

## Sale or Transfer of Firearm – by licence holder

**Note:** This information sheet does not constitute legal advice and is for general information purposes only. Applicants and licensees are required to understand and comply with the *Firearms Act 1996* (“the Act”) and associated Regulations, which are available on the Tasmanian legislation website – [www.legislation.tas.gov.au](http://www.legislation.tas.gov.au). This document was prepared in June 2024 based on the relevant legislation at that time.

### Transferring or selling firearms

Only a licensed firearms dealer is authorised to buy, sell or transfer firearms.

- A licensed firearms dealer must not purchase, acquire or take possession of a firearm from another person unless that other person is authorised by a licence to possess the firearm and the firearms dealer has seen the licence;
- A licensed firearms dealer must not sell any firearm to any person unless that other person is authorised by a permit to acquire the firearm and the firearms dealer has seen the permit, and that person is authorised by a licence and the firearms dealer has seen the licence.
- The holder of a licence may sell a firearm to, or purchase a firearm from, another holder of a licence through the agency of a licensed firearms dealer.

### How do I arrange a sale or transfer through a firearms dealer?

- If you already have a person prepared to purchase the firearm, you are required to transfer the firearms to a licenced firearms dealer and provide the purchasers name and contact details.
- If you wish to sell the firearm, you are not allowed to advertise the sale of the firearm. It is against the law for a person to advertise the sale of any firearm, firearm part or ammunition to be published unless –
  - the person is a licensed firearms dealer; or
  - the proposed sale is to be arranged by or through a licensed firearms dealer.
- When you sell a registered firearm, you must notify the Commissioner with particulars within 7 days after that sale.



## Frequently Asked Questions

### **WHAT IF I HAVE A FIREARM THAT I WANT A FAMILY MEMBER TO HAVE?**

If the family member has the correct licence category and genuine reason to possess the firearm, you can organise the transfer through a firearms dealer.

### **CAN I SELL AN UNSAFE FIREARM?**

A person must not have possession of a firearm that is unsafe. A police officer may seize any firearm in the possession of any person if they suspect on reasonable grounds that the firearm is unsafe.

### **A FIREARM IS UNSAFE IF:**

- Because of a mechanical defect or its general condition, it may reasonably be considered unsafe; or
- For any other reason, it may reasonably be considered to be unsafe.

### **THE EXCEPTIONS ARE:**

- A firearms dealer may possess an unsafe firearm for the ordinary course of their business which may include in order to repair the firearm.
- The holder of a firearms licence for the genuine reason of firearms collection.
- The holder of a firearms museum licence for the purpose of storing, exhibiting, and showing the firearm.



#### **TASMANIA POLICE FIREARMS SERVICES**

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