



Air Weapons and Licensing (Scotland) Act 2015

2015 asp 10

PART 1

AIR WEAPONS

Transactions involving air weapons and commercial matters

24 Restrictions on transactions involving air weapons

- (1) It is an offence for a person other than a registered firearms dealer, by way of trade or business, to—
 - (a) manufacture, sell, transfer, repair or test an air weapon,
 - (b) expose an air weapon for sale or transfer, or
 - (c) possess an air weapon for the purposes of its sale, transfer, repair or testing.
- (2) It is an offence for a person (“A”) to sell or transfer an air weapon to another person (“B”) unless—
 - (a) B is a registered firearms dealer,
 - (b) B holds an air weapon certificate (without a condition attached to it preventing B from purchasing or acquiring an air weapon) and shows it to A,
 - (c) A is a registered firearms dealer and is satisfied that—
 - (i) in a case where B is an individual, B is aged 18 years or more, and
 - (ii) the air weapon is to be delivered to a place outwith Great Britain, or to a registered firearms dealer in England or Wales, without first coming into B’s possession, or
 - (d) B provides evidence to A that B is otherwise entitled to purchase or acquire an air weapon without holding an air weapon certificate by virtue of the provisions of this Part.
- (3) It is an offence for a person (“A”) to manufacture, repair or test an air weapon for another person (“B”) unless—
 - (a) B is a registered firearms dealer,
 - (b) B holds an air weapon certificate and shows it to A, or

- (c) B provides evidence to A that B is otherwise entitled to possess an air weapon without holding an air weapon certificate by virtue of the provisions of this Part.
- (4) A person who commits an offence under this section is liable—
- (a) on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum (or both),
 - (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years or a fine (or both).

25 Requirement for commercial sales of air weapons to be in person

- (1) This section applies where a person (“the seller”) sells an air weapon by way of trade or business to an individual in Great Britain who is not a registered firearms dealer.
- (2) It is an offence for the seller, for the purposes of the sale, to transfer possession of the weapon to the purchaser otherwise than at a time when both the purchaser and the seller (or a representative of the seller) are present in person.
- (3) The reference in subsection (2) to a representative of the seller is a reference to—
- (a) a person who is employed by the seller in the seller’s business as a registered firearms dealer,
 - (b) a registered firearms dealer (“A”) who has been authorised by the seller to act on the seller’s behalf in relation to the sale, or
 - (c) a person who is employed by A in A’s business as a registered firearms dealer.
- (4) A person who commits an offence under this section is liable, on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding level 5 on the standard scale (or both).