Aggravated Unauthorised Possession of More Than Three Unregistered Firearms

s.51D(2) (NSW) *Firearms Act*

s 51D(2) possession of more than 3 firearms, any one of which is a pistol or a prohibited firearm where:

(a) the firearms are not registered, and

(b) the person is not authorised by a licence or permit to possess the firearms.

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	RESULT ON APPEAL	SUMMARY OF RECORD	FACTS
1.	**Middlebrook** (45) [2004] NSWCCA 49	s.51D(2) Sched: 7 offences	PG	4y NPP 3y	AA 2y NPP 12m	Nil relevant	Search of rural property found cannabis plants and firearms: 2 shotguns 2 rifles telescopic scope magazine PVC canon 2 ammunition belts with ammunition loaded SKK assault rifle magazine All firearms unregistered – weapons kept for wild animals and kept in open shed

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2.	**Cromarty** (61) (2004) 144 A Crim R 515 [2004] NSWCCA 54	s.51D(2) Possess unreg firearm: s.36 Possess defaced firearm: s.66(b) Possess proh weapon: s.7(1) *Weapons Act* Possess shortened firearm: s.62(1)(b) Sched: 2 offences	PG (25%)	3y NPP 2y FT 12m PD FT 8m PD FT 16m PD FT 16m PD (all concurrent)	Crown AA 4y NPP 2y FT 2y FT 18m FT 16m FT 16m (all concurrent)		Weapons scattered throughout property – limited security – largest cache of weapons ever taken from individual: 35 prohibited weapons under Firearms Act 63 weapons prohibited under Weapons Act 103 unregistered firearms. 10 pistols with defaced serial number / id mark 2 shortened self-loading rifles. 2,850 cartridges of ammunition. 147 firearm parts. 7 silencers suitable for rifles and pistols. s.51D offences involved possession: 4 machine guns 4 submachine guns 24 self-loading rifles 3 self-loading shotguns Dealer and gunsmith with passion for weapons
3.	**Brown** [2006] NSWCCA 249	s.51D(2) Sched: 6 offences	PG (15%)	8y NPP 5y	AA (to restate sentence in correct form only)	Lengthy - dishonesty, property, drugs.	Warehouser of large number of prohibited weapons – buying and selling to criminals – weapons included: 16 pistols Rifle Revolver calibre pistol 17 prohibited weapons 2 unregistered firearms

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4.	**W. Mack** (42) **A. Mack** (45) [2009] NSWCCA 216	s.51D(2) Supply cannabis oil Cultivate by enhanced indoor means Sched: Similar offences s.51D(2) Cultivate by enhanced indoor means Sched: Supply cannabis leaf	PG (25%)	6y NPP 3y 4y NPP 2y 3y NPP 18m <u>Total</u>: 8y 6m NPP 5y 6m 3y 3m NPP 2y 3y NPP 18m <u>Total</u>: 4y 3m NPP 3y	AA 6y NPP 3y 4y NPP 2y 3y NPP 18m <u>Total</u>: 7y 6m NPP 4y 6m 12m NPP 9m 3y NPP 18m <u>Total</u>: 3y 6m NPP 2y	Nil nil	**SNPP 10 years** 68 cannabis plants found growing in home of offenders – 183.6g cannabis oil - large number of firearms found on property – both offenders held current shooter's licences W Mack (male) - dealt with for 5 firearms – revolvers and shortened rifles – long interest in guns – member of pistol club – some weapons used for controlling feral animals – no evidence of criminal misuse – firearms not stored properly – lower midrange A Mack (female) – lesser offender
5.	**Herod** [2010] NSWCCA 17	s.51D(2) Supply prohibited drug Proceeds of crime Sched: Two offences	PG (25%)	FT 6m 4y NPP 2y FT 18m <u>Total</u> 4y 3m NPP 2y 3m	AD	Drug offence	**SNPP 10 years** Found in possession of over 50g methamphetamine in house – also found in possession of $24,000 and firearms found in shed Sterling .22 calibre rifle open packet of .22 bullets or cartridges Lithgow .22 rifle with scope dismantled .22 stock and barrel Gecado brand air rifle, loaded and cocked other point 22 calibre ammunition air rifle pellets Previously held firearms licence

