

L.11012/3/2017-HMA
GOVERNMENT OF MIZORAM
HOME DEPARTMENT

Aizawl, the 10th February, 2021

NOTIFICATION

Whereas Rules 103 and 104 of the Arms Rules, 2016 empowers the Firearms Bureau of the Central Government or the State Government for deposit, disposal and destruction of firearms and ammunition which are confiscated, captured, seized, recovered or surrendered. Whereas Firearms Bureau for the State of Mizoram to carry out the provisions of the said rules is yet to be constituted.

Now therefore, the Governor of Mizoram is pleased to constitute the Firearms Bureau for the State of Mizoram with the following composition:

1. Chairman : Home Secretary
2. Member Secretary: Assistant Inspector General of Police
(Provisioning & Logistics)
3. Member: District Magistrate, Aizawl District.

The Firearms Bureau shall invite any expert as and when required in the performance of their duties.

Terms of Reference:

1. The Firearms Bureau shall be the custodian of confiscated, captured, seized, recovered or surrendered firearms and ammunition.
2. The Firearms Bureau shall decide on whether to dispose or destroy confiscated, captured, seized, recovered or surrendered firearms and ammunition.
3. The Firearms Bureau shall fix the price of serviceable confiscated, captured, seized, recovered or surrendered firearms and ammunition.
4. The Firearms Bureau shall decide on the allotment of serviceable confiscated, captured, seized, recovered or surrendered firearms and ammunition to eligible applicants holding valid arms license.

Guidelines for the functioning of Firearms Bureau:

1. The Firearms Bureau shall have a separate UIN, user-id and password under the NDAL system to be allotted by the Ministry of Home Affairs.
2. On passing of an order by a competent court in regard to confiscated, captured or seized arms and ammunition, the arms and ammunition shall be handed over to the Firearms Bureau along with history sheet of each firearm containing details of the make, type, manufacturer's serial number, calibre and nature of the firearm.
3. Arms and ammunition recovered or surrendered by any insurgent group or individual shall be handed over to the Firearms Bureau along with history sheet of each firearm containing details of the make, type, manufacturer's serial number, calibre and nature of the firearm.
4. On receipt of confiscated, captured, seized, recovered or surrendered arms and ammunition, the Firearms Bureau shall make an entry in the receipt column of its stock register.
5. The Firearms Bureau shall make use of the Central Armoury under Mizoram Police or any other armoury for the safe custody of such confiscated, captured, seized, recovered or surrendered arms and ammunition.
6. The Firearms Bureau shall maintain inventory for different categories of confiscated, captured, seized, recovered or surrendered arms and ammunition.
7. The Firearms Bureau shall get firearms and ammunition examined at Police Central Armoury or by a gunsmith holding a licence in Form IX.
8. On submission of the report by the examiner of the firearm, a firearm may be declared as serviceable or unserviceable or beyond economical repair (BER) and all such serviceable firearms shall be entered in the active firearm stock register and the details shall be uploaded on NDAL system against the UIN allotted to the Firearms Bureau.
9. The Firearms Bureau shall regularly give stock report of confiscated, captured, seized, recovered or surrendered arms and ammunition in its custody to Home Department. Any new receipt of such firearm or ammunition in its custody shall also be reported to Home Department.
10. When application is received by Home Department from eligible applicants having valid arms license for purchase of confiscated, captured, seized, recovered or surrendered arms and ammunition which are serviceable and in the custody of the Firearms Bureau, Home Department shall refer the case to the Firearms Bureau for fixing of a price for the firearm and for allotment of the firearm.

11. The price shall be fixed based on the current market rate and physical / cosmetic condition of the firearm in order to fetch the maximum revenue for the Government. The Firearms Bureau shall devise its own method for grading of the firearms for fixing the price if required.
12. If sale of confiscated, captured, seized, recovered or surrendered arms and ammunition to eligible license holder is decided, the Firearms Bureau shall dispose the serviceable firearm against a sale voucher or invoice on submission of deposit challan against a suitable revenue head of account.
13. The applicant to whom the firearm is disposed against a sale voucher or invoice shall immediately get his firearm registered by the concerned District Magistrate against his arms license.
14. Any confiscated, captured, seized, recovered or surrendered serviceable firearm that does not bear the manufacturer's serial number or additional identification mark shall be marked forthwith by the Firearms Bureau in accordance with the procedure laid down in rule 34 and rule 58 of the Arms Rules, 2016. Details of such firearm shall be recorded in a separate register and uploaded on the NDAL system under a distinct category.
15. The Firearms Bureau shall submit to the local licensing authority, an application containing the details of firearm to be destroyed, giving particulars regarding the make, type, calibre of the firearm as well as the manufacturer's serial number or additional identification mark. The licensing authority shall, after verifying the particulars recorded in the list supplied to it by the Firearms Bureau, grant permission for destruction of such firearm.
16. The firearms permitted for destruction may be destroyed by melting, pressing or in any other manner determined by the licensing authority to ensure that the original intent, design and purpose of the firearm or any part thereof is permanently or irrevocably destroyed.
17. The list of firearms or ammunition destroyed shall be reported to the licensing authority by the Firearms Bureau within fourteen days of destruction.

Sd/- LALBIAKSANGI
Secretary to the Government of Mizoram,
Home Department

Memo No. L.11012/3/2017-HMA :

Aizawl, the 10th February, 2021

Copy to:

1. Secretary to Governor, Mizoram.
2. Secretary to Chief Minister, Mizoram.
3. P.S. to Home Minister, Mizoram.
4. Sr. P.P.S to Chief Secretary, Government of Mizoram.
5. P.P.S to Additional Chief Secretary, Government of Mizoram.
6. P.S. to Secretary, Home Department for information and necessary action.
7. P.S. to Secretary, Law & Judicial Department for information and necessary action.
8. P.S. to Director General of Police, Mizoram for information and necessary action.
9. Registrar, Guwahati High Court, Aizawl Bench.
10. District & Sessions Judge, Aizawl & Lunglei.
11. All District Magistrates, Mizoram for information and necessary action.
12. All Superintendents of Police, Mizoram for information and necessary action.
13. Controller, Printing & Stationery with 5 (five) spare copies for publication in the Official Gazette of Mizoram.
14. Guard File.



(LALREM RUATA KULLAI)

*Under Secretary to the Govt. of Mizoram,
Home Department*