



When an emergency limitations on access order is made against you

An emergency limitations on access order sets rules on a person's possession or use of firearms or other items for up to 30 days. This can help prevent them from being accessed by someone else who is prohibited from possessing firearms or related items. Anyone can apply for this order by contacting a local court.

If an emergency limitations on access order is made against you, the judge will decide what rules you must follow during this time. For example, the judge could require you to store your weapons in another location or to store them differently.

If you can't follow these rules or there are safety concerns, the judge may order that your weapons be temporarily surrendered or removed by police for up to 30 days. Once the order expires, the rules no longer apply. If you surrendered your firearms or weapons or had them removed by police, they will be returned as soon as possible.

If you follow the order's rules and don't break any laws, it will not create a criminal record.

You can apply to a court to have the order cancelled if you feel it is not needed. If the judge cancels the order, the rules will no longer apply. If you surrendered your weapons or had them removed, they will be returned as soon as possible.

Orders longer than 30 days

The court may set a hearing date for a longer limitations on access order:

- the emergency order's rules remain in place until the hearing for the longer order is complete
- you may or may not be present for the longer order's hearing

If the judge cancels the emergency limitations on access order before the hearing for the longer order is completed, they will cancel the hearing. Any rules will no longer apply, and if you had surrendered firearms or weapons or had them removed, they will be returned as soon as possible.

If the judge makes a longer limitations on access order, they may set new rules that you need to follow. If the judge does not make a longer order after the hearing, your emergency order will continue until it expires.

For more information on red flag laws and these protections, contact your local court. Learn more about “red flag” laws and how they can help prevent firearms violence: canada.ca/red-flag-laws.

Aussi disponible en français sous le titre :

Lorsqu'une ordonnance de restrictions d'urgence est rendue contre vous

Also available in an accessible, digital format online:

<https://www.publicsafety.gc.ca/cnt/rsracs/pblctns/rd-flg-elao/index-en.aspx>

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