

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

House of Representatives, 18 August 1966

Words struck out by the Committee of the Whole are shown in italics within bold round brackets; words inserted are shown in roman underlined with a double rule, or with double rule before first line and after last line of new matter.

Hon. Mr Allen

ARMS AMENDMENT

ANALYSIS

Title	2. Definition of firearm
1. Short Title	3. Repeals
	4. Careless use of firearm

A BILL INTITULED

An Act to amend the Arms Act 1958

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same,
5 as follows:

1. **Short Title**—This Act may be cited as the Arms Amendment Act 1966, and shall be read together with and deemed part of the Arms Act 1958* (hereinafter referred to as the principal Act).

10 2. **Definition of firearm**—Section 2 of the principal Act is hereby amended by inserting, after the definition of the term “explosive”, the following definition:

15 “‘Firearm’ includes a firearm which for the time being is not capable of discharging any shot, bullet, or other missile but which, by the replacement of any component part or parts or the correction or repair of any defect or defects, would be so capable; and also includes any firearm which for the time being is dismantled.”

*1958, No. 21

Amendments: 1962, No. 59; 1964, No. 36

No. 6—2

Price 6d.

3. Repeals—(1) Subsection (6) of section 7 and subsection (9) of section 9 of the principal Act are hereby repealed.

(2) Subsection (7) of section 8 of the principal Act is hereby amended by omitting the words “but does not include any firearm referred to in paragraph (c) or paragraph (d) of subsection six of section seven of this Act.” 5

New

(3) Paragraph (f) of subsection (1) of section 32 of the principal Act is hereby amended by inserting, after the word “firearms”, the words “or ammunition”. 10

4. Careless use of firearm—The principal Act is hereby amended by inserting, after section 16, the following section:

“16A. (1) Every person who causes bodily injury to or the death of any person by carelessly using a firearm commits an offence and shall be liable on summary conviction to imprisonment for a term not exceeding three months or to a fine not exceeding one hundred pounds, or to both. 15

“(2) Every person who has in his charge or under his control a (*loaded firearm*) firearm loaded with a cartridge or cartridges, whether in its breech, barrel, chamber, or magazine, and who leaves that firearm in any place in such circumstances as to endanger the life of any person without taking reasonable precautions to avoid any such danger commits an offence and shall be liable on summary conviction to imprisonment for a term not exceeding three months or to a fine not exceeding one hundred pounds, or to both. 20 25

“(3) It shall be no defence to the crime of manslaughter that the guilty act or omission proved against the person charged upon the indictment is an act or omission constituting an offence against this section.” 30