



**SARTHI
INSTITUTE OF LAW**
Leading you towards success



CLARITY. COMPLIANCE. JUSTICE.



THE ARMS ACT, 1959

FOCUSED STUDY OF

SECTIONS 4 TO 6

*Understanding the Key Provisions that Regulate
Arms, Licences and Conversions*

THIS PRESENTATION COVERS

SECTION 4



Regulation of Arms
(other than Firearms)
in Certain Areas

SECTION 5



Licence for
Manufacture, Sale,
etc. of Arms and
Ammunition

SECTION 6



Shortening of Guns
& Conversion of
Imitation Firearms
into Firearms



Understand the Legal Framework



Know Your Rights & Responsibilities



Stay Compliant with the Law



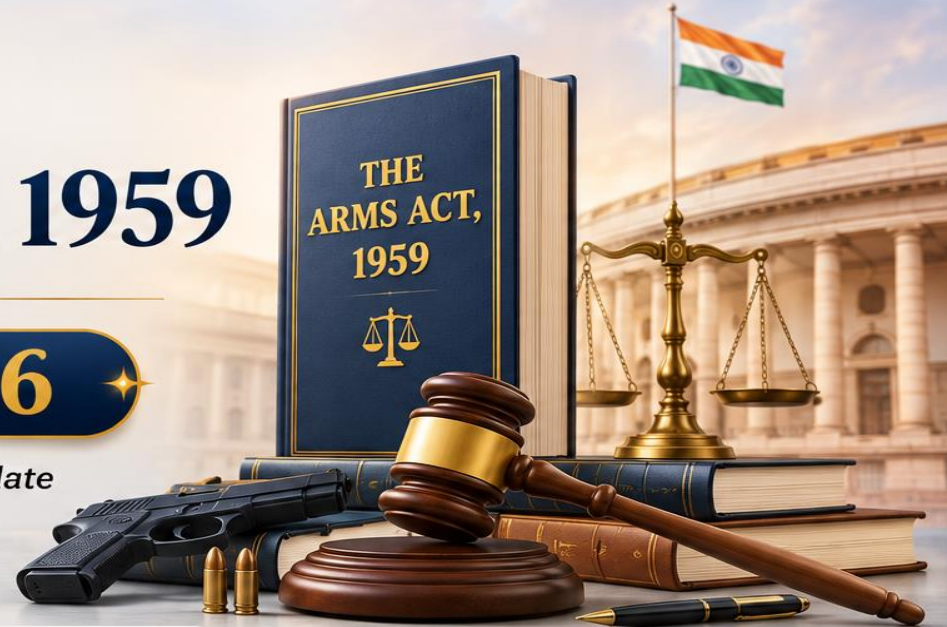
Ensure Public Safety & Order



Knowledge of Law is the First Step Towards **Responsible Action.**



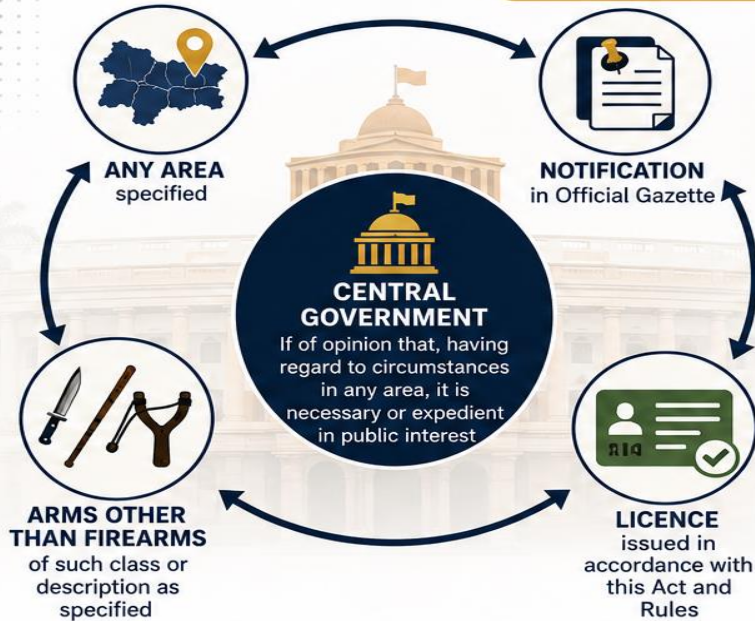
LAW. SAFETY. RESPONSIBILITY.





