DRAFT REPORT


Committee on the Internal Market and Consumer Protection

Rapporteur: Vicky Ford

Rapporteur for the opinion (*): Bodil Valero, Committee on Civil Liberties, Justice and Home Affairs

(*) Associated committee – Rule 54 of the Rules of Procedure
Symbols for procedures

* Consultation procedure
*** Consent procedure
### Ordinary legislative procedure (first reading)
#### Ordinary legislative procedure (second reading)
#### Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

Amendments to a draft act

Amendments by Parliament set out in two columns

Deletions are indicated in **bold italics** in the left-hand column. Replacements are indicated in **bold italics** in both columns. New text is indicated in **bold** in the right-hand column.

The first and second lines of the header of each amendment identify the relevant part of the draft act under consideration. If an amendment pertains to an existing act that the draft act is seeking to amend, the amendment heading includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend.

Amendments by Parliament in the form of a consolidated text

New text is highlighted in **bold italics**. Deletions are indicated using either the `▌` symbol or strikeout. Replacements are indicated by highlighting the new text in **bold italics** and by deleting or striking out the text that has been replaced.

By way of exception, purely technical changes made by the drafting departments in preparing the final text are not highlighted.
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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION


(Ordinary legislative procedure: first reading)

The European Parliament,

– having regard to the Commission proposal to Parliament and the Council (COM(2015)0750),
– having regard to Article 294(2) and Article 114 of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C8-0358/2015),
– having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
– having regard to the reasoned opinions submitted, within the framework of Protocol No 2 on the application of the principles of subsidiarity and proportionality, by the Polish Senate and the Swedish Parliament, asserting that the draft legislative act does not comply with the principle of subsidiarity,
– having regard to the opinion of the European Economic and Social Committee of ....1,
– having regard to Rule 59 of its Rules of Procedure,
– having regard to the report of the Committee on the Internal Market and Consumer Protection and the opinions of the Committee on Civil Liberties, Justice and Home Affairs and the Committee on Foreign Affairs (A8-0000/2016),

1. Adopts its position at first reading hereinafter set out;

2. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;

3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

1 Not yet published in the Official Journal.
Amendment 1

Draft legislative resolution
Paragraph 1

1. Adopts its position at first reading hereinafter set out;

1. Rejects the Commission proposal;

Or. en

Justification

This AM is filed merely to reflect the clear view on behalf of a number of Members that the proposal should be rejected. The Rapporteur does not believe that this is the best approach as there are a number of issues that need to be addressed by the Directive, such as clarifying the status of firearms converted to firing blanks.

Amendment 2

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) The definition of the term "firearm" should be clarified and the control of essential components enhanced by including in the definition any device converted to firing blanks which shares an essential component with a firearm.

An essential component contained in any such device should be considered capable of being used in a firearm when the essential component can be transferred from that device to the firearm without substantial modification.

Or. en

Justification

The Directive already defines any object with the appearance of a firearm and which is capable of being converted to a firearm as a firearm. It also controls individual essential components. This structure is further strengthened by providing a clear rule that objects...
containing an essential component are also considered firearms. Recital linked to AM on article 1, paragraph 1, subparagraph 2a.

Amendment 3
Proposal for a directive
Recital 3 b (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<tbody>
<tr>
<td>(3b) The definition of the term &quot;firearm&quot; should continue to exclude objects which expel a shot, bullet or projectile by the action of a non-combustible propellant, for example through the operation of compressed air or other gas, including so-called airsoft guns, as well as objects which merely have the appearance of a firearm (replicas, imitations), provided in both cases that such objects cannot be converted to a firearm or do not contain an essential component which is capable of being used in a firearm. Member States should be able to regulate such objects under their national law.</td>
<td></td>
</tr>
</tbody>
</table>

Or. en

Justification

Linked to the deletion of the proposed definition of "replicas" and the clarification of Annex I, III, part b of Directive 91/477.

Amendment 4
Proposal for a directive
Recital 3 c (new)

<table>
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<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<tbody>
<tr>
<td>(3c) Essential components should be defined as those components which are necessary for the operation of a firearm. Accessories, such as devices designed or adapted to diminish the sound caused by firing a firearm, should not fall within the definition of an essential component, as the firearm can still be operated without</td>
<td></td>
</tr>
</tbody>
</table>
Amendment 5
Proposal for a directive
Recital 3 d (new)

Text proposed by the Commission

(3d) It should be specified that the activities of a dealer include not only the manufacturing but also the modification or conversion of a firearm, such as the shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities.

Amendment 6
Proposal for a directive
Recital 3 e (new)

Text proposed by the Commission

(3e) The armed defence forces of a Member State as defined under national law may, in addition to the military, include units such as a home guard as well as reservists and other persons obliged to take part in armed defence activities.
Amendment 7

Proposal for a directive
Recital 3 f (new)

Text proposed by the Commission

(3f) Member States should ensure that an effective system is implemented for monitoring possession of firearm. That system, which could be periodic or continuous, should either be based on relevant medical review upon the issuance or renewal of an authorisation, or provide for an effective alternative system of continuous monitoring taking into account the risks concerned, including the nature and quantity of firearms possessed by an individual, applicable requirements for secure storage, the duration of any authorisation, and any relevant indications, for example from medical or other tests, indicating that the conditions for allowing possession may no longer be met. Where a system of continuous monitoring is used, it may inter alia include requirements for the owner to present the firearms held, as well as ammunition, for a check at the request of the supervisory authority, for the owner to submit at any time to a check of continued eligibility for possession, and on-site checks of compliance with safe storage requirements.

Amendment

Or. en

Justification

Linked to AM 46.

Amendment 8

Proposal for a directive
Recital 3 g (new)
Text proposed by the Commission

(3g) Member States should lay down particularly high requirements for secure storage with respect to firearms or ammunition classified in category A. Such requirements could include measures ensuring real-time monitoring, as well as requirements to maintain essential components and ammunition in safe storage separate from the firearms in which they can be used.

Or. en

Justification

Linked to AM 49.

Amendment 9

Proposal for a directive
Recital 3 h (new)

Text proposed by the Commission

(3h) As is the case with respect to the system of reporting suspicious transactions under Regulation (EU) No 98/2013 of the European Parliament and of the Council, a transaction for the acquisition of complete rounds of ammunition, or components of ammunition should be considered suspicious if, for example, it involves quantities uncommon for private use, if the buyer insists on unusual payment methods, including large amounts of cash, or if the buyer appears unfamiliar with the use of the ammunition or is unwilling to provide proof of identity.


Justification

In order to strengthen the control of ammunition, without requiring marking and registration of each individual unit, a system of control of suspicious transactions, already existing in the Regulation on explosives precursors, should be introduced. Linked to AM 55.

Amendment 10
Proposal for a directive
Recital 3 i (new)

Text proposed by the Commission

(3i) The Commission should review Commission Implementing Regulation (EU) 2015/2403 1a immediately upon the entry into force of this Directive, in order to adapt that Regulation to this Directive, address identified deficiencies in that Regulation and take account of experience gained in the application of that Regulation.


Justification

Linked to AM 59.

Amendment 11
Proposal for a directive
Recital 3 j (new)
Text proposed by the Commission

Amendment

(3j) Until such time as it has been determined which prior national standards and procedures for deactivation have resulted in firearms being rendered permanently unfit for use and inoperable, firearms deactivated under those prior standards and procedures should not be transferred to another Member State or otherwise placed on the market unless they have been deactivated pursuant to Implementing Regulation (EU) 2015/2403, and as subsequently amended. Firearms deactivated under such prior national standards and procedures which can be converted into firearms by reason of their construction or material should fall within the definition of firearms under Directive 91/477/EEC, as should any device which contains an essential component which is capable of being used in a firearm. Firearms which have been subject to certified deactivation under prior standards and procedures resulting in them being rendered permanently unfit for use and inoperable should be considered as mere replicas, to which Directive 91/477/EEC does not apply unless they are capable of being converted into firearms.

Or. en

Justification

Unnecessary re-deactivation of firearms which have been subject to certified deactivation under national standards and procedures which were applied prior to Regulation 2015/2403 and which were equally effective as deactivation under that Regulation should be avoided. The approach of identifying and recognising such prior national standards and procedures only affects such deactivations already done, and does not establish a system for deactivation parallel to Regulation 2015/2403. Compare AM 16. Linked to AM 60.
**Amendment 12**

Proposal for a directive
Recital 3 k (new)

*Text proposed by the Commission*

(3k) Certain persons have a legitimate interest in accessing firearms classified in category A, provided that exemptions are granted on a strictly limited basis. These could include, inter alia, armourers, proof houses, manufacturers, forensic scientists and, in certain cases, those involved in film production, as well as individuals needing firearms for self-defence purposes.

*Amendment*

(3k) Certain persons have a legitimate interest in accessing firearms classified in category A, provided that exemptions are granted on a strictly limited basis. These could include, inter alia, armourers, proof houses, manufacturers, forensic scientists and, in certain cases, those involved in film production, as well as individuals needing firearms for self-defence purposes.

*Or. en*

*Justification*

The current possibility for Member States to grant category A authorisations in special cases and provided it is not contrary to public security or public order should remain, in order to accommodate certain situations where there is a legitimate interest. Member States are not obliged to grant such authorisations. Where they do grant them, it should be on a strictly limited basis. Linked to AM 48.

**Amendment 13**

Proposal for a directive
Recital 4

*Text proposed by the Commission*

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those

*Amendment*

(4) It should be possible for Member States to choose to authorise persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A, provided that those persons demonstrate, prior to being granted
firearms have been deactivated. authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage. Any such authorisation should take into account and reflect the specific situation, including the nature of the collection and its purposes.

Justification

Authorisations for category A firearms for historical etc. purposes should be limited to reflect the nature of such work. Linked to the AM 49.

