

CHAPTER 75.

ARMS AND AMMUNITION.

[No. IV of 1915.]

[1st April, 1915.]

1. This Ordinance may be cited as the Arms and ^{Short title.} Ammunition Ordinance.

2. In this Ordinance,—

“arms” includes any cannon, gun, rifle, revolver, pistol, or other firearm, or any material part thereof, and includes also any weapon hereafter declared to be arms by regulation made by the Governor in Council, but does not include ornamental weapons;

Interpreta-
tion.

“ornamental weapons” includes any cannon, gun, rifle, revolver, pistol, or other firearm, or any material part thereof, shewn to the satisfaction of the commissary of the district where the weapon is, to be used or usable solely for purposes of mural decoration;

“ammunition” includes any cartridge, cartridge case, bullet, shot, percussion cap, priming cap, and any other article used in the discharge of arms, but does not include any gunpowder or explosive, within the meaning of “explosive” as defined in section two of the Explosives Ordinance;

Chapter 74.

“aboriginal Indian” means a person both of whose parents are or were aboriginal Indians of the tribes inhabiting the colony.

References to forms are made to the forms given in the schedule hereto.

3. Everyone (not being a police constable, or other person specially authorised by Ordinance to keep arms for use exclusively in the public service) who has in his possession, keeps, carries, or uses any arms (not being arms of the

Licence for
firearm :

militia or any authorised volunteer force or rifle association used exclusively for the purposes and on the terms and conditions from time to time fixed by the Governor and Legislative Council), shall take out an annual licence therefor and shall pay for each and every arm the sum prescribed by the Tax Ordinance for the time being in force :

Proviso.

Provided that—

- (a) no licence shall be issued under the provisions of this section at any time to anyone who is not a person, or one of a class of persons, specially exempted from the provisions of this sub-section by order of the Governor in Council, unless he first obtains a certificate from the Inspector General or from the county inspector of the district in which he resides that he is a fit and proper person to whom that licence may be issued; and if the Inspector General refuses for any reason whatsoever to issue the certificate, an appeal shall lie from his decision to the Governor in Council whose decision shall be final;
- (b) No aboriginal Indian shall be liable to any forfeiture or penalty for not taking out a licence to keep, carry, or use any arm;
- (c) a licence under this section available for sixty consecutive days may be issued for any smaller sum than the amount payable for an annual licence prescribed by the Tax Ordinance for the time being in force;
- (d) every licence issued under the provisions of this section shall be as nearly as may be in form 1;
- (e) the provisions of this section shall not apply to a person who is in good faith repairing arms and who has in his possession arms left with him to be repaired, in so far as those arms are concerned;
- (f) no licence shall be issued to any person under the age of seventeen years.

Form 1.

Aboriginal
Indians ;
form 2.

4. No aboriginal Indian shall have in his possession, keep, carry or use, any arm unless he first obtains a permit therefor in form 2, which shall be issued by the Protector of Indians or his local representative and shall be for a period of twelve months only, for the issue whereof, however, no fee shall be payable.

5. Within three months of the commencement of this Ordinance everyone who is required under its provisions to take out a licence for a firearm shall supply the nearest police station with a detailed statement and description of all arms and ammunition in his possession, custody or control, and shall if so required produce them at that station, and anyone failing to comply with the requirements of this section within the period of three months aforesaid shall be liable to a fine not exceeding one hundred and twenty-five dollars or to imprisonment for any term not exceeding two months.

Statement
of arms and
ammunition
within three
months.

Penalty.

6. No one shall deal in arms or ammunition in any store, shop, or other place or premises whatsoever, without having previously taken out an annual licence, for which shall be paid the sum prescribed by the Tax Ordinance for the time being in force :

Dealer's
licence :

Provided that—

Proviso.

(a) the licence shall be in form 3;

Form 3.

