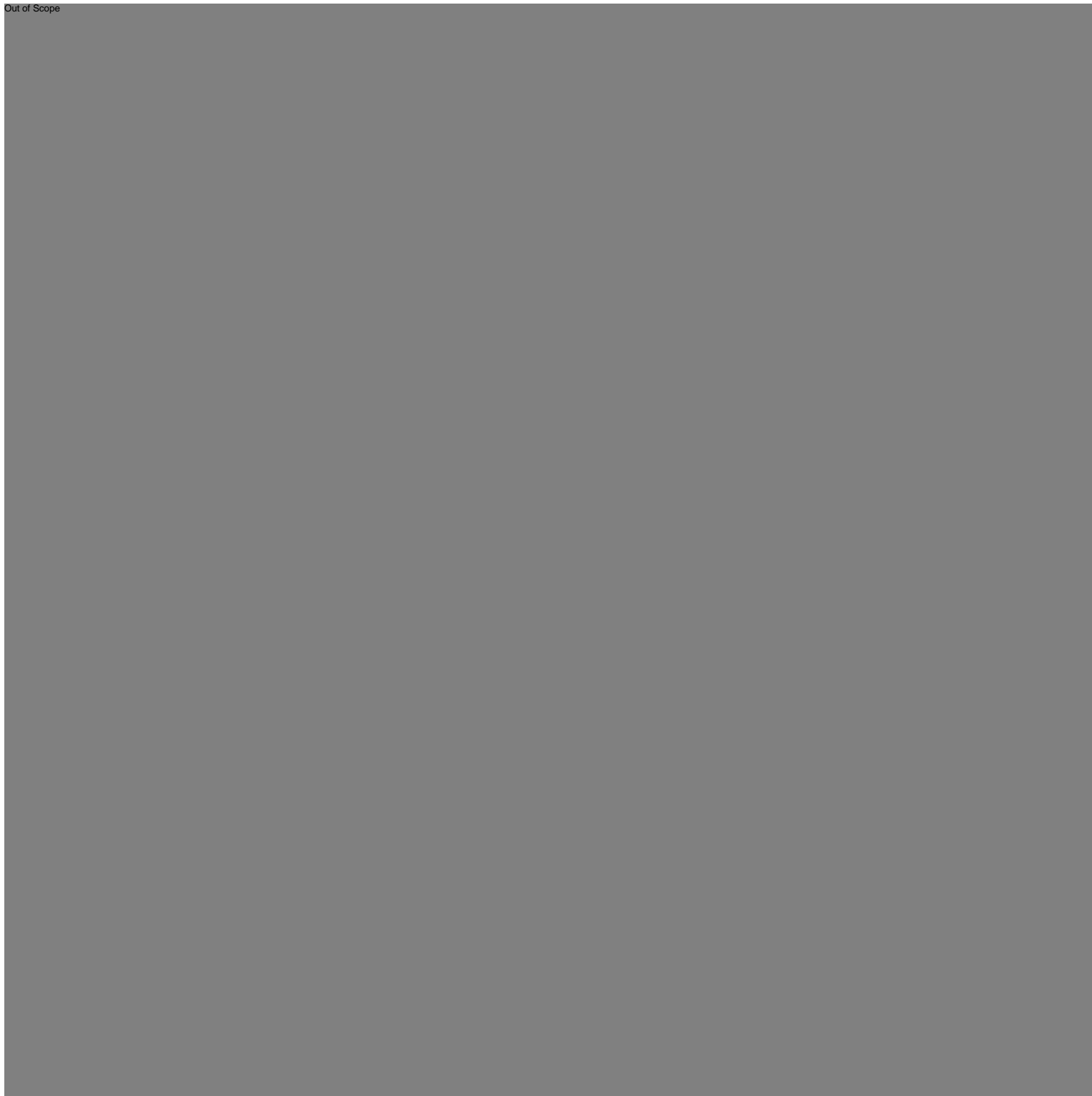




4. Weapons offences

Key Learning Area	Patrol Core Duties – Public Order 1
Duration:	1 Lesson
Owned by:	SAPOL Transition Program
Learning Outcome:	At the conclusion of this bank of learning, participants will be able to safely and effectively perform patrol core duties in relation to maintaining public order for behavioural and street offences (offensive, disorderly, urinate/defecate, throw missile/firework, cease loiter, hinder, resist, weapons offences)