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6.	**Basedow** (46) [2010] NSWCCA 76	s.51D(2)	PG (25%)	3y NPP 2y	AD	Unauthorised possession of firearms in 1999	**SNPP 10 years** Firearms not secured – collector – no ammunition for most of the firearms – no interest in using the firearms – low range of objective gravity Winchester 1892 repeating rifle Winchester model 70 repeating rifle Homemade pistol Bulldog .450 calibre revolver Browning .22 calibre self-loading rifle Marlin .22 calibre self-loading rifle with a silencer
7.	**Yammine** (25) [2010] NSWCCA 123	s.51D(2) Mal wound Sched: 23 offences including weapons offences	PG	6y 9m NPP 3y 6m 3y 4m NPP 2y 3m <u>Total</u>: 9y NPP 5y 9m	AD	Insignificant	Police located 7 firearms during search – was member of bikie group – police surveillance revealed firearms to be used in possible altercation with another bike group. Firearms included: loaded prohibited pistol with magazine attached loaded revolver loaded handgun with magazine spare magazine containing seven rounds handgun with empty magazine non-working assault rifle Beretta handgun containing magazine with eight rounds Chinese assault rifle. Serious offence – above middle-range - malicious wounding unrelated matter.
8.	**Mahmud** (26) [2010] NSWCCA 219	s.51D(2) Supply lge comm qty prohibited drug Sched: Firearms offences	PG (17.5% on appeal)	3y 6m NPP 2y 6m 6y 6m NPP 3y 6m <u>Total</u>: 7y 6m NPP 4y 6m	Crown AA 5y NPP 3y 9m 9y NPP 6y 6m <u>Total</u>: 10y NPP 7y 6m	record	**SNPP 15y – drugs / SNPP 10 years - firearms** Two single shot bolt firearms and a 25 mm self-loading pistol loaded with five rounds found at house – also found in possession of knives, taser gun and ammunition – 1.78kg methylamphetamines found in freezer – firearm fetish – firearms offences below mid-range

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9.	**Mezzadri** (54) [2011] NSWCCA 125	s.51D(2) Sched: Firearm and ammunition offences	PG (25%)	1y 10m suspended	Crown AD	Nil	**SNPP 10 years** Possessed eight firearms - four prohibited - none registered – appellant unlicensed – shotgun, rifles and imitation self-loading pistol – not in working order – ammunition did not relate to firearms – old weapons Good character
10.	**Dionys** (58) [2011] NSWCCA 272	s.51D(2) Selling firearms on ongoing basis: s.51B(1) Sched: 179 offences including poss 89 firearms	PG (25%)	12y NPP 7y 6m 9y NPP 5y 6m Total: 15y NPP 10y 6m	AA 12y NPP 7y 6m 9y NPP 5y 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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11.	**Taylor** (40) [2013] NSWCCA 157	s.51D(2) Possess prohibited weapons: s7(1) *Weapons Act* Proceeds of crime: s.193B(2) 2 x Poss illegally imported species: s.303GN(2) CTH Receiving: s.188 Dispose stolen property: s.188 Recklessly inflict GBH: s.35(2) Sched: 23 offences	PG (10%)	7y 6m NPP 4y 5y NPP 3y 5y NPP 3y 10m Recog after 6m 3y NPP 2y FT 2y 9m 3y NPP 2y <u>Total</u>: 12y NPP 8y 6m	AA only to adjust commencement dates	Record – breached good behaviour bond	**SNPP 10 years** Possessed 30 firearms - 13 prohibited – included 3 pistols, 2 crossbows and a Taser-like device - not stored safely - two of the firearms were stolen Twice found in possession of North American chameleons and corn snake – also possessed frogs, bearded dragons, water dragons and turtles Other offences - received and disposed of stolen Harley Davidson motor cycle - disposed of another stolen motor cycle, received stolen helmet, dealt with $12,770 in proceeds of crime and possessed prohibited drugs and prescribed restricted substance – domestic abuse of partner in front of children on multiple occasions
12.	**Lachlan** (19) [2015] NSWCCA 178	s.51D(2) Possess prohibited weapon: s.7(1) *Weapons Act* Sched: 8 offences	PG (25%)	3y NPP 2y FT 1y (concurrent)	Crown AA 5y 3m NPP 3y FT 1y (concurrent)	Firearms offences. On bond.	**SNPP 10 years** Weapons kept for the purpose of financial gain - engaged in dealing in weapons - weapons also for recreational use - police located 4 firearms at offender's premises: shortened .22 rifle (magazine contained 15 rounds) shortened single barrel shotgun shortened double barrel shotgun loaded and shortened single barrel 410 shotgun stun gun (prohibited weapon) Schedule offences included stun gun; baton; tasers; knuckledusters, ammunition, firearms magazines, firearm bolt, knife and two balaclavas, two paintball guns

