

ARMS AND EXPLOSIVES ACT
(CHAPTER 58)
ARMS AND EXPLOSIVES RULES

B.R.O.N. 26.11.28

Amended by

B.R.O.N. 175/32

B.R.O.N. 29/48

B.R.O.N. 101/51

B.R.O.N. 141/51

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S 8/91

S 11/91

S 25/00

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SUBSIDIARY LEGISLATION
ARMS AND EXPLOSIVES RULES

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ARMS AND EXPLOSIVES RULES

Commencement: 26th November 1928
[B.R.O.N. 26.11.28]

Citation.

1. These Rules may be cited as the Arms and Explosives Rules.

Firearms to be licensed.

2. No person shall possess, import or export any gun or arm except under a licence issued by the Licensing Officer:

Provided that the provisions of these Rules shall not apply to rifles of a type approved by the Licensing Officer, and ammunition therefor, belonging to any rifle club approved by the Minister and registered or deemed to be registered as a society under the Societies Act (Chapter 66) when stored in any magazine and used on any rifle range approved by the Licensing Officer.

- (2) For the purpose of these Rules “Minister” means the Prime Minister.

3. *Reserved.*

4. *Reserved.*

5. *Reserved.*

6. *Reserved.*

IMPORTATION AND EXPORTATION

Importation of guns and arms.

7. (1) Any person desiring to import guns or arms shall apply to the Licensing Officer giving a description of the arms, from whom obtained and to whom consigned.

(2) The licence to import shall be in Form 2 in the First Schedule and shall remain in force for a period of 14 days from the date of the arrival of the vessel, vehicle or aircraft in which such guns or arms were imported.

Exportation of guns, arms and naval, military and air force stores.

8. (1) Every person desirous of exporting guns or arms or naval, military or air force stores from Brunei Darussalam shall deliver to the Licensing Officer a list showing —

- (a) the nature, calibre and number of such guns or arms;
- (b) the description and quantity of such naval, military and air force stores;
- (c) the country of destination of such guns, arms or stores;
- (d) the name of the ship or aircraft flight number in which it is intended to export the same; and
- (e) the probable date of departure of such ship or aircraft.

(2) On receiving the particulars referred to in paragraph (1), the Licensing Officer shall, subject to the provisions of any proclamation in force, issue a licence in Form 2 in the First Schedule.

Such licence shall remain in force for a period of 24 hours only from the hour of issue, but the period may for good cause be extended from time to time for any period not in excess of 24 hours.

Licence to land or tranship guns or arms.

9. (1) Any person desiring to land or to tranship without landing any guns or arms for the purpose of transhipment on board of any vessel, vehicle or aircraft arriving in Brunei Darussalam shall apply in writing to the Licensing Officer for a permit giving the particulars of the guns or arms. The permit shall be in Form 3 in the First Schedule.

(2) If a permit issued under paragraph (1) is not made use of within 48 hours of the arrival of the vessel, vehicle or aircraft in Brunei Darussalam it shall be returned to the Licensing Officer.

MANUFACTURE ETC.**Licence to manufacture etc. guns and arms.**

10. Any person desiring to manufacture, deal in, or repair guns or arms shall apply to the Licensing Officer personally or in writing. The licence shall be in Form 4 in the First Schedule and shall terminate on the 30th day of June next following the date of issue.

Licence to manufacture, possess etc. explosives.

11. No person shall manufacture, possess, use, sell, purchase, store, transport, import or export any explosive except under a licence issued by the Licensing Officer. The licence shall be in Form 5 in the First Schedule.

Period of validity of explosives licences.

12. Licences issued under rule 11 shall remain in force for one month only but may be extended at the discretion of the Licensing Officer.

Fees.

13. The fees for licences issued under these Rules shall be as specified in the Second Schedule.

GENERAL

Licensing Officer.

14. The Minister shall be the Licensing Officer:

Provided that the Minister may delegate the exercise of all or any of his powers under these Rules (except this power of delegation) to the Commissioner of Police, but so that no such delegation shall preclude the Minister from exercising at any of the powers so delegated.

[S 147/59; S 25/00]

Restriction on importation of crackers, squibs etc.

