

NOTICE OF COMMITTEE STAGE AMENDMENTS

THE FIREARMS (AMENDMENT) BILL, 2007

In accordance with the provisions of Standing Order 52(1) and (2), I the Honourable Second Official Member, give notice to move the following amendments to the Firearms (Amendment) Bill, 2007:

That the Bill be amended as follows -

(a) in clause 6 -

(i) in the new section 38A(1)(a) proposed for insertion in the principal Law, by inserting after the word “convicted” the words “following a trial or a plea of guilty”; and

(ii) by deleting the new section 38A(2) proposed for insertion in the principal Law and substituting the following -

“ (2) Notwithstanding sections 6(2) and 8 of the Criminal Procedure Code (2006 Revision), the court of summary jurisdiction or the Grand Court before which the individual pleads guilty or is convicted, shall -

(a) in a case where the individual pleads guilty, impose a sentence of imprisonment for a term of at least seven years (with or without a fine); or

(b) in any other case, impose a sentence of imprisonment for a term of at least ten years (with or without a fine),

unless the relevant court is of the opinion that there are exceptional circumstances relating to the offence or to the offender which justify its not doing so; and such exceptional circumstances shall be stated by the relevant court.”;

(b) by inserting after clause 6 the following clause -

“Repeal of section 44
savings and transitional
provisions

6A. The principal Law is amended by repealing section 44.”

and

(c) in clause 7(1)(a) and (3) by deleting the words “convicted of or pleads guilty” and substituting the words “convicted following a trial or a plea of guilty”.

Moved by: Honourable Samuel Bulgin, QC, JP
Second Official Member.

PASSED/REJECTED by the Committee of the whole House the _____ day of _____, 2008.

Clerk of the Legislative Assembly

