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PROCLAMATION

by the

President of the Republic of South Africa

No. R. 9, 2012

COMMENCEMENT OF CERTAIN PROVISIONS OF THE FIREARMS CONTROL AMENDMENT ACT, 2006 (ACT NO. 28 OF 2006)

In terms of section 54 of the Firearms Control Amendment Act, 2006 (Act No. 28 of 2006), I hereby determine 1 March 2012 as the date on which the following provisions of the said Act shall come into operation—

(a) the following paragraphs of section 1: Paragraph (c) (the definition of **"calibre"**); paragraph (f) (amendment of the definition for **"firearm"**); paragraph (h) (substitution for the definition of **"juristic person"**); and paragraph (l) (the insertion for the definition of **"professional hunter"**); and

(b) sections 3; 6; 7; 12; 13; 14; 15; 19; 26; 27; 49; 50 and 51.

Given under my Hand and the Seal of the Republic of South Africa at Cape Town on this 07th day of February Two thousand and twelve.



PRESIDENT

By Order of the President-in-Cabinet



MINISTER OF THE CABINET

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GENERAL EXPLANATORY NOTE:
[ ] Words in bold type in square brackets indicate omissions from existing regulations.
_____ Words underlined with a solid line indicate insertions in the existing regulations.

REGULATIONS

FIREARMS CONTROL ACT, 2000
(ACT NO. 60 OF 2000)

FIREARMS CONTROL REGULATIONS, 2012

DEPARTMENT OF POLICE

The Minister of Police has under section 145 of the Firearms Control Act, 2000 (Act No. 60 of 2000), amended the Firearms Control Regulations, 2004, as published in the Schedule to Government Notice No. R. 345, dated 26 March 2004, as follows-

Amendment of Arrangement of regulations

1. The Arrangement of regulations is hereby amended as follows-

(a) the substitution for the phrase "3. Accreditation of public collector or a museum", under Chapter 2 of the following:
"3. Accreditation of public collector **[or a museum]**";

(b) the insertion after the phrase "3. Accreditation of public collector", under Chapter 2 of the following:
"3B. Accreditation of museum";

(c) the insertion under Chapter 2, after "4.", of the following:
"4A. Accreditation of professional hunting association";

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(d) the substitution for the heading under Chapter 10, of the following:

"Safe custody of firearms, muzzle loading firearms and ammunition"

Amendment of Regulation 1

2. Regulation 1 is hereby amended by-

(a) the substitution for the definition of **"conduct business in hunting"** of the following definition—

"(xiii) **'conduct business in hunting'** means a licensed professional hunter who is accredited by the Registrar in terms of the Act and who escorts a client for reward to enable such client to hunt wild animals or licensed hunting outfitter who is accredited by the Registrar and who presents or organises the hunting of wild animals for clients.".

(b) the substitution for the definition of **"person in good standing"** of the following definition—

'person in good standing' means a person who—

(a) is **[or]** and remains acceptable to an accredited hunting association, sports-shooting association, professional hunters association or collectors' association as a dedicated member, professional hunter or collector, as the case may be;

(b) **[actually fulfils the intent of the Act]** complies with the aims and objectives of the Act in respect of his or her status as a dedicated hunter or dedicated sports person, professional hunter, or collector, as the case may be**[; and**

(c) **is not unfit to possess a firearm in terms of the provisions of the Act:]"**.

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Amendment of Regulation 2

3. Regulation 2 is hereby amended by-

(a) the deletion of subregulation (11) and the renumbering of subregulations (12) and (13) to (11) and (12) respectively;

(b) the substitution for paragraph (a) of subregulation (12) which has been renumbered to subregulation (11), of the following:

" *(a)*" An applicant who was accredited in terms of the Act, must annually, **[before 31 December of that year]** within 90 days of the financial year end of the applicant and annually thereafter, or within such extended period as agreed to by the Registrar, submit to the Registrar a written report in respect of **[any]** the responsible person and all members involved in the management thereof who —

(i) holds a competency certificate, licence, permit or authorisation issued under the Act; and

[(ii) is a member or is employed in the business of the accredited person or legal person, as the case may be; and]

"[iii] (ii) had been the subject of disciplinary action involving a contravention or failure to comply with a provision of the Act or any condition specified on a licence issued to the applicant under the Act, or conduct contemplated in sections 102(1), **[section]** 103(1) or **[103]**(2) of the Act."

