Unauthorised Supply Firearms on Ongoing Basis

s.51B (NSW) *Firearms Act*

s 51B Unauthorised supply of firearms on 3 or more separate occasions over 12 months

Maximum penalty: 20 years

Standard non-parole period: 10 years (conviction entered or guilty plea taken on or after 1.1.2008)

	NAME (age if known)	OFFENCE	PLEA	SENTENCE AT FIRST INSTANCE	RESULT ON APPEAL	SUMMARY OF RECORD	FACTS
1.	**Aslan** (33) [2005] NSWCCA 121	s.51B Supply methylamphet on ongoing basis Supply lge comm qty methylamphet Sched: 5 offences	PG (25%)	8y NPP 3y 6m 6y 6m NPP 3y 6m 7y 6m NPP 4y 6m Total: 11y 6m NPP 7y	AD	Nil convictions – on recognisance for s.10 offence	Sold total of 84.7g methylamphetamine to person who supplied to undercover officer – sold self-loading pistols to undercover officer on four occasions – each firearm had serial number obliterated – on two occasions also supplied ammunition and on one occasion sold silencer – sold 1,020g methylamphetamine with purity of 2.5% just prior to arrest – wholesaler supplying to wholesaler – little regard for public safety
2.	**Dionys** (58) [2011] NSWCCA 272 Co-offender: ZARAKAS	s.51B Agg unauth possession of firearms: s.51D(2) Sched: 179 offences including poss 89 firearms	PG (25%)	9y NPP 5y 6m 12y NPP 7y 6m Total: 15y NPP 10y 6m	AA 9y NPP 5y 6m 12y NPP 7y 6m Total: 13y NPP 8y 6m	limited	**SNPP 10 years** Sold four mauser pistols and Bren machine gun to undercover police operative – large arsenal of firearms found in storage unit – large scale operation dealing with illegal weapons – slightly above mid-range Poor health

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3.	**Zarakas** (44) [2013] NSWCCA 144 Co-offender: DIONYS	s.51B Sched: 39 offences including unlawfully poss firearms and selling ammunition	PG (25%)	9y NPP 5y 6m	AD	Drive while disqualified – poss or use prohibited weapon	**SNPP 10 years** Supplied firearms on 13 separate occasions to undercover operative - included 2 light machine guns and pistols fitted with silencers – all firearms in good working order – middle man below co-offender Dionys in hierarchy but above second co-offender – slightly above mid-range PTSD as a result of armed robbery and death of father
4.	**Matthews** (59-60) [2013] NSWCCA 326	Supply lge comm qty ecstasy s.51B Sched: Smaller drug and firearms offences	PG (10%)	12y 9m NPP 7y 9m 7y 3m Total: 16y NPP 11y	AA 12y 9m NPP 7y 9m 7y 3m NPP 5y Total: 16y NPP 11y	'formidable' – serious offences – no drug offences	**SNPP 10 years** Drug supply to undercover officer on two occasions – total 732.4g - co-offender D arranged for drugs to be provided to Matthews who sold to undercover officer – offenders shared $1000 between them for each supply – financial gain – also sold firearms to undercover officers on three occasions – self-loading pistol with 16 bullets in functional but not perfect working order – 3 rifles in working order Disturbed upbringing – PTSD resulting from prison experience – poor health On appeal: error in not setting NPP for SNPP firearms offence
5.	**Anargiros** (54) [2016] NSWCCA 134	s.51B Manufacture prohibited firearms: s.50A(2) Supply ephedrine Sched: 8 firearm parts and ammunition offences	PG (25%)	Indicative: 9y NPP 5y 6y 6m NPP 4y 6m 1y Aggregate: 10y NPP 5y	AD	Unlicenced driving	**SNPP 10 years** Supplied guns to undercover operative and registered source on four separate occasions - sawn-off .22 calibre rifle, .22 calibre Remington rifle, .22 calibre Winchester rifle and eleven .22 calibre pen guns – manufactured pen guns – all firearms supplied with ammunition and in working order – indicated could supply more – financial reward Good prospects of rehabilitation – poor health – protective custody On appeal: no failure to take into account poor health

