ANGUILLA

REVISED STATUTES OF ANGUILLA

CHAPTER F30

FIREARMS ACT

Showing the Law as at 15 December 2014

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

This Edition consolidates—

Act 8/2005, in force 9 December 2005
Act 8/2008, in force 11 June 2008
Act 14/2010, in force 29 October 2010

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FIREARMS ACT

PART 1

INTERPRETATION

Interpretation

1. (1) In this Act—

"acquire" means hire, accept as a gift or borrow;

"ammunition" means ammunition for any firearm and includes restricted ammunition;

"appropriate authority" means, in relation to the grant, amendment or revocation of any licence, certificate or permit, the appropriate authority specified in section 38;

"artillery" means any cannon, howitzer, mortar or flamethrower except of a type commonly in use before the year 1850;

"automatic firearm" means any firearm so designed or adapted that if pressure is applied to the trigger missiles continue to be discharged until pressure is removed from the trigger or the magazine containing the missiles is empty;

"certificate" means a certificate under this Act;

"firearm" means any lethal barrelled weapon from which any shot, bullet or other missile can be discharged, or any restricted weapon or, unless the context otherwise requires, any prohibited weapon, and includes any component part of any such weapon and any accessory to any such weapon designed or adapted to diminish the noise or flash caused by firing the weapon but does not include any air rifle, air gun, or air pistol of a type prescribed by the Governor and of a calibre so prescribed;

"Firearm Dealer's Licence" means a licence authorising the holder thereof to buy or sell or buy and sell at such place as may be specified in the licence firearms or ammunition of such type as may be so specified;

"Firearm Disposal Permit" means a permit authorising the holder thereof to dispose of the firearm or ammunition specified therein;

"Firearm Export Permit" means a permit authorising the holder thereof during such period as may be specified therein to export from Anguilla to such destination and in such manner such firearms or ammunition of such type as may be so specified;

"Firearm Import Permit" means a permit authorising the holder thereof during such period as may be specified therein to import into Anguilla from such source as may be specified therein such firearms or ammunition as may be so specified;

"Firearm Manufacturer's Licence" means a licence authorising the holder thereof to manufacture in Anguilla at such place as may be specified in the licence firearms or ammunition of such type as may be so specified and to buy and sell in Anguilla at such place as may be so specified

firearms or ammunition of such type as may be so specified (whether manufactured by the holder or not);

"Firearm Transshipment Permit" means a permit authorising the holder thereof during such period as may be specified therein to transship from some vessel so specified to some other vessel so specified such firearms or ammunition of such type as may be so specified;

"Firearm User's (Employee's) Certificate" means a certificate issued pursuant to section 30;

"Firearm User's (Special) Permit" means a permit authorising the holder thereof to be in possession of the firearm or ammunition specified therein within any area so specified to which section 22 applies upon such occasions as may be so specified;

"Firearm User's Licence" means a licence authorising the holder thereof, subject to section 22 and to the terms and conditions specified in the licence, to be in possession of the firearm or ammunition so specified;

"Gunsmith's Licence" means a licence authorising the holder thereof to carry on the business of repairing, testing or proving firearms or ammunition at such premises as may be specified in the licence;

"licence" means a licence under this Act;

"officer of customs" means any officer in the Department of Customs;

"permit" means a permit under this Act;

"police officer" means any member of the Royal Anguilla Police Force;

"prohibited weapon" means—

(a) any artillery or automatic firearm; or

(b) any grenade, bomb or other like missile;

"restricted ammunition" means any ammunition containing or designed to contain any noxious liquid, gas or other thing;

"restricted person" means any person who—

(a) is a habitual criminal; or

(b) has at any time within 5 years next before the event in relation to which the term is used—

(i) been declared by a court pursuant to section 3 to be a restricted person, or

(ii) been convicted of an offence involving violence and sentenced to a term of imprisonment exceeding 3 months;

"restricted weapon" means any weapon of whatever description or design which is adapted for the discharge of any noxious liquid, gas or other thing;

"slaughtering instrument" means a firearm which is specially designed or adapted for the instantaneous slaughter of animals or for the instantaneous stunning of animals with a view to slaughtering them;

"transfer" includes let on hire, give, lend and part with possession;

"traveller" means any person who arrives in Anguilla as an officer or member of the crew or passenger or stowaway upon any vessel or aircraft.

(2) For the purposes of this Act any firearm or ammunition shall be deemed to be of an obsolete type if of a type commonly in use before the year 1850 or of such other type as the Commissioner of Police may certify as being obsolete.

Application

2. This Act shall not apply—

(a) to any firearm or ammunition the property of the Government of Anguilla except at a time when such firearm or ammunition is in the possession of some person other than a person authorised by or on behalf of the Government of Anguilla to be in possession of such firearm or ammunition;

(b) to any firearm or ammunition or signalling apparatus or ammunition therefor forming part of the equipment of any ship or aircraft or of any aerodrome at any time when such firearm or ammunition or signalling apparatus or ammunition therefor is on board of such ship or aircraft or at such aerodrome, as the case may be;

(c) to any slaughtering instrument the property of the Government of Anguilla or of any Society for the Prevention of Cruelty to Animals or of any prescribed person except at a time when such slaughtering instrument is in the possession of some person other than a person authorised under this section to be in possession of such slaughtering instrument;

(d) to any person authorised by the Government of Anguilla to be in possession of a firearm or ammunition, in respect of any firearm or ammunition, the property of the Government of Anguilla in his possession pursuant to that authority;

(e) to any police officer or any special constable or in respect of any firearm or ammunition in his possession in his capacity as such police officer or special constable;

(f) to any officer or member of the crew of any ship or aircraft or any employee at any aerodrome in respect of his possession on board of such ship or aircraft or at such aerodrome, and in his capacity as an officer or member of the crew of such ship or aircraft or an employee of such aerodrome, as the case may be, of any firearm, ammunition, signalling apparatus or ammunition therefor referred to in paragraph (b); or

(g) to such firearms and ammunition the property of the government of such country in such circumstances and subject to such conditions as may for the time being be approved by the Governor and to such persons in respect of their possession thereof as may be so approved.

Declaration of restricted person

3. A court before which a person is convicted of an offence under this Act (other than an offence against section 41) or under any law in force before 19th December, 1967 in respect of the importation, exportation, possession or use in Anguilla of any firearm or ammunition, may declare that person to be a restricted person for the purposes of this Act.

PART 2

IMPORTATION, EXPORTATION AND TRANSSHIPMENT

Restriction on importation, exportation and transshipment of firearms and ammunition

4. (1) A person shall not import into, export from or transship in Anguilla any firearm or ammunition except under and in accordance with the terms of a Firearm Import Permit, Firearm Export Permit or Firearm Transshipment Permit, as the case may be.

