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STATUTORY INSTRUMENTS

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**2019 No. 963**

**ARMS AND AMMUNITION**

**The Firearms (Amendment) Rules 2019**

*Made* - - - - *21st May 2019*

*Coming into force* - - *10th June 2019*

The Secretary of State, in exercise of the powers conferred by sections 33(3) and (5), 37(1) and 53 of the Firearms Act 1968<sup>(1)</sup>, makes the following Rules.

**Citation and commencement**

1. These Rules may be cited as the Firearms (Amendment) Rules 2019 and come into force on 10th June 2019.

**Amendments to the Firearms Rules 1998**

2.—(1) Schedule 5 to the Firearms Rules 1998<sup>(2)</sup> (firearms dealers: forms of application, notification and registers) is amended as follows.

(2) For the form in Part I (firearms dealers: application for registration or for new certificate of registration), substitute the form in Schedule 1 to these Rules (firearms dealers: application for registration or for new certificate of registration).

(3) For the form in Part II (notification by a registered firearms dealer of a place of business not already entered in the register), substitute the form in Schedule 2 to these Rules (notification by a registered firearms dealer of a place of business not already entered in the register).

21st May 2019

*Nick Hurd*  
Minister of State  
Home Office

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(1) 1968 c. 27. The term “prescribed”, which is used in section 53, is defined in section 57(4).  
(2) S.I. 1998/1941, to which there are amendments not relevant to these Rules.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

Rule 2(2)

Firearms dealers: Application for registration or for new Certificate of Registration

Firearms Acts 1968 to 1988

Firearms Form 116

Firearms dealers: Application for registration or for new Certificate of Registration

Please complete this form in BLOCK CAPITALS except when signing.

Note: Part A must be completed where an application is made by a person wishing to be registered as a firearms dealer.

Parts B and C must be completed where an application is made on behalf of a company. In all cases Parts D to G must be completed.

Your personal data will be processed by the police force to which you apply in line with Part 3 of the Data Protection Act 2018 and as set out in the force's Privacy Information Notice.

Part A Personal details

1 Title (e.g. Mr, Mrs, Ms)

2 Surname

3 Forename(s)

4 If you have at any time used a name other than those quoted at 2 and 3 above, please give details (including in the case of a married woman, surname before marriage)

5 Date of birth

6 Place of birth

7 Nationality

8 Occupation

9 Current home address

Post code  Telephone number

10 Mobile number

11 Email address

12 Permanent home address (if different from 9)

Post code  Telephone number

13 If you have lived elsewhere than at the addresses quoted at 9 and 12 above during the last five years please give details

Post code

14 Have you previously been registered as a firearms dealer in Great Britain?  Yes  No

If yes state police force area

Name under which you were registered

Period of registration from  to

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**Part A Personal details (continued)**

- 15 Have you ever had an application for the grant or renewal of a firearm or shot gun certificate refused or a certificate revoked?  Yes  No
- If **yes** give details
- 16 Have you ever had an application for registration as a firearms dealer refused, or been removed from a police register of dealers?  Yes  No
- If **yes** give details
- 17 Have you ever been convicted of any offence?  Yes  No
- If **yes** give details

(Note: You are not entitled to withhold information about any offence. This includes convictions in places outside Great Britain.)

**Part B Company details**

- 18 Full name of company
- 19 Registered number of company
- 20 Has the company ever traded under a different name?  Yes  No
- If **yes**, state full name of such company
- 21 Has the company been registered as a firearms dealer in another police force area, under this or any other name?  Yes  No
- If **yes**, state police force and certificate of registration number
- 22 Principal nature of the business with which the company is concerned
- 23 Names of the officers of the company (including Chairperson, Secretary, Directors, Treasurer etc.)

