

## WEAPONS / FIREARMS

This document is the parent policy for any College procedures. Questions regarding this policy are to be directed to the identified Policy Owner.

<b>Category:</b>	E. Health & Safety
<b>Policy Number:</b>	E03
<b>Approval Date:</b>	March 16, 2015
<b>Effective Date:</b>	March 16, 2015
<b>Policy Owner:</b>	Chief People & Culture Officer

<b>Objective:</b>	
<b>Policy:</b>	<p>Olds College of Agriculture &amp; Technology (the "College") strives to provide a safe environment for students, staff and faculty. Considering the potential for harm, the College prohibits weapons/firearms and ammunition on its campus unless authorized as outlined in this policy.</p> <p><b>Specific Guidelines</b>          The College will uphold the law as stated in Section 244 of the Criminal Code of Canada and Bill C68, an Act respecting firearms and other weapons, which became law December 5, 1995. The law created the Firearms Act and came into force December 1, 1998.</p>
<b>Definitions:</b>	<p><b>Ammunition:</b> A cartridge containing a projectile designed to be discharged from a firearm and, without restricting the generality of the foregoing, including a caseless cartridge and a shot shell.</p> <p><b>Bodily Harm:</b> Any hurt or injury to a person that interferes with the health or comfort of the person and that is more than merely transient or trifling in nature.</p> <p><b>Carries:</b> A person carries a weapon if it is in an automobile of which he has care and control and it is not necessary that the accused have the weapon on his person.</p> <p><b>Dwelling House:</b> Refers to the whole or any part of a building or structure that is kept or occupied as a permanent or temporary residence, and includes:</p> <ol style="list-style-type: none"> <li>A building within the curtilage of a dwelling house-house that is connected to it by a doorway or by a covered and enclosed passageway, and</li> <li>A unit that is designed to be mobile and to be used as a permanent or temporary residence and that is being used as such a residence.</li> </ol> <p><b>Explosive Substance:</b></p> <ol style="list-style-type: none"> <li>Anything intended to be used to make an explosive substance,</li> </ol>

- b. Anything, or any part thereof, used or intended to be used, or adapted to cause, or to aid in causing an explosion in or with an explosive substance, and
- c. An incendiary grenade, fire bomb, Molotov cocktail or other similar incendiary substance or device and a delaying mechanism or other thing intended for use in connection with such a substance or device.

**Firearm:** A barreled weapon from which any shot, bullet or other projectile can be discharged and that is capable of causing serious bodily injury or death to a person, and includes any frame or receiver of such a barreled weapon and anything that can be adapted for use as a firearm.

**Motor vehicle:** Refers to a vehicle that is drawn, propelled or driven by any means other than muscular power, but does not include railway equipment. This definition contemplates a kind of vehicle, not whether the vehicle is actually operable or effectively functionable.

**Peace Officer:**

- a. Includes a mayor, warden, reeve, sheriff, deputy sheriff, sheriff's officer and justice of the peace,
- b. A member of the Correctional Service of Canada who is designated as a peace officer pursuant to Part 1 of the Corrections and Conditional Release Act,
- c. A police officer, police constable, bailiff, constable, or other person employed for the preservation and maintenance of the public peace or for the service or execution of civil process,
- d. An officer or person having the powers of a customs or excise officer when performing any duty in the administration of the Customs Act, or the Excise Act, a person designated as a fishery guardian under the Fisheries Act when performing any duties or functions under that Act and a person designated as a fishery officer under the Fisheries Act when performing any duties or functions under that Act, or the Coastal Fisheries Protection Act,
- e. Officers and non-commissioned members of the Canadian Forces.

**Possession:**

- a. A person has anything in possession when he has it in his personal possession or knowingly
  - i. has it in the actual possession or custody of another person, or
  - ii. has it in any place, whether or not that place belongs to or is occupied by him, for the use or benefit of himself or of another person; and
- b. Where one of two or more persons, with the knowledge and consent of the rest, has anything in his custody or possession, it shall be deemed to be in the custody and possession of each and all of them.

**Prohibited Weapon:**

- a. Any device or contrivance designed or intended to muffle or stop the sound or report of a firearm,
- b. Any knife that has a blade that opens automatically by gravity or centrifugal force or by hand pressure applied to a button, spring or other device in or attached to the handle of the knife (it is the capability and not the design of the knife which determines whether or not it is a prohibited weapon),
- c. Any firearm, not being a restricted weapon described in paragraph (c) or (c.1) of the definition of that expression in this subsection, that is capable of, or assembled or designed and manufactured with the capability of, firing

- projectiles in rapid succession during one pressure of the trigger, whether or not it has been altered to fire only one projectile with one such pressure,
- d. Any firearm adapted from a rifle or shotgun, whether by sawing, cutting or other alteration or modification, that, as so adapted, has a barrel that is less than 457 mm in length or that is less than 660 mm in overall length, or
  - e. A weapon of any kind, not being an antique firearm or a firearm of a kind commonly used in Canada for hunting or sporting purposes, or a part, component or accessory of such a weapon, or any ammunition, that is declared by order of the Governor in Council to be a prohibited weapon, or
  - f. A large-capacity cartridge magazine prescribed by regulation.

**Property:**

- a. Includes real and personal property of every description and deeds and instruments relating to or evidencing the title or right to property, or giving a right to recover or receive money or goods,
- b. Property originally in the possession or under the control of any person, and any property into or for which it has been converted or exchanged and anything acquired at any time by the conversion or exchange, and any postal card, postal stamp or other stamp issued or prepared for issue under the authority of Parliament or the legislature of a province for the payment to the Crown or a corporate body of any fee, rate or duty, whether or not it is in the possession of the Crown or of any person.

**Restricted Weapon:**

- a. Any firearm, not being a prohibited weapon, designed, altered or intended to be aimed and fired by the action of one hand,
- b. Any firearm that:
  - i. is not a prohibited weapon, has a barrel that is less than 470 mm in length and is capable of discharging centre-fire ammunition in a semi-automatic manner, or
  - ii. is designed or adapted to be fired when reduced to a length of less than 660 mm by folding, telescoping or otherwise, or
  - iii. is designed, altered or intended to fire bullets in rapid succession during one pressure of the trigger and that, on January 1, 1978, was registered as a restricted weapon and formed part of a gun collection in Canada of a genuine gun collector,
  - iv. any firearm that is assembled or designed and manufactured with the capability of firing projectiles in rapid succession with one pressure of the trigger, to the extent that
    1. The firearm is altered to fire only one projectile with one such pressure,
    2. On October 1, 1992, the firearm was registered as a restricted weapon, or an application for a registration certificate was made to a local registrar of firearms in respect of the firearm, and the firearm formed part of a gun collection in Canada of a genuine gun collector, and
- c. A weapon of any kind, not being a prohibited weapon or a shotgun or rifle of a kind that, in the opinion of the Governor of Council, is reasonable for the use in Canada for hunting or sporting purposes; that is declared by order of the Governor in Council to be a restricted weapon.

**Weapon:**

- a. Anything used, designed to be used or intended for use in causing death or injury to a person

Related Information:	b. Anything used, designed to be used or intended for use for the purpose of threatening or intimidating any person and, without restricting the generality of the foregoing, includes any firearm as defined in the Criminal Code Subsection 84 (l). Offensive weapon has the same meaning as a weapon. It is not necessary to prove that the accused used it or intended to use it for causing death or injury or for a purpose of threatening or intimidation.
Related Procedures:	E03 Weapons / Firearms Procedure
Review Period:	3 years
Revision History:	Revised: 2001 Revised: 2007 Revised: 2015