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13.	**Cornish** (38) [2015] NSWCCA 256	s.51D(2) Supply cannabis leaf Cultivate cannabis 2 x possess proh drug Possess ammo: s.65(3) Possess crossbow: s.7(1) *Weapons Act* Proceeds of crime offence	PG (25%)	Indicative 5y 3y 9m FT 1m s.10A FT 6m FT 9m Aggregate 6y NPP 3y 6m	AD	Record includes drugs offences	**SNPP 10 years** Stopped by police while driving to airport – found in possession of small amounts of drugs and money – subsequent search of house located 7.58kg cannabis – some for personal use – involved in business of supply – 23 cannabis plants – firearms for recreational use also found: .22 calibre self-loading rim fire rifle .22 calibre bolt action rifle with silencer .308 calibre bolt action rifle with no stock .410 calibre double barrel shotgun 4 x 12 gauge single barrel shotgun Suffering chronic and severe schizophrenia – self treats with cannabis

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14.	**Samuel** 26 at offence – 35 at sentence [2017] NSWCCA 239	s.51D(2) Ongoing drug supply: s.25A Supply: s.25(1) Sched: 9 offences	PG (17.5%)	2y NPP 1y 3m 3y 6m NPP 2y 9m Total: 4y 3m NPP 2y 9m	AD	Minor	(2007) supply 3.5g amphetamines on 5 occasions over 9 days – found in possession of 9.6g methylamphetamine after observed at known drug premises – search of house found: • WW sawn off double barrel side by side shotgun with serial number ground off • Norica .177 calibre air rifle • Winchester semi-automatic • .22 calibre rifle • Bofors .243 calibre rifle • Stirling .22 calibre rifle • Winchester 30-30 calibre rifle Most unsecured in bedroom – presence of ammunition – none registered or authorised – no legitimate reason for possession given Drug user at time of offences – absconded for several years – voluntarily returned and handed self in - remorse and evidence of rehabilitation On appeal: no error in discount for guilty plea – no error in finding element of dangerousness in keeping unsecured firearms in premises accessed by drug users increased seriousness of firearms offence
15.	**El Jamal** (29) [2017] NSWCCA 243	s.51D(2) Sched: 5 x possess ammo and weapons offences	PG (15%)	6y 9m NPP 4y 5m	AD	Record includes assault police and intimidation – breached bail	**SNPP 10 years** Storeman of weapons found in possession: Shortened .22 calibre Winchester Model 69 bolt action repeating rifle Homemade .22 calibre single shot pen gun 6mm airsoft calibre Galaxy model G6 repeating pistol Small silver 6.35mm calibre Webley and Scott model hammerless self-loading pocket pistol Possession for short time – offence fractionally below mid-range Genuine remorse – addiction to drugs at time of offending – family support

