

# **Weapons Licensing Policy – 01/2014**

## **Policy Title: Weapons Acquisition – Swap Like-for-Like Firearms**

### **BACKGROUND:**

The Ministerial Weapons Advisory Panel has submitted a request to allow licence holders to swap a like-for-like firearm/weapon of the same type (e.g. Same category, action, named calibre and cartridge) through a Queensland firearms/weapons dealership without the need for a Permit to Acquire (PTA).

Stage 3 of the Weapons Licensing Management System is required to give full effect to this option, however, an interim solution is available whereby Queensland firearm/weapons dealers can submit and forward a Form 10 to Weapons Licensing (WL) advising of the acquisition of the old firearm/weapon and the disposal of the replacement firearm/weapon by either Fax or E-mail.

The object of this policy is to maintain the status quo of the licence as the licensee has previously provided genuine reason for the type of firearm/weapon they are acquiring in replacement of an older firearm.

### **POLICY**

Where a licence holder attends a dealership in Queensland to dispose of a firearm/weapon that is currently registered to their licence and wishes to acquire another firearm/weapon of the same type, the firearms/weapons dealer may acquire a firearm/weapon and dispose of a replacement firearm of the same category, action and named calibre and cartridge without the need of a permit to acquire.

The dealer completing the transfer must complete the following steps:

- Complete a single Form 10 for the acquisition and disposal
- The Form 10 must provide information stating that the transaction is a 'like-for-like' swap on a firearm/weapon.
- Forward the Form 10 to WL via fax to (07) 3015 7788 or via e-mail to [weaponslicensing@police.qld.gov.au](mailto:weaponslicensing@police.qld.gov.au) for real time receipt of this transaction occurring. This allows WL to assess and process these transactions and ensure requirements of the policy are being met in a timely manner.
- Forward the original Form 10 to WL via registered post within 14 days of the transaction and record transaction in their register.

The firearms/weapons dealer completing the transaction should check the following items for confirmation of registration to the current Queensland licence holder:

- Holds a current Queensland firearms/weapons licence
- Confirmation of registration of the firearm/weapon to their firearms/weapons licence (i.e. Current Weapons List or if a current Weapons List cannot be provided, a phone call should be made to WL to confirm the registration of the firearm)

WL will forward a new weapons list to the individual unless the individual is required to maintain and keep a firearms register for that licence.

### **Limitations of Policy**

Must be the same type of firearm means: Category, Action and named Calibre and Cartridge must be the same.

Must be a Queensland licence holder disposing of the firearm for 'swap'.

Must be a Queensland firearms/weapons dealer completing the transaction.

Transaction must take place on the same day.

Must be for a weapon currently registered to the licence of the Queensland licence holder.

**(Limitations cont.)**

Must be for a firearm/weapon registered to the Queensland firearms/weapons dealer.

Collector's licences are not subject to this policy and do not have the ability to swap a 'like-for-like' firearm/weapon due to the collectable nature of firearms/weapons under this type of licence and the proof required to be supplied under Section 77 of the *Weapons Act 1990*.

In the circumstance where a firearms/weapons dealer has an electronic system and is required to complete two (2) Form 10s for the acquisition and disposal of the firearm/weapon, the firearms/weapons dealer may complete two (2) Form 10s. However, each Form 10 must refer to each other and must state that the transaction is a 'like-for-like swap' on a firearm/weapon.

**Examples:**

Old weapon	New weapon	Like for Like?	Rationale
Category A .22LR bolt action	Category A .22LR bolt action	Yes	Same category, action and calibre
Category A 12G break action	Category A 12G break action	Yes	Same category, action and calibre
Category B .30-30 lever action	Category B .30-30 lever action	Yes	Same category, action and calibre
Category A .17 bolt action	Category B .17 bolt action	No	Different category
Category B .223 bolt action	Category B .223 pump action	No	Different action
Category A 12G break action	Category A .410G break action	No	Different named calibre & cartridge
Category A .22LR bolt action	Category A .22MAG bolt action	No	Different named calibre & cartridge
Category B .303 bolt action	Category B .303/25 bolt action	No	Different named calibre & cartridge
Category B .223REM bolt action	Category B .223ACKLEY bolt action	No	Different named calibre & cartridge
Category B .338WINMAG bolt action	Category B .338Lapua bolt action	No	Different named calibre & cartridge

**Legislative Base for Policy**

***Weapons Act 1990***

Sections 35

Section 36

Section 49

Section 71

Section 77

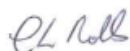
***Weapons Regulation 1996***

Section 28

Section 29

Section 58

Issued at Brisbane this 21st day of August 2014



**CL ROLLS  
MANAGER, WEAPONS LICENSING**