(2) Every person who contravenes subsection (1) is guilty of an offence.

Travellers to make declaration of firearms and ammunition

5. (1) Every traveller who disembarks in Anguilla shall, on being required so to do by any officer of customs, make a declaration in the prescribed form stating whether he has any, and, if so, what firearms or ammunition in his possession or under his control.

(2) Every traveller who—

(a) contravenes subsection (1); or

(b) in any declaration required by subsection (1) makes a statement which is false;

is guilty of an offence.

Further provisions relating to declaration of firearms or ammunition by travellers

6. (1) Every traveller who declares under section 5 that he has any firearm or ammunition in his possession, unless he is the holder of a Firearm Import Permit, shall either—

(a) cause such firearm or ammunition to be retained upon the vessel or aircraft upon which he arrived in Anguilla until after such vessel or aircraft departs from Anguilla; or

(b) deliver such firearm or ammunition to an officer of customs in a sealed packet to be dealt with in accordance with section 7.

(2) Every person who contravenes subsection (1) is guilty of an offence.

Custody of firearms and ammunition by officer of customs

7. Every firearm or ammunition received by any officer of customs pursuant to section 6 shall be retained in the sealed packet in which it is received until either—

(a) the traveller from whom it was received produces to an officer of customs a Firearm Import Permit in respect of such firearm or ammunition and a licence or certificate authorising him to be in possession of such firearm or ammunition and pays the appropriate customs duty and tax on such firearm or ammunition, in which event it shall be delivered to the traveller;

(b) such traveller gives reasonable notice in writing to the Comptroller of Customs or some other officer of customs specifying some port at which he intends to embark for some place outside Anguilla and the date, time and vessel upon which he intends so to embark, in which event the sealed packet containing such firearm or ammunition shall be delivered to the traveller immediately before he so embarks;

(c) some person satisfies the Comptroller of Customs that he is lawfully entitled to the possession of such firearm or ammunition and either—

(i) produces a Firearm Import Permit in respect of such firearm or ammunition and a licence or certificate authorising him to be in possession of such firearm or ammunition, and pays the appropriate customs duty and tax on such firearm or ammunition in which event it shall be delivered to such person, or

(ii) gives to the Comptroller of Customs a notice of the nature referred to in paragraph (b), in which event such firearm or ammunition shall be delivered to such person as if he had been the traveller from whom such firearm or ammunition was received; or

(d) the Comptroller of Customs is authorised to dispose of such firearm or ammunition in such circumstances and after such period as may be prescribed.

Firearms and ammunition not to be held to be imported into Anguilla in certain circumstances

8. For the purposes of this Part, a person shall not be held to import any firearm or ammunition into Anguilla merely by reason of such firearm or ammunition being in his possession or under his control on some vessel within the territorial waters of Anguilla or on some aircraft flying over Anguilla or its territorial waters or at some aerodrome in Anguilla, unless he causes or attempts to cause or permits such firearm or ammunition to be landed from such vessel or aircraft in Anguilla otherwise than for the purpose of being delivered to an officer of customs in accordance with section 6.

PART 3

MANUFACTURE, SALE, PURCHASE AND REPAIR OF FIREARMS AND AMMUNITION

General restrictions upon manufacture and dealing in firearms and ammunition

9. (1) A person shall not manufacture or deal in—

(a) firearms or ammunition except under and in accordance with the terms of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence; or

(b) any prohibited weapon.

(2) Every person who contravenes subsection (1) is guilty of an offence.

Restrictions upon acquisition or disposal of firearms and ammunition

10. (1) A person shall not purchase, acquire, sell or transfer any prohibited weapon.

(2) A person shall not purchase or acquire any firearm or ammunition from, or sell or transfer any firearm or ammunition to, any other person whom he knows or has reasonable cause to believe to be under the age of 17 years, except where such other person is the holder of a certificate issued under section 20(2)(j).

(3) A person shall not purchase or acquire any firearm or ammunition unless—

(a) subject to subsection (9), he is the holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence or a Firearm User's Licence in relation to a firearm or ammunition of the type so purchased or acquired by him; and

(b) subject to subsections (8) and (9), the person from whom he purchases or acquires such firearm or ammunition is the holder of a Firearm Manufacturer's Licence, or a Firearm Dealer's Licence, or a Firearm Disposal Permit in respect of the firearm or ammunition so purchased or acquired from such person.

(4) A person shall not sell or transfer any firearm or ammunition unless—

(a) subject to subsections (8) and (9), he is the holder of a Firearm Manufacturer's Licence, or a Firearm Dealer's Licence, or a Firearm Disposal Permit in respect of the firearm or ammunition so sold or transferred by him; and

(b) subject to subsection (9), the person to whom he sells or transfers such firearm or ammunition is the holder of a Firearm User's Licence or a Firearm Dealer's Licence or a Firearm Manufacturer's Licence in respect of a firearm or ammunition of the type so sold or transferred to such person.

(5) A person, other than the holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence, shall not accept the delivery of any firearm or ammunition pursuant to any purchase or acquisition of such firearm or ammunition except in accordance with section 11.

(6) A person shall not, pursuant to any purchase or acquisition of any firearm or ammunition, deliver such firearm or ammunition to any person other than the holder of a Firearm Manufacturer's Licence or of a Firearm Dealer's Licence except in accordance with section 11.

(7) Every person who contravenes any of the provisions of this section is guilty of an offence.

(8) Notwithstanding anything to the contrary, firearms (other than prohibited weapons) or ammunition may be sold at a public auction by the Comptroller of Customs without any such licence or permit as is referred to in paragraph(4)(a).

(9) Subsections (3) and (4) in so far as they relate to the acquisition or transfer of a firearm or ammunition shall not apply to the obtaining of possession of a firearm or ammunition by any such person as is mentioned in section 20(2)(b) to (i) in the circumstances set out in those paragraphs.

Restriction on delivery of firearms and ammunition

11. (1) Where any person (in this section referred to as the "purchaser") other than the holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence proposes to purchase or acquire any firearm or ammunition from any other person (in this section referred to as the "vendor")—

(a) the vendor and purchaser shall certify to the Commissioner of Police in writing particulars as to—

(i) the purchaser's name and address,

(ii) the vendor's name and address, and

(iii) the type of firearm or ammunition to be purchased or acquired; and

(b) the Commissioner of Police shall notify the purchaser and vendor in writing as to the terms and conditions on the fulfilment of which delivery of the firearm or ammunition will be permitted.

