



## Statutory Rules

### 1976 No. 37

#### REGULATIONS UNDER THE DEFENCE ACT 1903-1975.\*

I, THE ADMINISTRATOR of the Government of the Commonwealth of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Defence Act* 1903-1975.

Dated this thirtieth day of January, 1976.

A. R. CUTLER  
Administrator.

By His Excellency's Command,

D. J. KILLEN  
Minister of State for Defence.

#### AMENDMENTS OF THE AUSTRALIAN RIFLE CLUB REGULATIONS†

1. These Regulations shall come into operation on 9 February 1976. Commence-  
ment.
2. Regulations 7 and 8 of the Australian Rifle Club Regulations are repealed and the following regulations substituted:—
  - “7. There shall be a Director of Australian Rifle Clubs who shall be appointed by the Minister and shall be responsible for the control and administration of the Australian Rifle Clubs and for the co-ordination and supervision of—Director of  
Australian  
Rifle Clubs.
    - (a) the implementation throughout the Australian Rifle Clubs of the orders and instructions issued by the Minister under regulation 81;
    - (b) matters relating to the National Rifle Association of Australia, to the Australian Small Bore Rifle Association, to State Small Bore Rifle Associations, to District Rifle Associations or to District Small Bore Rifle Associations; and
    - (c) such other matters as the Minister from time to time directs.
  - “8. The Australian Rifle Clubs shall be controlled and administered by the Director of Australian Rifle Clubs. Control and  
Administration  
of Rifle Clubs.
    - “8A. The Minister may appoint—Appointment  
of Staff  
to assist  
Director of  
Australian  
Rifle Clubs.
      - (a) an Inspector of Rifle Clubs in each Military District; and
      - (b) such Inspectors of rifle ranges, range clerks and staff as he considers necessary for the efficient administration of the Australian Rifle Clubs.”

\* Notified in the *Australian Government Gazette* on 3 February 1976.

† Statutory Rules 1948, No. 94, as amended by Statutory Rules 1968, No. 58.



*Australian Rifle Club Regulations*

- (e) by omitting sub-regulation (4) and substituting the following sub-regulation:—
  - “(4) Each small bore rifle club shall affiliate with the Small Bore Rifle Association specified by the Minister.”; and
- (f) by omitting sub-regulations (5), (6) and (7).

7. The Australian Rifle Club Regulations are amended by omitting the heading “*Australian Council of State Rifle Associations*” before regulation 69. Heading.

8. Regulation 69 of the Australian Rifle Club Regulations is amended— Council of the National Rifle Association.
- (a) by omitting sub-regulation (1) and substituting the following sub-regulation:—
    - “(1) There shall be a Council of the National Rifle Association of Australia which shall consist of—
      - (a) two representatives of each State Rifle Association elected in accordance with the rules of that Association; and
      - (b) the Chief Instructor, Army School of Infantry.”;
  - (b) by omitting from sub-regulation (2) the word “Secretary” and substituting the word “Minister”;
  - (c) by omitting from sub-regulation (2) the words “of these Regulations”; and
  - (d) by omitting from sub-regulation (2) the words “Australian Council of State Rifle Associations” and substituting the words “Council of the National Rifle Association”.

9. The Australian Rifle Club Regulations are amended by omitting the heading “*State Rifle Associations*” before regulation 73. Heading.

10. Regulation 74 of the Australian Rifle Club Regulations is amended by omitting sub-regulation (1) and substituting the following sub-regulation:— Council of State Rifle Associations.
- “(1) A State Rifle Association shall be managed by a Council consisting of one representative each of the Navy, Army and Air Force appointed by the respective Commanders in that State and the number of representatives representing District Rifle Associations and rifle clubs in that State specified in the rules of the State Rifle Association for that State elected in accordance with those rules.”.

11. Regulation 76 of the Australian Rifle Club Regulations is repealed and the following regulation substituted:—

- “76. (1) Subject to sub-regulation (2), there shall be a State Small Bore Rifle Association in each State which shall be managed by a Council consisting of the number of representatives of Small Bore Rifle Associations and small bore rifle clubs in the State specified in the rules of that State Small Bore Rifle Association elected in accordance with those rules. State Small Bore Rifle Association.
- “(2) The Australian Small Bore Rifle Association shall be governed by a Council consisting of 2 representatives from each State Small Bore Rifle Association elected in accordance with the rules of that Association they represent.
- “(3) The Council of the Australian Small Bore Rifle Association may make rules for the conduct of its affairs and for the conduct of rifle shooting competitions promoted by it.

