

Government of Jammu and Kashmir
HOME DEPARTMENT
Civil Secretariat, Jammu/Srinagar.

**Subject: Licensing process of Arms and Ammunition Dealers in the
UT of Jammu & Kashmir-instructions thereof.**

**Circular No. : 01-Home of 2023
Dated : 10.04.2023**

The legal framework relating to the arms and ammunition is contained in the Arms Act, 1959, as amended from time to time and the rules framed thereunder. Among other provisions, section 5 of the Arms Act, 1959 provides that any person who is associated with the business of sale of Arms/Ammunition shall have to hold a valid license issued in accordance with the provisions of the Arms Act, 1959 and the rules framed there under.


2. In terms of the Arms Rules, 2016, each license is required to be uploaded on NDAL system, for generation of Unique Identification Number (UIN) and w.e.f. 30.06.2020, any license without a UIN, is invalid.

3. The Arms Rules, 2016 prescribe for grant of Arms & Ammunition dealers licenses in Form VIII and repair licenses in the category of Accredited Gunsmiths in Form IX/IX-A (Form-IX concerning the license for carrying out major repairs, conversion etc, and Form IX-A for license regarding minor repairs).

4. Further, an Arms and Ammunition Dealer is not allowed to undertake any activity related to Possession, Sale, Transfer or test of Arms and Ammunition in absence of a valid license and it is incumbent upon such licensee to renew his license from time to time, without fail.

5. Among other conditions, it is clearly laid down in Arms Rules, 2016 while granting of a license, that the license is valid only so long as the licensee carries on the trade business and that it will ipso facto lapse if the business is discontinued for a continuous period exceeding six months.

6. Keeping in view the above aspects and to ensure that due process/procedure, as envisaged under the Arms rules for issuance/renewal of Arms and Ammunition Dealers' licenses/ Gunsmiths licenses in the UT of Jammu and Kashmir, is adhered, the following instructions, in furtherance of the Arms Rules, 2016 are hereby issued for immediate compliance:


10.04.23

- (i) The District magistrates shall ensure that no Arms and Ammunition Dealer is allowed to carry on any trade/transaction in absence of a valid arms license in form VIII, as prescribed under Arms Rule, 2016, till the licensing process in favour of the intending prospective licensees is completed in terms of the Arms Rules, 2016;
- (ii) The District magistrates shall ensure that no Gunsmith is allowed to carry out any repair, conversion etc in absence of a valid arms license in Form IX/ Form IX-A, as prescribed under the Arms Rules, 2016 till the licensing process in favour of the intending prospective licensees is completed in terms of the Arms Rules, 2016;
- (iii) The District Magistrates shall process the requests for grant of Arms Dealers and Gunsmiths licenses, strictly in terms of the applicable provisions under the Arms Rules, 2016 and based on the field verification, recommend the cases of the intending prospective licensees to the Licensing Authority (Home Department) along-with all the requisite formalities.

The District Magistrates shall also submit a quarterly report to the Home Department on compliance of the aforesaid instructions.

Sd/-
(Raj Kumar Goyal) IAS,
Financial Commissioner/
Additional Chief Secretary

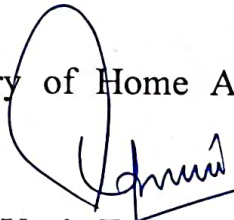
No. HOME-ARMS/117/2022-(CC:224961)

Dated:10.04.2023

Copy to the:

1. Director General of Police, J&K.
2. Principal Secretary to the Hon'ble Lieutenant Governor, J&K
3. All District Magistrates, UT of J&K.
4. Director Archives, Archaeology & Museums, J&K.
5. Director Information and Public Relations, J&K
6. Private Secretary to the Chief Secretary, J&K.
7. Private Secretary to the Financial Commissioner (Additional Chief Secretary), Home Department.
8. Incharge Website, Home Department.
9. Stock file with w.2.sc.

Copy also to the Joint Secretary (JKL), Ministry of Home Affairs, Government of India.


(Syed Yasir Farooq)JKAS
Deputy Secretary to the Government

10.04.23