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STATUTORY INSTRUMENTS

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**2017 No. 452**

**The Air Weapons and Licensing (Scotland) Act  
2015 (Consequential Provisions) Order 2017**

**Forfeiture and disposal of firearms and cancellation of certificates**

**3.** In section 52 of the Firearms Act 1968 (forfeiture and disposal of firearms; cancellation of certificate by convicting court)(1), after subsection (1) insert—

“(1ZA) Where—

- (a) a person is convicted as mentioned in subsection (1)(a) by or before a court in England and Wales, or
- (b) an order of the kind mentioned in subsection (1)(b) or (c) is made in relation to a person by a court in England and Wales,

the court may cancel any air weapon certificate granted to the person under section 5 of the Air Weapons and Licensing (Scotland) Act 2015 which has not expired or been revoked or cancelled.

(1ZB) Where a person is convicted of an offence under Part 1 of the Air Weapons and Licensing (Scotland) Act 2015, the court by or before which the person is convicted may make such order as to the forfeiture or disposal of any firearm (other than an air weapon within the meaning of section 1 of that Act) or ammunition found in the person’s possession as the court thinks fit.”.

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(1) Section 52 was modified by the Criminal Justice Act 1988 (c.33), section 170(2), Schedule 8, paragraph 1 and Schedule 16; the Criminal Justice and Public Order Act 1994 (c.33), Schedule 10, paragraph 24(3); the Crime and Disorder Act 1998 (c.37), Schedule 8, paragraph 15; the Criminal Justice Act 2003 (c.44), Schedule 32, paragraph 13; and the Violent Crime Reduction Act 2006 (c.38), section 50(3) and (5). Section 52(1A) was inserted by the Criminal Justice Act 2003, Schedule 32, paragraph 13(3), and amended by the Criminal Justice and Immigration Act 2008 (c.4), Schedule 4, paragraph 7 and the Criminal Justice and Licensing (Scotland) Act 2010 (asp 13), schedule 2, paragraph 30(3).