(b) the licence shall not be issued unless and until the Inspector General or the county inspector of the district in which the applicant resides has certified under his hand that the applicant or applicants therefor is or are fit and proper persons to whom it may properly be issued, and that the store, shop, or other place or premises where the sale of arms or ammunition is to be carried on, and also the store, warehouse, or other premises where the arms or ammunition are stored or intended to be stored, is adequate and suitable for the purpose. If the Inspector General or county inspector declines or refuses for any reason whatsoever to issue the certificate, an appeal shall lie from his decision to the Governor in Council whose decision shall be final;

(c) every licence shall expire on the last day of the financial year during which it has been issued, and no renewal thereof shall be issued unless the Inspector General or the county inspector of the district in which the applicant resides on every renewal has first given the certificate referred to in the preceding paragraph;

(d) no arms or ammunition shall be kept or stored by any licenced dealer in any place other than that set out in his licence.

Stock book
and half-
yearly
returns ;
form 4 ;

sales book ;
form 5 ;

inspection
of books.

Permit for
importation
and removals ;
form 6.

Definition
and liability
of dealer.

7. Every licensed dealer—

- (a) shall keep a stock book in form 4 in which the particulars of all the stock or stocks of arms and ammunition in his possession shall be entered, and shall on or before the sixth day of May and November in each year furnish the Inspector General with a certified extract therefrom showing exactly the quantity and description of all arms and ammunition in his possession on the last day of the preceding month; and
- (b) shall keep a book of sales in form 5, in which he shall keep an account of all arms and ammunition sold or disposed of by him, together with a record of the name, address, and occupation of the purchaser thereof, and the particulars of the arms and ammunition sold (including the number or numbers on the arms so sold) and the date of the sale; and
- (c) shall be bound, whenever required by any commissary of taxation, customs officer, or officer of police not below the rank of sergeant, to produce his stock book and book of sales for the inspection of the person so requiring him for the purpose of comparing and balancing them or for any other purpose and also to allow the whole of his stock to be inspected and counted by that person.

8. No licensed dealer shall receive, on first importation, into any shop, store, place, or premises, or into his custody and possession, any arms or ammunition without a permit in form 8, granted by the Comptroller of Customs or any officer acting under his authority, and no arms or ammunition shall be delivered from the stock of a dealer for removal for purposes of sale or exchange to the licensed premises of another dealer without the written permission of the Inspector General.

9. Everyone keeping, either individually, or as one of some number of co-partners in trade, or as the agent or attorney of any company, any store, shop, or other place or premises where arms or ammunition are licensed to be sold, shall be deemed to be a dealer within the meaning of this Ordinance, and the acts or omissions of any co-partner in trade of the dealer, or of any agent, clerk, or servant of the dealer, in regard to any of the

matters required by sections six, seven, and eight of this Ordinance, shall be deemed to be those of the dealer himself.

10. No arms or ammunition shall be sold to any person for export from the colony unless the vendor has first obtained from the Comptroller of Customs an export permit in form 7, but no fee shall be payable for the export permit.

Permit for
export :

Form 7.

11. No one shall manufacture or cause to be manufactured any arms or ammunition within the limits of the colony without previously taking out an annual licence, for which shall be paid the sum prescribed by the Tax Ordinance for the time being in force :

Manufac-
turer's
licence :

Provided that---

(a) the licence shall be in form 8 ;

Proviso.

(b) the licence shall not be issued unless and until the Inspector General has certified under his hand that the applicant or applicants therefor is or are a fit and proper person or fit and proper persons to whom it may properly be issued, and that the place, site, or factory, where the arms or ammunition are to be manufactured is adequate and suitable for the purpose. If the Inspector General declines or refuses for any reason whatsoever to issue the certificate an appeal shall lie from his decision to the Governor in Council whose decision shall be final ;

Form 8.

(c) every licence shall expire on the last day of the financial year during which it has been issued, and no renewal thereof shall be issued unless the Inspector General has on every renewal first given the certificate referred to in the preceding paragraph ;

(d) no arms or ammunition shall be manufactured by any licensed manufacturer in any place other than the place set out in his licence.

12. No one shall carry on the business of repairing arms without having previously taken out a licence (hereinafter called a gunsmith's licence), for which shall be paid the sum prescribed by the Tax Ordinance for the time being in force :

Gunsmith's
licence for
repairing
arms ;

Provided that---

(a) the licence shall be in form 9 ;

form 9.