(b) the substitution for paragraph (c) of subregulation 13,

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which has been renumbered to subregulation (12) of the following:

"*(c)* Nothing in this regulation must be construed as granting the Registrar any power or authority whatsoever to determine the control or management of such a juristic person by any specific person: However, if the juristic person appoints a person who is in control of or is responsible for the management thereof and such appointment has the effect that the criteria referred to in subregulation (7) are no longer complied with, the Registrar may invoke the procedures prescribed in **[regulation 2(11)]** section 8 (3) and 8(4) of the Act."

Amendment of Regulation 3

4. Regulation 3 is hereby substituted by the following:

"Accreditation of public collector [or museum]

"3. (1) A person who applies for accreditation as a public collector **[or a museum]** must, in addition to the relevant information required by regulation 2, submit the following:

(*a*) a description of the display mechanisms that will be used to display the firearms;

[(b) acceptable documentary proof that the display will be in an accredited museum;]

(c)] (*b*) a description and specifications of the security measures pertaining to the storage, transport and safe custody of the firearms to be displayed;

[(d)] (*c*) a description of the access control to the **[museum]** public collection where the firearms

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will be displayed;

[(e)] (*d*) a certificate confirming that the public collection is open to the public and stating the periods during which the collection may be viewed; and

[(f)] (*e*) written confirmation that —

(i) no firearm or ammunition will be supplied or transferred to any person who does not hold a temporary authorisation issued under section 21 of the Act, authorising the possession of the firearms, or a permit to possess the ammunition as the case may be;

(ii) the firearm and ammunition will be displayed or stored under the control of **[the appointed curator of the museum or a]** an appointed person authorised thereto in writing by the **[curator]** public collector;

(iii) the **[curator of the museum, or]** a person authorised thereto in writing by the **[curator]** public collector, will ensure that any physical access to the firearms and ammunition other than those provided for in subparagraph (i) will be under his or her personal control and that all necessary steps will be taken to prevent the loss of the firearms and ammunition; and

(iv) the firearm and ammunition will only be used for the display and/or storage by the **[museum]** public collector, on the registered premises of the **[museum]** public collector or such other premises as approved by the Registrar or designated Firearms Officer.

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(2) A public collector **[or museum, including a private museum,]** that applies for accreditation, must submit written confirmation that **[it has been rated and accredited by a national or provincial museum council in accordance with the applicable legislation and that it]**—

(a) the collection is being administered for purposes that include collecting, preserving, studying, interpreting, assembling and exhibiting to the public for **[its]** education and enjoyment, objects and specimens of **[educational and cultural, including artistic, scientific]** historical, **[and]** technological **[materials]**, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic or artistic value;

(b) the collection of firearms is open to the public or puts on demonstration or display**[s]** for the public on a regular basis;

(c) **[has a curator who]** it is a member in good standing of a national **[or provincial museum association]** organisation whose prime purpose is to promote the collection and preservation of firearms, ammunition and related artefacts, or is a member of an accredited collectors association;

(d) it conforms to provincial and municipal or local government land use and zoning regulations; **[and]**

(e) it maintains safety rules and regulations with regard to the safe storage and display of firearms that conform to the prescribed standards; and

(f) the nominated responsible person, employed by the

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public collector, will be responsible for the safe-keeping of firearms and ammunition in possession of the public collector and is in possession of a competence certificate for possession of the firearms.

(3) The **[curator]** person authorised thereto in writing by the public collector, must keep an updated record of all firearms and ammunition held in the collection on the registered premises of the **[museum]** public collector.

(4) No deliberate change in the circumstances regarding the displaying or storage relevant to the firearms may take place unless prior approval of the Registrar has been obtained.".

Insertion of Regulation 3A

5. The following Regulation is hereby inserted after Regulation 3—

"**Accreditation of a museum**

3A. (1) A person who applies for the accreditation of a museum must, in addition to the relevant information required by regulation 2, submit the following:

(a) a description of the display mechanisms that will be used to display the firearms;

(b) acceptable documentary proof that the display will be in a museum that is registered or accredited, in terms of any other applicable national or provincial legislation, as a museum;

(c) a description and specifications of the security measures pertaining to the storage, transport and safe custody of the firearms to be displayed;

(d) a description of the access control to the museum where the firearms will be displayed,

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(e) a certificate confirming that the museum is open to the public; and

(f) written confirmation that —

(i) no firearms or ammunition will be supplied or transferred to any person who does not hold a temporary authorisation issued under section 21 of the Act, authorising the possession of the firearm, or a permit to possess the ammunition;

(ii) the firearms and ammunition will be displayed or stored under the control of the appointed curator of the museum or a person authorised thereto in writing by the curator;

(iii) the curator of the museum or a person authorised in writing thereto by the curator will ensure that any physical access to the firearms and ammunition other than those provided for in subparagraph (i) will be under his or her personal control and that all necessary steps will be taken to prevent the loss of the firearms and ammunition; and

(iv) the firearms and ammunition will only be used for the display and/or storage by the museum on the registered premises of the museum or such other premises as approved by the Registrar.

