

27/11/03.

ORDERS IN COUNCIL

Control of Weapons Act 1990

ORDER IN COUNCIL

The Governor in Council pursuant to section 8B of the **Control of Weapons Act 1990** (the Act):

1. Grants an exemption, subject to Clause 2 and 3, to:
 - (a) all members of the Victoria Police Special Operations Group from section 5(1)(e) of the Act in relation to the M-26 and X-26 Air Tasers and/or cartridges manufactured by Taser International subject to the conditions that:
 - (i) the use of the M-26 Air Taser or X-26 Air Taser (once the condition in Clause 2 is satisfied) is in accordance with the Victoria Police Use of Force Policy as contained in the Victoria Police Manual and Victoria Police Special Operations Group Standard Operating Procedures, and
 - (ii) when not in operational use, all M-26 Air Tasers and X-26 Air Tasers (once the condition in Clause 2 is satisfied) and/or cartridges shall be stored in the same manner as other firearms and ammunition are required to be stored under the **Firearms Act 1996**.
 - (b) all members of Victoria Police and employees of the office of the Chief Commissioner of Police from section 5(1)(b) and 5(1)(e) of the Act in relation to M-26 and X-26 Air Tasers and/or cartridges manufactured by Taser International, subject to the conditions that:
 - (i) this exemption does not include the use of M-26 and X-26 Air Tasers and/or cartridges manufactured by Taser International; and
 - (ii) this exemption shall only apply in the performance of their administrative duties in relation to the supply, distribution, transportation, storage and disposal of M-26 and X-26 Air Tasers and/or cartridges manufactured by Taser International.
2. The exemption does not operate in relation to X-26 Air Tasers until the Minister for Police and Emergency Services certifies in writing to the Chief Commissioner of Police that the Minister has received adequate information regarding the safe use of the X-26 Air Taser on human subjects.
3. The exemption shall apply for a period of twelve months from the date the Order comes into operation.

This Order comes into operation on 25 November 2003.

Dated 25 November 2003

ANDRÉ HAERMEYER

Minister for Police and Emergency Services

SUDHA KASYNATHAN

Acting Clerk of the Executive Council