Amendment 14
Proposal for a directive
Recital 5

Text proposed by the Commission Amendment
(5) Since collectors have been identified as a possible source of traffic of firearms, they should be covered by this Directive. deleted

Amendment 15
Proposal for a directive
Recital 6

Text proposed by the Commission Amendment
(6) Since brokers provide services similar to those of dealers, they should also be covered by this Directive and should be subject to the same obligations as dealers in all relevant respects.
Justification

The addition of a definition of brokers, pursuant to the United Nations Protocol on the illicit manufacturing of and trafficking in firearms, has led to a certain overlap with the original definition of dealers. In order to avoid creating loopholes and to facilitate transposition, brokers and dealers should be subject to the same obligations in all relevant respects. Linked to AM 33 and globally.

Amendment 16

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive.

**Amendment**

(7) Deactivated firearms should not be covered by this Directive if they have been deactivated in accordance with Implementing Regulation (EU) 2015/2403 or in accordance with prior national standards and procedures recognised as resulting in the firearms being rendered permanently unfit for use, inoperable and incapable of being converted into functioning firearms.

Amendment 17

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, although without being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of,
for example, hunting, target shooting, various scientific, technical or testing activities and re-enactment of historical events, filmmaking or historical study can be good cause.

Amendment 18
Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to ensure the traceability of deactivated firearms, they should be registered in national registries.

Amendment

(8) In order to increase the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that both an assembled firearm and all essential components, whether included in an assembled firearm or not, are marked irremovably at the time of their being manufactured, imported or otherwise placed on the market, unless the firearm has been deactivated in accordance with that Directive.

Justification

Until such time as Regulation 258/2012 is amended, this also means that in order for firearms imported into the Union to be considered deactivated, they need to meet the requirements of this Directive and Regulation 2015/2403. Linked to AM 35.

Amendment 19
Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms,

Amendment

(9) There is a risk that any firearms converted to firing blanks, irritants, other
thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

active substances or pyrotechnic ammunition can be converted back in such a way as to make them capable of firing live ammunition. Such firearms should therefore remain in the categories in which they were classified prior to their conversion.

Justification

The proposal to recategorise cat B.7 would cause many practical problems in implementation and has been tried and rejected in certain Member States. The Rapporteur instead makes a series of alternative proposals. Firearms converted to firing blanks should remain in their original categories due to the particular risks associated with them. Automatic firearms converted to semi-automatic (as well as, for the avoidance of any doubt, semi-automatic firearms converted to automatic) should be in category A.

Amendment 20

Proposal for a directive

Recital 11

Text proposed by the Commission

(11) Firearms may **be used for** far more than 20 years. In order to ensure their traceability, records of them should be kept for an indeterminate period of time **until destruction is certified.**

Amendment

(11) Firearms **potentially have a life-span of** far more than 20 years. In order to ensure their traceability, records of them should be kept for an indeterminate period of time. **The requirement to continue registering firearms and essential components after deactivation should only apply to those which are already registered and to the person possessing them at the time of deactivation; it should not apply to subsequent transfers of such deactivated firearms or essential components or to firearms and essential components which, pursuant to national rules applicable prior to the entry into force of this Directive, have been removed from the register after deactivation.**
**Justification**

Regulation 258/201, directly applicable in the MS, requires the computerised data-filing systems to also include, where appropriate and feasible, part and ammunition, hence it is not necessary to add that in this Directive. Member States should maintain one consolidated register, not separate ones for the purposes of that Regulation and Directive 91/477. This Directive does not require deactivated firearms which have been struck off national registers to be re-registered. Linked to AM 40.

**Amendment 21**

**Proposal for a directive**

**Recital 12**

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<tbody>
<tr>
<td>(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.</td>
<td>(12) Marketing of firearms, parts and ammunition by means of the internet or other means of distance communication, for example by way of online auction catalogues or classified advertisements, and the arranging of a sale or other transaction by means of, for example, telephone or email should, where allowed under national law, be possible provided that the actual handing over takes place on a face-to-face basis, so as to allow verification of identity and of the right to engage in such a transaction. The handing over can be either between the parties directly, or by way of collecting the firearm, essential component or ammunition at the premises of a dealer, local police station or another body authorised under the national law of the Member State concerned.</td>
</tr>
</tbody>
</table>

**Or. en**

**Justification**

Legitimate use of means of distance communications should be permitted, as long as the actual handing over takes place under conditions ensuring that it is to an entitled person. Linked to AM 50.
Amendment 22
Proposal for a directive
Recital 13

Text proposed by the Commission

(13) Furthermore, the risk of alarm weapons and other types of blank firing weapons being converted to real firearms is high, and in some of the terrorist acts converted arms were used. It is therefore essential to address the problem of converted firearms being used in criminal offences, notably by including them in the scope of the Directive. Technical specifications for alarm and signal weapons as well as for salute and acoustic weapons should be adopted in order to ensure that they cannot be converted into firearms.

Amendment

(13) Furthermore, to avoid the risk of alarm weapons and other types of blank firing weapons being manufactured in a way that enables them to be converted into real firearms, technical specifications should be adopted in order to ensure that they cannot be converted into firearms.

Or. en

Amendment 23
Proposal for a directive
Article 1 – point 1 -a (new)
Directive 91/477/EEC
Article 1 – paragraph 1 – subparagraph 3 (new)

Present text

(-a) In paragraph 1, the following subparagraph is added:

"In addition, any portable device containing an essential component which is capable of being used in a firearm shall be considered a firearm."

Amendment

Or. en
Amendment 24

Proposal for a directive  
Article 1 – point 1 – point -a a (new)  
Directive 91/477/EEC  
Article 1 – paragraph 1a

Present text

"1a. For the purposes of this Directive, 'part' shall mean any element or replacement element specifically designed for a firearm and essential to its operation, including a barrel, frame or receiver, slide or cylinder, bolt or breech block, and any device designed or adapted to diminish the sound caused by firing a firearm."

Amendment

(-aa) Paragraph 1a is replaced by the following:

"1a. For the purposes of this Directive, 'part' shall mean any element or replacement element specifically designed for a firearm and essential to its operation, including any essential component, and any device designed or adapted to diminish the sound caused by firing a firearm."

Or. en

Justification

To limit duplication with the definition of essential component. Linked to AM 25.


Amendment 25

Proposal for a directive  
Article 1 – point 1 – point a  
Directive 91/477/EEC  
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, chamber, frame, body, receiver, slide or cylinder, bolt or breach block or other mechanism for containing the pressure of discharge at the rear of the chamber of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.
The definition of essential components must cover all those components critical to the working of the various types of firearms. Accessories, such as silencers, should not be included.

Amendment 26

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1f

Text proposed by the Commission
1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition.

Amendment
1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition and are not capable of being converted to expel a shot, bullet or projectile by the action of a combustible propellant.

Justification

Linked to AMs 56-57.

Amendment 27

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g
Text proposed by the Commission

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Amendment

deleted

Justification

Instead of a complex definition relying on whether a firearm is "specifically" converted for the "sole" use in certain activities, firearms converted to fire blanks should simply be considered to still be live firearms and thus remain in their original categories. Linked to AMs 75, 80, 81 and 83.

Amendment 28

Proposal for a directive

Article 1 – point 1 – point c

Directive 91/477/EEC

Article 1 – paragraph 1h

Text proposed by the Commission

1h. For the purposes of this Directive, "replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment

deleted

Justification

Any object that looks like a firearm and can be converted into one are covered by Art 1 of the Directive, which is further strengthened by the inclusion of any object which contains an essential component, AM 23. Objects that cannot be converted to firearms should remain outside scope.
Amendment 29

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential components of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Or. en

Amendment 30

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point i

Text proposed by the Commission

(i) the manufacture, trade, exchange, hiring out, repair or conversion of firearms;

Amendment

(i) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of firearms;

Or. en

Amendment 31

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

(ii) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of parts of firearms;

Amendment 32
Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point iii

(iii) the manufacture, trade, exchange or conversion of ammunition.

(iii) the manufacture, including modification or conversion, trade or exchange of ammunition.

Amendment 33
Proposal for a directive
Article 1 – point 1 – point d a (new)
Directive 91/477/EEC
Article 1 – paragraph 3

"3. For the purposes of this Directive, a person shall be deemed to be a resident of the country indicated by the address appearing on a document establishing his place of residence, such as a passport or an identity card, which, on a check on possession or on acquisition, is submitted to the authorities of a Member State or to a dealer."

"3. For the purposes of this Directive, a person shall be deemed to be a resident of the country indicated by the address appearing on a document establishing his place of residence, such as a passport or an identity card, which, on a check on possession or on acquisition, is submitted to the authorities of a Member State or to a dealer or broker."
Justification

Global change equating dealers and brokers where relevant.


Amendment 34

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the national defence forces, encompassing all units and persons under their command including the military, the police or other public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Justification

To clarify that the concept of armed forces includes all national defence forces as defined under national law. Entities concerned with the historical or cultural aspects of firearms, other than those which are public authorities, are brought under the Directive and addressed in AM 49 with respect to category A firearms.

Amendment 35

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any

Amendment

1. Member States shall ensure that any
firearm or part placed on the market has been marked and registered in compliance with this Directive.

assembled firearm or essential component, when placed on the market, has been marked irremovably and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.

Or. en

**Justification**

Linked to AM 37. The requirement for the "irremovable" marking corresponds to Regulation 2015/2403.

**Amendment 36**

**Proposal for a directive**

**Article 1 – point 3**

Directive 91/477/EEC

Article 4 – paragraph 2 – subparagraph 1

**Text proposed by the Commission**

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

**Amendment**

For the purposes of identifying and tracing each assembled firearm and each essential component, Member States shall, at the time of manufacture of each firearm and each essential component, or at the time of its being placed on the market or imported in to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Or. en
Amendment 37

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

**Text proposed by the Commission**

The marking shall be affixed to the receiver of the firearm.

**Amendment**

deleted

Or. en

Amendment 38

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2 a (new)

**Text proposed by the Commission**

For those purposes, Member States may have regard to the provisions of the United Nations Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969.