(2) A museum, including a private museum, that applies for accreditation must submit written confirmation that it has been rated and accredited by a national or provincial museum council in accordance with the applicable legislation.

(3) A museum, including a private museum, that applies for accreditation must submit written confirmation that it —

(a) administers the collection of firearms for purposes that include the collecting, preserving, studying,

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interpreting, assembling and exhibiting to the public for education and enjoyment, objects and specimens of historical, technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic or artistic value;

(b) is open to the public, or put on demonstration or display for the public on a regular basis;

(c) has a curator who is a member in good standing of a national or provincial museum association;

(d) conforms to provincial and municipal or local government land use and zoning regulations;

(e) maintains safety rules and regulations with regard to the safe storage and display of firearms that conform to the prescribed standards; and

(f) has a nominated responsible person who is employed by the museum who is in possession of a competence certificate for possession of the firearms, who will be responsible for the safe keeping of firearms and ammunition in possession of the museum.

(4) The curator must keep an updated record of all firearms and ammunition held on the registered premises of the museum.

(5) No deliberate change in the circumstances regarding the displaying or storage relevant to the firearms may take place unless prior approval of the Registrar has been obtained."

Insertion of Regulation 4A.

6. The following Regulation is hereby inserted after Regulation 4-

"4A. Accreditation of professional hunting association

(1) A professional hunting association that applies for accreditation must, in addition to the relevant information

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required by Regulation 2, submit proof to the satisfaction of the Registrar that —

(a) it shall be a prerequisite that a full member of the professional hunting association must be in possession of a professional hunter's licence in terms of any applicable nature conservation legislation, before that member may be registered as a full member and professional hunter with the professional hunting association;

(b) it has a dedicated procedure in place to regularly evaluate its members for their —

(i) *bona fides* to be or remain a professional hunter; and

(ii) dedicated participation in their professional hunting activities;

(c) it will in respect of a registered member only allow membership to the association as long as the member is a person in good standing as a professional hunter with the association.

(2) *(a)* A register contemplated in section 16A(4) *(a)* of the Act must contain the following information:

(i) the full names, identity number and residential address of all persons having applied for membership;

(ii) the motivation for the application by the person applying for membership;

(iii) whether membership was granted or refused and if refused the reason therefore; and

(iv) membership number and expiry date of membership.

(b) An accredited association contemplated in section 16A(2) of the Act must in addition to regulation 2(11) *(a)* and *(b)* annually within 90 days of the financial year end of the accredited

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association and annually thereafter, or within such extended period as agreed to by the Registrar, and annually thereafter or within such extended period as may be agreed to in writing by the Registrar, submit to the Registrar a written report reflecting the —

(i) details of all members whose registered membership with the accredited association was terminated; and

(ii) reasons for the termination of the membership."

Amendment of Regulation 5

7. Regulation 5 is hereby amended by the—

(a) substitution for subparagraph (a) of subregulation (1) of the following subparagraph—

"(a) has a dedicated procedure in place to evaluate its members for their bona fides to be a private collector in a particular category in respect of their interest in, and knowledge of, the historical, technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic **[and]** or artistic value of the firearms and ammunition in a specific field of interest or theme or both **[or any aspect as the association may determine appropriate of a specific theme or field of interest]** and that the relevant documentation pertaining to such evaluation is kept on record by the association;".

(b) the substitution for paragraph (b) of subregulation (1) of the following:

"(b) will only allow membership of a person to the association as long as the person is in good standing **[with]** as a member of the association."

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(c) the substitution for paragraph (c) of the following paragraph—

"(c) is a member of a national **[or international]** association or organisation of which the primary bona fide object is to promote the responsible collecting of firearms or ammunition, or both;""

(d) the substitution for subparagraphs (d), (e) and (f) of the following subparagraph—

"(d) has provided in its founding document for a dedicated procedure whereby its members are classified in the following categories of collectors:

(i) Category A- being a category whereby the collectors association may approve any class of firearms for collection as contemplated in section 17(1)(a) of the Act and as prescribed in Regulation 15;

(ii) Category B- being a category whereby the collectors association may only approve firearms for collection as contemplated in section 17(1)(a) of the Act and as prescribed in Regulation 15, but which excludes prohibited firearms referred to in section 4(1) of the Act;

