



Pursuant to Section 151 of the Weapons Act 1990 'Firearms/Licence Notification'

If a professional carer is of the opinion that a person is an unsuitable person to possess a firearm for either of the following reasons, the professional carer may inform the commissioner of the opinion and give the commissioner any relevant information about the person including the person's identity:

- a. because of the person's mental or physical condition; or
- b. because the person may be a danger to himself, herself or someone else.

For additional information see the booklet '*Health and Weapons: An information booklet for professional carers: your rights and protections in relation to notification under the Weapons Act 1990*'.

**If immediate Police attendance is required call 000
or contact your local police station.**

**Please complete this form and email to Weapons Licensing
(weapons.compliance@police.qld.gov.au) retaining the original for your records.**

Person's surname/family name:	Date of birth:
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Given name(s):	Telephone:
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Usual address:

In my opinion the above named person is unsuitable to possess a firearm

- Because of the person's mental or physical condition
- Because the person may be a danger to himself or herself or someone else

Provide further details regarding your professional opinion as to why the person is unsuitable to possess a firearm:

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Disclosure of information on this form (you may choose to tick more than one box)

- I have advised the above named of this notification to Weapons Licensing (*optional*)
- I do not wish my name to be disclosed to the person, where possible
- I wish to be advised in advance if there is to be an appeal of a decision by Weapons Licensing
- In the event of a Right to Information request regarding this notification, I wish to be consulted prior to any release being made

Professional carer making disclosure in accordance with Section 151 Weapons Act 1990

Name (please print):

Type of *professional carer:

Contact telephone:

Email address:

Signature:	Date:
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DO NOT WRITE IN THIS BINDING MARGIN



Notification to Weapons Licensing

Information for professional carers when making a Notification to the Police in the event that a professional carer is of the opinion that a person is an unsuitable person to possess a firearm.

Firearms can be obtained for a variety of recreational and occupational reasons (e.g. Security Guard). Eligibility to possess a firearm licence is dependent on a person being a fit and proper person. In certain circumstances a person with a health condition may not be a fit and proper person to possess a firearm.

Notification

Section 151 of the *Weapons Act 1990* allows a professional carer* to inform the Police Commissioner if the carer considers a person unsuitable to hold a weapons license. This can be done by contacting Weapons Licensing using this form (preferred option) or by letter stating:

1. the person’s name and contact details;
2. that the person is unsuitable to possess a firearm because of the person’s mental or physical condition; or because the person is a danger to himself, herself or someone else and the reason why.

Written notification should be sent to Weapons Licensing, GPO Box 892, Brisbane 4001, or emailed to weapons.compliance@police.qld.gov.au. You can phone on (07) 3015 7777 or Police Link on 131 444.

Following notification, Weapons Licensing will further investigate a person’s suitability to hold a licence. Clarification may be sought from the professional carer and other sources. Section 151 provides protection for the professional carer from any criminal or civil liability that may arise from making a notification.

Advising the person of your notification

It may be appropriate (but there is no obligation) to discuss with the person that you are going to notify Weapons Licensing of your professional concerns. This would provide the opportunity to explain how police make the decision about the licence, and that your opinion is only one factor they review when making a decision.

Who can access this information?

The information is securely stored by Weapons Licensing. The applicant can only access information from a notification (in either letter or form format) in the event of an appeal. Provision exists for a medical practitioner to review whether information should be released in the event of an RTI application.

Appeals

The person who is the subject of the notification will be advised by Weapons Licensing that they may seek a report from a medical practitioner or a psychologist regarding their fitness to possess a firearm. When a firearm licence is revoked, suspended or refused Weapons Licensing advises the person of the reasons for this decision and the existing appeal rights. In the event of an appeal being lodged, an Authorised Officer of Weapons Licensing will review the person’s file and may seek clarification of health issues from the health practitioner.

In an appeal hearing the requirement for natural justice means that the information you provide may be disclosed, including your name. Indicating on the attached form that you do not wish to have your name disclosed does not guarantee that suppression will occur. However, it will indicate to Weapons Licensing that concerns exist, and may cause them to make a request for suppression to the presiding Member.

***Who is a professional carer?**

Section 151(4) of the *Weapons Act 1990* stipulates the types of health professionals considered to be ‘professional carers’ for the purpose of making a notification to Weapons Licensing. Section 160 of the *Weapons Regulation 2016* prescribes the professional categories considered ‘professional carers’ in respect of Section 151(4)(d) of the *Weapons Act 1990*.

DO NOT WRITE IN THIS BINDING MARGIN