



NSW Police Force
www.police.nsw.gov.au

LEGISLATIVE REQUIREMENTS PROHIBITED WEAPON PERMIT HOLDER

Weapons Prohibition Act 1998 & Weapons Prohibition Regulation 2017

Authority

The permit holder is authorised to possess and/or use a prohibited weapon of the kind to which the permit relates, but only in connection with the purpose established by the permit holder as the genuine reason for possessing and/or using the prohibited weapon¹.

The permit holder must comply with the legislative requirements of the *Weapons Prohibition Act 1998* and the *Weapons Prohibition Regulation 2017*.

Legislative Requirements:

1. The permit holder must sign the permit upon receipt.
2. The permit holder must comply with the legislative requirements of the *Weapons Prohibition Act 1998* and the *Weapons Prohibition Regulation 2017*.
3. The permit holder must comply with the safe storage requirements prescribed by Part 4A of the *Weapons Prohibition Act 1998* and clause 48 of the *Weapons Prohibition Regulation 2017*.
4. The permit holder must not allow any person to possess or use any prohibited weapon in the permit holder's possession if that person is not authorised to possess or use the prohibited weapon.
5. The permit holder must allow inspection by a police officer or an authorised officer of the facilities for storage and safe keeping of the prohibited weapon in possession of the permit holder at a mutually agreed time, or in the case of an authorised weapons dealer or authorised theatrical weapons armourer, at any reasonable time.
6. The permit holder must take all reasonable precautions to ensure that the prohibited weapon is not lost or stolen while it is being conveyed.
7. The permit holder must ensure that when any prohibited weapon to which the permit relates is being conveyed by person or public transport, the weapon must be contained in an unobtrusive locked container and any projectile for the prohibited weapon must be kept separate from the prohibited weapon.
8. The permit holder must ensure that when any prohibited weapon to which the permit relates is being conveyed by vehicle other than public transport, the prohibited weapon must be kept in a locked compartment within the vehicle, or in a locked container within or properly secured to the vehicle so that the prohibited weapon is not visible during transportation.
9. Where a person comes into possession of a prohibited weapon that they are not authorised to possess, the person must immediately surrender the prohibited weapon to police.

¹ The only prohibited weapon permits which authorise the manufacture of prohibited weapons are a prohibited weapons dealer permit or a prohibited weapons theatrical armourer permit.

10. A person in possession of a prohibited weapon must produce the weapon and any permit that authorises the permit holder to possess the weapon immediately on the demand of an authorised officer or a police officer.
11. A person to whom a permit is issued must, on demand by an authorised officer or a police officer at any time, produce the permit for inspection by the officer.
12. If the permit holder does not have the permit in their immediate possession they must provide their full name and residential address to the officer and produce the permit within 48 hours of the demand to the officer, or to another person nominated by that officer.
13. A person must not buy a prohibited weapon unless authorised to possess the weapon by a permit and the buyer has sighted the permit authorising the seller to possess the weapon or knows that the seller is an authorised weapons dealer or authorised theatrical weapons armourer.
14. A person must not sell a prohibited weapon unless the seller has sighted the permit authorising the buyer to possess the weapon or knows that the buyer is an authorised weapons dealer or authorised theatrical weapons armourer.
15. The permit holder must ensure that any advertisement for the sale of a prohibited weapon states that a permit is required for possession or use of the weapon and specifies the permit number of the person on whose behalf the weapon is being sold.
16. The permit holder must notify the Commissioner in writing, or in such other manner as may be approved, within seven (7) days if the genuine reason for the issue of the permit can no longer be established.
17. The permit holder must notify the Commissioner in writing, or in such other manner as may be approved, within seven (7) days of any change of residential address or other particular specified on the permit.
18. The permit holder must notify the Commissioner in writing within fourteen (14) days of any change of safe storage address of the prohibited weapon and provide particulars of the arrangements made to comply with the requirements of the *Weapons Prohibition Act 1998* and the *Weapons Prohibition Regulation 2017* in relation to the storage and safe keeping of the prohibited weapon concerned.
19. The permit holder must immediately notify police and notify the Commissioner in writing, or in such other manner as may be approved, within twenty four hours (24hrs) if any prohibited weapon to which the permit relates is lost, stolen or destroyed.
20. The permit holder must notify the Commissioner in writing, or in such other manner as may be approved, within 14 days if the permit is lost, stolen, destroyed, defaced or mutilated.
21. The permit holder must immediately surrender the permit and any prohibited weapon in their possession to police upon suspension, revocation or whenever the permit otherwise ceases to be in force.
22. The permit is not transferable.