(2) Where delivery of any firearm or ammunition is effected in contravention of any terms or conditions imposed by the Commissioner of Police pursuant to subsection (1) the purchaser or, as the case may be, the vendor of such firearm or ammunition is guilty of an offence and is liable on summary conviction before the Magistrate to imprisonment for a term of 2 years.

(Act 8/2005, s. 1)

Special restrictions on holders of Firearm Manufacturers' or Firearm Dealers' Licences

12. (1) A holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence shall not manufacture or deal in firearms or ammunition elsewhere than at the place specified in his licence or in any amendment thereof.

(2) Every person who contravenes subsection (1) is guilty of an offence.

General restriction on repair and transfer of firearms and ammunition

13. (1) A person shall not undertake the repair, test or proof of a firearm or ammunition for any other person except under and in accordance with the terms of a Gunsmith's Licence.

(2) A person shall not sell or transfer a firearm or ammunition to, or repair, test or prove a firearm or ammunition for, any person whom he knows, or has reasonable cause to believe, to be a restricted person, or to be drunk or of unsound mind or, at the time, otherwise unfitted to be entrusted with such a firearm or ammunition.

(3) Every person who contravenes this section is guilty of an offence.

Restrictions relating to gunsmiths

14. (1) A holder of a Gunsmith's Licence shall not accept delivery of any firearm or ammunition for the purpose of effecting any alteration or repair thereto—

(a) elsewhere than at the premises in respect of which he is licensed as a gunsmith; and

(b) from any person unless that person produces or causes to be produced a Firearm Manufacturer's Licence, a Firearm Dealer's Licence, or a Firearm User's Licence, or a certificate issued under section 20(2)(j) authorising him to manufacture, buy, sell or be in possession of, as the case may be, such firearm or ammunition.

(2) A holder of a Gunsmith's Licence shall forthwith enter in the records kept by him pursuant to section 17 particulars of any licence or certificate produced to him pursuant to paragraph (1)(b), and shall in due course return such licence or certificate to the person who produced it.

(3) Every holder of a Gunsmith's Licence who contravenes subsection (1) or (2) is guilty of an offence and on summary conviction before the Magistrate is liable to a fine of $5,000 or to imprisonment for a term of one year.

Special restrictions on shortening firearms and converting imitation firearms into firearms

15. (1) Subject to subsection (5), a person other than the holder of a Gunsmith's Licence shall not—

(a) shorten a barrel of any smooth bore gun to a length of less than 20 inches;

(b) convert into a firearm anything which is not a firearm;

(c) convert into a prohibited weapon anything which is not a prohibited weapon; or

(d) convert into a restricted weapon anything which is not a restricted weapon.

(2) A holder of a Gunsmith's Licence shall not do any of the things referred to in subsection (1) except with the prior written approval of the Commissioner of Police.

(3) Every person who contravenes subsection (1) or (2) is guilty of an offence.

(4) For the purposes of this section, the length of the barrel of a firearm shall be measured from the muzzle to the point at which the charge is exploded on firing.

(5) This section shall not apply to the holder of a Firearm Manufacturer's Licence operating in accordance with the terms of that licence.

Notice to be displayed by licensees

16. (1) Every holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence or a Gunsmith's Licence shall cause to be affixed and keep affixed over one of the principal entrances of the place in which or premises upon which he carries on business as a firearm manufacturer or a firearm dealer or a gunsmith, as the case may be, a board on which shall be printed in legible letters at least 2 inches in height the name in full of such licensee and the words "Licensed as a firearm manufacturer" or "Licensed as a firearm dealer" or "Licensed as a gunsmith", as the case may be.

(2) Every person who contravenes subsection (1) is guilty of an offence.

Records and returns

17. (1) Every licensed dealer (as defined in this section) shall provide and keep a register of transactions and shall enter or cause to be entered therein such particulars as may be prescribed of all transactions relating to his business as a licensed dealer.

(2) Every such entry shall be made within 24 hours after the transaction to which it relates took place, and, in the case of a sale or transfer, every such licensed dealer shall at the time of the transaction require the purchaser or transferee, if not known to him, to furnish particulars sufficient for identification, and shall immediately enter the particulars in the register.

(3) Every such licensed dealer shall on demand allow any police officer duly authorised in writing in that behalf by the Commissioner of Police, or any member of the Police Force of or above the rank of Sergeant to enter and inspect all stock in hand and shall on request by—

(a) any police officer duly authorised in writing in that behalf by the Commissioner of Police;

(b) an officer of customs; or

(c) any member of the Police Force as aforesaid;

produce for inspection the register required to be kept under subsection (1), but any written authority required by this subsection shall be produced on demand.

(4) Every person who is required to keep a register of transactions under subsection (1) shall make such returns to such authority in such form, in respect of such periods, at such time and containing such particulars as may be prescribed.

(5) Every person who contravenes this section or knowingly makes any false entry in the register required to be kept under subsection (1) is guilty of an offence.

(6) In this section "licensed dealer" means the holder of a Firearm Manufacturer's Licence, a Firearm Dealer's Licence or a Gunsmith's Licence.

Revocation of licences in case of certain offences

18. (1) Where a licensed dealer (as defined in this section) is convicted of an offence under this Act or of an offence against any customs law in relation to the import or export of firearms or ammunition, the court shall cause the conviction to be certified to the appropriate authority who may, giving notice in accordance with section 36(2) and subject to section 37, revoke the licence of the licensed dealer.

(2) In this section, "licensed dealer" means the holder of a Firearm Dealer's Licence or a Gunsmith's Licence.

Penalty for taking in pawn firearms or ammunition

19. (1) A pawnbroker shall not take in pawn from any person any firearm or ammunition.

(2) Any pawnbroker who contravenes subsection (1) is guilty of an offence.

PART 4

POSSESSION AND USE OF FIREARMS AND AMMUNITION

Possession of firearms and ammunition

20. (1) A person shall not—

(a) save as authorised by a licence which continues in force by virtue of section 52, be in possession of a prohibited weapon; or

(b) subject to subsection (2), be in possession of any other firearm or ammunition except under and in accordance with the terms and conditions of a Firearm User's Licence.

