



**SUMMARY OF POSSIBLE REFUSAL REASONS
(FIREARMS CONTROL ACT 2000, ACT NO 60 OF 2000)**

1. SELF DEFENCE: SECTION 13

- 1 You failed to provide any substantive and or adequate reasons in order to proof that a need exist to possess the particular firearm and that the need cannot be satisfied by any other means than possessing the said firearm.
- 2 You failed to provide any or relevant supplementary documentation in support of your motivation / application.
- 3 You failed to convince the Registrar that circumstances exists that necessitate the possession of the firearm.
- 4 It is expected from/of you to provide a comprehensive motivation which must be substantiated with supplementary documentation when applying for a firearm licence.
- 5 You are not allowed to possess more than one firearm (handgun/shotgun) in terms of Section 13 of the Firearms Control Act, 2000(Act No 60 of 2000) for the purpose of self-defence.
- * 6 You indicated in your application that you require the firearm for self-defence due to the fact that you stay in a dangerous area, however you failed to provide any further details/documentation regarding the dangerous area.
- 7 You mentioned that you require the firearm to protect yourself when your life is in danger without providing any details to that effect.
- 8 You mentioned that your life is at risk, however you failed to proof or indicate that your life is under an unusual threat or is being under immediate threat or life threatening situation.
9. You failed to show that considerably greater threat than is generally the case exists against your life or limb.
- 10 Serious lack of motivation in that you provided ("one sentence namely".....") as motivation. This motivation is in total insufficient to convince the Registrar that a need exist to possess the said firearm.
- 11 You applied in terms of Section 13 of the Firearms Control Act, 2000 (Act No 60 of 2000). In terms of this act you are required to be in possession of a competency certificate to possess the specific firearm.
- 12 You are applying for a firearm licence in terms of Section 13 of the Firearms Control Act, 2000, however section 13 stipulates that no person may hold more than one licence issued in terms of this section. According to the records of the SAPS you are already in possession of _____ registered in your name. You failed to indicate why your existing firearm(s) is/are not suitable for the purpose as required.

- 13 You indicated that you need a firearm for self-defence, family and property protection, however you failed to provide detailed information or supplementary documentation regarding the property you wish to protect.

PROTECTION OF PROPERTY / LIVESTOCK

- 14 You indicated in your application that you wish to protect your property, however you failed to provide details regarding the property you wish to protect.
- 15 You failed to provide details regarding the value of the property you wish to protect.
- 16 You also indicated that your livestock is in danger without providing any details about the danger as indicated.
- 17 You failed to provide documentary proof regarding ownership of the livestock you wish to protect.
- 18 You did not provide any documentary proof regarding ownership of the farm you are farming / staying on.
- 19 You indicated in your application that you inherited a farm where you are a part time farmer without providing any proof to that effect.

DANGEROUS PLACES

- 20 You mentioned in your motivation that you were robbed by two armed men but failed to provide documentary proof, i.e details of incidents or case number.
- 21 You indicated in your motivation that the area you live in is not safe, however you failed to provide supporting documentation to that effect.
- 22 You indicated that you live in a high crime rate area without providing proof / details to that effect.
- 23 You mentioned in your motivation that house breaking and assault occurred on a regular basis without providing proof to that effect.

BUSINESS

- 24 You indicated that you wish to protect your business, however you failed to provide ownership of the existence of such business.
- 25 You indicated that you deposit large amounts of cash for a business. It is seen as the responsibility of the employer to provide his/her employees with the necessary protection.
- 26 You indicated that you carry / handle a lot of cash without providing any further details to that effect.
- 27 You indicated that you are banking a lot of money on daily basis without providing any details in this regard.
- 28 It is clear from the content of your application that you require the firearm to protect the interest of the business, it is the responsibility of the employer to provide his/her employees with the necessary

- 29 You also indicated that the firearm is required for self defence and that you work shifts and travel at night, however you failed to provide a letter from your employer stating your working hours / responsibilities.
- 30 You indicated that you need to travel a lot and at considerable distances for business which is not confirmed by your respected business furthermore you failed to provide any documentary proof in this regard.
- 31 You also indicated that you want to buy a property (business) in the near future, however you failed to provide details why buying the said property (business) necessitate the possession of a firearm.
- 32 You indicated that you require the firearm for your protection and family together with the business you are running and the valuable assets, however you failed to:
- indicate or prove by means of information that your life or that of your family is under an unusual threat or is being under immediate threat or life threatening situation.
 - provide detailed information or supplementary documentation regarding the existence of the alleged.
- 33 You also alleged that you are responsible for equipment often in excess of a million rand without providing any detail information or documentary proof.
- 34 It is clear that according to your motivation the firearm is required for the interest of the business (CTM), it is therefore required that you must comply with provisions of the Firearms Control Legislation regarding licence to possess firearm for business purposes.