(iii) Category C- being a category whereby the collectors association may only approve firearms for collection as contemplated in section 17(1)(a) of the Act, which excludes prohibited firearms referred to in section 4(1) and restricted firearms referred to in section 14(1) of

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the Act and as prescribed in regulation 15; and

(iv) Category D- being an entry level category whereby the collectors association may only approve up to six firearms for collection as contemplated in section 17(1)(a) of the Act, which excludes prohibited firearms referred to in section 4(1) and restricted firearms referred to in section 14(1) of the Act;

(e) does not in terms of the dedicated procedures required in subparagraphs (a) and (d), initially declare a private collector in a higher category than category C unless the private collector had been granted approval for restricted or prohibited firearms as part of his or her collection under the previous Act: Provided that a private collector previously granted such approval may be declared in such higher category as may be appropriate in terms of this regulation, being category B where the collector has restricted firearms as part of his or her collection, and category A where the collector has prohibited firearms as part of his or her collection; and

(f) will subsequently only declare a private collector in a higher category strictly in accordance with the dedicated procedure required by subparagraphs (a) and (d).".

(g) insertion of paragraphs (g) and (h):

"(g) has a dedicated procedure in place to approve

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firearms and muzzle loading firearms for collection as contemplated in section 17(1)(a) of the Act, based on historical, technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic, or artistic value of the firearm and the requirements of subparagraphs (a) and (d), and that the relevant documentation pertaining to such approval is kept on record by the association;

(h) has a dedicated procedure in place to approve ammunition for collection as contemplated in section 18(1) of the Act, based on the requirements of subparagraph (a), and that the relevant documentation pertaining to such approval is kept on record by the association;".

(i) The substitution for the part of paragraph 2(a) before sub-subparagraph (i) of the following:

"(2)(a) An accredited collectors' association contemplated in section 17(2) of the Act must in addition to regulation 2(12) (a) and (b) annually, **[before the]** within 90 days from the official year end of the association or such extended period as may be agreed to with the Registrar submit to the Registrar a written report reflecting—".

Amendment of Regulation 13

8. Regulation 13 is hereby amended by the substitution of paragraph (b) of subregulation (14) of the following paragraph:

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"(b) in the event of a rifle grenade, projectile or rocket contemplated in section 4(1)(d) of the Act, a report from the local explosives officer appointed in terms of the Explosives Act, 1956 (Act No. 26 of 1956) confirming that the rifle grenade, projectile or rocket is free from explosives and are marked in such a non-damaging way by means of a securely attached metal tag.".

Amendment of Regulation 14

9. Regulation 14 is hereby amended by the substitution for subparagraph (4)(b) of the following:

"(b) On proof to the satisfaction of the Registrar that the private collector concerned has subsequently been declared to be in a higher category by the collectors association of which the private collector is a member the Registrar **[may]** must alter the competency certificate accordingly."

Amendment of Regulation 15

10. Regulation 15 of the regulations is hereby amended by the -

(a) substitution for the heading of the following:

"Prohibited firearms, and devices or restricted firearms that may be licensed in a private collection";

(b) substitution for the words preceding paragraph (a) of the following:

"The following prohibited firearms, **[and]** devices or restricted firearms may be licensed under section 17 of the Act:"

(c) substitution for paragraph (a) of the following paragraph:

"(a) A prohibited firearm and device contemplated in section 4 of the Act or restricted firearm that may be possessed in

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terms of the transitional provisions in **[Annexure]** Schedule 1 of the Act;"

(d) the substitution for the words preceding subparagraph (i) in paragraph (b) of the following:

"(b) A prohibited firearm and device contemplated in section 4 of the Act or a restricted firearm which does not fall under paragraph (a), which must not be less than 50 years old, calculated from the date of its manufacture, together with an attribute of its collectivity regarding its historical, technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic **[and]** or artistic value or any other aspect, as may be deemed appropriate by the accredited association and agreed to by the Registrar: Provided that if the prohibited firearm or device or restricted firearm does not readily conform to the said combination of age and attribute of collectability, one or more of the following further considerations may apply—".

(e) the substitution for subsubparagraph (i) of paragraph (b) of the following subsubparagraph:

"(i) that its production has been discontinued for at least 10 years with the real likelihood of it becoming of collectable interest from a historical, technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic or artistic perspective:".

(h) the substitution for paragraph (c) of the following paragraph:

"(c) A miniature canon of greater than 13 mm bore which is not a muzzle loading canon;" and

(i) the insertion of paragraph (d):

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"(d) A breech loading canon which must not be less than 50 years old and which is of significant Southern African historical or heritage value under the National Heritage Resources Act, 1999 (Act No. 25 of 1999).".