- (b) the licence shall not be issued unless and until the Inspector General has certified under his hand that the applicant or applicants therefor is or are fit and proper persons to whom it may properly be issued and that the place or premises where the business is to be carried on is adequate and suitable for the purpose. If the Inspector General declines or refuses for any reason whatsoever to issue the certificate an appeal shall lie from his decision to the Governor in Council whose decision shall be final;
- (c) every licence shall expire on the last day of the financial year during which it has been issued and no renewal thereof shall be issued unless the Inspector General has on every renewal first given the certificate referred to in the preceding paragraph;
- (d) no licensed gunsmith shall carry on his business of repairing arms in any place or premises other than the place or premises set out in his licence.

Coastwise
or inland
transit :

13. If any arms or ammunition are found in or on any cart, vehicle, or conveyance of any kind, on land or on board any boat, launch, vessel, or craft whatsoever engaged in coastwise or inland navigation within the rivers or waters of the colony, and the person in charge thereof is not the holder of a licence, or, appearing or acting as the master or as in charge, does not produce a valid removal permit under this Ordinance authorising him, or some other person present, to carry or have in possession the arms or ammunition, that person and all those other persons shall be deemed to be in possession of the arms or ammunition :

form 10 :

Proviso.

Provided that no one shall be liable to any punishment under this section if it is proved to the satisfaction of the magistrate that he was not the person in charge but was a bonâ fide passenger or member of the crew, as the case may be, and was neither a party to nor aware of the presence of any of the arms or ammunition.

Liability to
arrest.

14. Anyone having in his possession or moving, or reasonably suspected of having in his possession or moving, any arms or ammunition in contravention of the provisions of this Ordinance may be arrested by any police or other constable.

15.—(1) The Governor in Council during the continuance of any proclamation issued under Title X of the Summary Jurisdiction (Offences) Ordinance may by notification order the removal to a government gunpowder magazine of all arms and ammunition in the possession of any licensed dealers, or of such arms and ammunition only as, in the opinion of the Governor in Council, are not in safe keeping or custody, or may order the closing of all shops or stores where arms and ammunition are sold and the suspension of the sale of all arms and ammunition during the continuance of the proclamation.

When proclamation of disturbed district is issued.
Chapter 13.

(2) Everyone who refuses, after the publication of that notification, to deliver up any arms or ammunition the removal of which to the magazine aforesaid has been ordered under the provisions of the last sub-section, and everyone who omits or refuses otherwise to comply herewith, shall on summary conviction be liable to a fine not exceeding five hundred dollars or to imprisonment for any term not exceeding six months.

Refusing to deliver up arms or ammunition.

Penalty.

16. Nothing contained in this Ordinance shall extend or be construed to extend to require any marshal or bailiff or other officer of court to take out a licence for the sale of any arms and ammunition held by him while acting under the authority of a court, judge or magistrate, and no fee or charge shall be made for any certificate to be obtained or given under the requirements of this Ordinance.

No licence required for judicial sales.

17. The Governor in Council may make, alter, or revoke any regulations necessary for carrying out this Ordinance, and may revoke or alter any of the forms and prescribe any additional form.

Regulations.

18. Except when any other penalty is specially provided by this Ordinance, everyone who commits any breach or infringement or contravention of any of the provisions of this Ordinance, or fails to perform any duty hereby imposed upon him, shall for each offence be liable on summary conviction to a fine not exceeding two hundred and fifty dollars and to imprisonment for any term not exceeding three months.

Breach of the Ordinance.

General penalty.

19. Every purchaser of arms or ammunition who knowingly furnishes any false information to any licensed dealer concerning any particulars which that licensed

Punishment for false information.

dealer is required to record under paragraph (b) of section seven of this Ordinance shall on summary conviction be liable to the penalties prescribed in the last preceding section.

Forfeiture
of arms
connected
with offence.

20. Any arms or ammunition in connection with which an offence has been committed under this Ordinance may, if a magistrate thinks fit, be forfeited.

Exclusion of
operation of
Explosives
Ordinance.

Chapter 74.

21. On and after the coming into force of this Ordinance the provisions of the Explosives Ordinance, shall not be taken to apply to any ammunition (as defined in section two of this Ordinance) which is used or intended to be used in the discharge of firearms.