SECURITY REGULATIONS / SECURITY OFFICERS

- 35 You applied in terms of Section 13 of the Firearms Control Act, 2000 (Act No 60 of 2000). The Private Security Industry Regulation Act, 2001 (PSIRA) (Act No 56 of 2001) stipulate that it is the employer's responsibility to issue his/her employees with a firearm where such firearm is required by the employee to perform his/her duties.

HEIRLOOM

- 36 You indicated in your application that the firearm is required for a heirloom purpose without providing any documentary proof that the firearm was inherited.
- 37 You indicated in your application that the firearm is required for inheritance which is regarded on its own not as sufficient motivation to possess a firearm.
- 38 You indicated in your application that the firearm is early inheritance and you want to safe guard the firearm for your son which is regarded on its own not as sufficient reason to possess a firearm.

TRAVELLING

- 39 You indicated in your application that you require to travel for working purposes without providing any details to that effect, i.e letter from your employer confirming your working hours and responsibilities.
- 40 You indicated in your motivation that your husband works very far and that you must travel alone and stay alone at home without providing comprehensive details/reasons to explain the situation concerning your husband and why the set circumstances necessitate the possession of a firearm.
- 41 You indicated in your application that you travel a lot through dangerous places without providing comprehensive motivation in this regard.
- 42 You indicated in your application that you travel alone to _____ and that hijacking took place on the roads without providing a comprehensive reasons for travelling and/or details of the incident or case docket number.
- 43 You indicated in your application that you travel between _____ and _____ on a daily basis without providing a comprehensive reasons why the set circumstances necessitate the possession of a firearm.
- 44 You indicated in your application that you drive alone at night, however you failed to provide any details in this regard, i.e why travelling at night necessitate the possession .

COMPETENCY

- 45 In terms of the Firearms Control Act, 2000 (Act No 60 of 2000), you must be in possession of a competency certificate to possess a specific firearm. You did not comply with the provisions of the said Act, as you are not in possession of a relevant valid competency certificate.
- 46 You were still a minor when you applied and did not obtain permission from your parents or guardian to apply for a licence.

ADDITIONAL LICENCE

- 47 In terms of Section 12 of the Firearms Control Act, 2000(Act No 60 of 2000) an additional licence may only be issued to a person if a licence was issued to the main licence holder in terms of the FCA. No firearm licence was issued in terms of the said Act for the specific firearm for which you are applying.
- 48 The Registrar may issue an additional licence in respect of a firearm contemplated in section 13/14/15/16 of the FCA to a person who resides on the same premises as the holder of the licence in respect of the firearm in question. According to your application our are not residing on the same premises.

2. SECTION 14 : RESTRICTED FIREARMS FOR SELF-DEFENCE.

- 49 Section 14 of the Firearms control Act, 2000(Act No 60 of 2000) stipulates that a restricted firearm is any semi-automatic rifle or shotgun, which cannot readily be converted into a fully or semi-automatic firearm, however the rifle or shotgun that you applied for can be readily converted into a fully automatic firearm.
- 50 Section 14 of the Firearms control Act, 2000(Act No 60 of 2000) stipulates that a licence in terms of this section may be issued to any natural person who shows that a firearm contemplated in section 13(1) will not provide sufficient protection, however you already possess a firearm in terms of section 13 and you did not show that this firearm will not provide sufficient protection.
- 51 Section 14 of the Firearms control Act, 2000(Act No 60 of 2000) stipulates that no person may hold more than one licence issued in terms of this section, however you already possess a firearm in terms of section 14.
- 52 Section 14 of the Firearms control Act, 2000(Act No 60 of 2000) stipulates that a licence in terms of this section may be issued to any natural person who shows that a firearm contemplated in section 13(1) will not provide sufficient protection, however you do not possess a firearm in terms of section 13 and you did not provide sound reason that the firearm in question is the most suitable and essential firearm for use in your circumstances.
- 53 You did not convince the Registrar that there exist exceptional circumstances or reasons that necessitate the possession of the firearm.

54
Semi
Automatic
Rifle

It is important that strict control over the granting of firearm licences (self-loading / restricted firearms) be exercised due to its inherent qualities. Therefore you must provide comprehensive motivation inclusive of substantive documentary proof attached thereto, which must contain all the necessary elements to substantiate the purpose for which the firearm is required.