Amendment of Regulation 16

11. Regulation 16 is hereby amended by—

(a) the deletion in paragraph (b) of the words "if it is a handgun";

(b) the substitution for paragraph (c) of the following paragraph:

"(c) where the firearm is in open display, it must be rendered inoperable by means of a secure locking device or other means described in regulation 86(13) and is securely attached to a non-portable structure on which, or in which, it is displayed by a metal attachment chain, metal cable or similar device in such manner that the firearm cannot readily be removed; and

(c) "the deletion of paragraph (d).

Amendment of Regulation 18

12. Regulation 18 is hereby amended by—

(a) the substitution for paragraph (b) of the following paragraph:

"(b) it is displayed under security measures that will, within the discretion of the Registrar, be equal or superior to those set in paragraph (a) and that are approved by the Registrar**[.]**; and

(b) the insertion of paragraph (c):

"(c) it is displayed in a lockable display cabinet, except where the ammunition

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has been deactivated".

Amendment of Regulation 19

13. Regulation 19 is hereby amended by the -

(a) substitution for the heading of the following:

"Prohibited firearms and devices and restricted firearms that may be licensed in a public collection";

(b) the substitution for paragraphs (a) and (b) of the following paragraphs:

"(a) prohibited firearms and devices and restricted firearms that may be possessed in terms of the relevant provisions of the transitional provisions in **[Annexure]** Schedule 1 of the Act; and

(b) a prohibited firearm or device or restricted firearm that does not fall under paragraph (a), when that firearm or device has a clearly definable intrinsic and remarkable heritage significance acknowledged by the South African Heritage Resources Agency in accordance with the National Heritage Resources Act, 1999 (Act No. 25 of 1999); and

(c) the substitution for the words preceding subparagraph (i) in paragraph (c):

"(c) a prohibited firearm **[and]** or device or restricted firearm contemplated in section 4 of the Act, that does not fall under paragraph (a) or (b) is collectable in view of the age thereof, which must not be less than 50 years old calculated from the date of its manufacture, together with at least one attribute of collectability regarding its historical,

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technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic **[and]** or artistic value or any other aspect as may be deemed appropriate: Provided that if the firearm or device does not readily conform to the set combination of age and attribute of collectability, one or more of the following further considerations may apply—";

(d) the substitution for subparagraph (i) of the following subparagraph:

"(i) that its production has been discontinued for at least 10 years with the real likelihood of it becoming of collectable interest from a historic, technological, scientific, heritage, educational, cultural, commemorative, investment, rarity, thematic or artistic perspective;".

Amendment of Regulation 20

14. Regulation 20 of the regulations is hereby amended by the-

(a) insertion in the heading, after the words "public collection" of the words "and museum";

(b) insertion in the words preceding paragraph (a), after the words "public collector" of the words "and museum"; and

(c) substitution for paragraph (c) of the following paragraph:

"(c) the firearm is rendered inoperable by means of a secure locking device, or in the case of a prohibited or restricted firearm by the removal of the bolt, bolt carrier or firing pin, and

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displayed in a location that is accessible only to the public collector or a person so authorised.".

Amendment of Regulation 28

15. Regulation 28 is hereby amended by the insertion in subregulation (3), after the word "Republic" of the following: "or a collectable firearm which has been approved for collection by an accredited collectors association in terms of section 17(1)*(a)* of the Act".

Amendment of Regulation 86

16. Regulation 86 is hereby amended by the-

(a) insertion in subregulation (1), after the word "firearm", wherever it occurs of the following: "or muzzle loading firearm";

(b) insertion in subregulation (2), after the word "firearms" of the following: "or muzzle loading firearms";

(c) the insertion in subregulation (3), after the word "firearms" of the following: ", muzzle loading firearms";

(d) the substitution for paragraph (a) of subregulation (4) of the following:

"(a) A person who holds a licence to possess a firearm or is a holder of a competency certificate in respect of a muzzle loading firearm, may store a firearm or muzzle loading firearm in respect of which he or she does not hold a licence or competency certificate, if-

(i) he or she is in possession of a written **[permission]** authorisation given by the person who holds a licence, permit or authorisation to possess that firearm or competency certificate in respect of a muzzle loading firearm and which **[permission]** authorisation is endorsed by a relevant Designated Firearms Officer; and

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(ii) the firearm or muzzle loading firearm is stored in a prescribed safe at the place mentioned in the **[permission]** authorisation contemplated in sub-paragraph (i).