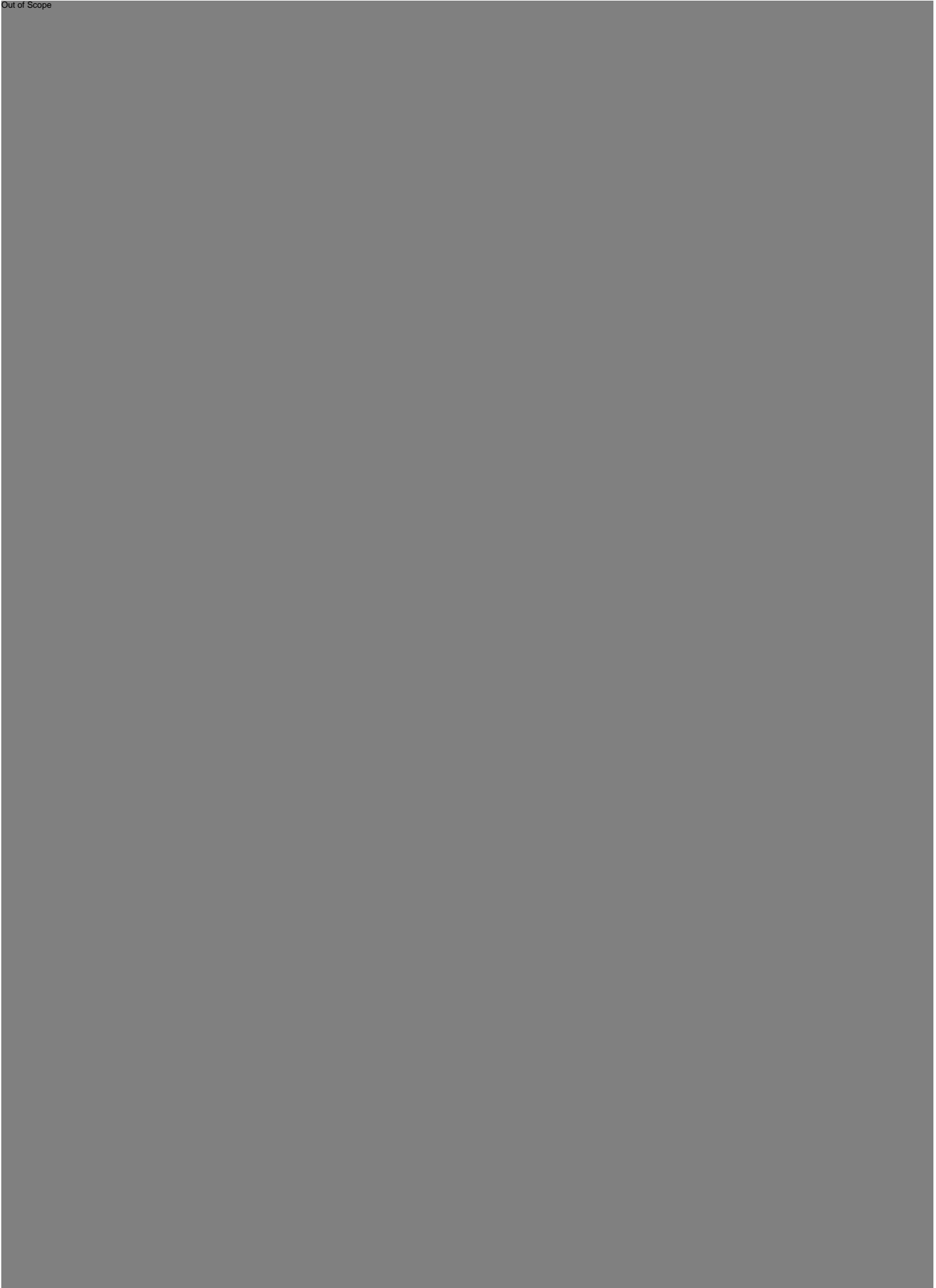
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Out of Scope



Out of Scope



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Guided response:

Schedule 2 of the Summary Offences Act (Part 2) 'Exempt persons' re possession/use prohibited weapon.

Main exemptions to remember

- Member of SAPOL in course of duties
- Person having it in the ordinary course of conducting business or employment (trained personnel and keep records of use)
- For lawful/recognized recreation/sport
- Use of "dagger" for religious purpose. Male members of the Sikh community are carriage of a kirpan (exemption granted 6/2/06) which is a dagger type knife. The legislation does not exempt possession of any weapon for reasons consistent with cultural or religious beliefs (except as above re Kirpan, there has been no determination at law as to whether carriage subject to religious belief is analogous to "for a religious purpose" as stated in section 15(2a) or the SOA.
- A person may possess an undetectable knife for the preparation of food for human consumption
- Delivering the weapon eg during a declared amnesty period that SAPOL often publicise.

Additional exemptions

- Person has it for museum/art gallery
- Person has it for lawful forms of entertainment
- For official ceremony
- Person who is declared by Minister or Regulation to be an exempt person, or of an exempt class
- Lodges of Freemasons may possess a poniard
- Scottish Association may have possession of a dir or skean dhu
- Person may possess an heirloom if certain requirements are met
- Returned Services Branches if certain requirements are met.
- Executor of estate/liquidator, allowed to retain possession in this role.

Even if exempt the person must keep the weapon in a safe and secure manner or they will commit an offence under Section 15 (1f) SOA – includes dealers, collectors etc of weapons.

Out of Scope

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