Naval and
military
officers.

22. This Ordinance shall not apply to any naval or military officer of His Majesty still borne on the active or reserve list.

SCHEDULE OF FORMS.

I.

(Section 3.)

THE ARMS AND AMMUNITION ORDINANCE.

LICENCE FOR FIREARM.

No.	No.		
Name	Licence issued this		day
Address	of	to	
Nature of arm		of	
Period of licence	to use and keep one		
Date of issue	for the period from		
		to	

Commissary.

II.

(Section 4.)

THE ARMS AND AMMUNITION ORDINANCE.

PERMIT TO ABORIGINAL FOR FIREARM.

No.	No.
Name	Permit issued this
Address	day of to
Nature of arm	of
Period of permit	to use and keep one
Date of issue	for the period from
	to
	Protector of Indians.

III.

(Section 6.)

THE ARMS AND AMMUNITION ORDINANCE.

DEALER'S LICENCE.

No.	No.
Name	Licence issued this day
Premises licensed	of to
	of to deal in arms and
Period of licence	ammunition on the premises (a)
Date of issue	for the period from
	to

Commissary.

(a)—The premises must be here clearly defined.

IV.
(Section 7.)

STOCK BOOK OF HOLDER OF DEALER'S LICENCE.

Arms and Ammunition Ordinance, section 7.

RECEIPTS.										DELIVERIES.																									
Date when received.	Name and address of person from whom received.	ARMS.					AMMUNITION.					Date when delivered.	Name and address of person to whom delivered.	ARMS.					AMMUNITION.																
		Guns.	Revolvers.	Rifles.	Pistols.	Shells.	Cartridges.	Cartridge cases.	Bullets.	Shot.	Percussion caps.			Priming caps.	Guns.	Revolvers.	Rifles.	Pistols.	Shells.	Cartridges.	Cartridge cases.	Bullets.	Shot.	Percussion caps.	Priming caps.										

V.

(Section 7.)

Sales book of
section 7.]

holder of a dealer's licence for arms and ammunition. [Arms and Ammunition Ordinance,

Date of sale 19	Name, occupation and address of purchaser.	Number of gun licence.	Number of police licence.	Description of arms, or ammunition sold.	Number and date of export permit (if any).	Name of exporting vessel and port of destination (if any).

VI.

(Section 8.)

THE ARMS AND AMMUNITION ORDINANCE.

IMPORT PERMIT.

No.

No.

Permit to

Permission is hereby granted to

of

of to import into this

to import

colony the following arms and ammunition,
namely :

Date

Dated this day of 19 .

Signed

Comptroller of Customs.

VII.

(Section 10.)

THE ARMS AND AMMUNITION ORDINANCE.

EXPORT PERMIT.

No.

No.

Permit to

Permission is hereby granted to

of

of to export from

to export from British

the colony of British Guiana to

Guiana to

the following arms and
ammunition :

the following arms and ammunition, namely :

Signed

Dated this day of 19 .

Signed

Comptroller of Customs.

VIII.

(Section 11.)

THE ARMS AND AMMUNITION ORDINANCE.

MANUFACTURER'S LICENCE.

No.	No.
Name	Licence issued this day of to
Premises licensed	of to manufacture arms ^{and} or ammunition on the premises (a)
Renewal of licence	
Date of issue	for the period from to
	Commissary.
	(a)—the premises and the limits thereof must here be clearly defined.

IX.

(Section 12.)

THE ARMS AND AMMUNITION ORDINANCE.

GUNSMITH'S LICENCE.

No.	No.
Name	Licence issued this day of to
Premises licensed	of to carry on the business of repairing arms on the premises
Period of licence	
Date of issue	for the period from to
	Commissary.

X.

(Section 13.)

THE ARMS AND AMMUNITION ORDINANCE.

REMOVAL PERMIT.

No.

No.

Permit to

Permission is hereby granted to

of

of

to remove within

the colony from

to remove within the
colony from

to

by

(here state the

to

method of conveyance)

the

by

following arms and ammunition, namely :

the following arms and
ammunition :

Dated

Dated this day of 19 .

Signed

Inspector General of Police.