*Australian Rifle Club Regulations*

“ (4) A rule made under sub-regulation (3) does not take effect until it is approved by the Minister.

“ (5) The Australian Small Bore Rifle Association may approve the division of a State into 2 or more parts and the formation of a State Small Bore Rifle Association in each of those parts.

“ (6) The Council of a State Small Bore Rifle Association for a State may make rules, not inconsistent with these Regulations—

- (a) for the conduct of its affairs;
- (b) for the conduct of rifle shooting competitions promoted by it; and
- (c) with respect to the formation, government and functions of small bore rifle clubs in the state.

“ (7) A rule made under sub-regulation (6) does not take effect until it is approved by the Minister.

**Incorporation  
of  
Associations.**

“ 76A. (1) The National Rifle Association, the Australian Small Bore Rifle Association and each State Rifle Association and State Small Bore Rifle Association, as the case may be, shall each, upon the adoption by it of a constitution approved by the Minister, be a body corporate with perpetual succession and a common seal, and may acquire, hold and dispose of real and personal property and shall be capable of suing and being sued in its corporate name.

“ (2) All Courts, Judges and persons acting judicially shall take judicial notice of the seal of the National Rifle Association of Australia, the Australian Small Bore Rifle Association and each State Rifle Association and State Small Bore Rifle Association, as the case may be, affixed to any document or notice.

“ (3) Subject to sub-regulation (4), the sealholders of a body corporate constituted by these Regulations shall be the Chairman, Secretary and Treasurer of the Council of that body corporate and any other member of the Council appointed by the Council for that purpose.

“ (4) The Sealholders of a body corporate constituted by these Regulations shall not affix that seal otherwise than in accordance with the rules of that body corporate.

**Continuation  
of old rules.**

“ 76B. (1) The rules of the association known as the Australian Small Bore Rifle Association in force immediately before the commencement of this regulation shall be deemed to be the rules of the Australian Small Bore Rifle Association, being the association incorporated under regulation 72, made immediately after the commencement of this regulation under sub-regulation 76 (3).

“ (2) Subject to sub-regulation 76 (3) the rules of an association established in a State and known as the State Small Bore Rifle Association of that State in force immediately before the commencement of this regulation shall be deemed to be rules of the State Small Bore Rifle Association of that State, being the association incorporated under regulation 76, made immediately after the commencement of this regulation under sub-regulation 76 (6).”.

**Canteens.**

**12.** Regulation 79 of the Australian Rifle Club Regulations is amended by omitting sub-regulation (3) and the following sub-regulation is substituted:—

“ (3) A Council or Committee referred to in sub-regulation (1) may by resolution authorize one or more persons to sign the contract referred to in sub-regulation (2) on behalf of that Council or Committee, as the case may be.”.

### *Australian Rifle Club Regulations*

13. The Australian Rifle Club Regulations are amended by adding at the end thereof the following regulations:—

“ 80. It shall not be necessary for a member of a rifle club under or by reason of any law of a State or Territory to obtain or have any licence or permission for—

Licencing Requirement not to apply.

- (a) the keeping, selling or permitting the sale of or consumption of intoxicating liquor in accordance with these Regulations;
- (b) the supplying or selling of intoxicating liquor to members of the Defence Force or of rifle clubs;
- (c) the use of rifles and other firearms on rifle ranges; and
- (d) the possession, use and carriage by a member of a rifle club of such rifles and other firearms as are approved for use on a rifle range.

“ 81. The Minister may issue orders and instructions for and in relation to the control and administration of Australian Rifle Clubs and in particular for—

Minister's orders and instructions.

- (a) the acquisition of property for use as a rifle range;
- (b) the use of and conduct of activities on a rifle range;
- (c) the prohibition, approval, restriction and control of the use and types of rifles and other firearms used on a rifle range;
- (d) the conditions under which a member of a rifle club may possess, have in his possession, carry and use a rifle or other firearm approved for use on a rifle range;
- (e) the standards of safety to be observed on a rifle range;
- (f) the design, construction, reconstruction, repair and maintenance of a rifle range and the equipment and facilities located at a rifle range; and
- (g) the duties and responsibilities, where not otherwise prescribed, of the persons appointed by the Minister under regulation 7 or 8A.”