(e) the substitution for paragraph (b) of subregulation (4) of the following:

"(b) Only the person who holds a licence, permit, or authorisation to possess the firearm or a competency certificate in respect of a muzzle loading firearm or permission contemplated in subparagraph (a)(i) may transport that firearm or muzzle loading firearm to and from the place where that firearm or muzzle loading firearm is to be stored in terms of paragraph (a) as authorized by the Registrar or Designated Firearms Officer."

(f) the substitution for paragraph (c) of subregulation (4) of the following paragraph:

"(c) The **[permissions]** authorisations contemplated in paragraph (a), must specify the period for which the person concerned may store the firearm or muzzle loading firearm, the reason for the storage and it must contain sufficient particulars to identify the competency certificate, licence, permit or authorisation and also the firearm or muzzle loading firearm in question, as well as, the name, identity number and physical address of the holder of the licence and the person to whom the **[authority]** authorisation is granted."..

(g) insertion in paragraph (e) of subregulation (4), after the word "firearm" of the following: "or muzzle loading firearm";

(h) substitution for paragraph (f) of subregulation (4) of the following paragraph:

"(f) Only the holder of the licence applying to the firearm or the holder of a competency certificate in respect of a muzzle

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loading firearm, or a person to whom permission was granted as contemplated in subparagraph (a)(i) may remove the firearm or muzzle loading firearm from the safe or strongroom where it is stored.".

(i) the substitution for subregulation (5) of the following:

"(5) *(a)* In the case of any premises where firearm control is exercised by the occupier of the premises, the holder of a competency certificate, licence, authority or permit issued in terms of the Act, for the lawful possession thereof, may hand a firearm, muzzle loading firearm and ammunition that is in possession of the said holder when entering the premises, to a person designated thereto by the said occupier.

*(b)*The occupier referred to in paragraph (a) **[who]** must hold an authorisation issued in terms of section 21 of the Act, to store the, firearm, muzzle loading firearm and ammunition on behalf of the holder of the licence, competency certificate, authority or permit for such period as is necessary under the circumstances.

*(c)*The firearm, muzzle loading firearm and ammunition referred to in this subregulation must be stored in a safe or strong-room that complies with the standards set out in SABS Standard 953-1 or 953-2 or a prescribed lock-away safe that can only be opened jointly by the designated person and the holder of the competency certificate, licence, authority or permit and must be installed on the premises."

(j) insertion in sub-paragraphs (b) and (c) of subregulation (6) respectively, after the word "firearms" of the following: ", muzzle loading firearms";

(k) insertion in subregulation (7), after the word "firearms" of the

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following: ", muzzle loading firearms";

(l) the substitution in subregulation (8) for the word "Registrar" of the words "Designated Firearms Officer",

(m) the substitution in subregulation (9) for the word "Registrar" of the words "Designated Firearms Officer".

(n) insertion in subregulation (10), after the word "firearm" of the following: ", muzzle loading firearm" and the insertion, after the word "firearms" of the following: ", muzzle loading firearms";

(o) insertion in paragraph (a) of subregulation (11), after the word "issued" of the following: "and muzzle loading firearms" and insertion at the end of the paragraph to insert: ":Provided that a collector may keep one loaded firearm in the safe for purposes of self-defence";

(p) insertion after the word "firearm" wherever it occurs in paragraph (b) of subregulation (11) in the words preceding sub-paragraph (i) of the following: ", muzzle loading firearm";

(q) substitution for sub-paragraph (ii) of subregulation (11)(b) of the following:

"(ii) the firearm or muzzle loading firearm is temporarily stored in a safe or strongroom that conforms to the prescripts of SABS Standard 953-1 and 953-2 or a lock-away safe, device, apparatus or instrument for the safe custody of a firearm that conforms to the prescripts of subregulation (12), that is under the control of a holder of a licence, authorisation, **[or]** permit or competency certificate for a muzzle loading firearm issued in terms of this Act, the person storing the firearm or muzzle loading firearm must in writing notify the Designated Firearms Officer in whose area the firearm or muzzle loading firearm is temporarily stored.";

(r) the insertion in subregulation (12), after the word "firearm, wherever it occurs, of the following: ", muzzle loading firearm";

(s) the insertion, after subregulation (12) of the following:

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"(13) Before a prohibited or restricted firearm which is licensed in terms of section 17(1A) of the Act is stored by the licensed private collector in terms of section 17(3) of the Act, it must undergo a reversible non-damaging procedure complying with one of the following requirements in order to ensure that no cartridge can be loaded into or discharged from that firearm —

(a) removal of the bolt carrier or bolt and storage of the bolt carrier or bolt in a separate locked part of a safe contemplated in subregulation (1); or

(b) removal of the firing pin and insertion of a suitable chamber block to prevent the immediate loading of a cartridge; or

(c) fitting of a steel trigger lock and insertion of a suitable chamber block to prevent the immediate loading of a cartridge; or

(d) fitting of a suitable lockable chamber and barrel block comprising a length of steel cable or rod not less than 4 millimetre in diameter, which is passed through the barrel and which is welded or crimped to a brass or steel chamber block on one end and a brass or steel bush on the muzzle end which can be locked by a suitable locking device; or

(e) any mechanism which serves the same purpose as paragraph *(d)* and which is approved by the Registrar; or

(f) a secure locking device which additionally ensures that no cartridge can be loaded into or discharged from that firearm."

