



**AN BILLE CHUN FIACH AGUS LÁMHACH FIADHÚLRA
A RIALÚ (DEIMHNITHE AIRM TINE DO
NEAMHCHÓNAITHEOIRÍ), 1998**

**CONTROL OF WILDLIFE HUNTING AND SHOOTING
(NON-RESIDENTS' FIREARM CERTIFICATES) BILL, 1998**

*Mar a tionscnaíodh
As initiated*

ARRANGEMENT OF SECTIONS

Section

1. Interpretation.
 2. Amendment of Act of 1925.
 3. Amendment of Act of 1976.
 4. Short title, construction and commencement.
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Acts Referred to

Firearms Act, 1925

1925, No. 17

Wildlife Act, 1976

1976, No. 39



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5 CONTROL OF WILDLIFE HUNTING AND SHOOTING
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BILL

entitled

10 AN ACT TO AMEND THE FIREARMS ACT, 1925, AND THE
WILDLIFE ACT, 1976, IN ORDER TO REGULATE THE
LICENSING OF PROMOTERS AND THE GRANTING OF
FIREARM CERTIFICATES TO NON-RESIDENTS FOR
THE PURPOSE OF HUNTING AND SHOOTING OF
WILDLIFE (INCLUDING GAME) BY SUCH PERSONS IN
15 IRELAND AND TO PROVIDE FOR RELATED
MATTERS.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

1.—In this Act—

Interpretation.

“the Act of 1925” means the Firearms Act, 1925;

“the Act of 1976” means the Wildlife Act, 1976;

20 “non-resident” means a person not ordinarily resident in the State;

“promoter” means a person engaged in activity, whether commercial
or otherwise, which includes promoting, organising or being involved
in the promotion or organisation of, visits to or events in, the State,
for the purposes of hunting and/or shooting by individual non-resi-
25 dents or groups consisting wholly or partly of non-residents.

2.—Section 3 of the Act of 1925 is hereby amended by—

Amendment of Act
of 1925.

(a) the insertion of “or of any non-resident” after “residing in
such district” in subsection (1);

(b) the deletion of subsection (2);

30 (c) the insertion of the following subsection after subsection (3):

35 “(3A) In the case of a non-resident, any certificate issued
by a Superintendent of the Garda Síochána pursuant to
subsection (1) shall be valid only for the duration of that
person’s stay in the State and any further visits by him or
her for which a certificate is required, shall necessitate the
making of a fresh application.”,

and

(d) the insertion of the following subsection after subsection (4):

“(4A) Any firearm certificate issued by a Superintendent of the Garda Síochána in respect of a non-resident pursuant to subsection (1) for the purpose of hunting and/or shooting and for a specified period shall specify, as far as is practicable, the lands over which the non-resident is authorised to traverse and shoot.”. 5

Amendment of Act of 1976.

3.—The Act of 1976 is hereby amended by the insertion of the following section after section 29: 10

“29A.—(1) Where a promoter within the meaning of the *Control of Wildlife Hunting and Shooting (Non-Residents’ Firearm Certificates) Bill, 1998* wishes to promote, organise or be engaged in the promotion or organisation of hunting and/or shooting activities by non-residents, he or she shall apply for an appropriate licence to the District Court in the district in which he or she ordinarily resides. 15

(2) A licence granted pursuant to subsection (1) shall be valid for a period of one year from the date of issue and may be renewable thereafter on an annual basis upon further application being made to the relevant District Court. 20

(3) In determining an application for a licence or renewal thereof under subsection (1) the District Court shall have regard to any valid objection being made by a Superintendent of the Garda Síochána or any such objection being made on his or her behalf, to an application for a licence by a promoter, whether relating to— 25

(i) the fitness of the promoter to operate as such; or

(ii) any breaches of the Wildlife Act, 1976, by persons under the control and/or direction of the promoter.

(4) Any promoter continuing to engage in the promotion or organisation of hunting activities without a valid licence or after application for a licence has been refused shall be guilty of an offence under this Act and shall be punishable in accordance with section 74.”. 30

Short title, construction and commencement.

4.—(1) This Act may be cited as the Control of Wildlife Hunting and Shooting (Non-Residents’ Firearm Certificates) Act, 1998. 35

(2) The Firearms Acts, 1925 to 1998, and this Act shall be construed together as one.

(3) The Wildlife Act, 1976, and this Act shall be construed together as one.

(4) This Act shall come into operation immediately upon its enactment. 40