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DOCEX 19, BOKSBURG

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Our reference: Mr Kotze / Mr de Kock

7 June 2018.

Dear Firearm Owner,

**CONSTITUTIONAL COURT JUDGMENT:  
VALIDITY OF EXPIRED FIREARM LICENCES.**

1. The Constitutional Court has delivered it's judgment today in the matter of SA Hunters and Game Conservation Association vs The Minister of Safety and Security.
  2. The Court found that the provisions of sections 24 and 28 of the Firearms Control Act (Act 60 of 2000), which govern the renewal and expiry of firearm licences are **NOT UNCONSTITUTIONAL**.
  3. This means that the Court has not come the rescue of firearm owners whose licences have expired. The previous High Court judgment by Judge Tolmay, declaring the provisions invalid and
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REGSPRAKTISYNS / LEGAL PRACTITIONERS: Juan Kotze B.Juris (UP) LLB (SA)

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ordering that expired licences will remain valid, has been set aside. It further means that firearm licences must be renewed at least 90 days before the expiry date thereof.

4. We advise that you immediately check **ALL** your firearm licences and ensure that you apply for renewal at least 90 days before the expiry thereof.
5. The Police previously gave an undertaking not to prosecute firearm owners who possess firearms of which the licences have expired. We shall monitor the Police's reaction to the judgment and will advise you accordingly.
6. It is expected that a firearms amnesty will be declared soon, which will hopefully accommodate those firearm owners with firearms of which the licences have expired. Particulars of the amnesty are not yet known.

Yours faithfully.

JUAN KOTZE

FRANCOIS DE KOCK