**Amendment**

Or. en

Amendment 39

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 4

**Text proposed by the Commission**

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

**Amendment**

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government. *Firearms classified in*
category A must first have been deactivated in accordance with the provisions implementing Article 10b, except for transfers in accordance with authorisations granted under Article 6(1) or (2).

Amendment 40

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence

Text proposed by the Commission

This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms, including deactivated firearms, shall be maintained until destruction of the firearm has been certified by the competent authorities.

Amendment

That data-filing system shall record all information relating to firearms which is needed in order to trace and identify those firearms. That information shall include each firearm's type, make, model, calibre and serial number, and any conversions or modifications to a firearm, including its certified deactivation or destruction and the date thereof, as well as the names and addresses of the supplier and of each person acquiring or possessing the firearm, including the dates of acquisition and, where applicable, the end of possession or transfer to another person unless such transfer concerns a firearm which has been registered as deactivated. The current records relating to each firearm and the person possessing it shall be immediately accessible to all authorised authorities. All records relating to the firearm shall be maintained in an electronically retrievable format for an indefinite period after certified deactivation or destruction.
Justification

Firearms already on the register when deactivated or destroyed should remain on the register, including their owner at the time of deactivation or destruction. Subsequent transfers of deactivated firearms need not be registered.

Amendment 41

Proposal for a directive

Article 1 – point 5

Directive 91/477/EEC

Article 4 b

Text proposed by the Commission

Amendment

(5) Article 4b is replaced by the following: deleted

"Article 4b

1. Member States shall establish a system for the regulation of the activities of brokers and dealers. Such a system may include one or more of the following measures:

(a) registration of brokers and dealers operating within their territory;

(b) licensing or authorisation of the activities of brokers and dealers.

2. The system referred to in paragraph 1 shall include at least a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking."

Or. en

Justification

Overlap with Article 4(3), as proposed amended by the Commission and accepted by the Rapporteur.
Amendment 42

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. Without prejudice to Article 3, Member States shall authorize the acquisition and possession of firearms only by persons who have good cause and who:

Amendment

1. Without prejudice to Article 3, Member States shall permit the acquisition and possession of firearms only by persons who have good cause and who:

Or. en

Amendment 43

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) are at least 18 years of age, except in relation to the possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre;

Amendment

(a) are at least 18 years of age, except in relation to the acquisition, other than purchase, and possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre; and

Or. en

Amendment 44

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b
(b) are not likely to be a danger to themselves, to public order or to public safety; having been convicted of a violent intentional crime shall be considered as indicative of such danger.

Or. en

Amendment 45
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

1a. Member States shall establish rules on appropriate storage of firearms, parts and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.

Amendment

Amendment 46
Proposal for a directive
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall establish a monitoring system including medical checks, which may be on a continuous or periodic basis, for the acquisition and possession of firearms, and shall withdraw authorisations if any of the conditions on
the basis of which the acquisition or possession was allowed are no longer met.

**Amendment 47**

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 2

*Text proposed by the Commission*

Member States may not prohibit persons resident within their territory from possessing a *weapon* acquired in another Member State unless they prohibit the acquisition of the same *weapon* within their own territory.

*Amendment*

Member States may not prohibit persons resident within their territory from possessing a *firearm* acquired in another Member State unless they prohibit the acquisition of the same type of *firearm* within their own territory.

**Amendment 48**

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

*Text proposed by the Commission*

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

*Amendment*

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In special cases the competent authorities may grant strictly limited authorisations for such firearms and ammunition where this is not contrary to public security or public order.
Amendment 49

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

_text proposed by the Commission_

Member States may _authorise bodies concerned with the cultural and historical aspects of weapons_ and recognised as such by the Member State in whose territory they are _established to keep in their possession_ firearms classified in category A _acquired before [the date of entry into force of this Directive]_ provided _they have been deactivated in accordance with the provisions that implement Article 10(b)._

_Amendment_

Member States may _choose to grant strictly limited authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes_ and recognised as such by the Member State in whose territory they are _for firearms and ammunition_ classified in category A, provided _that such persons demonstrate that measures are in place to address any risks to public security or public order and that the firearm or firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms._

Or. en

Amendment 50

Proposal for a directive
Article 1 – point 6 a (new)
Directive 91/477/EEC
Article 6 a (new)

_text proposed by the Commission_

(6a) _The following Article is inserted:_

"Article 6a

Except with respect to transfers between dealers and brokers, the handing over of firearms and their essential components and ammunition following a transaction"
by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be subject to strict control by the Member States and allowed only if it takes place under conditions allowing for verification of the identities of the parties and of their right to complete the transaction.

Amendment 51

Proposal for a directive
Article 1 – point -7 (new)
Directive 91/477/EEC
Article 7 – paragraph 4 – point b

Present text
"(b) the periodic verification that those persons continue to satisfy the conditions; and"

Amendment
"(b) verification that those persons continue to satisfy the conditions; and"

Amendment 52

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2

Text proposed by the Commission
The maximum limits shall not exceed five

Amendment
The maximum duration of an
years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

authorisation shall not exceed five years, unless Member States have implemented a system of continuous monitoring referred to in the first subparagraph of Article 5(2). The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Or. en

Amendment 53

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 8 – paragraph 2

Present text Amendment

"2. Every seller, dealer or private person shall inform the authorities of the Member State in which it takes place of every transfer or handing over of a firearm classified in category C, giving the particulars by which the firearm and the person acquiring it may be identified. If the person acquiring such a firearm is a resident of another Member State, that other Member State shall be informed of the acquisition by the Member State in which it took place and by the person acquiring the firearm."

(7a) In Article 8, paragraph 2 is replaced by the following:

"2. Every seller, dealer, broker or private person shall inform the authorities of the Member State in which it takes place of every transfer or handing over of a firearm classified in category C, giving the particulars by which the firearm and the person acquiring it may be identified. If the person acquiring such a firearm is a resident of another Member State, that other Member State shall be informed of the acquisition by the Member State in which it took place and by the person acquiring the firearm."

Or. en


Amendment 54

Proposal for a directive
Article 1 – point -8 (new)
Present text

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended."

Amendment

(-8) Article 10 is replaced by the following:

"Article 10

The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended. The acquisition and possession of ammunition shall be allowed only by persons who are allowed to possess a firearm."

Amendment 55

Proposal for a directive

Article 1 – point -8 a (new)

Directive 91/477/EEC

Article 10 – paragraph 1 a (new)

Present text

(-8a) In Article 10, the following paragraph is added:

"Brokers and dealers may refuse any transaction for the acquisition of complete rounds of ammunition, or components of ammunition, which they reasonably consider suspicious, and shall report it or any attempted such transaction to the relevant authorities."

Amendment

Or. en

(Revised and updated)

Or. en
Justification

Compare the similar system in Regulation 98/2013 (explosives precursors). Brokers and dealers faced with a suspicious transaction (as elaborated in recital 1j, AM 9) should be able to refuse it without risking accusations of discrimination, and should be placed under a reporting obligation.


Amendment 56

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10a – paragraph 1

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Member States shall take measures to ensure that alarm and signal weapons as well as salute and acoustic weapons cannot be converted into firearms.</td>
<td>Member States shall take measures to ensure that alarm and signal weapons cannot be converted into firearms.</td>
</tr>
</tbody>
</table>

Amendment 57

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10a – paragraph 2

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.</td>
<td>The Commission shall, by ... [insert date], adopt implementing acts establishing technical specifications for alarm and signal weapons to ensure they cannot be converted into firearms.</td>
</tr>
</tbody>
</table>

Or. en
Amendment 58

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10b – paragraph 1

Text proposed by the Commission

Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm.

Amendment

1. Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of that verification, provide for the issuance of a deactivation certificate attesting to the deactivation of the firearm and the apposition of a clearly visible mark to that effect on the firearm. Where the firearm is recorded in the computerised data-filing systems referred to in Article 4(4), its deactivation shall be entered in the record relating to it.

Justification

Linked to AM 40. The obligation to keep records of deactivation certificates in Art 3(6) of Regulation 2015/2403 should be incorporated into the computerised data-filing system established by the Directive and not be subject to a 20 year time limit.

Amendment 59

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10b – paragraph 2

Text proposed by the Commission

The Commission shall adopt deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable. Those implementing acts shall be adopted in accordance with the examination procedure

Amendment

2. By 31 December 2016, the Commission shall review Implementing Regulation (EU) 2015/2403 and, where necessary, adopt implementing acts amending it. The amendments to Implementing Regulation (EU) 2015/2403 shall take into account
referred to in Article 13b(2).

the need for competent authorities to be able to disassemble a deactivated firearm in order to ensure that it has been rendered permanently unfit for use and inoperable, with particular regard to the obligation to weld components and magazines together.

*The Commission shall also adopt implementing acts amending Table II of Annex I to Implementing Regulation (EU) 2015/2403 as set out in Annex Ia to this Directive.*

Implementing acts referred to in this paragraph shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Or. en

*Justification*

This AM serves to address concerns of stakeholders regarding the practical implementation of the Regulation by requiring clarification of certain technical aspects, aimed at achieving a more effective, verifiable and uniform standard of deactivation across the Union. The Rapporteur is aware that further legal consideration could be useful, including with respect to possible delegated acts. Linked to AM 86.

**Amendment 60**

*Proposal for a directive*

**Article 1 – point 8**

Directive 91/477/EEC

Article 10b – paragraph 2 a (new)

*Text proposed by the Commission*

2a. By 31 December 2016, for the purposes of point (a) of part III of Annex I, the Commission shall, in consultation with Member States and other relevant parties, examine which national standards and procedures for deactivation applied in one or more Member States before the date of application of Implementing Regulation (EU) 2015/2403 have resulted in firearms being rendered permanently
unfit for use and inoperable, and shall provide for certified deactivations performed under such deactivation standards and procedures to be recognised as meeting the requirements laid down by Implementing Regulation (EU) 2015/2403.

