

(5) A firearm in respect of which a licence has been issued in terms of this section may only be used on an accredited shooting range in accordance with the rules of that shooting range and in accordance with such conditions as the Registrar may impose.

(6) The holder of a permit issued in terms of this section may not use a firearm, semi-automatic firearm or prohibited firearm or discharge any ammunition in his or her collection.”

Amendment of section 21 of Act 60 of 2000

14. Section 21 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

“(2) The Registrar may, subject to the provisions of section 105A, at any time [**withdraw**] cancel an authorisation if any condition contemplated in subsection (1) (b) is not complied with.”.

Amendment of section 22 of Act 60 of 2000

15. The following section is hereby substituted for section 22 of the principal Act:

“22. Despite anything to the contrary in this Act but subject to section 120 (5), any person who is [**at least 21 years of age and**] the holder of a licence to possess a firearm [**issued in terms of this Act**] may allow any other person to use that firearm while under his or her immediate supervision where it is safe to use the firearm and for a lawful purpose.”.

Amendment of section 24 of Act 60 of 2000

16. The principal Act is hereby amended by the deletion of section 24.

Amendment of section 27 of Act 60 of 2000

17. The principal Act is hereby amended by the deletion of section 27.

Amendment of section 28 of Act 60 of 2000

18. The principal Act is hereby amended by the deletion of section 28.

Amendment of section 35 of Act 60 of 2000

19. The principal Act is hereby amended by the deletion of section 35.

Amendment of section 36 of Act 60 of 2000

20. The principal Act is hereby amended by the deletion of section 36.

Amendment of section 37 of Act 60 of 2000

21. The principal Act is hereby amended by the deletion of section 37.

Amendment of section 38 of Act 60 of 2000

22. The principal Act is hereby amended by the deletion of section 38.

Amendment of section 41 of Act 60 of 2000

23. The principal Act is hereby amended by the deletion of section 41.

Amendment of section 42 of Act 60 of 2000

24. The principal Act is hereby amended by the deletion of section 42.

Amendment of section 43 of Act 60 of 2000

25. The principal Act is hereby amended by the deletion of section 43.

Amendment of section 44 of Act 60 of 2000

26. The principal Act is hereby amended by the deletion of section 44.

Amendment of section 49 of Act 60 of 2000

27. The principal Act is hereby amended by the deletion of section 49.

Amendment of section 50 of Act 60 of 2000

28. The principal Act is hereby amended by the deletion of section 50.

Amendment of section 51 of Act 60 of 2000

29. The principal Act is hereby amended by the deletion of section 51.

Amendment of section 52 of Act 60 of 2000

30. The principal Act is hereby amended by the deletion of section 52.

Amendment of section 55 of Act 60 of 2000

31. The principal Act is hereby amended by the deletion of section 55.

Amendment of section 56 of Act 60 of 2000

32. The principal Act is hereby amended by the deletion of section 56.

Amendment of section 57 of Act 60 of 2000

33. The principal Act is hereby amended by the deletion of section 57.

Amendment of section 58 of Act 60 of 2000

34. The principal Act is hereby amended by the deletion of section 58.

Amendment of section 63 of Act 60 of 2000

35. The principal Act is hereby amended by the deletion of section 63.

Amendment of section 64 of Act 60 of 2000

36. The principal Act is hereby amended by the deletion of section 64.

Amendment of section 65 of Act 60 of 2000

37. The principal Act is hereby amended by the deletion of section 65.

Amendment of section 66 of Act 60 of 2000

38. The principal Act is hereby amended by the deletion of section 66.

Amendment of section 69 of Act 60 of 2000

39. The principal Act is hereby amended by the deletion of section 69.

Amendment of section 70 of Act 60 of 2000

40. The principal Act is hereby amended by the deletion of section 70.

Amendment of section 71 of Act 60 of 2000

41. The principal Act is hereby amended by the deletion of section 71.

Amendment of section 72 of Act 60 of 2000

42. The principal Act is hereby amended by the deletion of section 72.

Insertion of section 72A to the principal Act

43. The principal Act is hereby amended by the insertion after section 72 of the following sections under Part 4:

“Part 4 - General

Suspension of dealer’s, manufacturer’s or gunsmith’s licence.