(2) Subsection (1), except in so far as it relates to a prohibited weapon, shall not apply—

(a) to any holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence in respect of any firearm or ammunition manufactured by him or forming part of his stock in trade as a firearm manufacturer or a firearm dealer;

(b) to the executor or administrator of any deceased person or to the Trustee in Bankruptcy or liquidator of any insolvent person, or of any company in liquidation, who before his decease, or becoming insolvent or going into liquidation, as the case may be, was the holder of a Firearm Manufacturer's Licence or a Firearm Dealer's Licence, in respect of any firearm or ammunition forming part of the stock in trade of such person during the administration by such executor, administrator, Trustee in Bankruptcy or liquidator of the affairs of such person;

(c) to the holder of any Gunsmith's Licence, in respect of any firearm or ammunition in his possession for the purpose of repairing, testing or proving such firearm or ammunition;

(d) to any person who came into possession of any firearm or ammunition in the capacity of executor or administrator of the estate of any deceased person, or Trustee in Bankruptcy or liquidator of any insolvent person or of any company in liquidation, during the period of 30 days after the day upon which he came into possession of such firearm or ammunition;

(e) to any person who came into possession of any firearm or ammunition in the capacity of auctioneer, bailiff or assistant bailiff of a Court, or landlord bailiff, during the period of 30 days after the day upon which he came into possession of such firearm or ammunition;

(f) to any servant or agent of any of the persons referred to in paragraphs (a) to (e) (both inclusive) in respect of any firearm or ammunition entrusted to him for delivery to the owner or to some person who is about to become the owner thereof in accordance with this Act;

(g) to any officer of customs or to any police officer in respect of his possession of any firearm or ammunition which comes into his possession pursuant to this Act during such period as such firearm or ammunition is retained by him pursuant to this Act;

(h) to any person in respect of the possession by him of any firearm or ammunition entrusted to him by any police officer for transportation pursuant to section 11, from any place to any other place during such period, not being longer than is reasonably necessary for the transportation of such firearm or ammunition, as such firearm or ammunition is contained in a sealed packet;

(i) to any person in respect of the possession by him of any firearm or ammunition delivered to him for storage in accordance with section 45(2) during the period of the absence from Anguilla of the owner of such firearm or ammunition and 2 weeks thereafter, or the period of 12 months from the date of the departure of such owner from Anguilla whichever is the shorter; or

(j) to any person to whom this paragraph relates in respect of the possession by him of any firearm or ammunition under and in accordance with the terms of a certificate issued to him in respect thereof by the appropriate authority.

(3) The persons to whom paragraph (2)(j) relates are—

(a) any person taking part in a theatrical performance or any rehearsal thereof, or in the production of a cinematograph or television film;

(b) any person present at an athletic meeting for the purpose of starting races at that meeting; or

(c) any other person prescribed under section 48.

(4) Every person who contravenes this section is guilty of an offence.

General restriction on carrying of firearms and ammunition in public

21. (1) A person shall not carry any firearm or ammunition in any public place unless at the time when he carries such firearm or ammunition he has about his person a licence, certificate or permit granted by the appropriate authority, authorising him to carry such firearm or ammunition in such place and, if such place is a place to which section 22 applies, a Firearm User's (Special) Permit authorising him to carry such firearm or ammunition in such place on such occasion.

(2) Every person who contravenes subsection (1) is guilty of an offence.

Special restriction on carrying of firearms and ammunition in public places

22. (1) The Governor may by order apply this section to any area, town or village specified in such order.

(2) Every order under subsection (1)—

(a) shall remain in force for a period of not more than one month (without prejudice to the power to issue a further order at or before the end of such period);

(b) is a regulation; and

(c) may at any time be varied, altered, amended or revoked by the Governor.

(3) A person shall not carry any firearm or ammunition in any public place within any area, town or village to which this section applies, except in accordance with the terms of a Firearm User's (Special) Permit.

(4) Every person who contravenes this section is guilty of an offence.

Restrictions relating to the discharge of firearms and ammunition

23. (1) A person shall not discharge any firearm or ammunition on or within 40 yards of any public road or in any public place except—

(a) in the lawful protection of his person or property or in the protection of the person or property of some other person in danger or in peril;

(b) in the lawful shooting of such trespassing animals in such circumstances as may be provided for in specific laws of Anguilla;

(c) under the direction of some civil or military authority authorised to give such direction; or

(d) with the permission of the Governor.

(2) Where any contravention of subsection (1) occurs, any Justice of the Peace or police officer may without warrant enter any premises on which he has reasonable cause to believe such contravention was committed and seize any firearms and ammunition there found which he has reasonable cause to believe were used in such contravention or are about to be used in the commission of a contravention of subsection (1) and may retain such firearm or ammunition for so long as may be necessary for the purpose of any investigation in relation thereto, and where such investigation results in legal proceedings against any person for any such offence until such legal proceedings are finally disposed of.

(3) Every person who contravenes subsection (1) is guilty of an offence under this Act.

(4) Where any person is charged with a contravention of subsection (1), the burden of proving that the discharge of the firearm or ammunition in respect of which the contravention is alleged to have occurred was a lawful discharge shall lie upon the person asserting the same.

Penalty for possessing firearm or ammunition with intent to injure

24. Every person who has in his possession any firearm or ammunition with intent by means thereof to endanger life or cause serious injury to property, or to enable any other person to endanger life or cause serious injury to property, whether any injury to person or property has been caused or not, is guilty of an offence and is liable on conviction on indictment before the High Court to imprisonment for a term of 14 years.

Penalty for use or possession of firearm or imitation firearm in certain circumstances

25. (1) Every person who makes or attempts to make any use whatever of a firearm or imitation firearm with intent to commit or to aid the commission of an offence or to resist or prevent the lawful apprehension or detention of himself or some other person, is guilty of an offence against this subsection and shall, in addition to the penalty for that offence, be liable to be punished on conviction for the offence in relation to which the firearm was used.

(2) Every person who, at the time of committing or at the time of his apprehension for, any offence specified in Schedule 1, has in his possession any firearm or imitation firearm, unless he shows that he had it in his possession for a lawful object, is guilty of an offence against this subsection and, in addition to any penalty to which he may be sentenced for the first-mentioned offence, is liable on conviction to be punished accordingly.

(3) Any person guilty of an offence against subsection (1) or (2) is liable on conviction on indictment before the High Court to imprisonment for a term of 14 years.

(4) On the trial of any person for an offence against subsection (1), the jury, not being satisfied that that person is guilty of that offence, but being satisfied that he is guilty of an offence against subsection (2), may find him guilty of the offence against subsection (2), and thereupon he is liable to be punished accordingly.

(5) In this section—

"firearm" means any lethal barrelled weapon of any description from which any shot, bullet or other missile can be discharged and includes any prohibited weapon and any restricted weapon, whether such a lethal weapon or not;

"imitation firearm" means any thing which has the appearance of being a firearm within the meaning of this section whether it is capable of discharging any shot, bullet or missile or not.

Penalty for use of firearm or ammunition in contravention of terms or conditions of licences, etc.

