

# FIREARMS REGISTRY

## Prohibited Weapons Batons and Handcuffs Permit

This FACT sheet provides information on the requirements for obtaining a Prohibited Weapons Permit for Batons and Handcuffs - section 8(1) of the *Weapons Prohibition Act 1998*.

This permit authorises the purchase of batons and handcuffs for use in security activities.

### ***Is there an exemption from the requirement to obtain a permit for possession and use of batons and handcuffs?***

**Yes.** Clauses 3(1)(i) and (j) of Schedule 1 of the *Weapons Prohibition Regulation 2009* provides an exemption from the requirement for a person to hold a permit to possess or use an extendable baton, a telescopic baton or handcuffs, but only in the course of carrying on a business as a security firm or when acting in the course of the person's employment as a security guard, for the following security activities:

1. A security guard holding a class 1A, 1D, or 1F licence issued for patrolling, protecting, watching or guarding any property by physical means (may involve the use of patrol dogs or the possession or use of firearms) in any one or more of the following circumstances:

- \* Carrying on control room operations,
- \* Patrolling, protecting, watching or guarding cash (cash in transit) or other valuables
- \* Patrolling, protecting, watching or guarding an airport or other infrastructure.

OR

2. A security guard holding a class 2D licence issued for providing training or instruction in a security activity or assessing another person's training, instruction or competencies in relation to any security activity.

**NOTE:** The exemption only applies if the Commissioner is satisfied that the person has been trained in the use of the batons and handcuffs.

### ***Why do I need to obtain a permit if there is an exemption for possession and use?***

The exemption afforded by the legislation for possession and use does not authorise the purchase of batons or handcuffs. By virtue of section 23(1) of the *Weapons Prohibition Act 1998*, if you wish to purchase these weapons, you must be authorised by a permit to possess the weapon.

### ***What does the Batons and Handcuffs Permit authorise?***

This permit authorises the permit holder to purchase, possess and use batons and handcuffs:

As a security firm for use by authorised employees, or

As a security guard for use in the course of their employment for the approved security activities.

### ***What kind of prohibited weapons are authorised by this permit?***

An extendable or telescopic baton under Schedule 1 clause 2(17A) and handcuffs under Schedule 1 clause 4(2) of the *Weapons Prohibition Act 1998*.

### ***What is the term of the permit?***

The permit will be issued for a maximum term of up to 5 years.

### ***How much will the permit cost?***

The prescribed fee for this permit is \$127. Your payment must accompany the application.

### ***What level of safe storage applies to this permit?***

Level 1 safe storage is applicable to weapons authorised by this permit. See 'Safe Storage Prohibited Weapons Levels 1, 2 & 3' & 'Prescribed Safe Storage for Schedule 1 Prohibited Weapons' available on the Safe Storage page on the Firearms Registry Internet site.

### ***What do I need to send with the application?***

You must complete the genuine reason form and provide this, and any supporting documents with your application.

### ***How do I apply for a Batons and Handcuffs Permit?***

You must complete the P638 'Application for a Prohibited Weapons Permit' form and the 'Prohibited Weapon Batons and Handcuffs' Genuine Reason form and where applicable provide any supporting documentation.

# Instructions for completing the PW Permit Application Form

## PROHIBITED WEAPONS PERMIT APPLICATION FORM (P638)

### NEW APPLICATION / REAPPLICATION

Mark the appropriate box, new application or reapplication. If you currently hold, or have previously held, a firearms licence or firearms or prohibited weapon permit, enter your licence or permit number.

### SECTION A - PERMIT TYPE

From the drop down list select the type of permit for which you are applying. If the permit is not listed in the drop down list, enter 'Other' and describe the type of permit you require in the space provided.

### SECTION B - NOMINATED PERSON / PERMIT HOLDER

Insert the full name, date of birth, gender, NSW drivers licence (if held), contact phone numbers, email address and supply details for the nominated person (business) or nominated permit holder (individual). If you have been known by any other names enter your alias here.

### SECTION C - RESIDENTIAL ADDRESS

Insert your full residential address in this section.

### SECTION D - POSTAL ADDRESS

If the postal address is the same as the residential address, mark the box. If your postal address is different to your residential address, insert your postal address in this section.

### SECTION E - BUSINESS, CLUB OR GOVERNMENT AGENCY DETAILS

If this application is being made by a Business, Club or Government Agency, complete this section and attach supporting documentation.

### SECTION F - SAFEKEEPING ADDRESS OF WEAPONS

If the safekeeping address is the same as the residential address, select 'YES' in the box. If your weapon safekeeping address is different to your residential address, select 'NO' and insert the address in this section.

### SECTION G - PERSONAL HISTORY

Answer each question by selecting a 'YES' or 'NO' from the drop down list. If you answer 'YES' to any question, provide details as an attachment.

### SECTION H - DECLARATION

The application must be signed and dated by the applicant.

### SECTION I - FEE

The prescribed fee for a prohibited weapon permit is \$127. Your payment must accompany the application.

### RELATED INFORMATION

See FACT Sheets:

'100 Point Identification'

'Schedule 1 Prohibited Weapons - Safe Storage Levels 1, 2 & 3',

'Prescribed Safe Storage for Schedule 1 Prohibited Weapons'.

## Firearms Registry

### Address

Locked Bag 1  
Murwillumbah NSW 2484

### Telephone

1300362562

### Interstate

02 66708590

### Fax

02 66708558

### Email

firearmsenq@police.nsw.gov.au

### Website

[www.police.nsw.gov.au/firearms](http://www.police.nsw.gov.au/firearms)

## Where can I find more information?

The information provided in the FACT Sheet is for general guidance only. Applicants and licensees should familiarise themselves with the *Weapons Prohibition Act 1998* and the *Weapons Prohibition Regulation 2009*, which are available on the NSW Legislation website - [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au).



**NSW Police Force**  
[www.police.nsw.gov.au](http://www.police.nsw.gov.au)