72A.(1) The Registrar may suspend a dealer’s, manufacturer’s or gunsmith’s licence if the Registrar has information in a sworn statement or on solemn declaration that the dealer, manufacturer or gunsmith has committed an offence in terms of this Act for which a sentence of imprisonment for a period of five years or more may be imposed, and if the—

(a) holder of the licence has been afforded an opportunity to make written representations to the Registrar;

(b) the Registrar has given due consideration to the representations; and

(c) the Registrar deems it necessary to suspend the licence in order to achieve the objects of this Act.

(2) A dealer, manufacturer's or gunsmith's may not trade in firearms or ammunition for the period during which the licence is suspended in terms of the provisions of this section.

Temporary authorisation to conduct business on premises other than those specified in dealer's, manufacturer's and gunsmith's licence

72B.(1) The Registrar may issue a temporary authorisation to –

(a) a dealer to trade in firearms and ammunition at premises other than those specified in the dealer's licence;

(b) a manufacturer to display firearms and ammunition at premises other than those specified in the manufacturer's licence; or

(c) a gunsmith to conduct business as a gunsmith at premises other than those specified in the gunsmith's licence.

(2) The Minister may prescribe conditions which the Registrar may impose on a dealer, manufacturer or gunsmith as the case may be in respect of a temporary authorisation issued in terms of this section.

(3) A temporary authorisation to issued in terms of this section must specify the—

(a) premises in respect of which it is issued;

(b) period for which it is issued; and

(c) conditions subject to which it is issued.

(4) The Registrar may, subject to the provisions of section 105A, at any time cancel a temporary authorisation issued in terms of this section.

(5) The Office of the Central Firearms Register must keep a record of prescribed information in respect of all temporary authorisations issued in terms of this section.

(6) A dealer, manufacturer and gunsmith to whom a temporary authorisation has been issued must comply with the specifications noted in terms of subsection (3).

Change of premises

72C. (1) A dealer, manufacture or gunsmith may apply to the Registrar in the prescribed manner for removal of the business from the premises specified in the licence to different premises.

(2) On receipt of the application referred to in subsection (1) the Registrar may endorse the licence or issue a new licence permitting the dealer, manufacture or gunsmith to conduct the business from the new premises on such conditions as the Registrar may impose.

(3) Section 46(2) applies with the necessary changes to an application in terms of this section in respect of a manufacturer's licence.

Notification of change of circumstances

72D. (1) The holder of a dealer's, manufacture's or gunsmith's licence must notify the Registrar in writing within 30 days if there is any change with regard to any information which was submitted in respect of the application for the issue of that licence.

(2) The Registrar must within 30 days after receiving a notice referred to in subsection (1) acknowledge receipt of that notice in writing.

Application of other laws

72E. A licence issued in terms of Part 1 to 3 of this Chapter does not exempt the holder of the licence from having to comply with the provisions of any other law applicable to the firearm or ammunition.

Defaced, lost or stolen licences

72F. (1) If a dealer's, manufacturer's or gunsmith's licence is lost or stolen, the holder of the licence must inform the Registrar within 24 hours of the discovery of the loss or theft.

(2) If a dealer's, manufacturer's or gunsmith's licence is defaced, lost or stolen, the holder of the licence must within seven days of the discovery of the

defacement, loss or theft apply to the Registrar in the prescribed form for a copy of the licence.”.

Amendment of section 73 of Act 60 of 2000

44. Section 73 of the principal Act is hereby amended by the addition of the following subsection:

“(3) No person may render a brokering service in firearms or ammunition unless that person is registered in the prescribed manner with the Registrar.

