



# Expired Firearm Licences

UPDATE ON SAPS COMMUNIQUE MARCH 3<sup>rd</sup>  
Regarding SAGA Newsflash March 6th

**For immediate release – March 9<sup>th</sup>, 2017**

Contact: Jonathan Deal 023-358-9903 | WhatsApp to 076-838-5150 | [jdeal@saga.org.za](mailto:jdeal@saga.org.za)

---

SAGA has received several queries from members concerning the communique<sup>1</sup> from Major General Bothma of SAPS CFR dated 3rd March 2017.

Although the communique is an internal communication within SAPS, there are parts of same which are deeply concerning to SAGA, especially with the respect to those members who may be in possession of firearms with expired firearm Licences, and such members possibly being charged in terms of section 3 of the Firearms Control Act.

SAGA is of the view that parts of communique of the 3rd of March 2017 may be unconstitutional in reference to and interpretation of the Firearms Control Act. The communique also refers to the acting National Commissioner Phahlane's directive of the 3rd February 2016, which directive is currently the subject of three High Court applications, one of which SAGA is involved in, and which application is set down to be heard on the 25th and 26th April 2017.

SAGA will bring the communique to the attention of the court, and we shall be filing a supplementary affidavit herein, as we believe that this whole issue with respect to expired firearm Licences is sub judice because of these High Court applications.

SAGA is therefore of the opinion that there is no requirement in terms of the communique, that SAGA members who do possess firearms with expired Licences, should approach their DFO or SAPS, and there is thus no need to approach SAPS with a view to surrendering their firearms.

However, in the event that a SAPS official contacts you and requests the surrendering of a firearm with an expired licence, you should co-operate with such SAPS official, and there is a form available on SAGA's website to ensure that there is a record of such firearm being surrendered. **Please however do contact SAGA and advise us in this regard if you are advised to surrender the firearm by SAPS as there is further information from SAGA that should be considered at that time.**

---

<sup>1</sup> Copy available from SAGA offices

If any member of SAGA is threatened with arrest in terms of section 3 or is charged in terms of this section, please immediately contact SAGA, as we are of the view that SAPS may be violating your rights in terms of the Constitution and there may well be scope for an urgent application interdicting SAPS from this course of action.

SAGA will keep you closely up to date with respect to this very important matter.

ENDS/

Further information is available from [saga@saga.org.za](mailto:saga@saga.org.za) or on 031-562-9951

If it is necessary to contact SAGA **after hours** in an urgent situation please contact our Media & Communications member on cell phone **via WhatsApp** to 076-838-5150 or [jdeal@saga.org.za](mailto:jdeal@saga.org.za).