



# Firearms (Amendment) Act 1988

## 1988 CHAPTER 45

### *Converted and de-activated weapons*

#### **6 Shortening of barrels**

- (1) Subject to subsection (2) below, it is an offence to shorten to a length less than 24 inches the barrel of any smooth-bore gun to which section 1 of the principal Act applies other than one which has a barrel with a bore exceeding 2 inches in diameter; and that offence shall be punishable—
  - (a) on summary conviction, with imprisonment for a term not exceeding six months or a fine not exceeding the statutory maximum or both;
  - (b) on indictment, with imprisonment for a term not exceeding five years or a fine or both.
- (2) It is not an offence under this section for a registered firearms dealer to shorten the barrel of a gun for the sole purpose of replacing a defective part of the barrel so as to produce a barrel not less than 24 inches in length.

#### **7 Conversion not to affect classification**

- (1) Any weapon which—
  - (a) has at any time (whether before or after the passing of this Act) been a weapon of a kind described in section 5(1) of the principal Act as amended by or under section 1 above; and
  - (b) is not a self-loading or pump-action smooth-bore gun which has at any such time been such a weapon by reason only of having had a barrel less than 24 inches in length,shall be treated as a prohibited weapon notwithstanding anything done for the purpose of converting it into a weapon of a different kind.
- (2) Any weapon which—
  - (a) has at any time since the coming into force of section 2 above been a weapon to which section 1 of the principal Act applies; or

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*Status: This is the original version (as it was originally enacted).*

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- (b) would at any previous time have been such a weapon if those sections had then been in force,  
shall, if it has, or at any time has had, a rifled barrel less than 24 inches in length, be treated as a weapon to which section 1 of the principal Act applies notwithstanding anything done for the purpose of converting it into a shot gun or an air weapon.
- (3) For the purposes of subsection (2) above there shall be disregarded the shortening of a barrel by a registered firearms dealer for the sole purpose of replacing part of it so as to produce a barrel not less than 24 inches in length.

## **8 De-activated weapons**

For the purposes of the principal Act and this Act it shall be presumed, unless the contrary is shown, that a firearm has been rendered incapable of discharging any shot, bullet or other missile, and has consequently ceased to be a firearm within the meaning of those Acts, if—

- (a) it bears a mark which has been approved by the Secretary of State for denoting that fact and which has been made either by one of the two companies mentioned in section 58(1) of the principal Act or by such other person as may be approved by the Secretary of State for the purposes of this section; and
- (b) that company or person has certified in writing that work has been carried out on the firearm in a manner approved by the Secretary of State for rendering it incapable of discharging any shot, bullet or other missile.