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6.	**Laspina** (50-51) [2016] NSWCCA 181	s.51B Supply cannabis Sched 4 offences	PG (25%)	6y 9m NPP 4y 2m FT 2y Total: 7y 9m NPP 5y 2m	AA 6y NPP 3y 8m FT 2y Total: 7y NPP 4y 8m	Prior convictions for drug and firearm offences	**SNPP 10 years** Supplied over 13kg cannabis to undercover operatives over 20 occasions – in four transactions supplied 8 firearms for $13,200 - sawn-off 12 gauge shotgun (not in working order); two .22 calibre rifles; .410 gauge shotgun; .22 calibre bolt action repeating rifle with scope; stolen .223 rifle with scope; .303 rifle; and .228 seven shot revolver – also supplied ammunition and crossbow – discussions as to supply of Glock pistols – mid-range On appeal: erred in finding but failing to reflect causal connection between offending and mental health issues
7.	**El Ali** [2019] NSWCCA 207	Consp to possess more than three prohibited firearms: s.51D(2) s.51B 15 x Provide false information in firearm application Consp to import firearms part and magazines: Cth	VG VG PG PG (10%)	Indicative: 15y NPP 11y 4m 9y NPP 6y 9m 1y 4m – 2y Aggregate: 16y 9m NPP 12y 6m 8y NPP 5y 6m Total: 17y 3m NPP 13y	AD		**SNPP 10 years** Over many months imported firearms parts and magazines from legitimate dealers – provided false information – imported sufficient parts to construct 129 complete Glock pistols and 14 partial pistols – further orders made - found in possession of 22 Glock pistols – after receiving parts pistols were reconstructed and sold

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8.	**Rodriego (a pseudonym)** [2021] NSWCCA 237	Supply lge comm qty cocaine s.51B Sched: 4 offences	PG (combined 45% - increased on appeal to 50%)	Indicative 6y 6m 5y 5m Aggregate: 10y NPP 7y 6m	AA Indicative 6y 8m NPP 5y 4y NPP 3y Aggregate: 8y NPP 6y	AR; supply; conspiracy to cultivate; dishonesty offences	**SNPP 10 years** Sold guns on three separate occasions to registered source – semi-automatic rifle, pistol and shotgun – selling on behalf of others but could obtain more firearms – sold drugs to same operative – not source of drugs but integral role – could access more drugs on short notice – drug offence mid-range High quality assistance – financially motivated due to gambling and financial stress On appeal: failed to appreciate and rely upon police report on poor condition of firearms – seriousness of firearms offences reduced
9.	**El Samman** (41) [2026] NSWCCA 60	s.51B Supply explosives s.93FA(2) 4 X sell proh weapon Possess proh firearm s.7(1) Sched: 9 offences	PG (5%)	Indicative 9y NPP 6y 17m 3 x 3y 6y 6m 6y 9m NPP 4y Aggregate: 14y NPP 9y	AA Indicative 8y 9m 12d NPP 5y 8m 12d 16m 4d 2y 10m 6d 6y 2m 3d 2 x 2y 10m 6d 5y 8m 12d NPP 3y 9m 16d Aggregate: 13y NPP 8y 3m	Nil	**SNPP 10 years** Controlled police operation - undercover operative contacted applicant through encrypted mobile application "Ciphr" to arrange purchase of firearms, ammunition and explosives - on four occasions, applicant personally attended for exchange and supply of firearms - trading in firearms for profit - knew or at least reasonably suspected firearms would be used in connection with criminal activity – some firearms for military purposes, homemade without serial numbers – well established relationship with suppliers. Drug use - supportive family background – PTSD following vehicle accident, mental health - low risk re-offending – sound prospects of rehabilitation – good character – always employed. CCA: SJ failed to make finding as to good character.

Last updated: May 2026