

**Arms Offences Act
(CHAPTER 14)**

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ARMS OFFENCES ACT

(CHAPTER 14)

(Original Enactment: 61 of 1973)

REVISED EDITION 2008

(31st March 2008)

An Act relating to the unlawful possession of arms and ammunition and the carrying and using of arms.

[8th February 1974]

Short title

1. This Act may be cited as the Arms Offences Act.

Interpretation

2. In this Act, unless the context otherwise requires —

“arm” means any firearm, air-gun, air-pistol, automatic gun, automatic pistol and any other kind of gun or pistol from which any shot, bullet or other missile can be discharged or noxious liquid, flame or fumes can be emitted, and any component part thereof and includes any bomb or grenade and any component part thereof;

“imitation arm” means anything which has the appearance of being an arm;

“import” means to bring or cause to be brought into Singapore by any means from any place;

“scheduled offence” means any offence specified in the Schedule;

“trafficking in arms” means —

- (a) to import, manufacture or deal in arms in contravention of the provisions of the Arms and Explosives Act (Cap. 13); or
- (b) to lend, give, sell, hire or offer for sale or hire any arm to a person who has no licence to possess such arm issued under the Arms and Explosives Act;

“unlawful possession” means possession or control contrary to the provisions of the Arms and Explosives Act;

“use”, with its grammatical variations, means —

- (a) in relation to a firearm, an air-gun, an air-pistol, an automatic gun, an automatic pistol and any other kind of gun or pistol from which any shot, bullet or other missile can be discharged or noxious liquid, flame or fumes can be emitted — to cause such shot, bullet or other missile to be discharged or such noxious liquid, flame or fumes to be emitted with intent to cause physical injury to any person; and
- (b) in relation to a bomb or grenade — to throw the bomb or grenade, or to cause it to explode, with intent to cause physical injury to any person or property.

Penalty for being in unlawful possession of arms or ammunition

3.—(1) Subject to subsection (4), any person who is in unlawful possession of any arm or ammunition shall be guilty of an offence and shall on conviction be punished with imprisonment for a term of not less than 5 years and not more than 10 years and shall also be punished with caning with not less than 6 strokes.

[25/84]

(2) Subject to subsection (4), any person who unlawfully carries any arm shall be guilty of an offence and shall on conviction be punished with imprisonment for a term of not less than 5 years and not more than 14 years and shall also be punished with caning with not less than 6 strokes.

[25/84]

(3) Where any person at the time of his committing or at the time of his apprehension for any scheduled offence has on his person any arm, he shall be guilty of an offence and shall on conviction be punished with imprisonment for life and shall also be punished with caning with not less than 6 strokes.

(4) Where any person convicted of an offence punishable under subsection (1) or (2) is proved to have been previously convicted of a scheduled offence, he shall on conviction be punished with imprisonment for a term of not less than 5 years and not more than 20 years and shall also be punished with caning with not less than 6 strokes.

[25/84]

Using or attempting to use arms

4.—(1) Subject to any exception referred to in Chapter IV of the Penal Code (Cap. 224) which may be applicable (other than section 95), any person who uses or attempts to use any arm shall be guilty of an offence and shall on conviction be punished with death.

[30/93]

(2) In any proceedings for an offence under this section, any person who uses or attempts to use any arm shall, until the contrary is proved, be presumed to have used or