Justification

Certified deactivations done before the applicability of Regulation 2015/2403 under national systems then in place and resulting in permanent unfitness for use and inoperability are to be recognised in order to avoid any unnecessary requirement for re-deactivation, and because re-deactivation might not be technically feasible.

Amendment 61

Proposal for a directive
Article 1 – point 8 a (new)
Directive 91/477/EEC
Article 11 – paragraph 1

Present text

"1. Firearms may, without prejudice to Article 12, be transferred from one Member State to another only in accordance with the procedure laid down in the following paragraphs. These provisions shall also apply to transfers of firearms following a mail order sale."

Amendment

(8a) In Article 11, paragraph 1 is replaced by the following:

"1. Firearms may, without prejudice to Article 12, be transferred from one Member State to another only in accordance with the procedure laid down in the following paragraphs. These provisions shall also apply to transfers of firearms following a sale by means of distance communication."

Or. en

Amendment 62
Proposal for a directive
Article 1 point 8 b (new)
Directive 91/477/EEC
Article 11 – paragraph 2 – subparagraph 2

Present text

"The information referred to in the last two indents need not be supplied where the transfer takes place between dealers."

Amendment

(8b) In Article 11(2), the second subparagraph is replaced by the following:

"The information referred to in the last two indents need not be supplied where the transfer takes place between dealers or brokers."

Or. en


Amendment 63
Proposal for a directive
Article 1 – point 8 c (new)
Directive 91/477/EEC
Article 11 – paragraph 3 – subparagraph 1

Present text

"3. In the case of transfer of the firearms, other than weapons of war, excluded from the scope of this Directive pursuant to Article 2 (2), each Member State may grant dealers the right to effect transfers of firearms from its territory to a dealer established in another Member State without the prior authorization referred to in paragraph 2. To that end it shall issue an authorization valid for no more than three years, which may at any time be suspended or cancelled by reasoned decision. A document referring to that authorization"

Amendment

(8c) In Article 11(3), the first subparagraph is replaced by the following:

"3. In the case of transfer of the firearms, other than weapons of war, excluded from the scope of this Directive pursuant to Article 2(2), each Member State may grant dealers or brokers the right to effect transfers of firearms from its territory to a dealer or broker established in another Member State without the prior authorization referred to in paragraph 2. To that end it shall issue an authorization valid for no more than three years, which may at any time be suspended or cancelled by reasoned decision. A document referring to
must accompany the firearm until it reaches its destination; it must be produced whenever so required by the authorities of the Member States."

that authorization must accompany the firearm until it reaches its destination; it must be produced whenever so required by the authorities of the Member States."

(Or. en)

Amendment 64
Proposal for a directive
Article 1 – point 8 d (new)
Directive 91/477/EEC
Article 11 – paragraph 3 – subparagraph 2

Present text

"Prior to the date of transfer, the dealer shall communicate to the authorities of the Member State from which the transfer is to be effected all the particulars listed in the first subparagraph of paragraph 2. Those authorities shall carry out inspections, where appropriate on the spot, to verify the correspondence between the information communicated by the dealer and the actual characteristics of the transfer. The information shall be communicated by the dealer within a period allowing sufficient time."

Amendment

(8d) In Article 11(3), the second subparagraph is replaced by the following:

"Prior to the date of transfer, the dealer or broker shall communicate to the authorities of the Member State from which the transfer is to be effected all the particulars listed in the first subparagraph of paragraph 2. Those authorities shall carry out inspections, where appropriate on the spot, to verify the correspondence between the information communicated by the dealer or broker and the actual characteristics of the transfer. The information shall be communicated by the dealer or broker within a period allowing sufficient time."

(Or. en)
Amendment 65
Proposal for a directive
Article 1 – point 8 e (new)
Directive 91/477/EEC
Article 11 – paragraph 4 – subparagraph 2

Present text

"Such lists of firearms shall be communicated to dealers who have obtained approval for transferring firearms without prior authorization under the procedure laid down in paragraph 3."

Amendment

(8e) In Article 11(4), the second subparagraph is replaced by the following:

"Such lists of firearms shall be communicated to dealers and brokers who have obtained approval for transferring firearms without prior authorization under the procedure laid down in paragraph 3."

Or. en


Amendment 66
Proposal for a directive
Article 1 – point 8 f (new)
Directive 91/477/EEC
Article 12 – paragraph 2 – subparagraph 2

Present text

"Member States may not make acceptance of a European firearms pass conditional upon the payment of any fee or charge."

Amendment

(8f) In Article 12(2), the second subparagraph is replaced by the following:

"Member States may not make:

(a) the issuance or renewal of a European firearms pass conditional upon any payment or charge exceeding the administrative costs incurred in issuing the pass

(b) the acceptance of a European firearms pass conditional upon the payment of any fee or charge."
Amendment 67

Proposal for a directive
Article 1 – point 8 g (new)
Directive 91/477/EEC
Article 12 – paragraph 3

Present text

"3. Under agreements for the mutual recognition of national documents, two or more Member States may provide for arrangements more flexible than those prescribed in this Article for movement with firearms within their territories."

Amendment

(8g) In Article 12, paragraph 3 is replaced by the following:

"3. Under agreements for the mutual recognition of national documents, or by way of mutual recognition of entries in the computerised data-filing systems referred to in Article 4(4), two or more Member States may provide for arrangements more flexible than those prescribed in this Article for movement with firearms within their territories."

Amendment 68

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or
refusals to grant authorisations as defined in Article 7.

interoperable data-exchange platforms to be implemented by ... [insert date], and shall, without limitation, include exchanges of information on the structure of their computerised data-filing systems as referred to in Article 4(4) with a view to enabling their interconnection and their interconnection with other existing instruments as regards:

Or. en

Amendment 69

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4 – point a (new)

Text proposed by the Commission

(a) their application of Articles 5 and 6,

Or. en

Amendment 70

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4 – point b (new)

Text proposed by the Commission

(b) authorisations granted for the transfer of firearms to another Member State,

Or. en

Amendment 71

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4 – point c (new)

Text proposed by the Commission

(c) information concerning refusals to grant authorisation as defined in Article 7.

Amendment

Or. en

Amendment 72

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused. Those delegated acts shall be adopted by ... [insert date].

Or. en

Amendment 73

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission

The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as deactivation.

Amendment

The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive and of the implementing acts on deactivation, accompanied, if appropriate, by proposals concerning, in particular, the categories of firearms of Annex I and
3D printing. The first report shall be submitted two years after the entry into force of this Directive." issues related to marking and to new technologies such as 3D printing. The first report shall be submitted two years after the entry into force of this Directive."

**Justification**

*The Rapporteur notes and supports AM 22 by the LIBE Rapporteur (aiding and abetting), which would make e.g. the distribution of software blueprints for the purpose of 3D printing firearms a criminal offence.*

**Amendment 74**

*Proposal for a directive*

*Article 1 – point 13 – point a – point i*

*Directive 91/477/EEC*

*Annex I – Part II – Category A – point 7*

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>7. Semi-automatic firearms <em>for civilian use</em> which <em>resemble weapons with</em> automatic mechanisms;</td>
<td>7. Semi-automatic firearms which <em>have been converted into</em> automatic firearms;</td>
</tr>
</tbody>
</table>

**Amendment 75**

*Proposal for a directive*

*Article 1 – point 13 – point a – point i*

*Directive 91/477/EEC*

*Annex I – Part II – Category A – point 8*

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>8. <em>Firearms</em> under points 1 to 7 after having been <em>deactivated.</em></td>
<td>8. Any firearm under points 1 to 3 and 6 to 7 after having been converted to firing blanks, irritants, other active substances or pyrotechnical ammunition.</td>
</tr>
</tbody>
</table>
Amendment 76

Proposal for a directive
Article 1 – point 13 – point a – point ii (new)
Directive 91/477/EEC
Annex I – Part II – Category B – point 5

Present text

"5. Semi-automatic long firearms whose magazine and chamber cannot together hold more than three rounds, where the loading device is removable or where it is not certain that the weapon cannot be converted, with ordinary tools, into a weapon whose magazine and chamber can together hold more than three rounds."

Amendment

(-ii) in Category B, point 5 is replaced by the following:

"5. Semi-automatic long firearms whose magazine and chamber cannot together hold more than three rounds, where the loading device is removable or where it is not certain that the weapon cannot be converted into a weapon whose magazine and chamber can together hold more than three rounds."

Or. en

Justification

To avoid confusion with the definition of convertible objects in Art 1 of Directive 91/477, which does not refer to the type of tools necessary to perform a conversion.


Amendment 77

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – Part II – Category B – point 7

Text proposed by the Commission

(ii) in category B, point 7 is deleted.

Amendment

deleted

Or. en
Amendment 78

Proposal for a directive
Article 1 – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – Part II – Category B – point 8 (new)

Text proposed by the Commission

Amendment

(iiia) in Category B, the following point is added:
"8. Semi-automatic firearms with detachable magazines;"

Or. en

Amendment 79

Proposal for a directive
Article 1 – point 13 – point a – point ii b (new)
Directive 91/477/EEC
Annex I – Part II – Category B – point 9 (new)

Text proposed by the Commission

Amendment

(iiib) in Category B, the following point is added:
"9. Semi-automatic firearms with rimfire percussion in calibre .22 or smaller;",

Or. en

Amendment 80

Proposal for a directive
Article 1 – point 13 – point a – point ii c (new)
Directive 91/477/EEC
Annex I – Part II – Category B – point 10 (new)

Text proposed by the Commission

Amendment

(iic) in Category B, the following point is
added:
"10. Any firearm under points 1 to 9 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Amendment 81
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – Part II – Category C – point 5

Text proposed by the Commission
5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment
5. Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition;

Amendment 82
Proposal for a directive
Article 1 – paragraph 1 – point a – point iii
Directive 91/477/EEC
Annex I – Part II – Category C – point 6

Text proposed by the Commission
6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Amendment
deleted

Amendment 83
Proposal for a directive
Article 1 – point 13 – point a – point iii a (new)
Directive 91/477/EEC
Annex I – Part II – category D

Present text

"Single-shot long firearms with smooth-bore barrels."