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**Part B Company details (continued)**

- 24 Do any of the above named officers hold a firearms dealer's certificate of registration?  Yes  No  
If **yes**, state full name of such officers
  
- 25 Is any officer of the company also an officer of another company which holds a firearms dealer's certificate?  Yes  No  
If **yes**, state details
  
- 26 Has the company trading under this or any other name, ever been removed from a police register of firearms dealers?  Yes  No  
If **yes**, state details
  
- 27 Has a court ever ordered any of the officers of the company not to be registered as a firearms dealer?  Yes  No  
If **yes**, state details
  
- 28 Has a court ever ordered the company not to be registered as a firearms dealer?  Yes  No  
If **yes**, state details
  
- 29 Has the company been convicted of any offence?  Yes  No  
If **yes**, state details

**Part C Officer making an application on behalf of a company**

- 30 Title (e.g. Mr, Mrs, Ms)
- 31 Full name
- 32 Date of birth
- 33 Position held in company
- 34 Length of time in position stated in question 31

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**Part D Place of business**

**35 Details of places of business**

	Name and address of business	Nature of business e.g. manufacturing, wholesale, retail, full or part time	Nature of other business conducted at this address
a)	Telephone No. <input type="text"/>		
b)	Telephone No. <input type="text"/>		
c)	Telephone No. <input type="text"/>		

36 If this is an initial application, please give details of previous experience of handling firearms

37 Proposals for ensuring the safe custody of firearms and/or ammunition if the application is granted

**Part E Details of servants**

**Important: Read Notes 1 to 3 before completion.** Enter in the table below details of all servants who, by virtue of Section 8 of the Firearms Act 1968, are or will be authorised to possess, purchase or acquire firearms and ammunition in the ordinary course of your business. If necessary, continue on a separate sheet.

Surname (including any former names)	Forename(s)	Date of birth	Address	Firearm or shotgun certificate details (if applicable – including certificate number and issuing police force)

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**Part F Personal health and medical declaration**

If necessary, continue on a separate sheet

**Important: Read notes 4 to 13 before completion.**

A medical declaration is **not** required if the person making the application holds a valid firearm and/or shotgun certificate and their medical circumstances have not changed during the validity of the certificate. Where this is the case, please only provide details of the certificate(s) below.

Certificate number	Date of issue	Issuing police force

Where the person making the application does **not** hold a valid firearm or shotgun certificate, or their medical circumstances have changed, the following section and declaration must be completed.

38 Have you ever been diagnosed with or treated for any of the medical conditions in note 6?  Yes  No

If yes, state details

39 **Details of your GP or GP practice**

Name of GP and/or practice

Address

Post code  Telephone number

Email address

40 **Details of all previous GP practices during the past 10 years (see note 13).**

Continue on a separate sheet if necessary.

Name of GP and/or practice

Address

Post code  Telephone number

Email address

41 Are there any periods in the past 10 years when you have not been registered with a UK GP or have consulted medical practitioners other than at your GP practice?  Yes (please provide details on a separate sheet)  No

I give the police permission to contact my GP and/or specialist to obtain factual details of any medical history in relation to my suitability to possess firearms as a dealer. This authority is valid for the duration of my registration as a firearms dealer. I understand that my GP may share sensitive personal data with the police concerning my physical and mental health for the purpose of enabling the police to make a fully informed decision on my application or continued suitability, and I hereby consent to this processing of my personal data.

Applicant's name (BLOCK CAPITALS)

Signature  Date

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#### Part G Application and declaration

42 I hereby:

- apply; or  
 submit this application on behalf of the company named in Part B above

to the chief officer of police for:

- registration as a firearms dealer; or  
 a new certificate of registration.

**Note: It is an offence** for any person to knowingly or recklessly make a statement false in any material particular for the purpose of procuring either for himself or for another person registration as a firearms dealer or the entry of any place of business on a register of firearms dealers.

I declare that the above statements are true.

Usual signature of applicant

Date

#### Notes

Please read these **BEFORE** completing the form

##### Servants

1. The exemption in section 8(1) of the Firearms Act 1968 covers the possession, purchase and acquisition of firearms and ammunition in the ordinary course of a registered firearms dealer's business. It extends to registered firearms dealers and their servants.
2. There is no legal definition of a 'servant', but it should be noted that a letter of authority does not automatically make someone a 'servant' for these purposes. An employee of the dealer working for a firearms-related business would be a 'servant', but it is not the case that anyone whose services the dealer uses on any occasion will necessarily be a servant e.g. a self-employed outworker (such as an engraver). In these circumstances the outworker would be required to register as a firearms dealer.
3. The possession, purchase and acquisition of the firearms and ammunition by a servant may only be for the ordinary course of the business of the dealer as directed by the dealer.

