
STATUTORY INSTRUMENTS

2008 No. 3231

The Export Control Order 2008

PART 2

EXPORT AND TRANSFER CONTROLS

Exception for firearms – firearm or shot gun certificate or permit

16.—(1) This article applies to firearms authorised to be possessed or, as the case may be, purchased or acquired by—

- (a) a firearm certificate or shot gun certificate granted under the Firearms Act 1968;
- (b) a visitor’s firearm or shot gun permit granted under section 17 of the Firearms (Amendment) Act 1988⁽¹⁾;
- (c) a firearm certificate granted under the Firearms (Northern Ireland) Order 1981⁽²⁾; or
- (d) a firearm certificate granted under the Firearms Act 1947 (an Act of Tynwald)⁽³⁾ as amended by the Firearms Act 1968 (an Act of Tynwald)⁽⁴⁾ and the Air Guns and Shot Guns, etc Act 1968 (an Act of Tynwald)⁽⁵⁾.

(2) Subject to paragraph (3), nothing in article 3 shall be taken to prohibit the exportation of any firearm to which this article applies, related ammunition and sight using non-electronic image enhancement for use with such a firearm to—

- (a) any destination in a member State by—
 - (i) any person or body specified in Article 2(2) (Directive not to apply in relation to armed forces, police, public authorities, collectors, etc.) of the firearms Directive; or
 - (ii) the holder of a firearm certificate within paragraph (1)(d); or
- (b) any other destination other than a country or destination specified in Part 1, 2 or 3 of Schedule 4.

(3) The exception in this article only applies if the firearm, related ammunition and sight using non-electronic image enhancement form part of the personal effects of the holder of the relevant certificate or permit and, in a case to which paragraph (2)(b) applies, the certificate or permit is produced by the holder, or the holder’s duly authorised agent, with the firearm and, if carried, ammunition and sight to the proper officer of Her Majesty’s Revenue and Customs at the place of exportation.

(1) 1988 c. 45; section 17 was amended by the Firearms Acts (Amendment) Regulations, regulations 6(1) and 7(1) and the Firearms Amendment Act 1997, Schedule 2, paragraph 19.
(2) S.I. 1981/155 (N.I. 2); relevant amending instruments are S.I. 1989/1338 (N.I. 10), 1992/1723 (N.I. 14).
(3) Acts of Tynwald 1947, p586.
(4) Acts of Tynwald 1968, p464.
(5) Acts of Tynwald 1968, p509.