

SUBSIDIARY LEGISLATION

Reg. 19/1968

FIREARMS REGULATIONS*made under section 31*

Citation.

1. These Regulations may be cited as the Firearms Regulations.

Firearms prescribed as specially dangerous.

2. For the purposes of section 31(1) of the Act, the air gun, air rifles and air pistol mentioned in the Schedule are hereby prescribed to be specially dangerous.

SCHEDULE

- (1) Gecado Air Rifle Models 27, 35 and 50
 - (2) Diana Air Gun Model 23 .177" calibre
 - (3) Webley Air Pistol Mark I
 - (4) BSA Airsporter rifle .177" calibre
 - (5) BSA Meteor .22 air rifle
 - (6) BSA Meteor .177 air rifle
 - (7) BSA Major .22 air rifle
 - (8) BSA Major .177 air rifle.
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FIREARMS REGULATIONS*made under section 45*

Reg. 42/1940
 15/1945
 26/1947
 5/1951
 36/1951
 1/1952
 21/1954
 4 of 1972

Citation.

1. These Regulations may be cited as the Firearms Regulations.

Prescribed authority for s.17.
 [Reg. 15/1945
 5/1951]

2. For the purposes of section 17 only of the Act, each non-commissioned officer in charge of any police station and each mines officer appointed by the district commissioner of the Rupununi Administrative District shall be the prescribed authority.

Prescribed authorities.
 [4 of 1972]
 c. 16:01

3. For the purposes, of sections 18, 19, 20, 27 and 40 of the Act, the prescribed officer for every police division (within the meaning of the Police Act) shall be the police officer for the time being in command of the police in that division and any police officer under his command not below the rank of assistant superintendent.

Prescribed port under section 12.

4. For the purposes of section 12 of the Act—

- (a) the prescribed port shall be the port of Georgetown; and
- (b) the prescribed aerodrome shall be the Cheddi Jagan International Airport.

Particulars for registration as firearms dealer.

5. The particulars to be furnished by an applicant for registration as a firearms dealer under section 26 of the Act shall be—

- (a) name of applicant, in full;

[Subsidiary]

- (b) nationality of applicant;
- (c) place of residence of applicant;
- (d) address of every place of business in Guyana at which the applicant proposes to carry on business as a firearms dealer;
- (e) name under which business is carried on;
- (f) nature of firearms business to be carried on at each address, i.e., whether manufacture, repair, test or proof; or sale, wholesale or retail; or hire and whether the business will be confined to any particular type of firearm or ammunition; and
- (g) other business (if any) which will be carried on at each of the addresses required by paragraph (d).

Disposal of
certain firearms
and
ammunition.
[Reg. 26/1947]

6. (1) Any firearm or ammunition which comes into the custody or possession of the police force otherwise than by seizure or by order of a competent court shall be destroyed or otherwise disposed of as the Commissioner of Police may direct:

Provided that—

- (a) the destruction or other disposition of a firearm shall not be made until after the 31st March in the year following that in which the firearm came into

custody or possession of the police force; and

- (b) on the production of a valid firearm licence in respect of such a firearm, at any time before its destruction or other disposition, by a person who satisfies the Commissioner of Police that he is entitled to the possession of such firearm, the Commissioner of Police may deliver the firearm to that person.

(2) Any person aggrieved by the refusal of the Commissioner of Police to deliver up a firearm to which this regulation applies may, within fourteen days of the date of such Refusal, appeal to the President whose decision shall be final.

FIREARMS (LICENSING) REGULATIONS

ARRANGEMENTS OF REGULATIONS

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[Subsidiary]

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Reg. 1/2010

FIREARMS (LICENSING) REGULATIONS

made under section 45

**PART I
PERLIMINARY**

Citation. **1.** These Regulations may be cited as the Firearm
(Licensing) Regulations.

Interpretation. **2.** In these Regulations—

Cap. 16:01 "Commissioner" has the same meaning assigned to it under
the Police Act.

L.R.O. 1/2012

PART II
GRANT OF FIREARM LICENCE

Application for
firearm license.

3. (1) Where an application is made to the prescribed officer for the grant of a firearm licence by any person, the application shall be accompanied with particulars set out in Form G of the First Schedule to the Act.