3. SECTION 15: OCCASIONAL HUNTING AND/OR SPORT-SHOOTING

PROFESSIONAL HUNTER

- 55 You applied, in terms of Section 15 of the Firearms Control Act, 2000 (Act No 60 of 2000) to possess the firearm as an occasional hunter. According to the content of your application, and specifically your reasons and supporting documents,, you are a professional hunter and the firearm is required for your occupation as a professional hunter.
- 56 You applied for a firearm licence in terms of Section 16 of the Firearms Control Act, 2000(Act No 60 of 2000), to possess the firearm as a dedicated hunter. According to the content of your application, and specifically your reasons and supporting documents, you are a professional hunter. If you require the firearm for dedicated hunting/sports-shooting you need to be in possession of documentary proof that you have dedicated hunting/sports-shooting status by an accredited Hunters and sports-shooting association.

57 You indicated that you require the firearm for occasional hunting purpose, however you failed to provide details regarding inter-alia the following:

- the species of game you wishes to hunt
- that the firearm is the most suitable for hunting purposes.
- proof that you participate from time to time in hunting activities. where you intend to hunt.
- declaration from farm owner where hunting will take place.

Genetic
Sport shooting
Hunting

58 You indicated that you require the firearm for occasional sports shooting, however you failed to provide details regarding inter-alia the following:

Genetic
Sport shooting

- proof of participation in sport-shooting.
- written proof of the discipline of sport shooting
- proof that you belong to a sport association, club or organization.
- success achieved in sport shooting activities.

59 You applied for a firearm licence for occasional hunting however according to the records of Central Firearms Register, you already possess four firearms (2 rifle, handgun and shotgun) for which licences have already been issued in terms of Firearms Control Act, 2000(Act No 60 of 2000). In terms of section 15 of the Firearms Control Act, 2000, the Registrar may issue a licence in terms of this section to any natural person who is an occasional hunter and that no person may possess more than four firearm licences issued in terms of the Act.

60 You already possess four firearms, therefore you do not qualify to be issued with any additional firearm licence in terms of the said section.

VERMIN CONTROL

61 You applied for a firearm licence for occasional hunting (vermin control) however you failed to provide details regarding inter alia the following:

- details why the specific firearm is the most suitable for vermin control as required.
- documentary proof that the place you are staying is infested with vermin.
- details regarding the impact of such vermin and the loss (cost) factor thereof.

4. SECTION 16 DEDICATED HUNTER/SPORT SHOOTER

62 You indicated in your application that you are applying for a firearm licence in terms of section 16 of the Firearms Control Act, 2000(Act No 60 of 2000), however section 16 of the Act stipulates that the Registrar may issue a licence in terms of this section to any natural person who is a dedicated hunter or dedicated sports person if the application is accompanied by a sworn statement or solemn declaration from the chairperson of an accredited hunting association or sport-shooting organizations, or someone delegated in writing by him or her, stating that the applicant is a registered member of an association.

Genetic Section 15 - Semi
in terms of Section 15 of the Firearms Control Act, 2000 (Act No 60 of 2000)

5. SECTION 17 COLLECTORS

63 You indicated in your application that the firearm is required for collection purposes however you failed to provide the following:

- (A) - You did not convince the Commissioner that there exist circumstances or reasons that necessitate the possession of the firearm.
- (B) - You did not provide any supplementary documentation to substantiate that the specific firearm is a collector's piece as well as detail regarding the monetary collectors value of the firearm.
- (C) - You did not provide detail on the application how this firearm fit into your theme of collection.
- (D) - You did not provide the collectors or intrinsic value of this firearm.
- (E) - You did not provide detail on the history of the specific firearm.
- (F) - You did not provide any relevant documentary proof that supports or substantiate your required need that the specific firearm is a collector's piece.
- (G) - You did not provide detail regarding the cultural and /or historical nature of the specific firearm.
- (H) - You did not provide any detail regarding the scientific, technological value and /or nature of the above mentioned firearm in support of the required need.
- (I) - You did not provide any detail regarding the educational value and/or nature of the above firearm in support of the required need.
- (J) - You did not provide any comprehensive motivation or supplementary documentation as proof that this firearm is a collector's piece.

64 You failed to provide the following information regarding the firearm:

- that its production has been discontinued for at least 10 years with the likelihood of its becoming of collectable interest from a collectable interest from a historic, technological, scientific, heritage, educational, cultural or artistic perspective.
- that it is part of a commemorative issuance or limited edition.
- that it will fit in as part of a demonstrable theme of future value, where a real likelihood of such future value can be sufficiently demonstrated or motivated.
- its proven or generally accepted association with famous or famous people or events.
- its current national or international scarcity or rarity based on an acceptable reason.
- its unusual or unique design, materials or method of manufacture of historic interest.