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Amendment of Regulation 93

17. Regulation 93 is hereby amended by the substitution for subsection (2) of the following subsection:

"(2) In all instances where any firearm or muzzle loading firearm has been surrendered during a period of amnesty under section 139 of the Act, it must be destroyed or deactivated, subject to the provisions of regulation 104.".

Amendment of Regulation 105

18. Regulation 105 is hereby amended by the:

(a) insertion in paragraph (a), of subregulation (9), before paragraph (b) of the following:

"In the case of a muzzle loading firearm a tight fitting metal plug to be inserted from the muzzle end, driven down into the chamber, and pinned and welded in place to prevent the loading of a powder charge".

(b) insertion in paragraph (c), of subregulation (9), before paragraph (d), of the following:

"In the case of a muzzle loading firearm the percussion cap hole, or flash pan hole, as the case may be, to be closed by welding.".

(c) substitution for paragraph (g) of subregulation (9), of the following paragraph:

"(g) firearms deactivated to a previous South African Police Service **[specification]** requirement applicable prior to the implementation of this Act or the official United Kingdom Proof-house or European Union specification will be deemed to have been deactivated according to this Act".

Amendment of Regulation 112

19. Regulation 112 is hereby amended by the substitution for "X811" of the following: "X353".

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Amendment to Annexure A

20. Annexure A to the Firearms Control Regulations, 2004, is hereby amended by—

(a) the substitution for part D of form SAPS 271, of the following:

[redacted] (Indicate with an X)

3.	[redacted]			
3.1	13	Licence to possess a firearm for self-defence	Five years	
3.2	14	Licence to possess a restricted firearm for self-defence	Two years	
3.3	15	Licence to possess a firearm for occasional hunting and/or sport-shooting	Ten years	
3.4	16	Licence to possess a firearm for dedicated hunting and/or dedicated sport-shooting	Ten years	
3.5	16A	Licence to possess a firearm for professional hunting	Ten years	
3.6	17	Licence to possess a firearm in a private collection	Ten years	
3.7	19	Licence to possess a firearm, in a public collection	Ten years	
3.8	20	Licence to possess a firearm for business purposes: Business as a game rancher and in hunting	**[Five]** Ten years	
3.9	20	Licence to possess a firearm for business purposes: Other business purposes	**[Two] Five** years	
3.10	20	Licence to possess a firearm for business purposes: for use in theatrical, film and TV productions	**[Two] Five** years	
3.11	20	Licence to possess a firearm for business purposes: As a security business	**[Two] Five** years	
3.12	20	Licence to possess a firearm for business purposes: for training purposes	**[Two] Five** years	
3.13	20	Licence to possess a firearm for business purposes: as a game rancher	**[Two] Five** years	

(b) the substitution for part G of form SAPS 271, of the following:

1 [redacted]

PARTICULARS OF EXISTING COMPETENCY CERTIFICATE (Indicate with an X)