26. Every person who, being the holder of a licence, certificate or permit, contravenes any of the terms or conditions thereof, is guilty of an offence and on summary conviction before the Magistrate is liable to a fine of $10,000 or to imprisonment for a term of 2 years.

(Act 8/2005, s. 2)

PART 5

LICENCES, CERTIFICATES AND PERMITS

Types of licences, certificates and permits

27. Subject to section 22 and to this Part, the appropriate authority may grant the following licences, certificates or permits—

(a) a Firearm Import Permit;

(b) a Firearm Export Permit;

(c) a Firearm Transshipment Permit;

(d) a Firearm Manufacturer's Licence;

(e) a Firearm Dealer's Licence;

(f) a Gunsmith's Licence;

(g) a Firearm Disposal Permit;

(h) a Firearm User's Licence;

(i) a Firearm User's (Special) Permit;

(j) a certificate under section 20(2)(j); or

(k) a Firearm User's (Employee's) Certificate.

Application for licences, certificates and permits

28. Every application for any licence, certificate or permit shall—

(a) be addressed to the appropriate authority;

(b) be in the prescribed form;

(c) contain the prescribed particulars;

(d) be accompanied by the prescribed number (if any) of photographs of the prescribed dimensions of the person to whom the licence, certificate or permit applied for is desired to be granted;

(e) bear upon it, if so prescribed, a specimen of the signature of the person to whom the licence, certificate or permit applied for is desired to be granted;

(f) be signed by the applicant; and

(g) be accompanied by the receipt for the prescribed application fee (if any) and by such other documents, if any, as may be prescribed.

General provisions as to grant and issue of licences, certificates and permits

29. (1) Subject to this section and to sections 28 and 37, the grant of any licence, certificate or permit shall be in the discretion of the appropriate authority.

(2) No licence, certificate or permit shall be granted in relation to any prohibited weapon, without permission of the Governor.

(3) No licence, certificate or permit shall be granted to a restricted person or in relation to any restricted weapon or restricted ammunition except with the prior approval of the Governor, but this subsection shall not apply to the grant to any restricted person of a Firearm Disposal Permit.

(4) A Firearm Import Permit, a Firearm User's Licence, a Firearm User's (Special) Permit, a Firearm User's (Employee's) Certificate or a certificate issued under section 20(2)(j) shall be granted by the appropriate authority only if he is satisfied that the applicant has a good reason for importing, purchasing, acquiring or having in his possession the firearm or ammunition in respect of which the application is made, and can be permitted to have in his possession that firearm or ammunition without danger to the public safety or to the peace, but such a permit, certificate or licence shall not be granted to a person whom the appropriate authority has reason to believe to be of intemperate

habits or unsound mind, or to be for any reason unfitted to be entrusted with such a firearm or ammunition.

(5) Subsection (1) shall not apply to the grant of any Firearm Disposal Permit.

(6) A licence or certificate shall not be issued to any person until the appropriate authority is satisfied that the appropriate duty has been paid.

(7) Where the application for a licence or certificate is refused, the applicant may on the presentation of a certificate to that effect from the appropriate authority, obtain from the Accountant General a refund of the duty paid in respect of that application.

Firearm User's (Employee's) Certificate

30. Subject to the provisions of this Act, the appropriate authority, on the application of any person who is acting with the written consent of the holder of a Firearm User's Licence in respect of a particular firearm specified in such application, may grant to such person a Firearm User's (Employee's) Certificate which shall authorise such person to keep, carry and use in connection with the business of the holder of such Firearm User's Licence the particular firearm specified in such certificate and such ammunition therefor as may be so specified.

Special provisions relating to Firearm User's (Special) Permit

31. (1) Subject to the provisions of this Act, the appropriate authority on the application of any person who is the holder of a Firearm User's Licence may grant to such person a Firearm User's (Special) Permit authorising such person during the continuance in force of any order under section 22 to carry the firearm and ammunition in respect of which he is the holder of a Firearm User's Licence in any public place within the area, town or village to which such order applies upon the occasions and subject to the conditions specified in such permit.

(2) Every permit under subsection (1) shall specify the area, town or village to which it relates.

Special provisions relating to Firearm Disposal Permit

32. (1) The appropriate authority, on the application of any person who he is satisfied is the owner or is acting with the authority of the owner of any firearm or ammunition, shall grant to such applicant a Firearm Disposal Permit authorising the holder thereof within 30 days of the grant of such permit to transfer or to sell, subject to this Act and to such terms and conditions as may be specified in the permit, the firearm or ammunition specified in such permit.

(2) Any person who transfers or sells any firearm or ammunition in contravention of any term or condition imposed in a permit under subsection (1) is guilty of an offence.

General provisions as to licences, certificates and permits

33. (1) Every licence, certificate or permit shall be in the prescribed form and shall contain the prescribed particulars and shall specify the conditions (if any) subject to which it is held, and if so prescribed, shall bear upon it a photograph of the person to whom it is granted and a specimen of the signature of such person.

(2) Subject to subsection (1), every licence, certificate or permit shall be subject to the prescribed conditions and to such other terms and conditions as the appropriate authority may impose.

(3) Every licence, certificate or permit—

(a) in respect of the grant of which the Governor is the appropriate authority; or

(b) in respect of the grant of which the prior approval of the Governor is required by this Act;

shall be subject to such conditions as the Governor in his absolute discretion may specify or direct to be specified therein.

Duration of licence or permit

34. (1) Subject to sections 18, 36 and 46 and to the payment in each financial year of the appropriate duty prescribed by section 44, every licence shall continue in force for one year from the day on which it is granted.

(2) Subject to sections 36 and 46, every permit, except a Firearm User's (Special) Permit, shall continue in force until the act authorised to be done by such permit has been done or the expiration of the period specified in such permit, whichever shall first happen.

(3) Subject to sections 36 and 46, every Firearm User's (Special) Permit shall continue in force until the revocation or expiration of the order applying section 22 to the area, town or village to which such permit relates.

Amendment of licences, certificates and permits

35. (1) Subject to section 37, the appropriate authority may at any time by notice in writing to the holder of a licence, certificate or permit vary the conditions subject to which such licence, certificate or permit is held except such of them as may be prescribed.

(2) A notice under subsection (1) shall specify the nature of the variation of conditions proposed and require the holder to deliver up the licence, certificate or permit to the appropriate authority on or before a day specified in the notice (not being less than 3 days after delivery of the notice) for the purpose of amending the conditions specified therein.

(3) Every person who fails without lawful excuse (the proof whereof shall lie on such person) to comply with a notice under this section requiring him to deliver up a licence, certificate or permit to the appropriate authority is guilty of an offence and is liable on summary conviction before the Magistrate to a fine of $5,000 or to imprisonment for a term of one year or to both.