Amendment

(iii) In category D, the wording under the heading is replaced by the following:

"Single-shot long firearms with smooth-bore barrels, including after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – Part III – point a

Text proposed by the Commission

(a) point (a) is replaced by the following:

"(a) have been rendered permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way, provided that such deactivation has been done:

(i) in accordance with the provisions implementing Article 10b(1); or

(ii) pursuant to prior national standards and procedures for deactivation recognised under Article 10b(2); or

(iii) prior to 8 April 2016 such that a slot has been cut through the chamber wall of a minimum of 4mm width and into the
barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible propellant is not possible; or

(iv) prior to 8 April 2016 and the deactivated object is not transferred to another Member State or placed on the market”;

Or. en

Justification
The Deactivation Regulation is clear that the new standards should not apply retroactively to items unless they are transferred to another Member State or put on the market.


Amendment 85

Proposal for a directive
Article 1 – point 14 – point b
Directive 91/477/EEC
Annex I – Part III – point b

Text proposed by the Commission

are designed for life-saving, animal slaughter or harpoon fishing or for industrial or technical purposes provided that they can be used for the stated purpose only;

Amendment

(b) are designed for alarm, signalling, life-saving, animal slaughter or harpoon fishing, for industrial or technical purposes or to only be capable of expelling a shot, bullet or projectile by the action of compressed air or other gas not generated by the action of a combustible propellant, or are designed as airsoft devices of any description from which only a small plastic missile with limited energy can be discharged, provided that they can be used for the stated purpose only and are not capable of being converted in such a way as to render them capable of expelling a shot, bullet or projectile by the action of a combustible propellant;

Or. en
Amendment 86
Proposal for a directive

Article 1 – point 14 a (new)
Directive 91/477/EEC
Annex I a (new)

Text proposed by the Commission

(14a) The following Annex is inserted:

"Annex Ia

1. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 the following point is added:

"1.6. Fix a rod in the barrel forcing cone (L>2/3rd barrel length). Weld into forcing cone. Pin the barrel (through forcing cone) to the frame and weld pin. Drill a hole 2/3rd bore diameter within the first third of the barrel from the forcing cone and weld the rod to the barrel through the drilled hole".

2. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 3.1 is replaced by the following:

"3.1. Remove all internal walls from cylinder for a minimum of 2/3rd of its length by machining a circular ring 50% case diameter".

3. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 3.2 is replaced by the following:

"3.2. Where possible, weld to prevent the removal of the cylinder from the frame or appropriate measures such as pinning that render the removal impossible".

4. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 4.4 is replaced by the following:

"4.4. Machine away at least 2/3rd of the locking lugs in slide".

5. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 5.3 is replaced by the following:

"5.3. Weld the slide stop or use appropriate measures if welding is not
possible".
6. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 5.4 is replaced by the following:
"5.4. Prevent disassembly of polymer frame pistols by welding, bonding or use appropriate measures if welding or bonding is not possible".
7. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 6.4 is deleted.
8. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 8.1 is replaced by the following:
"8.1. Weld the magazine with spots or use appropriate measures, depending on the type of arm and material to prevent removing the magazine".
9. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 point 10.2 is replaced by the following:
"10.2. Remove all the inner parts and their attachment points of the moderator so that only a tube remains. Drill two holes in the casing (5mm) in diameter near the point the sound moderator attaches to the barrel".
10. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 in the section on "Hardness of inserts" the words
"Hardness pin/plug/rod = 58 -0; = 6 HRC"
are replaced by the words
"Hardened steel rod or pin"
11. In Table II of Annex I to Implementing Regulation (EU) 2015/2403 in the section on "Hardness of inserts" the following words
"TIG welding stainless steel type ER 316 L" are deleted.

Justification

This amendment is linked to AM 59 and addresses technical constraints which have become
evident during implementation of the Deactivation Regulation.
EXPLANATORY STATEMENT

Introduction

Since 1991 the European Union has had legislation on the acquisition and possession of firearms in the form of Directive 91/477/EC, which was amended in 2008. This directive lays down rules regarding the marking and traceability of firearms, as well as the conditions that must be met by individuals to be able to acquire and possess a firearm.

It is important to recognise that the vast majority of firearms held legally in the EU do not present any danger to the public.

Although the use of legally acquired firearms by criminals and terrorists is limited, there have been recorded cases. For example, a type of firearm used in the Charlie Hebdo attacks in Paris had been legally purchased in one Member State (MS) after conversion into a "blank-firing" acoustic firearm, which under the law of that MS before it was recently amended, did not require authorisation. It was then converted back into a live prohibited firearm.

It was in this context that the European Commission launched its review of the Firearms Directive. The Commission made a number of proposals that drastically change the scope and requirements of the Directive without presenting an impact assessment. Such an IA would have helped clarify the reasons for these proposals as well as the evidence base on which the proposals rest. Its absence has resulted in widespread concern from owners of legally acquired firearms from a number of different areas. It is clear that many stakeholders are concerned about the lack of clarity of some of the proposal and possible consequences for legal owners.

The Rapporteur has therefore endeavoured to consult as widely and transparently as possible in order to ensure her report tackles real problems and to limit unnecessary unintended consequences. She recommends maintaining the status quo wherever there is insufficient evidence to justify changing it.

However, in addition, the Commission adopted a Deactivation Regulation on the same day as its launch of the review of the Directive. Concerns have been expressed by stakeholders from many MS that the new Regulation may make it harder for law enforcement bodies to know if a firearm has been properly deactivated.

Deactivated firearms or replicas have legitimate uses in the film industry and military reenactments. The Rapporteur notes from exchanges of views with experts that there is a difference in practical usage of the term "deactivated" between experts. For the avoidance of doubt, the term deactivated firearm for the purposes of this proposal is understood as a firearm that has been irreversibly rendered inoperable.

For this reason, the Rapporteur believes that any changes to the Directive must therefore balance the right to ownership of certain types of firearms with controls appropriate to the risk they present.
1. Definition of a Firearm

The Rapporteur proposes to use an approach based on essential components such that any device which shares an essential component with a firearm is by definition a firearm.

Replicas and signal weapons are not treated as firearms unless they can be converted into firearms or share an essential component.

2. Blankfiring weapons

The Rapporteur proposes that any firearm which has been converted to firing blanks remains in the definition of firearm in their original category.

3. Magazines

The Rapporteur has received submissions from a small number of experts who have suggested that the control of magazines could be pursued, by determining magazines to be an "essential component" of a firearm. The Rapporteur has significant reservations about following this approach and has received many other representations, in view of the comparative simplicity of a magazine, which means the manufacture of a magazine is relatively easy, and the quantity of magazines which are already held legally by holders of firearms and are largely interchangeable. The effectiveness of such a measure is therefore not clear, and so the Rapporteur does not propose to include magazines within the scope of an "essential component".

4. Information Sharing

Certain law enforcement authorities have suggested improvements to information sharing. The Rapporteur proposes that records should be immediately accessible via interoperable systems.

5. Storage

The Rapporteur notes that most Member States already have rules on storage of firearms and recommends that this should be formalised in the directive and the storage requirements should take into account the nature and category of the firearms concerned.

6. Medical Tests

The Rapporteur believes that several improvements can be made to the Commission's initial proposals regarding medical testing, which shall reflect different best practices across Member States. The Rapporteur proposes that Member States establish a system for checks, either as a periodic assessment or as a continuous monitoring process.

7. Special Cases

The Rapporteur proposes to reinstate the existing provision in Article 6 which Member States may use to authorise certain persons to hold Category A firearms in specific circumstances.
The Rapporteur understands that there are organisations that require this authorisation, such as armorers, proof houses, manufacturers, forensic scientists, certain cases in film production and certain individuals for personal protection. The Rapporteur proposes that these authorisations should be on a case-by-case basis, strictly limited and only granted where it is not contrary to public security.

The Rapporteur proposes that authorisations for historical purposes are more strictly defined, only given where appropriate security measures are in place and given on a case-by-case basis at the discretion of the Member State.

8. Online sales

The Rapporteur proposes that distance sales should only be permitted provided that the final handing over of the firearm, essential component or ammunition takes place if the necessary checks have been carried out.

9. The Deactivation Regulation

A number of technical issues have been encountered by experts with the new Implementing Regulation on Deactivation, which comes into force on April 8th. The Rapporteur has proposed various ways to address this, either through detailed amendments to the Implementing Regulation, or through a review of previously existing standards, or through a specific amendment for firearms deactivated to technical definition of slotting and pinning.

10. Ammunition

The Rapporteur proposes that legislation already in place for the purposes of control of explosives precursors may be relevant for the control of ammunition, namely that suspicious purchases of large quantities of ammunition should be reported. As part of an effort to reduce the danger of illicit use of legally held firearms and their parts and ammunition, this type of obligation shall help address any risks associated with an unchecked ability to purchase ammunition.

11. Category A and B firearms

The Rapporteur understands that the Commission's proposal to recategorise "semiautomatic firearms for civilian use that resemble weapons with automatic mechanisms" into Category A would cause many practical problems in implementation and has been tried and rejected in certain Member States in the past.
AMENDMENTS
87 - 303

Draft report
Vicky Ford
(PE578.822v01-00)


Proposal for a directive
Amendment 87
Jiří Maštálka, Kateřina Konečná

Proposal for a directive

Proposal for a rejection

The European Parliament rejects the Commission proposal.

Or. en

Amendment 88
Markus Pieper

Proposal for a directive

Proposal for a rejection

Das Europäische Parlament lehnt den Vorschlag der Kommission ab.

Or. de

Amendment 89
Markus Ferber

Proposal for a directive

Proposal for a rejection

Das Europäische Parlament lehnt den Vorschlag der Kommission ab.

