



ISLAND OF ALDERNEY

## ORDINANCE OF THE STATES

XI  
2009

*Made* ..... 16<sup>th</sup> December 2009

*Coming into force* ..... 16<sup>th</sup> December 2009

### The Dangerous Weapons (Alderney) (Amendment) Ordinance, 2009

THE STATES OF ALDERNEY, in pursuance of their Resolution of 16<sup>th</sup> December 2009, and in exercise of the powers conferred on them by sections 2 and 9 of the Dangerous Weapons (Alderney) Law, 1965<sup>a</sup>, and of all other powers enabling them in that behalf, hereby order:-

#### Amendment of the Ordinance of 1965.

1. For section 7 of The Dangerous Weapons (Alderney) Ordinance, 1965<sup>b</sup> ("the 1965 Ordinance"), substitute the following sections –

#### "Restriction on manufacture of dangerous weapons and ammunition.

7. (1) A person shall not manufacture any dangerous weapon or ammunition unless he holds a weapons manufacture certificate under section 7A in force at the time.

(2) If any person –

(a) manufactures any dangerous weapon or ammunition

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<sup>a</sup> Ordres en Conseil Vol. XX, p.35.

<sup>b</sup> Ordinance II of 1965.

without holding a weapons manufacture certificate in force at the time, or otherwise than as authorised by such a certificate, or

- (b) fails to comply with any condition subject to which a weapons manufacture certificate is held by him,

he shall be guilty of an offence under this Ordinance.

**Grant, renewal, variation and revocation of weapons manufacture certificate.**

7A. (1) An application for the grant of a weapons manufacture certificate shall be made to the Clerk of the States, who may, subject to subsection (2), grant the certificate if he is satisfied that the applicant has a good reason for manufacturing weapons or ammunition and can be permitted to do so without danger to the public safety or to the peace.

(2) A weapons manufacture certificate shall not be granted –

- (a) to a person whom the Clerk of the States has reason to believe to be a person of unsound mind or otherwise unfitted to be entrusted with the manufacture of weapons or ammunition, or

- (b) to a person under the age of eighteen years.

(3) A weapons manufacture certificate shall specify the conditions (if any) subject to which it is held, and the nature and quantity of weapons or ammunition authorised to be manufactured thereunder.

(4) A weapons manufacture certificate shall, unless previously revoked or cancelled, continue in force for [five] years from the date when it was granted or last renewed, but shall be renewable for a further period of [five] years

by the Clerk of the States and so from time to time; and the foregoing provisions of this section shall apply to the renewal of a certificate as they apply to the grant of a certificate.

(5) The Clerk of the States may at any time by notice in writing vary the conditions subject to which a weapons manufacture certificate is held and may by notice require the holder to deliver up the certificate to him within twenty-one days from the date of the notice for the purpose of amending the conditions specified therein.

(6) A weapons manufacture certificate may, on the application of the holder thereof, be varied from time to time by the Clerk of the States.

(7) A weapons manufacture certificate may be revoked by the Clerk of the States if –

- (a) he is satisfied that the holder is of unsound mind, or otherwise unfitted to be entrusted with the manufacture of weapons or ammunition, or
- (b) the holder fails to comply with a notice under subsection (5) requiring him to deliver up the certificate.

(8) Subject to subsection (9), in any case where a weapons manufacture certificate is revoked by the Clerk of the States he shall by notice in writing require the holder to surrender the certificate, and if the holder fails to do so within twenty-one days from the date of the notice, he shall be guilty of an offence under this Ordinance.

(9) Where an appeal is brought under section 9 against the revocation of a weapons manufacture certificate, subsection (8) shall not apply to

that revocation unless the appeal is abandoned or dismissed, and shall in that case have effect as if for the reference to the date of the notice there were substituted a reference to the date on which the appeal was abandoned or dismissed."

2. After section 11 of the 1965 Ordinance, insert the following section -

**Interpretation.**

11A. (1) The Interpretation (Guernsey) Law, 1948 applies to the interpretation of this Ordinance.

(2) Any reference in this Ordinance to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied."

**Citation.**

3. This Ordinance may be cited as the Dangerous Weapons (Alderney) (Amendment) Ordinance, 2009.

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**£1.10**

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