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16.	**Taylor** (58) [2018] NSWCCA 50	s.51D(2)	PG	4y 6m NPP 2y 6m	AD	Firearms offences - use offensive weapon with intent, AOABH, enter building with firearm, high-range PCA, drive whilst disqualified	**SNPP 10 years** Located at offender's residence: Self-loading shotgun loaded with round in chamber; Loaded double barrel shotgun; Unloaded repeating bolt-action rifle; Loaded Remington calibre; Large amount of ammunition with gun belts containing ammunition; more than 500 rounds of ammunition of varying calibres. Towards lower end of range objective seriousness - not in possession for personal profit / dealing – lived in semi-remote rural area – weapons needed to deal with feral animals - firearms had belonged to late father - knew firearms should have been registered .
17.	**XZ** (62-65) [2018] NSWCCA 76	s.66A(2) s.61O(2) s.66A(1) s.61M(2) Sched: 5 offences s.51D(2) Sched: 7 offences	PG (10-15%) PG (25%)	<u>Indicative</u>: 12y NPP 8y 4y 12y NPP 8y 6y NPP 4y 4y 6m NPP 3y <u>Aggregate</u>: 15y NPP 10y 6m	AD	Nil	Sexually abused granddaughters of de facto partner over several years – complainants aged 6-9y – abuse included digital penetration, forced fellatio, use of vibrator, forced touching of penis and licking and touching of vagina – grooming – mid to just below mid-range Search of premises found: • 8mm Mauser calibre Wilhel Gustloff (German) Model 98 repeating bolt-action rifle • .22 short calibre Winchester model 58 single-shot bolt-action rifle • .243 Winchester calibre Sako VL63 Finnwolf repeating lever-action rifle with a Nikko Stirling 3x9x40 telescopic sight attached • .455 Webley calibre Orbea Hermanos (Spanish) six-chamber revolver; • Marskman USA slingshot Passion for firearms and collected over long period of time – no intention to use for criminal purpose Poor physical health On appeal: in relation to firearms offence noted intention to use for criminal purpose not element of offence – aggregate sentence not manifestly excessive

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18.	**Goldberg** [2018] NSWCCA 99 [2018] NSWCCA 119	s.51D(2) Discharge firearm in public place – s.93GA(1)(b) Possess proh weapon: s.7(1) *Weapons Act* Possess unauthor firearm: s.7A s.166 Certificate: Poss ammunition Sched: 4 offences	PG (40% combined on appeal)	Indicative 10y NPP 7y 6m 3y 3y NPP 2y 3m 1y 3m Aggregate 12y NPP 9y	AA Indicative 6y 7m NPP 5y 1y 9m 1y 10m NPP 1y 5m 1y 6m Aggregate 8y 6m NPP 6y 4m	nil relevant	**SNPP 10 years** Discharged pistol into own hand at home – no reason given – search of car located knuckledusters – three pistol found in vacant house next door – also located revolver missing parts and stolen rifle – admitted possession not ownership – warehousing - mid-range Genuine contrition Adjusted under slip rule to correct minor error

