
STATUTORY INSTRUMENTS

2004 No. 702

The Firearms (Northern Ireland) Order 2004

PART II

FIREARM CERTIFICATES, ETC.

Firearm certificates

Variation of firearm certificate

11.—(1) The Chief Constable may vary a firearm certificate on the application of the holder and payment of the appropriate fee (if any).

(2) If an application is made under paragraph (1) for a firearm or ammunition to be added to a firearm certificate, paragraphs (1) and (2) of Article 5 shall apply to the variation of the certificate as they apply to the grant of a certificate.

[^{F1}(3) If a person—

- (a) sells a firearm (“the first firearm”) to the holder of a firearms dealer's certificate (“the dealer”); and
- (b) as part of the same transaction purchases from the dealer another firearm (“the second firearm”); and
- (c) paragraph (4) applies,

the dealer may, on payment of the appropriate fee, vary that person's firearm certificate by substituting the second firearm for the first firearm.

(4) This paragraph applies—

- (a) if both the first firearm and the second firearm are shotguns; or
- (b) if—
 - (i) the second firearm is of the same type and calibre as the first firearm; and
 - (ii) neither firearm is a prohibited weapon or a shotgun; or
- (c) if—
 - (i) the first firearm is a rifle of a description mentioned in the first column of Schedule 1A; and
 - (ii) the second firearm is a rifle of a calibre specified in relation to the same Band of Schedule 1A as the calibre of the first firearm; and
 - (iii) neither firearm is a prohibited weapon, a muzzle-loading firearm as defined in Article 45(9) or a shotgun; and
 - (iv) the second firearm will not be of the same calibre as any other firearm to which the firearm certificate relates; and

Status: Point in time view as at 13/05/2016.

Changes to legislation: The Firearms (Northern Ireland) Order 2004, Section 11 is up to date with all changes known to be in force on or before 13 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

(v) the firearm certificate is not held subject to a condition that the first firearm may be used only for the purposes of target shooting.

(5) If a person—

- (a) sells or transfers a firearm to the holder of a firearms dealer's certificate (“the dealer”); and
- (b) does not as part of the same transaction purchase or acquire from the dealer another firearm,

the dealer may, on payment of the appropriate fee (if any), vary that person's firearm certificate by deleting that firearm.

(6) Where the holder of a firearms dealer's certificate (“the dealer”) varies a firearm certificate under this Article, the dealer shall—

- (a) notify the Chief Constable of the variation within 72 hours of the variation being made; and
- (b) where the dealer receives the fee for varying the certificate, pay it to the Chief Constable.

(7) A person who fails to comply with paragraph (6)(a) shall be guilty of an offence.

(8) Schedule 1A (relevant firearms for Article 11(4)(c)) shall have effect.

(9) The Department of Justice may make regulations amending Schedule 1A if a draft of the regulations has been laid before, and approved by resolution of, the Assembly.]

F1 Art. 11(3)(9) substituted for art. 11(3)-(5) (13.5.2016) by Justice Act (NorthernIreland) 2016 (c. 21), s. 61(1), Sch. 5 para. 3(1)

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