



ANNO OCTAVO

GEORGI V REGIS.

A.D. 1917.

No. 1321.

An Act to prohibit the use of Firearms by Young Persons, and for purposes incidental thereto.

[Assented to, November 15th, 1917.]

BE it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as the "Use of Firearms Restriction Act, 1917." Short title.

2. In this Act "exempted person" means and includes—

Definition of
exempted person.

- (a) any person who is a member of the naval or military forces of the Commonwealth, whilst engaged in the performance of his duties as such member;
- (b) any person whilst engaged in shooting, or acts incidental thereto, in any shooting gallery which is used with the permission, in writing, of the Municipal or District Council within whose Municipality or District such gallery is situate;
- (c) any person being a gunsmith or seller of firearms, or an employee of such person, whilst engaged in the performance of the duties of a gunsmith or seller of firearms; and
- (d) any person—
 - (1) who is actually engaged in the business or operations of a farmer, grazier, orchardist, agriculturalist or horticulturalist, or
 - (2) whose

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(2) whose place of residence is with a person so engaged,
or

(3) who is employed in and about such business or
operations.

Prohibition of use of
firearms by persons
under sixteen years
of age.

3. (1) No person under the age of fifteen years (not being an exempted person) shall use, discharge, carry, buy, keep, or knowingly have in his possession, any firearm.

(2) No person shall sell, give, lend, or in any way supply any firearm to any person (not being an exempted person) under the age of fifteen years.

Seizure of firearms
unlawfully used.

4. Any firearm which is being used or carried by, or which is in the possession or custody of, any person apparently in contravention of this Act, whether such firearm is in any enclosure, building, tent, vessel, vehicle, or parcel whatsoever, may be seized, with or without warrant, by any member of the Police Force, or any person appointed by the Minister under section 5, and, when so seized, shall be retained in his possession until an order is made by a Special Magistrate or two Justices (which order such Special Magistrate or Justices are hereby authorised to make) for the disposal, destruction, or return to the owner, of such firearm.

Power to appoint
persons to execute
the Act.

5. (1) The Minister may, by instrument signed by him, appoint any persons to exercise the powers conferred by this Act on members of the Police Force; and every person so appointed shall have and may exercise, subject to the terms of the instrument appointing him, all or any of such powers.

(2) Every person appointed under this section shall, upon exercising any of the powers conferred upon him pursuant to this section, produce his instrument of appointment to any person demanding the same.

Obstruction of
officers.

6. Any person who, in any way, resists, hinders, obstructs, or interferes with any member of the Police Force or other person in the exercise of any of his powers under this Act, shall be guilty of an offence against this Act.

Court may judge of
age.

7. For the purposes of proceedings under this Act, the Court adjudicating may decide, upon its own view and judgment, whether any person charged or present before it has attained the age of sixteen years, but nothing herein contained shall be construed so as to prevent the age of such person being proved.

Penalty for offences.

8. Any person who is guilty of an offence against this Act shall, in the case of a first offence, be liable to a penalty not exceeding Five Pounds, and, in the case of any subsequent offence, shall be liable to a penalty of not less than One Pound nor more than Ten Pounds.

9. The

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9. The Governor may make regulations for carrying out the provisions and objects of this Act. Regulations.

10. All proceedings in respect of offences against this Act shall be disposed of summarily. Summary procedure.

11. There shall be an appeal in respect of proceedings in respect of offences against this Act, and in the event of such appeal a special case may be stated. Appeal and special case.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

H. L. GALWAY, Governor.