



Prohibited Weapons

Exemption for the Manufacture, Supply, Sale or Dealing of Prohibited Weapons

Clause 17 of [Schedule 2 of the Summary Offences Act 1953](#) is a conditional exemption for those wishing to conduct business in prohibited weapons. The business may possess prohibited weapons for manufacturing, sales, distribution or supply.

Persons not eligible for this exemption include those who have been found guilty by a court of an offence involving the use or threat of use of a weapon.

The person seeking the exemption must make a written notification to the Commissioner of Police of their intention or participation in dealing in prohibited weapons. The notification must include:

- the person's full name and residential address
- the address of the place(s) where the person is, or intends to, conduct the business activities
- in the case of a body corporate, the full name and residential address of each director

The online written notification form is available [here](#).

A person must notify the Commissioner in writing of any changes to this information within 7 days after the change occurs. The online changes to information form is available [here](#).

Possession and use of prohibited weapons is only to the extent reasonably necessary for the purpose of the business undertaking.

The prohibited weapons must be kept in a safe and secure manner.

The person must NOT sell, distribute or supply prohibited weapons to a person under the age of 18 years.

The prohibited weapons must **NOT** be marketed by the person in a way that

- indicates or suggests that the prohibited weapon is suitable for combat
- or
- is otherwise likely to stimulate or encourage violent behaviour involving the use of the knife as a weapon



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Any prohibited weapons manufactured under this exemption must be marked with an identifying brand and number in a manner that ensures the brand and number cannot be removed easily and will not wear off in the normal course of use.

Records must be kept in a legible manner at the business premises and accessible to police for inspection. The records must be kept for five years. The details required include:

- a description of each prohibited weapon that is or has been in the person's possession
- the identifying brand and number (if any) that is marked on each of the weapons
- the name and address of the person whom the exempt person sells, distributes, supplies or with whom the exempt person otherwise deals with in each of those weapons
- the date of each transaction

Attached is a recommended template to maintain the correct information.

The person must permit a police officer, at any reasonable time, to enter the premises or vehicle in which prohibited weapons are carried to inspect the premises or vehicle, the weapons or records.

If this or any other exemption does not apply to your possession and use of a prohibited weapon, consider surrendering the weapon to a police officer.

Delivery to Police (Clause 4)

A person may possess a prohibited weapon if the person is delivering the weapons, as soon as reasonably practical, to a police officer.

If you unlawfully have a prohibited weapon, utilise the clause 4 exemption to deliver the weapon to a police officer.

Compensation is not offered for weapons surrendered through clause 4.

Note – the clause 4 exemption is not available to a person who ceased to be exempt in accordance with previous legislation (reg 7(4) Summary Offences (Dangerous Articles and Prohibited Weapons) Regulations 2000.

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Prohibited Weapons Business Register

Business Name - _____

Transaction Address - _____

Date / Time	
Transaction	(sale / repair etc)
Person	
Age and Identity Source	
Person's Address	
Weapon	
Brand and Number	

Date / Time	
Transaction	(sale / repair etc)
Person	
Age and Identity Source	
Person's Address	
Weapon	
Brand and Number	

Date / Time	
Transaction	(sale / repair etc)
Person	
Age and Identity Source	
Person's Address	
Weapon	
Brand and Number	