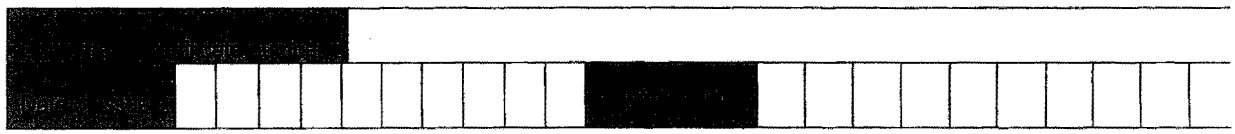
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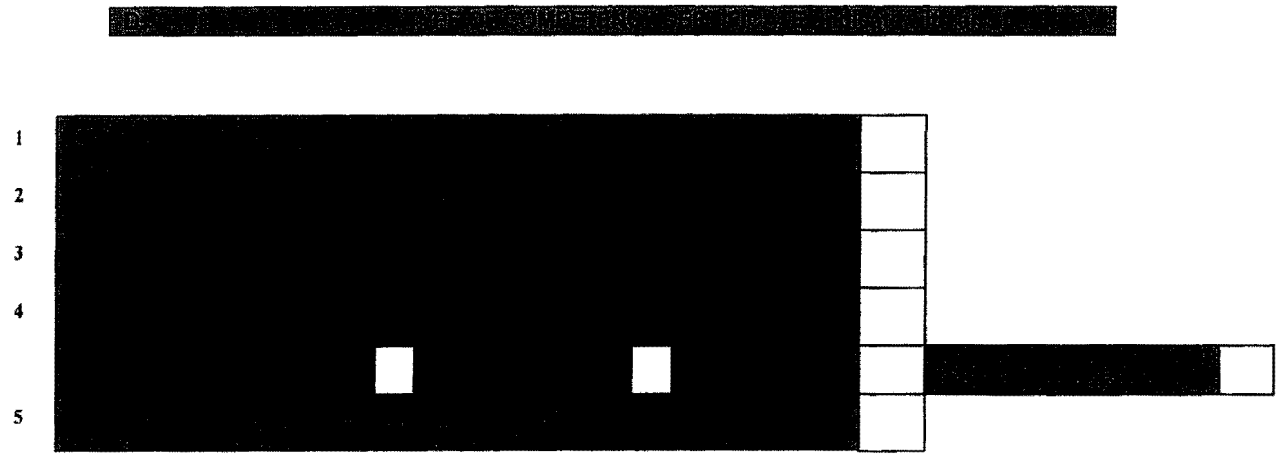
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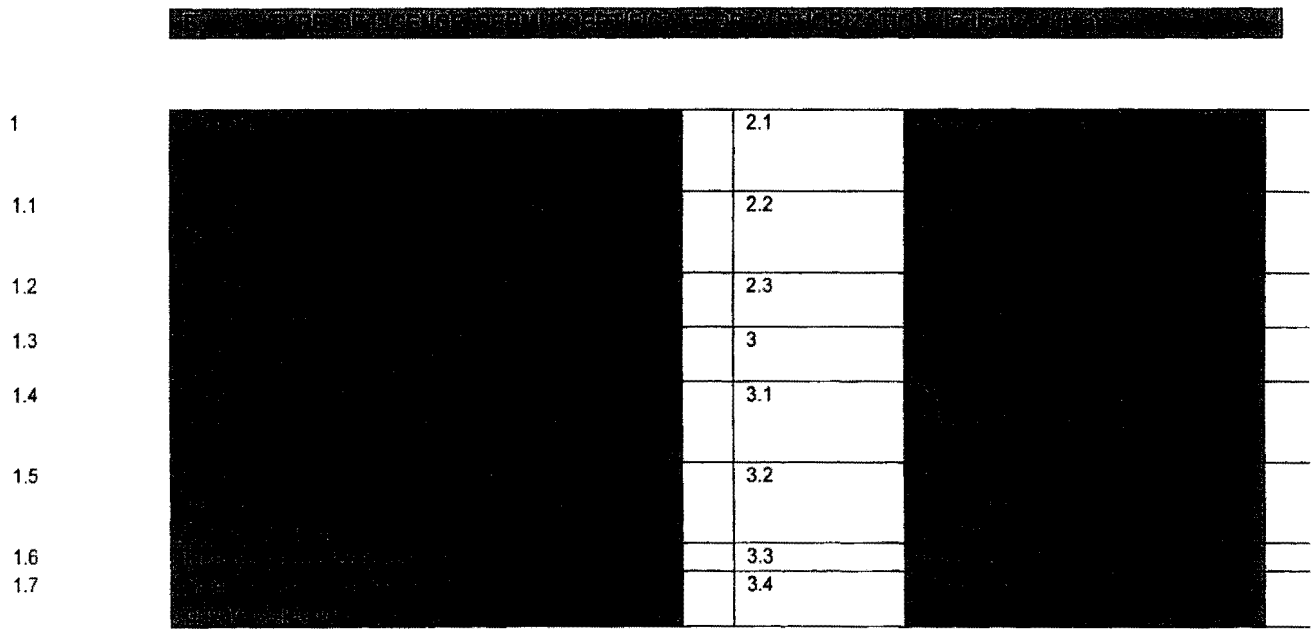
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(c) the substitution for part D of form SAPS 517, of the following:



(d) the substitution for part C of form SAPS 518, of the following:



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1.8	[redacted]		3.5	[redacted]	
1.9			3.6		
1.10			3.7		
2					

Title and commencement

21. These Regulations shall be called the Firearms Control Regulations 2012 and shall come into operation on 1 March 2012.

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