##### Medical information

4. Where an application is made on behalf of a company (Part C) the officer making the application should either have day to day responsibility for, or direct oversight of, the firearms held by that company.
5. You must disclose any relevant physical or mental health conditions that you have been diagnosed with or treated for in the past as this may affect your ability to safely possess firearms, shotguns or air weapons. Relevant medical conditions which must be disclosed are listed in note 6. Section 34 of the Firearms Act 1968 (as amended) specifies that in order to register a person as a firearms dealer, the chief officer of police must be satisfied that an applicant can be permitted to carry on business as a firearms dealer "without danger to the public safety or to the peace". Medical fitness is one of the factors police must consider when assessing this.

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6. Relevant medical conditions which must be disclosed are:
  - Acute Stress Reaction or an acute reaction to the stress caused by a trauma
  - Suicidal thoughts or self-harm
  - Depression or anxiety
  - Dementia
  - Mania, bipolar disorder or a psychotic illness
  - A personality disorder
  - A neurological condition: for example, Multiple Sclerosis, Parkinson's or Huntington's diseases, or epilepsy
  - Alcohol or drug abuse
  - Any other mental or physical condition which might affect your safe possession of a firearm or shotgunIf in doubt, consult your GP or contact the police firearms licensing department.
7. If you have disclosed a relevant medical condition the police may ask you to obtain a medical report from your GP/specialist. You are expected to meet the cost if a fee is charged for this. If further information is required the police may request and pay for a further report.
8. Where no relevant medical conditions are disclosed the police will contact your GP asking if they are aware of any relevant medical conditions or have any concerns about your possession of firearms, shotguns or air weapons. Depending on the reply, the police may ask you to obtain a medical report from your GP/specialist. You are expected to meet the cost if a fee is charged for this. If further information is required the police may request and pay for a further report.
9. The police will ask your GP to place an encoded reminder on your patient record to indicate that you have been registered as a firearms dealer. The GP is asked to notify the police if, following your registration as a firearms dealer, you are diagnosed with or treated for a relevant medical condition (listed in note 6), or if the GP has other concerns about your safe possession of firearms, shotguns or air weapons. Following contact from your GP there may be a need for a medical report to be obtained to assist with assessment of your continued suitability to possess firearms, shotguns or air weapons. The police will pay if a medical report is required.
10. Following your registration as a firearms dealer please note that the declaration you have signed consenting to information sharing between your GP and police applies during the application process and during the validity of your registration.
11. You are expected to inform the police if, following registration as a dealer, you are diagnosed with or treated for a relevant medical condition while your registration as a firearms dealer remains valid.
12. You should inform the police if you change your GP practice and provide contact details for the new practice.
13. You are asked to provide details of GP practices over the past 10 years and whether you have consulted medical practitioners other than at your GP practice so that all relevant information is available to police to assist with their assessment of suitability to possess firearms, shotguns or air weapons.

For official use only			
Fee paid £	<input type="text"/>	Rank / Number	<input type="text"/>
Receipt Number	<input type="text"/>	Signature	<input type="text"/>
Date	<input type="text"/>		
Station	<input type="text"/>		

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SCHEDULE 2

Rule 2(3)

Notification by a Registered Firearms Dealer of a place of business not already entered in the register

Firearms Acts 1968 to 1988

Firearms Form 116A

**Notification by a Registered Firearms Dealer of a place of business not already entered in the register**

**Important: Read Notes section before completion. Please complete this form in BLOCK CAPITALS except when signing.** This form should be completed by a registered firearms dealer, when notifying a new place of business to the chief officer of police in whose area he is registered.

Your personal data will be processed by the police force to which you apply in line with Part 3 of the Data Protection Act 2018 and as set out in the force's Privacy Information Notice.

