
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2022 No.

**The Surrender of Offensive Weapons
(Compensation) (Scotland) Regulations 2022**

Eligibility for compensation

3.—(1) Subject to paragraph (2) and regulation 6(5), the Scottish Ministers must pay compensation in accordance with these Regulations for a surrendered weapon.

(2) A person may claim compensation—

- (a) in respect of a weapon, possession of which will become unlawful by virtue of—
 - (i) section 44 (prohibition on the possession of certain dangerous knives) of the 2019 Act (by itself or in combination with section 43 (amendments to the definition of “flick-knife”) of the 2019 Act), or
 - (ii) section 46 (prohibition on the possession of offensive weapons) of the 2019 Act (by itself or in combination with section 47 (prohibition on the possession of offensive weapons: supplementary) of the 2019 Act),
- (b) if, in the case of a weapon other than a cyclone knife, they—
 - (i) owned the weapon on 20 June 2018, or
 - (ii) on or before 20 June 2018 had contracted to acquire the weapon,
- (c) if, in the case of a cyclone knife, they—
 - (i) owned the cyclone knife on 22 January 2019, or
 - (ii) on or before 22 January 2019 had contracted to acquire the cyclone knife,
- (d) if they surrender the weapon within the required period, and
- (e) if they make a declaration that they are the legal owner of the weapon and that it was lawfully acquired.

(3) In paragraph (2)(c), “cyclone knife” means the weapon sometimes known as a “cyclone knife” or “spiral knife” being a weapon with—

- (a) a handle,
- (b) a blade with two or more cutting edges, each of which forms a helix, and
- (c) a sharp point at the end of the blade.