(4) A licence, certificate or permit may also on the application of the holder thereof, be varied from time to time by the appropriate authority.

Revocation of licences, certificates and permits

36. (1) Subject to section 37, the appropriate authority may revoke any licence, certificate or permit if—

(a) he is satisfied that the holder thereof is of intemperate habits or of unsound mind, or is unfit to be entrusted with such a firearm or ammunition as may be mentioned in the licence, certificate or permit; or

(b) the holder thereof fails to comply with a notice under section 35.

(2) Where the appropriate authority revokes any licence, certificate or permit under this section or under section 18 or 46, he shall give notice in writing to the holder thereof—

(a) specifying that he has revoked such licence, certificate or permit; and

(b) requiring such person to deliver up such licence, certificate or permit to him on or before the day (not being less than 3 days after delivery of such notice) specified in such notice.

(3) Every person who fails without lawful excuse (the proof whereof shall lie on such person) to comply with a notice under subsection (2) requiring him to deliver up a licence, certificate or permit to the appropriate authority is guilty of an offence and is liable on summary conviction before the Magistrate to a fine of $5,000 or to imprisonment for a term of one year.

Appeals

37. (1) Subject to this section, any aggrieved party may within the prescribed time and in the prescribed manner appeal to the Governor against any decision of an appropriate authority—

(a) refusing to grant any application for a licence, certificate or permit;

(b) amending or refusing to amend any licence, certificate or permit; or

(c) revoking or refusing to revoke any licence, certificate or permit.

(2) Upon the determination of any appeal under this section, the Governor shall give to the appropriate authority against whose decision such appeal is taken such directions as the Governor may think fit.

(3) In this section the expression "aggrieved party" means the applicant for or the holder of any licence, certificate or permit in respect of the refusal to grant or the amendment or the revocation of which any appeal is taken and the owner of the firearm or ammunition to which such application, licence, certificate or permit relates.

(4) The provisions of this section shall not apply to any application for a licence, certificate or permit approval for the grant of which has been refused by the Governor or to any licence, certificate or permit the appropriate authority for the grant of which is the Governor.

Appropriate authority

38. (1) The appropriate authority for the grant, amendment or revocation of any Firearm Manufacturer's Licence shall be the Governor.

(2) The appropriate authority for the grant, amendment or revocation of any Firearm Dealer's Licence, or any Gunsmith's Licence shall be the Commissioner of Police.

(3) The appropriate authority for the grant, amendment or revocation of any Firearm Import Permit, or Firearm Export Permit, or Firearm User's (Special) Permit shall be the Commissioner of Police.

(4) The appropriate authority for the grant, amendment or revocation of any Firearm Transshipment Permit shall be the Comptroller of Customs.

(5) The appropriate authority for the grant, amendment or revocation of any Firearm User's Licence or Firearm Disposal Permit or Firearm User's (Employee's) Certificate shall be the Commissioner of Police.

(6) The appropriate authority for the grant, amendment or revocation of any certificate under section 20(2)(j) shall be the Governor or a police officer authorised by him.

PART 6

POWER TO SEARCH AND TO OBTAIN INFORMATION

Power of police officer to require production of licence, certificate or permit

39. (1) Any police officer who sees any person carrying any firearm or ammunition in any public place may require such person, unless he is exempted by virtue of section 20(2), to produce to him his licence or certificate in relation to such firearm or ammunition and if such place is within any area to which section 22 applies to produce his Firearm User's (Special) Permit in relation to such firearm or ammunition.

(2) If any person so required fails, unless he is exempted as aforesaid, to produce the licence, certificate or permit, as the case may be, or to permit the police officer to read the licence, certificate or permit or to examine the firearm or ammunition for the purpose of verifying the particulars in the licence, certificate or permit—

(a) that person is guilty of an offence under this Act;

(b) the police officer may seize and retain the firearm or ammunition until such time as legal proceedings against that person in respect of that offence are finally disposed of and may require that person to declare to him immediately his name and address; and

(c) the police officer may arrest without a warrant any person possessing, carrying or using a firearm or ammunition without a licence or without satisfactorily accounting for his or her failure to produce such licence, certificate or permit, as the case may be, but the police officer may grant to such person a reasonable time as the circumstances may permit to produce such licence and may accompany such person to his or her residence or place of business in Anguilla for production of the licence if such person so requests.

(3) If any person so required refuses to declare his name and address, or fails to give his true name and address, he is guilty of an offence and the police officer may arrest without warrant any person who refuses so to declare his name and address, or whom he suspects of giving a false name or address or of intending to abscond.

(4) A police officer authorised in writing by the Commissioner of Police may at any time require the holder of a licence, certificate or permit to produce for inspection the firearm and ammunition to which it relates, and any person who without good cause refuses or fails to do so is guilty of an offence.

Further provisions relating to production of licence, certificate or permit

40. (1) Where any police officer suspects that any person is carrying any firearm or ammunition concealed about his person, he may—

(a) ask that person if he is carrying such firearm or ammunition; and

(b) if that person admits that he is carrying such firearm or ammunition, require that person to produce such firearm or ammunition and, unless he is exempted by virtue of section 20(2), his licence or certificate in respect thereof, and, if the place in which that person is carrying such firearm or ammunition is within any area to which section 22 applies, to produce his Firearm User's (Special) Permit in relation to such firearm or ammunition.

(2) If any person so required fails, unless he is exempted as aforesaid, to produce the licence, certificate or permit, as the case may be, or to permit the police officer to read the licence, certificate or permit or to examine the firearm or ammunition for the purpose of verifying the particulars in the licence, certificate or permit—

(a) that person is guilty of an offence under this Act;

(b) the police officer may seize and retain the firearm or ammunition until such time as legal proceedings against that person in respect of that offence are finally disposed of and may require that person to declare to him immediately his name and address; and

(c) the police officer may arrest that person without a warrant.

(3) If any person denies that he is carrying any firearm or ammunition about his person, the police officer may search that person and seize and retain any firearm or ammunition carried by that person until such time as legal proceedings against that person in respect of that offence are finally disposed of and may require that person to declare to him immediately his name and address, or the police officer may arrest that person without a warrant if any firearm or ammunition is found on that person or reasonably near to such person.

(4) If any person so required refuses to declare his name and address, or fails to give his true name and address, he is guilty of an offence and the police officer may arrest without warrant any person who refuses so to declare his name and address or whom the police officer suspects of giving a false name or address or of intending to abscond.

Report of loss or theft of firearm or ammunition

41. (1) The holder of a licence, certificate or permit in respect of any firearm or ammunition and any other person lawfully in possession of any firearm or ammunition by virtue of section 20(2) shall, within 48 hours after he discovers the loss or theft of such firearm or ammunition, report the loss or theft at a police station.

