

1973 S.C. Op. Atty. Gen. 284 (S.C.A.G.), 1973 S.C. Op. Atty. Gen. No. 3613, 1973 WL 21067

Office of the Attorney General

State of South Carolina

Opinion No. 3613

September 4, 1973

\*1 Honorable Paul Jones  
Chief of Police  
South Congaree  
1633 Berry Road  
West Columbia, South Carolina 29169

Dear Chief Jones:

You have inquired whether or not it is lawful for a pistol to be carried in the saddlebag of a motorcycle.

While I cannot analogize an automobile glove compartment to the saddlebags used on a motorcycle, the South Carolina Supreme Court, in an old case, held that a pistol carried in a latched satchel was not ‘on or about the person’ in violation of a statutory prohibition against carrying unlawful weapons on or about the person. Ref. [State v. Weston](#), 108 S.C. 383, 94 S.E. 871. In view of the Weston case, it is the opinion of this Office that a pistol carried in a latched saddlebag attached to a motorcycle would not constitute a violation of the State's pistol law, Section 16–129, et. seq., 1962 Code of Laws of South Carolina, as amended.

Very truly yours,

Joseph C. Coleman  
Deputy Attorney General

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