(4) No person may in any manner whatsoever deal in firearms and ammunition with any person who renders a brokering service in connection with firearms or ammunition, unless the person who renders the brokering service is registered with the Registrar in accordance with subsection (3).”

Amendment of section 96 of Act 60 of 2000

45. Section 96 of the principal Act is hereby amended -

(a) by the substitution for subsection (2) of the following subsection:

“(2) The trade in firearms and ammunition that may be conventional arms, as defined in the National Conventional Arms Control Act, 2002 (Act No. 41 of 2002), and for which permits are required in terms of that Act and its regulations, will be regulated by this Act subject to, and to the extent provided for in National Conventional Arms Control Act, 2002 and the regulations made under that Act.”;
and

(b) by the insertion of the following new subsection:

“(4) ‘trade in’ in this section has a corresponding meaning with the definition of that expression in the National Conventional Arms Control Act, 2002 (Act No. 41 of 2002).”.

Amendment of section 102 of Act 60 of 2000

46. Section 102 of the principal Act is hereby amended –

(a) by the substitution for subsection (1) of the following subsection:

“(1) The Registrar may declare a person unfit to possess a firearm if, on the grounds of information contained in a statement under oath or affirmation including a statement made by any person called as a witness, it appears that—

- (a) a final protection order has been issued against such person in terms of the Domestic Violence Act, 1998 (Act No. 116 of 1998);
- (b) that person has expressed the intention to kill or injure himself or herself or any other person by means of a firearm or any other dangerous weapon;
- (c) because of that person’s mental condition, inclination to violence or dependence on any substance which has an intoxicating or narcotic effect, the possession of a firearm by that person is not in the interests of that person or of any other person;
- (d) that person has failed to take the prescribed steps for the safe-keeping of any firearm; or
- (e) that person has provided information required in terms of this Act which is false or misleading.
- (f) that person has paid an admission of guilt as contemplated in section 103(6).”;

(b) by the substitution for subsection (2) of the following subsection:

“(2) A declaration under subsection (1) may only be issued if the Registrar-

(a) by notice in writing delivered by hand to the person, has called upon the person to appear before the Registrar at a time and place determined therein in order to advance reasons as to why that person should not be declared unfit to possess a firearm;

(b) has given that person a reasonable opportunity to advance reasons as to why the declaration should not be issued: Provided that upon proof that the notice referred to in subparagraph (a) was duly delivered or tendered to the person to whom it was addressed, the Registrar may proceed with the inquiry at the time specified in the notice, whether or not such person complies with the notice ;

(c) has duly considered the matter having regard to-
(i) reasons, submissions and evidence advanced under oath or affirmation by or on behalf of the said person; and

(ii) any other information contained in a statement under oath or affirmation or evidence at his or her disposal;

(d) is satisfied that the person is unfit as contemplated in subsection (1);
and

(e) does not rely solely on the same facts relating to a conviction in respect of which a court has made a determination in terms of section 103 (1) or (2) that the person is not unfit to possess a firearm.”.

(c) by the addition of the following subsection:

“(5) When the Registrar declares a person unfit to possess a firearm in terms of this section, the Registrar must also determine the period of duration that the declaration of unfitness will last which period must depend on the seriousness of the conduct which gave rise to the declaration of unfitness.”; and

Amendment of section 103 of Act 60 of 2000

47. Section 103 of the principal Act is hereby amended by the addition of the following subsections:

“(6) Section 103 will not apply in respect of a conviction following upon the payment of admission of guilt in terms of section 57 of the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

(7) When a person becomes or is declared unfit to possess a firearm in terms of this section, the court dealing with the case must determine the period of duration that the declaration of unfitness will last, which period must depend on the seriousness of the conduct which gave rise to the becoming or declaration of unfitness.”.

Addition of section 105A to the principal Act

48. The principal Act is hereby amended by the addition of the following section:

“Termination of an accreditation, competency certificate, licence, permit or authorisation

105A (1) An accreditation, competency certificate, licence, permit or authorisation issued in terms of the Act terminates—