**Part A Details of new place of business**

1	Name of firearms dealer	<input type="text"/>
2	Certificate number	<input type="text"/>
3	Name of proposed business	<input type="text"/>
4	Address of proposed business	<input type="text"/>
5	Principal nature of the business to be carried on at the premises	<input type="text"/>
6	Other business (if any) which will be carried on at the proposed address (i.e. by whom carried on, nature of business and name under which business will be carried on)	<input type="text"/>
7	Full name of applicant or person submitting the application on behalf of a company	<input type="text"/>
8	Telephone number	<input type="text"/>
9	Mobile number	<input type="text"/>
10	Email address	<input type="text"/>

**Part B Details of servants**

**Important: Read Notes 1 to 3 before completion.** Enter in the table below details of all servants who, by virtue of Section 8 of the Firearms Act 1968, are or will be authorised to possess, purchase or acquire firearms and ammunition in the ordinary course of your business. If necessary, continue on a separate sheet.

Surname (including any former names)	Forename(s)	Date of birth	Address	Firearm or shotgun certificate details (if applicable – including certificate number and issuing police force)

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Part B Details of servants (continued)				
Surname (including any former names)	Forename(s)	Date of birth	Address	Firearm or shotgun certificate details (if applicable – including certificate number and issuing police force)

**Part C Declaration**

I, being registered as a firearms dealer in this police force area, hereby notify the chief officer of police that I propose to carry on business as a firearms dealer at a place of business in this area which is not entered in the register. I declare that the statements made on this form are true.

Usual signature of applicant or person acting on behalf of the company.

Date

**Notes**

Please read these BEFORE completing the form

Servants

1. The exemption in section 8(1) of the Firearms Act 1968 covers the possession, purchase and acquisition of firearms and ammunition in the ordinary course of a registered firearms dealer's business. It extends to registered firearms dealers and their servants.
2. There is no legal definition of a 'servant', but it should be noted that a letter of authority does not automatically make someone a 'servant' for these purposes. An employee of the dealer working for a firearms-related business would be a 'servant', but it is not the case that anyone whose services the dealer uses on any occasion will necessarily be a servant e.g. a self-employed outworker (such as an engraver). In these circumstances the outworker would be required to register as a firearms dealer.
3. The possession, purchase and acquisition of the firearms and ammunition by a servant may only be for the ordinary course of the business of the dealer as directed by the dealer.

For official use only			
Fee paid £	<input style="width: 150px; height: 20px;" type="text"/>	Rank / Number	<input style="width: 150px; height: 20px;" type="text"/>
Receipt Number	<input style="width: 150px; height: 20px;" type="text"/>	Signature	<input style="width: 150px; height: 40px;" type="text"/>
Date	<input style="width: 150px; height: 20px;" type="text"/>		
Station	<input style="width: 250px; height: 20px;" type="text"/>		

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## EXPLANATORY NOTE

*(This note is not part of the Rules)*

These Rules make amendments to the Firearms Rules 1998 (S.I. 1998/1941).

Rule 2(2) replaces the existing application form for registration as a firearms dealer or for a new certificate of registration as a firearms dealer. The amendments to the form impose a requirement on applicants to provide details of all servants who, by virtue of section 8(1) of the Firearms Act 1968 (c. 27) (the “1968 Act”), are or will be authorised to possess, purchase or acquire firearms and ammunition in the ordinary course of the applicant’s business. Applicants are also now required in certain circumstances to provide a personal health and medical declaration disclosing relevant medical conditions that may affect their suitability to carry on business as a firearms dealer without danger to the public safety or to the peace.

Rule 2(3) replaces the existing form which a registered firearms dealer uses to notify the chief officer of police for that area of a place of business not already entered in the register. The amendments to the form impose a requirement on registered firearms dealers to also provide details of all servants who, by virtue of section 8(1) of the 1968 Act, are or will be authorised to possess, purchase or acquire firearms and ammunition in the ordinary course of the registered firearms dealer’s business.

A full impact assessment of the effect that this instrument will have on the costs of business, the voluntary sector and the public sector is available at <http://legislation.gov.uk>. Hard copies can be obtained from the Serious Violence Unit, Home Office, 2 Marsham Street, SW1P 4DF.