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19.	**LS** (30) [2018] NSWCCA 222	Supply comm qty amphetamine: s.25(2) Participate in criminal group: s.93T(1) Intimidate Common assault Shorten firearm: s.61(1)(a) s.51D(2) Sched: 10 related offences	PG (comb 50%)	Indicative: 5y 6m NPP 4y 1m 1y 10m 1y 10m 9m 9m 2y NPP 1y 6m Aggregate: 7y NPP 5y 3m	AD	Serious	Over 7 month period involved with Rebel Motorcycle gang in drug supply activities – on two separate occasions involved in drug supply of 296.88g – trusted middleman – motived by drug use and drug debt – lower end of mid-range - cannabis plants, ammunition and firearms found on property – offender co-operated with police and directed them to firearms hidden on property: shortened .22 self-loading rifle, shortened 12 gauge Bentley pump action shotgun, .22 self-loading pistol and imitation Colt self-loading pistol - also found 41 x 12 gauge cartridges and 4 x .22 long rifle calibre cartridges, suitable for use in the .22 self-loading rifle and the self-loading pistol - firearms dangerous, in working order, self-loading and for protection – mid range – criminal group an example of most dangerous – upper range – multiple domestic violence incidents involving weapons and threats recorded on electronic surveillance – upper range Assistance to authorities resulting in harsh custodial conditions and risk to family – childhood of violence and exposure to alcohol abuse – relatively good prospects of rehabilitation On appeal: no error in assessment of objective gravity, assistance or parity – aggregate sentence within range

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20.	**Thach** (29) [2018] NSWCCA 252	s.51D(2) Supply lge comm qty meth Supply comm qty heroin Supply lge comm qty meth Supply lge comm qty heroin 2 x Possess precursor Possess drug manufacture apparatus Sched: 6 offences	PG (25%)	Indicative: 10y NPP 7y 6m 10y NPP 7y 6m 7y 6m NPP 5y 7m 15d 12y NPP 9y 17y NPP 12y 9m 3y / 4y 2y Aggregate: 18y NPP 13y 6m	AD		**SNPP 10 years** Significant role in drugs offences - warehousing of very significant quantities of illicit substances and firearms for syndicate - ready, willing and able to fetch and carry – not a principal but more than a mere courier Found in trailer attached to car used by offender: • shortened 5.56 x 45mm calibre Australian Arms self-loading rifle; • Colt detachable box magazine capable of holding 30 rounds; • silencer; • 9mm Parabellum calibre Uzi pistol; • Two Uzi detachable box magazines for the Uzi capable of holding 26 rounds; • Uzi silencer; • shortened 12-gauge shotgun; • shortened 12-gauge self-loading firearm; • 0.22 calibre self-loading pistol; • 0.44 Magnum pistol; • 0.32 Smith and Wesson pistol; • 9mm Glock pistol

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21.	**Smith** (46) [2019] NSWCCA 1	s.51D(2) Manufacture comm qty meth Possess precursor Supply comm qty meth Possess precursor Possess firearm in contravention of order: s.74(1) Sched: 34 offences	PG (25%)	Indicative: 6y NPP 4y 6y NPP 4y 2y 3m 4y 6m NPP 3y 18m 3y Aggregate: 11y NPP 7y 4m	Crown AA Indicative: 7y 6m NPP 4y 10m 7y NPP 4y 6m 4y 6y NPP 3y 10m 3y 4m 6y Aggregate: 16y NPP 10y 6m	previous convictions for firearms offences	**SNPP 10 years** With co-offender involved in manufacture of prohibited drugs in remote property owned by offender – related materials found in other locations – had possession of firearms in storage unit as member of bikie gang: • Colt AR15 .223 calibre semi-automatic rifle together with attachable scope and bipod stand • .38 calibre "pen gun" firearm. • Ruger Mini 14 .223 calibre semi-automatic rifle and five empty magazines (three of which could hold 10 rounds). • 12 gauge pump action shotgun. • Remington Savage brand .223 calibre rifle with scope. (This is not a "prohibited" firearm. [15]) • 12 gauge shortened single barrel shot gun. • homemade .22 calibre "pen gun" firearm. • number of magazines for ammunition, some filled with ammunition and some not. • large quantity of ammunition suitable for multiple calibres of firearms Also in possession of stolen but licenced firearm s.51D(2) offence well above mid-range

