

Control of Weapons Act 1990
WEAPONS EXEMPTION – ARBORISTS

Order in Council

The Governor in Council under section 8B of the **Control of Weapons Act 1990** exempts the classes of persons listed in Column 1 of the Table below from sections 5(1), 5(1AA), 5(1AB) and 5AA of the **Control of Weapons Act 1990** in relation to activities involving slingshots manufactured and intended for commercial distribution as listed in Column 2 of the Table, for the purposes listed in Column 3 of the Table.

Column 1 Class of Person	Column 2 Activity	Column 3 Purpose
A person aged 18 years or over who is professionally engaged in arboriculture or horticulture services.	Bring into Victoria, cause to be brought into or sent into Victoria, display or advertise for sale, sell, purchase, possess, use or carry a slingshot that is manufactured and intended for commercial distribution.	Line or rope launching for the purpose of tree maintenance or tree felling.

Conditions:

It is a condition of this exemption that:

1. the person must not be a prohibited person under the **Control of Weapons Act 1990**;
2. The slingshot may only be used for the purposes for which the exemption was granted.
3. When not being used in accordance with the purpose specified in this Order, the slingshots must be stored safely and securely.
‘safely and securely’ means:
 - a. stored in a manner calculated to ensure that the slingshot
 - i. is not readily accessible to a person other than the person seeking to rely on the exemption; and
 - ii. is not available for possession, use or carriage by a person who is not themselves a holder of an approval issued by the Chief Commissioner of Police or who does not fall within a class of exempt persons.
 - b. when being transported between the usual place of storage of the slingshot and places at which the slingshot is legitimately used for the purposes specified in this exemption:
 - i. stored in a manner calculated to ensure that the slingshot is not readily accessible to a person other than the person seeking to rely on the exemption; and
 - ii. concealed from plain sight during any such transportation.
4. A person seeking to rely on this exemption must, on request, permit a police officer to inspect his or her storage arrangements at any reasonable prearranged time.
5. A person seeking to rely on this exemption must maintain a record of the quantity and type of slingshot in their possession. These records must be kept for the duration of operation of the exemption and must be made available to a police officer for inspection at any reasonable prearranged time.
6. A person seeking to rely on this exemption who sells a slingshot must keep a record of the sale. The record must be in the form and manner prescribed by the Control of Weapons Regulations 2011. A police officer at any reasonable time may require the person to produce the record for inspection.

Commencement:

This Order comes into effect from the date it is published in the Government Gazette.

Dated 23 October 2018

Responsible Minister:

HON LISA NEVILLE MP

Minister for Police

ANDREW ROBINSON
Clerk of the Executive Council