(2) Any person who contravenes subsection (1) is guilty of an offence and is liable on summary conviction before the Magistrate to a fine of $10,000 and in default of payment to imprisonment for a term of 2 years.

(Act 8/2005, s. 3)

Power to stop and search vehicles

42. (1) Any police officer may without warrant stop any vehicle in which he suspects any firearm or ammunition is being conveyed, and may search such vehicle and the driver thereof and any person conveyed therein.

(2) Any person who—

(a) being the driver or person operating a vehicle fails to stop the vehicle at the request of a police officer under this section;

(b) being conveyed in a vehicle, prevents or intimidates the driver thereof or other person operating such vehicle from stopping at the request of a police officer under this section; or

(c) escapes or attempts to escape from a vehicle requested to be stopped under this section;

is guilty of an offence.

Search warrants

43. (1) A Justice of the Peace on being satisfied by information on oath that there is reasonable ground for suspecting that an offence under this Act has been, is being, or is about to be committed, may grant a search warrant authorising any police officer named therein—

(a) to enter at any time any premises or place named in the warrant, if necessary by force, and to search the premises or place and every person found therein; and

(b) to seize any firearm or ammunition which he may find on the premises or in the place, or on any such person, in respect of which or in connection with which he has reasonable grounds for suspecting that an offence under this Act has been, is being, or is about to be committed and to retain such firearm or ammunition for so long as may be necessary for the purpose of any investigation in relation thereto, and where such investigation results in legal proceedings against any person for any such offence, until such legal proceedings are finally disposed of.

(2) The police officer making the search may arrest without warrant any person found on the premises or in the place whom he has reason to believe to be guilty of an offence under this Act other than an offence against section 41.

PART 7

FINANCIAL AND MISCELLANEOUS

Appropriate fee

44. (1) Subject to subsections (2) and (3), the appropriate fee payable to the Accountant General shall be—

(a) on every Firearm Manufacturer’s Licence, $5,000;

(b) on every Firearm Dealer's Licence, $1,000;

(c) on every Gunsmith's Licence, $200;

(d) on every Firearm User's Licence, the terms and conditions of which authorise the holder to carry a firearm or ammunition anywhere in Anguilla, $1,000;

(Act 14/2010, s. 1)

(e) on any Firearm User's Certificate, the terms and conditions of which authorise the holder to carry a firearm or ammunition in some specified place or area in Anguilla, $30; and

(f) on any Firearm User's (Employee's) Certificate, $20.

(2) Notwithstanding anything to the contrary, no fees shall be payable under this section—

(a) by the members of any rifle club recognised by the Governor other than the sum of $50, but the Governor shall decide and declare the number and the type of firearms to be used by such rifle club, such firearms to be used solely for target practice at a place approved by the Governor;

(b) by the owner of any rifle in respect of which the prescribed authority certifies that such rifle is ordinarily used in the training of members of the Defence Force, the Police Force, the Cadet Corps or any military body established by law in Anguilla; or

(c) by the owner of any firearm or ammunition to which subsection (3) applies.

(3) This subsection applies to any firearm or ammunition in respect of which the Commissioner of Police certifies that he is satisfied that such firearm or ammunition is of an obsolete type and is not intended by the owner to be used by himself or by any other person.

(4) The appropriate fee shall be payable in respect of the period commencing with the date of grant of the licence or certificate and ending with the next succeeding 31st day of December, and thereafter shall be payable in respect of each calendar year in which the licence or certificate is in force and on or before the 31st day of January in that calendar year, but, where a licence or certificate is first granted in the month of January in any year, the appropriate fee shall be deemed to apply to the period ending on the 31st day of January of the next succeeding calendar year, and thereafter shall be payable in respect of each calendar year as aforesaid.

(5) Any person who fails to pay the appropriate fee in accordance with the provisions of this section is guilty of an offence and on summary conviction thereof before the Magistrate is liable to a fine of $25,000 and in default of payment to imprisonment for a term of 2 years.

(Act 8/2005, s. 4)

(6) The Governor may from time to time by regulation revoke, increase, reduce or alter any fee payable under subsection (1).

(7) Notwithstanding the provisions of any other law, the appropriate fee shall be payable in one sum.

Custody of firearms and ammunition

45. (1) Every person who comes into possession of any firearm or ammunition in the circumstances specified in section 20(2)(d) or (e) shall, within 30 days of coming into possession of such firearm or ammunition, unless he has obtained a Firearm User's Licence in respect thereof within such period, deliver such firearm or ammunition to the officer in charge of the police station nearest to the place at which he comes into possession of such firearm or ammunition together with a written statement as to the date on which, and the circumstances in which he came into possession of such firearm or ammunition.

(2) Where any holder of any Firearm User's Licence is about to leave Anguilla and does not desire to take the firearm or ammunition to which such licence relates with him, he shall before leaving Anguilla arrange for the storage of such firearm or ammunition in such place and under such conditions as will ensure the security of the same firearm or ammunition, or deliver such firearm or ammunition either—

(a) to some person who is the holder of a Firearm User's Licence in respect of such firearm or ammunition as the case may be; or

(b) to the officer in charge of the police station nearest to the place at which he is ordinarily resident.

(3) Every person who contravenes subsection (1) or (2) is guilty of an offence and on summary conviction before the Magistrate is liable to a fine of $5,000 or to imprisonment for a term of 1 year.

(4) The holder of a Firearm User's Licence may, if he does not desire to retain in his possession the firearm or ammunition to which such licence relates, surrender the licence and deliver the firearm or ammunition to the officer in charge of the police station nearest to the place at which he is ordinarily resident.

(5) Every firearm and any ammunition received at any police station under this section shall—

(a) be delivered to any person who produces a Firearm User's Licence granted to him in relation to such firearm or ammunition either before or after the date on which such firearm or ammunition was received at such police station; or

(b) if not delivered to any person in accordance with paragraph (a) within 12 months of the date on which it was received at such police station render the owner thereof liable for payment of a storage fee in such sum or at such rate as may be prescribed and if such fee is not paid within 6 months of the expiry of the period of 12 months aforesaid the firearm or ammunition, or both as the case may be, shall be forfeited to the Crown.

(6) A list of police stations is set out in Schedule 2 and the Governor may from time to time amend such list by regulation.