Or. de

Justification

Der Gesetzgebungsvorschlag erfüllt sein Hauptziel der Erhöhung der öffentlichen Sicherheit nicht. Der Vorschlag steht in keinem angemessenen Verhältnis zum angestrebten Nutzen und
The European Parliament rejects the
Commission proposal.

Or. en

Justification

It stands clear that the Commission proposal will not result in the desired outcome since overregulating ownership of legally owned weapons will have, at the very best, limited impact on terrorists' and criminals' ability to obtain weapons. Terrorism and serious crimes are not effectively stopped by creating unnecessary hindrances for law-abiding hunters and sportsmen. There are a number of issues that need to be addressed, especially regarding traceability and de-activation of weapons. However; given the highly infected status of this proposal, a fresh start is needed and therefore I welcome the Commission to present a new proposal and accompanying impact assessment focused on combating crime, terrorism and illegal weapons within the Union.

The European Parliament rejects the
Commission proposal.

Or. en
Justification

The Commission must fight the illegal trafficking of arms instead of criminalizing legal owners of weapons. Moreover, the Commission didn't provide any satisfying impact analysis on potential economic and social consequences. Furthermore, the original directive 91/477/EEC is relevant enough to prevent any abuses, criminal or terrorists activities. We consider the directive 91/477/EEC much wiser, therefore we want to keep the original version and reject this ideological proposal.
Amendment 92
Marcus Pretzell

Proposal for a directive
Recital 1

Text proposed by the Commission

(1) Die Richtlinie 91/477/EWG des Rates\textsuperscript{17} war eine Begleitmaßnahme zur Schaffung des Binnenmarktes. Mit ihr wurde einerseits der freie Verkehr für bestimmte Feuerwaffen in der Union gewährleistet, andererseits dieser freie Verkehr durch bestimmte Sicherheitsvorkehrungen speziell für diese Waren eingeschränkt.


Or. de

Amendment 93
Antonio López-Istúriz White

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) En reacción a los recientes atentados terroristas, que han puesto de manifiesto lagunash in la aplicación de la Directiva 91/477/CEE, especialmente en relación con la inutilización de armas, su transformabilidad y las normas de marcado, en la «Agenda Europea de Seguridad», adoptada en abril de 2015, y en la Declaración del Consejo de Ministros de Asuntos de Interior de 29 de

suprimido
agosto de 2015, se hizo un llamamiento para que se revisase dicha Directiva y se adoptase un enfoque común sobre inutilización de armas de fuego con el fin de impedir su reactivación y uso por parte de los delincuentes.

Amendment 94
Nuno Melo

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) Em resposta aos recentes atos terroristas que revelaram as lacunas existentes na aplicação da Diretiva 91/477/CEE, especialmente no que se refere à desativação das armas, à convertibilidade e às regras de marcação, a «Agenda Europeia para a Segurança», adotada em abril de 2015, e a Declaração do Conselho de Ministros dos Assuntos Internos, de 29 de agosto de 2015, apelaram à revisão da referida diretiva e à adoção de uma abordagem comum para a desativação das armas de fogo, de modo a impedir a sua reativação e utilização por parte dos criminosos.

Amendment 95
Marian Harkin

Or. es

Or. pt
Proposal for a directive
Recital 2

Text proposed by the Commission

(2) As a response to recent terrorist acts which demonstrated gaps in the implementation of Directive 91/477/EEC especially with regard to deactivation of weapons, convertibility and marking rules, the "European Agenda on Security" adopted in April 2015 and the Declaration of the Home Affairs Ministers Council of 29 August 2015 called for the revision of that Directive and for a common approach on the deactivation of firearms to prevent reactivation and use by criminals.

Amendment

(2) The safe and secure movement of lawfully owned firearms should benefit from clear harmonised rules at Union level on the marking, traceability and deactivation of firearms.

Or. en

Justification

The background studies produced by the Commission do not justify the conclusion that legal ownership of civilian firearms is in any way linked to the recent terrorist attacks within the Union borders. However, the Evaluation of the Implementation did indicate that the current, in some respects poorly implemented framework could benefit from clearer common rules on the marking, traceability and deactivation (now adopted) of legal firearms in circulation within the EU. Focus should therefore be on improvements in these areas.

Amendment 96
Pascal Durand

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) As a response to recent terrorist acts which demonstrated gaps in the implementation of Directive 91/477/EEC especially with regard to deactivation of weapons, convertibility and marking rules, the "European Agenda on Security" adopted in April 2015 and the Declaration

Amendment

(2) Directive 91/477/EEC included an obligation on the Commission to submit a report on the situation resulting from the application of that Directive by 28 July 2015, accompanied, if appropriate, by proposals. Furthermore, as a response to recent terrorist acts which demonstrated
of the Home Affairs Ministers Council of 29 August 2015 called for the revision of that Directive and for a common approach on the deactivation of firearms to prevent reactivation and use by criminals.

gaps in the implementation of Directive 91/477/EEC especially with regard to deactivation of weapons, convertibility and marking rules, the "European Agenda on Security" adopted in April 2015 and the Declaration of the Home Affairs Ministers Council of 29 August 2015 called for the revision of that Directive and for a common approach on the deactivation of firearms to prevent reactivation and use by criminals.

Or. en

Amendment 97
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) As a response to recent terrorist acts which demonstrated gaps in the implementation of Directive 91/477/EEC especially with regard to deactivation of weapons, convertibility and marking rules, the "European Agenda on Security" adopted in April 2015 and the Declaration of the Home Affairs Ministers Council of 29 August 2015 called for the revision of that Directive and for a common approach on the deactivation of firearms to prevent reactivation and use by criminals.

Amendment

(2) Considering some gaps in the implementation of Directive 91/477/EEC with regard to deactivation of weapons and marking rules, considers the revision of that Directive and a common approach on the deactivation of firearms able to prevent reactivation and use by criminals and terrorists.

Or. en

Justification

Terrorists attacks as the reason to implement this directive is a false flag. The real threat remains the illegal trafficking of firearms especially with Schengen opened borders. The implementation of this directive is part of the European security agenda scheduled already before the terrorists attacks.
Amendment 98
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) As a response to recent terrorist acts which demonstrated gaps in the implementation of Directive 91/477/EEC especially with regard to deactivation of weapons, convertibility and marking rules, the "European Agenda on Security" adopted in April 2015 and the Declaration

Amendment

(2) Gun related-crimes, including the recent terrorist acts, demonstrate gaps in the implementation of Directive 91/477/EEC especially with regard to deactivation of weapons, convertibility and marking rules. In response, the "European Agenda on Security" adopted in April 2015

Or. pl

Amendment 99
Lucy Anderson, Catherine Stihler

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) W odpowiedzi na ostatnie ataki terrorystyczne, które uwidoczniły luki w wykonywaniu dyrektywy 91/477/EWG, w szczególności w odniesieniu do pozbawiania broni cech użytkowych oraz przerabiania i oznakowania broni, w ramach Europejskiej agendy bezpieczeństwa, która została przyjęta w kwietniu 2015 r., oraz deklaracji Rady Ministrów Wymiaru Sprawiedliwości i Spraw Wewnętrznych z dnia 29 sierpnia 2015 r. zaapelowano o dokonanie przeglądu przedmiotowej dyrektywy oraz o przyjęcie wspólnego podejścia do pozbawiania broni palnej cech użytkowych w celu zapobiegnięcia przywróceniu jej cech użytkowych i użyciu przez przestępców.

Amendment

(2) W odpowiedzi na ostatnie ataki terrorystyczne, które uwidoczniły luki w wykonywaniu dyrektywy 91/477/EWG, w zakresie pozbawiania broni cech użytkowych oraz przerabiania i oznakowania broni, w ramach Europejskiej agendy bezpieczeństwa, która została przyjęta w kwietniu 2015 r., oraz deklaracji Rady Ministrów Wymiaru Sprawiedliwości i Spraw Wewnętrznych z dnia 29 sierpnia 2015 r. zaapelowano o dokonanie przeglądu przedmiotowej dyrektywy oraz o przyjęcie wspólnego podejścia do pozbawiania broni palnej cech użytkowych w celu zapobiegnięcia przywróceniu jej cech użytkowych i użyciu przez przestępców. Wszystkie zmiany wprowadzone w dyrektywie powinny zmierzać w kierunku zapewnienia obywatelom poczucia bezpieczeństwa oraz możliwości skutecznej samoobrony.
of the Home Affairs Ministers Council of 29 August 2015 called for the revision of that Directive and for a common approach on the deactivation of firearms to prevent reactivation and use by criminals.

and the Declaration of the Home Affairs Ministers Council of 29 August 2015 call for the revision of that Directive and for a common approach on the deactivation of firearms to prevent reactivation and use by criminals.

Or. en

Amendment 100
Marcus Pretzell

Proposal for a directive
Recital 2

Text proposed by the Commission


Amendment


Or. de

Amendment 101
Christofer Fjellner

Proposal for a directive
Recital 2 a (new)
Text proposed by the Commission

(2a) Taking into consideration the fact that terrorism and serious crimes are not effectively stopped by creating unnecessary obstacles for law abiding hunters and sportsmen.

Or. en

Amendment 102
Marlene Mizzi, Alfred Sant
Proposal for a directive
Recital 3

Text proposed by the Commission

(3) Certain issues in Directive 91/477/EEC need further improvement.

Amendment

(3) Certain issues in Directive 91/477/EEC need further improvement in order to help Member States tackle cross-border illegal arms trafficking for criminal or terrorist purposes whilst also taking into account the proportionality principle when it comes to persons that lawfully acquire or possess a firearm for legal purposes such as shooting sports, hunting and collectors.

Or. en

Amendment 103
Antonio López-Istúriz White
Proposal for a directive
Recital 3

Text proposed by the Commission

(3) Determinados aspectos de la Directiva 91/477/CEE necesitan ser mejorados.