4.

LICENCE FOR ACQUISITION AND POSSESSION OF ARMS OF SPECIFIED DESCRIPTION IN CERTAIN CASES



PROVISION SUMMARY

If the **Central Government** is of opinion that having regard to the circumstances prevailing in any area, it is necessary or expedient in the **public interest** that the acquisition, possession or carrying of **arms other than firearms** should also be regulated, it may, by **notification** in the **Official Gazette**, direct that this section shall apply to the **area specified** in the notification.



EFFECT OF THE NOTIFICATION

Thereupon **no person shall acquire, have in his possession or carry** in that area **arms of such class or description** as may be specified in that notification **unless** he holds in this behalf **a licence** issued in accordance with the provisions of this Act and the rules made thereunder.



KEY TAKEAWAY



The **Central Government** can extend licensing requirements to arms other than firearms in specific areas, ensuring regulation in the **public interest**.





5.

LICENCE FOR MANUFACTURE, SALE, ETC., OF ARMS AND AMMUNITION

GENERAL RULE (SECTION 5(1))



APPLIES TO:



FIREARMS



**PRESCRIBED
ARMS**



AMMUNITION



WITHOUT LICENCE, NO PERSON CAN



MANUFACTURE



SELL



TRANSFER



REPAIR



CONVERT



TEST / PROVE



PROCURE



USE

SECTION 5(1)



EXCEPTION FOR PRIVATE SALE / TRANSFER (SECTION 5(2))



CONDITIONS TO BE FOLLOWED



Arms / Ammunition must be **lawfully possessed** by the seller.



Transfer only to a person who is **entitled** under this Act or any other law and is not prohibited.



Seller must inform in writing the **District Magistrate** having jurisdiction **OR** the **Officer in Charge** of the nearest Police Station.



A period of not less than **forty-five days** must expire after giving such information.



PRIVATE TRANSFER IS ALLOWED

★ **ONLY IF** ★

WRITTEN NOTICE + 45 DAYS



NOTE: No firearm or ammunition (requiring licence under **Section 3**) and no arms (requiring licence under **Section 4**) shall be sold or transferred unless above conditions are fulfilled.



This exception does not apply to any commercial or business dealing in arms and ammunition.

SECTION 5(2)



6.

LICENCE FOR THE SHORTENING OF GUNS OR CONVERSION OF IMITATION FIREARMS INTO FIREARMS

RULE

No person shall **shorten the barrel** of a firearm or **convert an imitation firearm into a firearm** or **convert from any category of firearms** mentioned in the Arms Rules, 2016 **into any other category of firearms** unless he holds in this behalf a **licence** issued in accordance with the provisions of this Act and the rules made thereunder.

1. SHORTENING OF GUNS



Shorten the barrel
of a firearm

OR

2. CONVERSION OF IMITATION FIREARM INTO FIREARM



Imitation
Firearm

Firearm

OR

3. CONVERSION FROM ONE CATEGORY OF FIREARM TO ANOTHER



Category A

Category B

(as per Arms Rules, 2016)



In all the above cases,
LICENCE IS MANDATORY
under this Act and the Rules.



Without licence, such act is
such act is **PROHIBITED**.

EXPLANATION



In this section, the expression **“imitation firearm”** means anything which has the appearance of being a firearm, whether it is capable of discharging any shot, bullet or other missile or not.