14. The Australian Rifle Club Regulations are amended as set out in the following table:—

Amendments of the Australian Rifle Club Regulations.

Provision	Amendment
Regulation 3 .. ..	Repeal.
Regulation 4 .. ..	Omit the definition of “ Command Secretary ”, substitute the following definition:— “ ‘ Regional Secretary ’ means, in relation to a Military District, the Regional Secretary appointed for that Military District; ”. Omit the definition of “ rifle club ”. Omit from the definition of “ shoot ” the words “ a rifle shoot conducted as part of the musketry course approved by the Secretary, ”. Omit the definition of “ Supervisor ”. Omit the definition of “ the Act ”. Omit the definition of “ the Department ”. Omit the definition of “ the Secretary ”.
Regulation 5 .. ..	Repeal.
Sub-regulation 6 (1) ..	Omit “ Secretary ”, insert “ Minister ”.
Sub-regulation 9 (1) ..	Omit “ Secretary ”, substitute “ Minister ”.
Sub-regulation 9 (3) ..	Omit “ Secretary ”, substitute “ Minister ”.

*Australian Rifle Club Regulations*

Provision	Amendment
Regulation 11 .. ..	Omit " Secretary ", substitute " Minister ". Omit " thirty ", substitute " 30 ". Omit " sixteen ", substitute " 16 ". Omit " sixty ", substitute " 60 ". Omit " of British nationality ", substitute " Australian citizens ". Omit " Supervisor ", substitute " Inspector ".
Regulation 12 .. ..	Omit " Secretary ", substitute " Minister ". Omit " thirty ", substitute " 30 ".
Regulation 13 .. ..	Omit " Supervisor ", substitute " Inspector ". Omit " Secretary ", substitute " Minister ". Omit " Command Secretary ", substitute " Regional Secretary ". Omit " Supervisor's ", substitute " Inspector's ". Add at the end of paragraph (a) " and ". Omit paragraphs (c) and (d).
Sub-regulation 14 (1) ..	Omit " Secretary ", substitute " Minister ".
Sub-regulation 14 (2) ..	Omit " eighteen years and under forty-five ", substitute " 18 years and under 45 ".
Sub-regulation 15 (2) ..	Omit " sixteen ", substitute " 16 ". Omit " British subjects ", substitute " Australian citizens ".
Sub-regulation 15 (4) ..	Omit " British subjects ", substitute " Australian citizens ".
Regulation 16 .. ..	Repeal.
Regulation 17 .. ..	Repeal.
Sub-regulation 18 (1) ..	Omit " Supervisor ", substitute " Inspector ".
Sub-regulation 19 (2) ..	Omit.
Sub-regulation 20 (1) ..	Omit " British subject ", substitute " Australian citizen ". Omit " sixteen ", substitute " 16 ". Omit " sixty ", substitute " 60 ".
Sub-regulation 20 (3) ..	Omit.
Sub-regulation 21 (1) ..	Omit " Supervisor ", substitute " Inspector ".
Sub-regulation 21 (2) ..	Omit " Supervisor ", substitute " Inspector ". Omit " Command Secretary ", substitute " Regional Secretary ".
Regulation 22 .. ..	Omit " fourteen ", substitute " 14 ".
Sub-regulation 23 (1) ..	Omit " Supervisor ", substitute " Inspector ". Omit " three ", substitute " 3 ".
Sub-regulation 23 (2) ..	Omit " three ", substitute " 3 ".
Regulation 25 .. ..	Omit " Supervisor ", substitute " Inspector ".
Sub-regulation 26 (1) ..	Omit " Supervisor ", substitute " Inspector ". After the word " Regulations ", insert " , has not complied with an order or instruction issued by or on behalf of the Minister or the Captain of the club of which he is a member ".
Sub-regulation 26 (2) ..	Omit " Supervisor " (wherever occurring), substitute " Inspector ".
Sub-regulation 26 (3) ..	Omit " two ", substitute " 2 ". Omit " Supervisor ", substitute " Inspector ".
Sub-regulation 26 (4) ..	Omit " twenty-one ", substitute " 21 ". Omit " Secretary " (wherever occurring), substitute " Minister ".