Amendment

(3) Determinados aspectos de la Directiva 91/477/CEE necesitan ser mejorados, con el objetivo de garantizar un buen funcionamiento del mercado interior, así como un alto nivel de
seguridad en el conjunto de la Unión.

Or. es

Amendment 104
Lucy Anderson, Catherine Stihler

Proposal for a directive
Recital 3

Text proposed by the Commission

(3) **Certain issues in Directive 91/477/EEC need further improvement.**

Amendment

(3) Directive 91/477/EEC should be improved to address the trafficking and illegal ownership of firearms in the Union and reduce the use of such firearms for criminal means.

Or. en

Amendment 105
Marcus Pretzell

Proposal for a directive
Recital 3

Text proposed by the Commission

(3) Bei bestimmten in der Richtlinie 91/477/EWG behandelten Fragen sind weitere Verbesserungen erforderlich.

Amendment

(3) Bei bestimmten in der Richtlinie 91/477/EWG behandelten Fragen können weitere Verbesserungen zur Erreichung der unter 2) genannten Zielsetzung infrage kommen.

Or. de

Amendment 106
Diane Dodds

Proposal for a directive
Recital 3 a (new)
(3a) The arrangements for the acquisition and possession of ammunition should be the same as those for the possession of the firearms for which the ammunition is intended. The acquisition and possession of ammunition containing a single projectile should be permitted only for persons who are allowed to possess a firearm.

Justification

In the UK, the possession of shotgun cartridges is not controlled, except at the point of purchase by the public. 'Sale' must be to a certificate holder or another person who produces a certificate authorising the possession of such a gun, together with that person’s written authority to purchase the ammunition on their behalf. As shotguns can be borrowed under supervision of a certificate holder, ammunition can be gifted or held by a non-certificate holder until the next time they shoot. Persons who sell shotgun cartridges “by way of trade or business” are exempt from the certificate requirement at purchase. This proposal would harm such businesses as farm/agricultural supply shops. They are currently able to order bulk cartridges from manufacturers and wholesalers for their retail premises. We wish to preserve the status quo for shotgun cartridges thus concentrating the proposal on high powered rifle ammunition.

Amendment 107
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Marian Harkin, Jasenko Selimovic

Proposal for a directive
Recital 3 a (new)

(3a) Member States should ensure that an effective system is implemented for monitoring possession of firearm. That system, which could be periodic or continuous, should either be based on medical review, if deemed appropriate, upon the issuance or renewal of an authorisation, or provide for an effective
alternative system of continuous monitoring taking into account the risks concerned, and any relevant indications, for example from medical personnel, indicating that the conditions for allowing possession may no longer be met. Where a system of continuous monitoring is used, it may inter alia include for the owner to submit at any time to a check of continued eligibility for possession, and on-site checks of compliance with safe storage requirements.

Justification

Police resources must be used more wisely. It should be left for Member States to decide how to arrange continuous monitoring. In some Member States, medical staff has the right or the obligation to inform the police in certain cases that a person is not fit to possess a firearm. In other Member States this type of procedure is unthinkable and they have other mechanisms for ensuring that a person is fit to possess firearms. Continuous monitoring should be effective, but can combine different procedures in different Member States.

Amendment 108
Vicky Ford, Anna Maria Corazza Bildt

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) Until such time as the Commission determines which national standards and procedures for deactivation applicable by Member States until 8 April 2016 have resulted in firearms being rendered permanently unfit for use and inoperable, firearms deactivated under those prior standards and procedures should not be transferred to another Member State unless they have been deactivated pursuant to Implementing Regulation (EU) 2015/2403. Firearms which have been subject to certified deactivation under such prior standards and
procedures resulting in them being rendered permanently unfit for use and inoperable should be considered as mere replicas, to which Directive 91/477/EEC does not apply unless they are capable of being converted into firearms.

Amendment 109
Gesine Meissner

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) Member States should ensure that an effective system is implemented for monitoring possession of firearm. That system, which could be periodic or continuous, should either be based on relevant medical review upon the issuance of an authorisation, or provide for an effective alternative system of continuous monitoring taking into account the risks concerned, including the nature and quantity of firearms possessed by an individual, applicable requirements for secure storage, the duration of any authorisation, and any relevant indications, for example from medical or other tests, indicating that the conditions for allowing possession may no longer be met.

Justification

Medical tests should only be mandatory for issuing authorisations. Otherwise it would result in significant additional burden for both owners and relevant national authorities and interfere with existing procedures in renewing authorisations.
Amendment 110
Boris Zala
Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) It should be specified in this Directive that the activities of a dealer include not only the manufacturing but also the modification or conversion of a firearm in such a way that it is classified in another category according to Annex I part II, such as the shortening of a complete firearm, and in addition the modification or conversion of essential components of firearms and of ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities. This Directive should not prevent, where allowed by national law, private persons from preparing ammunition or from modifying non-essential components of firearms for personal use.

Or. en

Justification

Not every modification or repair of a firearm needs to be done by a licenced dealer or broker. Only those modifications, conversions of components of firearms and ammunition that lead to a change in their category should be obligatorily undertaken by a licenced person. Otherwise a holder of a firearm would not be allowed to even replace damaged grip himself.

Amendment 111
Anna Maria Corazza Bildt, Roberta Metsola, Elisabetta Gardini, Lara Comi, Annie Schreijer-Pierik, Bendt Bendtsen, Stefano Maullu, Petri Sarvamaa
Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) It should be specified in this
Directive that the activities of a dealer include not only the manufacturing but also the modification or conversion of a firearm which classifies it for another category according to Annex I part II, such as the shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, and that, therefore, only authorized dealers should be permitted to engage in those activities. This Directive should not prevent, where allowed by national law, individuals from preparing ammunition or from modifying non-essential components of firearms for personal use.

Or. en

**Justification**

Minor modifications and adjustments of firearms must be able to be done by individual owners as well as the preparation of ammunition for personal use.

**Amendment 112**

**Proposal for a directive**
Recital 3 a (new)

<table>
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<th>Text proposed by the Commission</th>
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<tr>
<td>(3a) It should be specified in this Directive that the activities of a dealer include not only the manufacturing but also the modification or conversion of a firearm, such as the shortening of a complete firearm, and in addition the commercial modification or conversion of parts of firearms and of ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities.</td>
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activities. This Directive should not apply to reloading of ammunition for personal use or making legal modifications and conversions to a firearm for which a person has an authorization.

Justification

Modification of the rapporteur’s proposal of amendment 5.

Amendment 113
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) The definition of the term "firearm" should be clarified and the control of essential components enhanced by including in the definition any device converted to firing blanks which shares an essential component with a firearm. An essential component contained in any such device should be considered capable of being used in a firearm when the essential component can be transferred from that device to the firearm without substantial modification.

Amendment 114
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) Bestimmte Personen haben ein
berechtigtes Interesse, Zugang zu Feuerwaffen der Kategorie A zu haben, allerdings dürfen Ausnahmen nur äußerst begrenzt gewährt werden. Dafür in Frage kommen können unter anderem kulturelle und historische Einrichtungen, Waffenmeister, Beschussämter, Hersteller, Kriminaltechniker sowie, in Einzelfällen, Personen an Filmsets und Personen, die die Feuerwaffen zur Selbstverteidigung benötigen.

Justification


Amendment 115
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) The definition of the term "firearm" should be clarified and the control of essential components enhanced by including in the definition any device which shares an essential component with a firearm. An essential component contained in any such device should be considered capable of being used in a firearm when the essential component can be transferred from that device to the firearm without substantial modification.

Justification

Every object which contains an essential component should be considered firearm, not only devices converted to firing blanks.
Amendment 116
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Recital 3 a (new)

_text proposed by the Commission_  Amendment

(3a) The definition of the term "firearm" should be clarified and the control of essential components enhanced by including in the definition any device which shares an essential component with a firearm. An essential component contained in any such device should be considered capable of being used in a firearm when the essential component can be transferred from that device to the firearm without substantial modification.

Or. en

Amendment 117
Dita Charanzová, Gesine Meissner, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 3 a (new)

_text proposed by the Commission_  Amendment

(3a) The definition of the term "firearm" should be clarified and the control of essential components enhanced by including in the definition any device which shares an essential component with a firearm. An essential component contained in any such device should be considered capable of being used in a firearm when the essential component can be transferred from that device to the firearm without substantial modification.

Or. en
Justification

Every object which contains an essential component should be considered firearm, not only devices converted to firingblanks.

Amendment 118
Jiří Pospíšil, Michaela Šojdrová

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) The definition of the term "firearm" should be clarified and the control of essential components enhanced by including in the definition any device which shares an essential component with a firearm. An essential component contained in any such device should be considered capable of being used in a firearm when the essential component can be transferred from that device to the firearm without substantial modification.

Or. en

Amendment 119
Igor Šoltes

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

(3a) Non-essential parts, such as trigger internals, springs, pins, magazines and accessories used to diminish the sound should be defined, as those items do not represent any danger or possible risk.

Or. en
Amendment 120
Karl-Heinz Florenz, Annie Schreijer-Pierik, Angelika Niebler, Dieter-Lebrecht Koch, James Nicholson

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

<table>
<thead>
<tr>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(3b) The armed defence forces of a Member State as defined under national law may, in addition to the military, include units such as a home guard as well as persons obliged to take part in armed defence activities and reservists.</td>
</tr>
</tbody>
</table>

Or. en

Justification

In some countries citizens / reservists are not obliged by law to take part in defence forced sanctioned activities but they play an important part in home defence and will also in the future need to be allowed to possess category A weapons.

Amendment 121
Igor Šoltes

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

<table>
<thead>
<tr>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(3b) Member States should ensure that an effective system is implemented for monitoring possession of firearm. That system, which could be periodic or continuous, should provide an effective system of continuous monitoring taking into account the risks concerned, including the nature and quantity of firearms possessed by an individual, applicable requirements for secure storage, the duration of any authorisation, and any relevant indications, for example from medical or other tests, indicating</td>
</tr>
</tbody>
</table>
that the conditions for allowing possession may no longer be met. Where a system of continuous monitoring is used, it may inter alia include requirements for the owner to present the firearms held, as well as ammunition, for a check at the request of the supervisory authority, for the owner to submit at any time to a check of continued eligibility for possession, and on-site checks of compliance with safe storage requirements.

