.