(2) The prescribed officer on receipt of the application shall cause an investigation be conducted to ascertain if the application satisfies the conditions set out in section 18 of the Act to warrant the grant of a firearm licence.

(3) The investigator shall ascertain whether or not the applicant—

- (a) is involved in any criminal conduct;
- (b) has a criminal record;
- (c) is a threat to the National Security of Guyana; or
- (d) is involved in any other activity that would render him ineligible for grant of a firearm licence.

(4) At the end of the investigation, the prescribed officer shall cause a report on the investigation to be prepared along with a recommendation as to whether or not the applicant should be granted permission to be a licensed firearm holder and submit the report with the recommendation to the Commissioner.

Commissioner
to conduct
review.

4. The Commissioner on receipt of the report with the recommendation from the prescribed officer shall conduct a

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review of the report and recommendation.

Commissioner
to submit
report.

5. The Commissioner shall submit the report with the recommendation received from the prescribed officer to the Minister accompanied with any finding of the review conducted by the said Commissioner.

Firearm
licensing
Approval
Board.

6. (1) The Minister shall appoint three persons to form the Firearm Licensing Approval Board shall with clear terms of reference to review all applications received from the Commissioner for the grant of firearms licences and the registration of firearms and the registration of firearm dealers, under section 18 and 24 of the Act, respectively.

(2) On receipt of the application from the Minister, the Firearm Licensing approval board shall examine it together with the recommendations and submit their own recommendation within one month to the Minister as to whether the application shall be granted or refused.

Minister shall
advise
Commissioner.

7. (1) The Minister on receipt of the recommendation from the Firearm Licensing Approval Board shall consider the recommendation made and shall accordingly advise the Commissioner.

(2) The Commissioner on receipt of the advice of the Minister shall inform the prescribed officer and the applicant of the decision in writing within a reasonable time.

(3) The prescribed officer shall as soon as practicable after receipt of the authority to issue a firearm licence, arrange for the firearm licence to be issued to the applicant in accordance with section 19 of the Act.

Minister may
refer
recommenda-

8. Notwithstanding the provision of these Regulations, the Minister shall have the power to refer the recommendations of the Firearm Licensing Approval Board

[Subsidiary]

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tion for further review.

for further review with such directions he may deem fit.

**PART III
REGISTRATION OF FIREARM DEALERS**

Application for certificate of registration.

9. (1) Where an application is made to the Commissioner by a person to become a licence firearm dealer, the application shall be accompanied by particulars set out in Form J of the First Schedule to the Act.

(2) The Commissioner on receipt of the application shall cause an investigation of the claims of the applicant to be conducted to verify authenticity, in compliance with section 24 of the Act and shall submit a report to the Minister stating whether or not the applicant—

- (a) has any criminal report;
- (b) is engaged in any illegal activity;
- (c) is a threat to the National Security of Guyana; or
- (d) is engaged in any other activity that would render him ineligible to become a licensed firearms dealer.

application shall offer his comments as to whether the

Commissioner to offer comment.

10. The Commissioner on receipt of the report on the

application shall be granted or refused and submit the report with him comment to the Minister.

Firearm Licensing Approval Board for review.

11. (1) The Minister on receipt of the report and recommendation from the Commissioner shall transmit same to the Firearm Licensing Approval Board for review.

[Subsidiary]

Firearms (Licensing) Regulations

(2) The Firearm Licensing Approval Board shall submit its recommendation to the Minister as to whether a licensed firearm dealership shall be granted to the applicant.

Minister's decision.

12. (1) The Minister on receipt of the recommendation from the Firearm Licensing Approval Board shall make his decision.

(2) The Minister shall inform the Commissioner of his decision to grant or refuse the application in writing.

(3) The Commissioner on receipt of the decision of the Minister shall inform the applicant as soon as practical thereafter, informing him whether or not his application has been successful.

(4) If the application is successful, the commissioner shall cause the firearm dealer's certificate of registration to be issued to the applicant in accordance with sections 25 and 26 of the Act.

Minister may disregard recommendations.

13. Notwithstanding the provisions of these Regulations, the Minister shall have power to disregard the recommendations of the Firearm Licensing Approval Board and arrive at his decision to grant or refuse the certificate of registration in accordance with his own deliberate judgement.