- custom or one-off building by a well known gun maker or gunsmith, with significant value.
 - that it is a prototype or part of a limited production run.
 - that it is a replica of a well known historical firearm.
 - that it is an investment grade firearm or device of significant value.
- 65 Proof that the firearm has been approved for collection by an accredited collectors association.
66. In terms of section 17(1)(a) of the Firearms Control Act, it is required that the firearm which may be possessed in a private collection is any firearm approved for collection by an accredited collectors association. However you have failed to provide documentary proof from an accredited collectors association that the specific firearm (8x57mm, Mauser rifle, serial number:2F5299) is approved for collection.
67. Section 17(2) of the Firearms Control Act, 2000(Act No 60 of 2000) stipulate that the Registrar may issue a licence to a private collector if the application for the firearm licence is accompanied by a sworn statement or solemn declaration from the chairperson of an accredited collectors association or someone delegated in writing by him or her stating that the applicant is a registered member of that association. You have failed to provide such a sworn statement or solemn declaration to your application for the firearm licence for the purpose of section 17 of the FCA.
68. You applied for the specific firearm in terms of section 17 of the FCA, however your entire motivation indicate that you want to use the firearm to shoot mouse, rats and indian mynahs. This motivation is in total contrary to the category of possession for which you have applied.

AMNESTY REASONS

- 69 In terms of Government Gazette number 27006 dated 26 November 2004, it was required of you to apply within 14 days from the date you handed in the firearm to the South African Police Service. You failed to apply for the respective firearm within the respective period as provided for in the Gazette.
- 70 You do not qualify to be issued with a firearm licence due to your non compliance with Government Gazette number 27006 dated 26 November 2004.

TEMPORARY AUTHORIZATIONS:



SOUTH AFRICAN CITIZEN OR PERSON WITH PERMANENT RESIDENTIAL PERMIT

71. You failed to provide a written motivation in support of your application with specific reference to the steps which you are intended in connection with the safe keeping of firearms and ammunition pertaining thereto.
72. A written declaration (sworn statement) that you have facilities available for the safe custody of the firearms and ammunition which comply with the SABS

standard as required by the Firearms Control Regulation, 2004 as well as detail regarding the location of the safe custody facilities.

73. You failed to provide a certified copy of the licence, permit, authorization issued in terms of the Firearms Control Act, 2000 (Act No. 60 of 2000) pertaining to the firearm.
74. You failed to provide a certified copy of your competency certificate as proof that you are a fit and proper person to possess a firearm and that you have successfully completed the prescribed test on the knowledge of the Act as well as the practical training in the safe and efficient handling of the firearm.
75. You failed to provide a copy of your fingerprints.
76. You failed to provide a comprehensive motivation substantiated with documentary proof why circumstances or reasons exist why a temporary authorization instead of a permanent licence be issued for the specific firearm instead of a licence.
77. You failed to lodge the application within seven days before the intended date on which the possession of the firearm will take place.
78. It is clear from the content of your application that you wish to circumvent the provisions of the Firearms Control Legislation when applying for a temporary authorization contrary to the provisions of the Act that specifically cater for the licence processing and procedures by the submission of this application for a temporary authorization for the firearm.
79. You failed to convince the Registrar that circumstances or reasons exist that necessitate the possession of a firearm for a limited period hence on a temporary basis.
80. According to the content of your application / motivation, it is a fact that speaks for itself that the firearm is required for permanent possession on temporary basis which underline the fact that you wrongfully apply for temporary authorization.
81. You failed to provide supplementary documentation in support of your motivation.
82. You indicated that the firearm is required for hunting purposes however, you failed to provide details regarding *inter-alia* the following:
 - that the firearm is the most suitable firearm for the purpose.
 - proof that you actively participate in hunting activities.
 - declaration from farm owner where hunting will take place.
 - what you intend to hunt and where you intend to do hunting.
83. You indicated that the firearm is required for sport-shooting purposes, however you failed to provide detail regarding *inter-alia* the following:
 - proof that you actively participate in sport-shooting
 - proof of the discipline of sport-shooting
 - proof that you belong to a sport-shooting association, club or organization.
84. According to your application the firearm is in the stock of a dealer specifically to be sold and not for hire for regular using on a temporary basis. Therefore the firearm dealer is not in a possession to borrow firearms on temporary basis to any person. In terms of Firearms Control Act, 2000(Act No 60 of 2000) a licenced firearm dealer can only trade in firearms / ammunition and may not borrow out firearms to any person.