

SCHEDULES

SCHEDULE 11

Amendments relating to firearms

Violent Crime Reduction Act 2006

15.—(1) Amend paragraph 4 (manufacture, import and sale of realistic imitation firearms) as follows.

(2) After sub-paragraph (2) insert—

“(2A) The Department of Justice may by regulations—

- (a) provide for exceptions and exemptions from the offence under sub-paragraph (1) (a), (b) or (c); and
- (b) provide for it to be a defence in proceedings for such an offence to show the matters specified or described in the regulations.”

(3) In sub-paragraph (3) for “(1)” substitute “(1)(d)”.

(4) In sub-paragraph (4)—

- (a) for “(3)” substitute “(2A) or (3)”; and
- (b) in paragraph (c) after “as” insert “the Department of Justice or (as the case may be)”.

(5) After sub-paragraph (4) insert—

“(4A) The power of the Department of Justice to make regulations under sub-paragraph (2A) shall be exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979(1).

(4B) That power includes power—

- (a) to make different provision for different cases;
- (b) to make provision subject to such exemptions and exceptions as the Department of Justice thinks fit; and
- (c) to make such incidental, supplemental, consequential and transitional provision as the Department of Justice thinks fit.

(4C) Regulations under sub-paragraph (2A) shall be subject to negative resolution (within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954(2)).”

(1) S.I. 1979/1573 (N.I. 12).

(2) 1954 c. 33 (N.I.). Section 41(6) was amended by S.I. 1999/663.