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22.	**El Ali** [2019] NSWCCA 207	s.51D(2) Ongoing supply firearms: s.51B 15 x Provide false information in firearm application: s.70 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
23.	**Weaver** [2021] NSWCCA 215	s.51D(2) Possess shortened firearm: s.62(1)(b) Sched: 3 offences	PG (25%)	Indicative 4y NPP 2y 6m 2y Aggregate: 4y 4m NPP 2y 7m	AD	Nil	**SNPP 10 years** Found in possession of 31 unregistered firearms in locked shed on rural property – four guns loaded – one pistol and shortened firearm – admitted to shortening firearm himself – firearms kept since before amnesty – admitted to stockpiling for extremist threats – mid-range Prior good character – unlikely to re-offend – remorse – good prospects of rehabilitation

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24.	**Barry** (26) [2021] NSWCCA 209	s.51D(2) Receiving (MV): s.188(1)(a) Receiving (not MV): s.188(1)(b) Act with intent to pervert course of justice: s.319 Sched: 4 offences	PG (40% comb)	Indicative: 4y 6m NPP 3y 3y 6m 2y 2y Aggregate: 6y 6m NPP 4y 3m	AD	Breached conditional liberty – mostly insignificant except participate in crim group offence	**SNPP 10 years** Former member of motorcycle gang stored guns on property – found in possession of shortened 12-gauge single barrel shotgun, 12-gauge repeat action shotgun, 30:30 Winchester calibre rifle,.222 Remington calibre bolt action rifle, .22 Winchester repeating bolt action rifle and ammunition – also found in possession of valuable equipment and three motor cycles – observed driving stolen vehicle – after police pursuit sought to have father report car stolen Traumatic childhood – substance abuse and psychological issues – remorse – reasonable prospects of rehabilitation – unlikely to re-offend – special circumstances
25.	**Aird** [2022] NSWCCA 35	s.51D(2) Possess proh weapon: s.7(1) *Weapons Act* Sched: 6 offences	PG (25%)	Indicative 5y 9m NPP 3y 6m 16m NPP 11m Aggregate 6y 5m NPP 4y	AA Indicative 4y 4m 12m Aggregate 4y 10m NPP 3y	Yes, not indicated. On bail.	**SNPP 10 years** Articles found on applicant's property in garage - inherited majority of firearms in 2006 from deceased brother and father and that they were "too sentimental to dispose of" – not intended for sale. CCA: manifestly excessive – strong subjective case – good rehabilitation prospects – not risk to community. Discussion of comparative cases and relevance of the purpose of firearms in possession.
26.	**Shannon** [2022] NSWCCA 41	s.51D(2) 2 x supply drugs Sched: 7 offences	Not indicated.	Indicative 4y 6m NPP 2y 8m 4y / 3y 1m Aggregate 7y 6m NPP 4y 6m	AD	Not indicated.	**SNPP 10 years** Articles found on applicant's property.

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27.	**Mack** [2022] NSWCCA 114	s.51D(2) 2 x Possess proh firearm: s.7(1) Supply cannabis Sched: 8 x not keeping firearms safely	PG (25%)	Indicative: 7y 2m Not stated 1y 10m Aggregate: 8y NPP 4y 9m	AD	Record for similar offences: see *Mack* [2009] NSWCCA 216 above	**SNPP 10 years** Search of property found 8 working firearms, 2 replica firearms and ammunition – also found 7.654kg cannabis leaf, 38 plants and 171g seeds – 6 of 8 firearms making up s.51D(2) offences prohibited but no evidence linked to criminal activity or drug business – rural property – failure to declare these weapons at earlier arrest – mid range offence – s.7(1) offences lower end of scale – used cannabis for anxiety disorder and no evidence of supply – lower end of scale Prospects of rehabilitation guarded – anxiety disorder On appeal: despite error in taking into account an offence twice no lesser sentence warranted.
28.	**Fraser** (63) [2022] NSWCCA 253	s.51D(2) s.166 Certificate: Cultivate cannabis plants Sched: 4 offences	PG (25%)	7y NPP 4y s.10A *CSPA*	AA 4y 3m NPP 2y 6m	Very limited.	**SNPP 10 years** Search of property located 19 firearms, ammunition and cannabis plants – 16 firearms found in water tank had been stolen by offender's son - firearms dropped off / left at offender's property by others – offender's intention to give firearms to police - wrapped firearms in plastic and duct tape and placed in water tank to keep in good condition but got "cold feet" and did not proceed with intention - significantly mitigates objective seriousness - did not possess firearms for profit – only had firearms for three weeks. Highly regarded for involvement in community - hard work and commitment to partner and children - significant medical disabilities. CCA: sentence manifestly excessive – favourable subjective case.