Forfeiture of firearms and ammunition

46. Where any person—

(a) is convicted of an offence under this Act, or of any crime for which he is sentenced to imprisonment; or

(b) has been ordered to be subject to police supervision or to enter into a recognizance to keep the peace or be of good behaviour, for any offence committed under any laws of Anguilla;

the court before which he is convicted or by which the order is made may make such order as to the forfeiture or disposal of any firearm or ammunition found in his possession as the court thinks fit, and shall cause the conviction or order, as the case may be, to be certified to the appropriate authority who may, giving notice in accordance with section 36(2) and subject to section 37, revoke any licence, certificate or permit for firearms held by the person convicted.

Carrying firearms or ammunition in parts

47. Where any firearm or ammunition is carried in parts by 2 or more persons in company, each of such persons shall be deemed to carry a firearm or ammunition.

Regulations

48. The Governor may make regulations for the better carrying out of this Act, and in particular, but without prejudice to the generality of the foregoing, for prescribing anything required or permitted by this Act to be prescribed.

Service of notices

49. Any notice required or authorised by this Act to be given to any person may be sent by registered post in a letter addressed to him at his last or usual place of abode, or in the case of the holder of a Firearm Dealer's Licence or of a Firearm Manufacturer's Licence or of a Gunsmith's Licence at any place or premises in respect of which the licence is issued.

General penalty

50. Any person guilty of an offence under this Act for which no penalty is otherwise provided is liable—

(a) on summary conviction to a fine of $200,000 or to imprisonment for a term of 5 years or to both; or

(Act 8/2008, s. 1)

(b) on conviction upon indictment to a fine or to imprisonment for a period of 14 years, or to both.

(Act 8/2005, s. 5)

Amnesty orders

51. (1) The Governor in Council may from time to time make regulations ordering that any person who is in possession of any firearm and ammunition and is not the holder of a licence under this Act in respect of such firearm and ammunition shall not be liable to be prosecuted for the contravention of the provisions of this Act by reason only of his possession of such firearm and

ammunition if he surrenders such firearm and ammunition to the police officer in charge at a police station in Anguilla within 14 days after the date of any such regulation, the date on which such 14 days shall end to be designated the appointed day for the purposes of this section.

(2) Any firearm or ammunition which on the appointed day is in the possession of the police and in respect of which there is no firearm licence shall render the owner thereof liable to payment of a storage fee in such sum or at such rate as may be prescribed and, if such fee is not paid within a period of 6 months after the appointed day, the firearm and ammunition shall be forfeited to the Crown.

Transitional provisions

52. (1) Licences and Permits issued under the Firearms Ordinance, (Cap. 293) (now repealed), and in force immediately before 19th December, 1967 (including any such Licences and Permits which relate to prohibited weapons within the meaning of this Act) shall continue in force as if that Ordinance had not been repealed until such licences have been revoked by the Commissioner of Police.

(2) Such Licences and Permits shall, notwithstanding that they may relate to prohibited weapons within the meaning of this Act, be subject to amendment or revocation as if they had been issued under this Act.

Citation

53. This Act may be cited as the Firearms Act, Revised Statutes of Anguilla, Chapter F30.

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SCHEDULE 1

(Section 25)

OFFENCES IN RELATION TO WHICH POSSESSION OF A FIREARM OR IMITATION FIREARM CONTRAVENES SECTION 25(2):

The following offences under the Criminal Code[1]—

60 (Piracy *iure gentium)*
61 (Piracy in other cases)
78 (Unlawful assembly)
79 (Riot and riotous or violent conduct)
81 (Obstructing making of proclamation)
82 (Rioters destroying or damaging certain property)
83 (Rioters interfering with aircraft, vehicle or vessel)
85 (Possession of explosives and other things with intent to commit an offence)
91 (Forcible entry)
92 (Forcible detainer)
93 (Criminal trespass)
94 (Trespass on security areas)
125 (Rescue from lawful custody)
126 (Escape from lawful custody)
128 (Aiding prisoner to escape and harbouring a prisoner)
130 (Obstructing court officers)
133 (Disturbing religious assembly)
143 (Sexual intercourse with person under 14 years of age)
144 (Sexual intercourse with person between 14 and 16 years of age)
145 (Sexual intercourse with minor suffering from mental disorder)
146 (Sexual intercourse with dependent child)
147 (Indecent assault on minor)
148(f) (Procuration of minor)
153 (Forcible taking or detention of minor with intent to have sexual intercourse)
154 (Unlawful detention of minor with intent to have sexual intercourse)
155 (Abduction of unmarried person under 16 years of age)
156 (Abduction of unmarried person between 16 and 18 years of age)
157 (Special provisions as to aiding or abetting in cases of abduction of minor)
162 (Rape)
163 (Sodomy and bestiality)
164 (Incest)
165 (Unlawful sexual intercourse with woman suffering from mental disorder)
166 (Sexual assault by husband)
167 (Attempted buggery, and indecent assault, on a man)
168 (Indecent assault on a woman)
169 (Abduction or kidnapping woman with intent to marry, etc.)
171 (Procuring woman by threats or false pretences)
173 (Detention of woman in brothel, etc.)
175 (Person exercising control over prostitute)
191 (Attempted murder)
204 (Wounding or causing grievous bodily harm with intent)
205 (Wounding or inflicting grievous bodily harm)

[1] This section has been corrected to reflect the renumbering of the Criminal Code, R.S.A. c. C140 *(15/12/2014).*

206	(Wounding)
213	(Placing explosive near building, etc. with intent to cause bodily harm)
222	(Common assault)
223	(Assault causing actual bodily harm)
224	(Assault on person protecting wreck)
225	(Assaults specially punishable)
226	(Assault on female or male under 14 years)
227	(Assault on police officer, etc.)
229	(Impeding escape from shipwreck)
236	(Punishment for kidnapping)
238	(Abduction with intent to convey person out of Anguilla)
239	(Unlawfully taking girl under age of 16 years away from parent)
240	(Child stealing)
241	(Wrongful confinement)
242	(Unlawful compulsory labour)
257	(Theft)
258	(Robbery)
259	(Burglary)
275	(Going equipped to steal, etc.)
311	(Destroying or damaging property)
313	(Threats to destroy or damage property)
316	(Trespass)
329	(Watching and besetting)
336(f) and (g)	(Accosting, and conduct likely to breach peace)
360	(Obstructing police officer)

Section 66 of the Vehicles and Road Traffic Act[2] (Taking vehicles without consent of owner)

Attempting to commit, or aiding or abetting the commission of, any offences set out above.

(Am in L.R. 15/12/2014)

SCHEDULE 2

(Section 45)

LIST OF POLICE STATIONS

1. The Valley

2. Sandy Ground

3. Island Harbour

4. Blowing Point

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[2] This section has been corrected to reflect the renumbering of the Vehicles and Road Traffic Act, R.S.A. c. V10 *(15/12/2014).*