

# FIREARMS ORDINANCE 1961.

No. 21 of 1961.

An Ordinance to amend the *Firearms Ordinance*  
1956-1960.

[Assented to 16th May, 1961.]

**B**E it ordained by the Legislative Council for the Northern Territory of Australia, in pursuance of the powers conferred by the *Northern Territory (Administration) Act* 1910-1959, as follows:—

Short title  
and citation.

1.—(1.) This Ordinance may be cited as the *Firearms Ordinance* 1961.

(2.) The *Firearms Ordinance* 1956-1960 is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Firearms Ordinance* 1956-1961.

Commence-  
ment.

2. This Ordinance shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.\*

Definitions.

3. Section six of the Principal Ordinance is amended by omitting the definition of “ high powered firearm ” and inserting in its stead the following definition:—

“ ‘ high powered firearm ’ means a rifle that has its striker or firing pin situated centrally in the breech face of the rifle but does not include a pistol or a firearm that is deemed, in accordance with regulations made under this Ordinance, not to be a high powered firearm;”.

Forfeiture of  
unregistered  
firearms,  
unlicensed  
pistols,  
unlicensed high  
powered  
firearms and  
silencers.

4. Section forty-one of the Principal Ordinance is amended by omitting from sub-section (1.) the words “ Any unregistered firearm ” and inserting in their stead the words “ Subject to the next succeeding section, any unregistered firearm ”.

5. After section forty-one of the Principal Ordinance the following section is inserted:—

Special  
provisions  
relating to  
unlicensed  
high powered  
firearms.

“ 41A.—(1.) During the year commencing on the date on which the *Firearms Ordinance* 1959 came into operation, the Registrar may, in his discretion, on application grant a permit

\* The date fixed was 10th January, 1962 (see *Government Gazette* No. 2 of 10th January, 1962, p. 4).

under this section to a person whose application for a high powered firearm licence has been refused by the Registrar or whose appeal against such a refusal has been dismissed by the Court.

“ (2.) A permit so granted—

(a) entitles the holder of the permit to possess and carry the high powered firearm in respect of which the application was made for the purpose of arranging for its disposal but does not entitle him to possess or carry it for any other purpose or to use it; and

(b) remains in force until the expiry of the year referred to in the last preceding sub-section.

“ (3.) If the Registrar rejects an application for the granting of a permit under this section to such a person, the person shall deposit the high powered firearm with the Registrar.

“ (4.) If the Court under section thirty-one of this Ordinance dismisses an appeal against the refusal of the Registrar to issue or renew a high powered firearm licence, the clerk of the Court shall deposit with the Registrar the high powered firearm in respect of which the appeal was made.

“ (5.) On the expiry of a permit granted under sub-section (1.) of this section, the person to whom the permit was granted shall deposit with the Registrar the high powered firearm, in respect of which the permit was granted, unless he has already disposed of it.

“ (6.) The Registrar may sell a high powered firearm deposited with him in accordance with this section and the person to whom it is sold obtains a good title under the sale.

“ (7.) Where the Registrar sells such a high powered firearm, the Commonwealth shall pay to the person who, immediately before the sale, was the owner of the high powered firearm the amount for which the high powered firearm has been sold.

“ (8.) A high powered firearm that has been forfeited to Her Majesty during the period after the date of commencement of the *Firearms Ordinance 1959* and before the commencement of the *Firearms Ordinance 1961* by reason only of the fact that it was during that period an unlicensed high powered firearm shall, if deposited with the Registrar not later than two months after the commencement of the *Firearms Ordinance 1961*, be deemed not to have been forfeited.”.

## Regulations.

6. Section forty-six of the Principal Ordinance is amended by inserting after paragraph (c) the following paragraph:—

“ (ca) for prescribing firearms, or firearms included in classes of firearms, that shall be deemed not to be high powered firearms;”.

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