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29.	**Brzozowski** [2023] NSWCCA 129	s.51D(2*)* 2 x Unauth poss pistol: s 7(1) Unauth poss proh weapon: s.7(1) *Weapons Act* Sched: 12 offences s.166 Cert: 7 offences	PG (25%)	Indicative 3y NPP 2y 18m NPP 12m 12m NPP 8m Aggregate: 4y 8m NPP 3y	AD		**SNPP 10 years / 4 years / 5 years** Police search located items - six firearms, ammunition and firearm parts - firearms in possession included sawn-off rifle and replica pistols. No evidence of remorse - good prospects rehabilitation - good insight into mental health - lack of any likelihood of reoffending if applicant obtained mental health treatment.

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30.	**MJR (33)** [2025] NSWCCA 51	s.51D(2) s.51D(2) Supply shortened firearm: s.62(1)(c) Ongoing supply: s.51B(1) Ongoing supply proh weapons: s.23B Weapons Act Poss unauth proh firearm: s.7(1) Poss unauth firearm: s.7(1) Possess auth firearm: s.7A(1) Handle firearm under infl: s.64(1) Use unauth pistol: s.7(1) Supply lge comm qty GBL Supply comm qty MDMA Supply ketamine Agg armed with intent to break and enter Agg enter with intent to steal Sched: 19 Firearm and drug offences	PG (comb 50%)	Indicative: 3y 3m NPP 2y 7m 3y NPP 2y 6m 2y 6m 4y NPP 3y 4y 2y 6m NPP 1y 10m 2y NPP 1y 6m 9m 9m 2y NPP 1y 6m 5y 3y NPP 2y 3m 2y 3m 1y 3m 2y 6m Aggregate: 15y NPP 11y	AA Indicative: (unchanged except where indicated) 1y 3m NPP 11m 1y 3m NPP 11m 4y Aggregate: 10y NPP 7y 6m	Lengthy record for firearms offences – recidivist firearm offender - breached parole for firearm offences on more than one occasion	s.51D(2) offences – found in possession of 1 bolt action rifle with rounds in attached magazine in lounge room and 2 rifles and 2 semi-auto rifles in roof cavity – on second occasion found in possession of semi-auto pistol with silencer and 3 military semi-auto assault rifles in roof cavity On 6 occasions sold total of 9 firearms to UCO for $85,000 - on 5 occasions sold 12 prohibited weapons to UCO for $9,5000 – found in possession of semi-automatic pistol, semi-automatic military style rifles, significant quantity of ammunition and number of prohibited weapons – on three separate days handled firearms without authority, including while intoxicated – did not sell firearms for specifically criminal purposes but reckless as to their use – some firearms extremely dangerous – motivation financial Supplied drugs to UCO for $24,500 – 6.077kg GBL – 357.4g MDMA - 28g ketamine - entered rural property to investigate possibility of stealing firearms – stole firearms from different property Obsessed with firearms having been introduced to them as a teenager by a friend's father – background including sexual abuse – genuine remorse – good prospects of rehabilitation – unlikely to re-offend On appeal: aggregate sentence manifestly excessive

Last updated: Feb 2026