15. No person or persons shall import, manufacture, sell or possess any sand crackers or any squibs or crackers which contain an explosive ingredient or mixture other than black gunpowder (that is to say, sulphur, charcoal and saltpetre) or any squibs or crackers containing more than one-fifth of an ounce by weight of such black gunpowder.

Matches not to be sold from premises licensed for explosives.

16. No matches shall be kept for sale on any premises licensed under rule 11.

Penalty. [S 8/91]

17. (1) Any person who commits a breach of any of these Rules, other than rule 9, 15 or 16, shall be guilty of an offence and shall be punished with imprisonment for a term of not less than 5 years and not more than 15 years and shall also be punished with whipping with not less than 3 strokes and not more than 12 strokes.

[S 11/91]

(2) Any person who commits a breach of rule 9, 15 or 16 shall be guilty of an offence and shall be punished with a fine of \$3,000.

[S 11/91]

[Subsidiary]

Implied conditions in licences.

18. Every licence issued under the Arms and Explosives Act or under any rule made under the said Act, shall be deemed to be issued and held subject, in addition to any others which may be imposed, to the following conditions —

- (a) it shall be liable to suspension or cancellation without any reason being given therefor, at any time by the Licensing Officer.
- (b) it shall not be transferable save with permission of the Licensing Officer.

FIRST SCHEDULE

FORM 1

(rule 3)

(Reserved)

FORM 2

(rule 7)

BRUNEI DARUSSALAM

Arms and Explosives Act (Chapter 58)

**LICENCE TO IMPORT/EXPORT GUNS, ARMS OR NAVAL,
MILITARY OF AIR FORCE STORES**

..... is permitted to import into
export from
 Brunei Darussalam guns or arms (or naval, military or air force stores) of the number and
 description hereunder specified within

.....

.....

.....

.....

This day of 20

.....
Licensing Officer

FORM 3

(rule 9)

BRUNEI DARUSSALAM

Arms and Explosives Act (Chapter 58)

LICENCE TO LAND OR TRANSHIP GUNS OR ARMS

..... is permitted to land for the purposes of transshipment or to tranship without landing the under-mentioned guns or arms due in the on or about consigned to

This permit expires 48 hours after the arrival of the vessel by which the guns or arms are imported.

This day of 20

.....
Licensing Officer

FORM 4

(rule 10)

BRUNEI DARUSSALAM

Arms and Explosives Act (Chapter 58)

LICENCE TO MANUFACTURE ETC. GUNS OR ARMS

..... is permitted to *manufacture, *deal in, *repair of guns or arms at the premises described below —

.....
.....
.....

This Licence expires on the 30th day of June 20

.....
Licensing Officer

* Delete if not required.

FORM 5

(rule 11)

BRUNEI DARUSSALAM

Arms and Explosives Act (Chapter 58)

LICENCE TO MANUFACTURE ETC. EXPLOSIVES

..... is permitted to *manufacture, *possess,
*use, *sell, *purchase, *store, *transport, *import, *export, the explosives hereunder
specified within one month of date.

.....

.....

.....

This day of 20

.....
Licensing Officer

* Delete if not required.

SECOND SCHEDULE

(rule 13)

FEES

	\$ ¢
For a licence to import guns or arms	Free
For a licence to export guns or arms	Free
For a licence to manufacture guns or arms, per annum	100.00
For a licence to repair guns or arms, per annum	10.00
For a licence to manufacture explosives, per month	10.00
For every licence to purchase, possess, store, use or sell any explosives except gunpowder and safety ammunition, per month	2.00
For every licence to import, export or transport any explosives except gunpowder and safety ammunition, per consignment	10.00
For every licence to possess, use, purchase, import or export gunpowder or safety ammunition	Free
For every licence for a Magazine in a quarry to store explosives not exceeding 50 lbs. in weight at any one time, per month	2.00
For every licence to store gunpowder per 100 lbs. or part thereof, per month	.50
For every licence to store safety cartridges per 1,000 rounds or part thereof, per month	.50
For a duplicate licence in lieu of any of the above licences when lost or destroyed	.50
For each licence to possess an Air Rifle or Air Gun, per annum	1.00