*Australian Rifle Club Regulations*

Provision	Amendment
Sub-regulation 26 (5)	.. Omit " Secretary ", substitute " Minister ". Omit " Supervisor ", substitute " Inspector ".
Sub-regulation 26 (6)	.. Omit " Supervisor ", substitute " Inspector ". Omit from the proviso " Secretary ", substitute " Minister ".
Regulation 27	.. Omit " four ", substitute " 4 ".
Regulation 28	.. Repeal.
Regulation 29	.. Repeal.
Sub-regulation 30 (1)	.. Omit from paragraph (a) " Secretary ", insert " Minister ". Omit from paragraph (a) " Supervisor ", insert " Inspector ".
Regulation 46	.. Repeal.
Regulation 47	.. Repeal.
Regulation 48	.. Repeal.
Sub-regulation 49 (2)	.. Omit.
Sub-regulation 49 (3)	.. Omit.
Regulation 50	.. Repeal.
Regulation 51	.. Repeal.
Regulation 52	.. Repeal.
Regulation 53	.. Repeal.
Regulation 54	.. Omit " Command Secretary ", substitute " Regional Secretary ".
Regulation 55	.. Omit " Naval, Military ", substitute " Navy, Army ".
Regulation 56	.. Omit " Secretary ", substitute " Minister ".
Regulation 57	.. Omit " Supervisor ", substitute " Inspector ".
Sub-regulation 58 (1)	.. Omit " eighteen ", substitute " 18 ".
Sub-regulation 58 (2)	.. Omit " eighteen ", substitute " 18 ".
Regulation 59	.. Repeal.
Regulation 60	.. Repeal.
Regulation 61	.. Repeal.
Regulation 62	.. Repeal.
Regulation 63	.. Repeal.
Regulation 64	.. Repeal.
Regulation 65	.. Repeal.
Regulation 66	.. Repeal.
Regulation 68	.. Omit.
Sub-regulation 70 (1)	.. Omit " Australian Council of State Rifle Associations ", substitute " National Rifle Association of Australia ".

*Australian Rifle Club Regulations*

Provision	Amendment
Sub-regulation 70 (2) ..	Omit " Australian Council of State Rifle Associations ", substitute " Council of the National Rifle Association ". Omit " the Commonwealth ", substitute " Australia ".
Regulation 71 .. ..	Omit " Secretary " (wherever occurring), substitute " Minister ". Omit " Australian Council of State Rifle Associations ", substitute " Council of the National Rifle Association ".
Regulation 72 .. ..	Omit " Secretary ", insert " Minister ".
Sub-regulation 74 (4) ..	Omit " Command Secretary ", substitute " Regional Secretary "
Sub-regulation 74 (5) ..	Omit " Command Secretary ", substitute " Regional Secretary ".
Regulation 75 .. ..	Omit " Secretary " (wherever occurring), substitute " Minister ". Omit " twenty-one " (wherever occurring), substitute " 21 ".
Sub-regulation 77 (1) ..	Omit " Secretary ", substitute " Minister ". Omit " District Rifle Club Unions ", substitute " District Rifle Associations ".
Sub-regulation 77 (2) ..	Omit.
Sub-regulation 77 (3) ..	Omit.
Sub-regulation 79 (1) ..	Omit " The Council of a State ", substitute " The Council of the National Rifle Association of Australia, the Council of a State or District ". Omit " Command Secretary ", substitute " Regional Secretary ".
Sub-regulation 79 (2) ..	Omit " Subject to this regulation, a State Rifle Association, District Rifle Club Union, or rifle club," substitute " Subject to this regulation, a Council or Committee referred to in sub-regulation (1) ".
Sub-regulation 79 (4) ..	Omit " the Commonwealth ", substitute " Australia ".
Sub-regulation 79 (5) ..	Omit " Command Secretary ", substitute " Regional Secretary ".
Sub-regulation 79 (6) ..	Omit.
Sub-regulation 79 (7) ..	Omit " Command Secretary ", substitute " Regional Secretary "
Sub-regulation 79 (8) ..	Omit.