

Comptroller-General of Customs (Operational Safety) Directions 2021

I, Michael Outram, Comptroller-General of Customs, under subsection 189A(2) of the *Customs Act 1901* and subsection 189A(2) of the *Customs Act 1901* (NI) make this instrument.

Dated 22 December 2021

Michael Outram

Comptroller-General of Customs

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1 Name

This instrument is the *Comptroller-General of Customs (Operational Safety) Directions 2021*.

2 Commencement

This instrument commences on the day after this instrument is registered.

3 Authority

This instrument is made under subsection 189A(2) of the Customs Act and subsection 189A(2) of the NI Customs Act.

4 Definitions

Note: A number of expressions used in this instrument are defined in the Customs Act and the NI Customs Act, including the following:

1. approved firearm;
2. approved item of personal defence equipment;
3. authorised arms issuing officer;

(d) officer authorised to carry arms.

(e) officer of Customs.

In this instrument:

***Customs Act*** means the *Customs Act 1901*.

***NI Customs Act*** means the *Customs Act 1901* (NI).

5 Directions

The following directions are given in relation to the deployment of approved firearms and other approved items of personal defence equipment:

(a) An authorised arms issuing officer must ensure that an officer authorised to carry arms to whom approved firearms or approved items of personal defence equipment (other than anti-ballistic clothing) are issued is the holder of a valid and current Use of Force Permit, qualification or appointment in accordance with the Operational Safety Order (2021).

(b) An officer authorised to carry arms must not seek to be issued with approved firearms or approved items of personal defence equipment (other than anti-ballistic clothing) unless they satisfy all of the fitness for duty and training requirements and are the holder of a valid and current Use of Force Permit, qualification or appointment in accordance with the Operational Safety Order (2021).

(c) Approved firearms and approved items of personal defence equipment must be deployed, used and returned in accordance with the Operational Safety Order (2021).

(d) Approved firearms and approved items of personal defence equipment must be stored in accordance with the Operational Safety Order (2021).

(e) An officer of Customs may only use force in accordance with the Operational Safety Order (2021).

6 Revocation

(1) The instrument titled C*omptroller-General of Customs (Use of Force - Norfolk Island) Directions 2016*, dated 14 June 2016 is revoked.

(2) The instrument titled C*omptroller-General of Customs (Operational Safety) Directions 2020*, dated 27 August 2020 is revoked.