Amendment 122
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

Amendment

(3b) The Commission should review Commission Implementing Regulation (EU) 2015/2403 of 15 December 2015 immediately upon the entry into force of this Directive, in order to adapt that Regulation to this Directive, address identified deficiencies in that Regulation and take account of experience gained in the application of that Regulation.

Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

(3b) The definition of the term "firearm" under Directive 91/477/EEC should continue to exclude objects which expel a shot, bullet or projectile by the action of a non-combustible propellant, for example through the operation of compressed air or another gas, including so-called airsoft devices and airgun devices, as well as objects which merely have the appearance of a firearm (replicas, imitations), provided in both cases that such objects cannot be converted to a firearm or do not contain an essential component which is capable of being used in a firearm. Member States should be able to regulate such objects under their national law.

Or. en

Amendment 124
Vicky Ford, Anna Maria Corazza Bildt

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

(3b) It should be specified in this Directive that the activities of a dealer include not only the manufacturing but also the significant modification or conversion of a firearm, such as the shortening of a complete firearm, leading to a change in its category and in addition the significant modification or conversion of essential components of firearms and of ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities. Handloading
and reloading of ammunition from ammunition components for private use should not be considered a significant modification.

Or. en

Amendment 125
Jiří Pospíšil, Michaela Šojdrová
Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

(3b) It should be specified that the activities of a dealer include not only the manufacturing but also the modification or conversion of a firearm, such as the shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, provided that it affects the category of such a firearm or ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities.

Or. en

Amendment 126
Jan Zahradil, Richard Sulík
Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

(3b) It should be specified that the activities of a dealer include not only the manufacturing but also the modification or conversion of a firearm, such as the shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, provided that it affects the category of
such a firearm or ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities.

Or. en

Justification

Shortening of a firearm may consist, for example, in stock exchange (i.e. a piece of wood or plastic). Shortening performed by an authorized person (dealer) should be therefore defined essentially as shortening of the barrel. Similarly, the modification or conversion of "parts" of firearms and ammunition may be in principle any change which the holders of firearms routinely carry themselves (i.e. exchange of sights, installation of various "aftermarket" elements etc.). Requirement that only authorised dealers should be involved in these activities should be therefore limited on cases when the modification causes a change in the category of a firearm (e.g. de/installation of automatic trigger) or ammunition (e.g. drilling expansion cavity into projectiles.).

Amendment 127
Anneli Jääätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Marian Harkin, Jasenko Selimovic, Dita Charanzová, Kaja Kallas

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission Amendment

(3b) Certain persons have a legitimate interest in accessing firearms classified in category A, provided that exemptions are granted on a strictly limited basis. These could include, inter alia, national defence, armourers, proof houses, manufacturers, forensic scientists and, in certain cases, those involved in film production, as well as individuals needing firearms for self-defence purposes.

Or. en

Justification

In some Member States, the national defence solution relies on reservists, who therefore have a legitimate interest in accessing firearms classified in category A. Therefore, national defence should be added to the list of examples.
Proposal for a directive
Recital 3 (new)

Text proposed by the Commission

\[(3b)\quad \text{Essential components should be defined as those components which are necessary for the operation of a firearm and are constructed to withstand high pressure of firing. Accessories, such as devices designed or adapted to diminish the sound caused by firing a firearm, should not fall within the definition of an essential component, as the firearm can still be operated without them.}\]

Or. en

Justification

Only those parts of a breech mechanism, that are specially constructed to hold the pressure of firing should be considered essential component.

Proposal for a directive
Recital 3 (new)
Amendment 130
Anna Maria Corazza Bildt, Roberta Metsola, Lara Comi, Elisabetta Gardini, Bendt Bendtsen, Annie Schreijer-Pierik, Antonio López-Istúriz White, Stefano Maullu, Petri Sarvamaa

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

Amendment

(3b) The armed defence forces of a Member State as defined under national law may, in addition to the military, include units such as a home guard as well as reservists and other persons taking part in armed defence force sanctioned activities.

Or. en

Justification

It is necessary to clarify that the rapporteurs amendment 6 also should include people that voluntary takes part in armed defence force sanctioned activities. Not all Member States oblige their citizens to take part in these activities.

Amendment 131
Gesine Meissner

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

Amendment

(3b) A transaction for the acquisition of complete rounds of ammunition or components of ammunition should be considered suspicious if the buyer is unwilling to provide proof of his/her identity.

Or. en
Justification

Buyers of ammunition have to prove their identity but they cannot be automatically reported for buying uncommon quantities, as this is not a legal term.

Amendment 132
Vicky Ford

Proposal for a directive
Recital 3 c (new)

Text proposed by the Commission  
Amendment

(3c) As is the case with respect to the system of reporting suspicious transactions under Regulation (EU) No 98/2013 of the European Parliament and of the Council\(^1\), a transaction for the acquisition of complete rounds of ammunition or live primer components of ammunition, should be considered suspicious if, for example, it involves quantities uncommon for the envisaged private use, if the buyer insists on unusual payment methods, including large amounts of cash, or if the buyer appears unfamiliar with the use of the ammunition or is unwilling to provide proof of his/her identity.


Amendment 133
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Recital 3 c (new)
(3c) It should be specified in this Directive that the activities of a dealer include not only the manufacturing but also the modification or conversion a firearm, such as the shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, provided that it affects the category of such a firearm or ammunition, and that, therefore, only authorised dealers or other authorised persons should be permitted to engage in those activities.

Or. en

Amendment 134
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Recital 3 c (new)

(3c) It should be specified in this Directive that the activities of a dealer include not only the manufacturing but also the modification or conversion a firearm, such as the shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, provided that it affects the category of such a firearm or ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities.

Or. en

Justification

Not every modification or repair of a firearm need to be done by a licenced dealer or broker. Only those modifications, conversions of parts of firearms and ammunition that lead to a
change in their category should be obligatorily undertaken by a licenced person. Otherwise a holder of a firearm would not be allowed to even replace damaged grip himself.

Amendment 135
Gesine Meissner, Dita Charanzová

Proposal for a directive
Recital 3 c (new)

Text proposed by the Commission

(3c) Certain persons have a legitimate interest in accessing firearms classified in category A, provided that exemptions are granted on a strictly limited basis. These could include, inter alia, armourers, proof houses, certified experts, manufacturers, forensic scientists and, in certain cases, those involved in film production, as well as individuals needing firearms for self-defence purposes.

Or. en

Justification

Certified expert should be included since it is a recognised legal term.

Amendment 136
Dita Charanzová, Fredrick Federley, Gesine Meissner, Marian Harkin, Hilde Vautmans, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 3 c (new)

Text proposed by the Commission

(3c) Essential components should be defined as those components which are necessary for the operation of a firearm and are constructed to withstand high pressure of firing. Accessories, such as devices designed or adapted to diminish the sound caused by firing a firearm, should not fall within the definition of an
essential component, as the firearm can still be operated without them.

Or. en

Justification

Only those parts of a breech mechanism, that are specially constructed to hold the pressure of firing should be considered essential component.

Amendment 137
Jiří Pospíšil

Proposal for a directive
Recital 3 c (new)

Text proposed by the Commission Amendment

(3c) Member States should lay down particularly high requirements for secure storage with respect to firearms or ammunition classified in category A. Such requirements could include, where appropriate, measures ensuring real-time monitoring, as well as requirements to maintain essential components and ammunition in safe storage separate from the firearms in which they can be used.

Or. en

Amendment 138
Dita Charanzová, Fredrick Federley, Gesine Meissner, Marian Harkin, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 3 d (new)

Text proposed by the Commission Amendment

(3d) It should be specified that the activities of a dealer include not only the manufacturing but also the modification or conversion a firearm, such as the
shortening of a complete firearm, and in addition the modification or conversion of parts of firearms and of ammunition, provided that it affects the category of such a firearm or ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities. This will not prevent, where allowed by national law, private persons from preparing ammunition or from modifying non-essential components of firearms for personal use.

**Justification**

Not every modification or repair of a firearm need to be done by a licenced dealer or broker. Only those modifications, conversions of parts of firearms and ammunition that lead to a change in their category should be obligatorily undertaken by a licenced person. Otherwise a holder of a firearm would not be allowed to even replace damaged grip himself.

**Amendment 139**

Vicky Ford, Anna Maria Corazza Bildt, Dita Charanzová

Proposal for a directive
Recital 3 d (new)

*Text proposed by the Commission*

(3d) The definition of the term "firearm" under Directive 91/477/EEC should continue to exclude objects which expel a shot, bullet or projectile by the action of a non-combustible propellant, for example through the operation of compressed air or another gas, including so-called airsoft and airgun devices, as well as objects which merely have the appearance of a firearm (replicas, imitations), provided in both cases that such objects cannot be converted to a firearm or do not contain an essential component which is capable of being used in a firearm. Member States should be able to regulate such objects under their
national law.

Amendment 140
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Recital 3 d (new)

Text proposed by the Commission

Amendment

(3d) Member States should lay down particularly high requirements for secure storage with respect to firearms or ammunition classified in category A. Such requirements could include, where appropriate, measures ensuring real-time monitoring, as well as requirements to maintain essential components and ammunition in safe storage separate from the firearms in which they can be used.

Justification

There must be some space for the Member States to consider where it should stipulate for stricter rules on safe storage of category A firearms.

Amendment 141
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Recital 3 d (new)

Text proposed by the Commission

Amendment

(3d) Member States should lay down particularly high requirements for secure storage with respect to firearms or ammunition classified in category A. Such requirements could include, where appropriate, measures ensuring real-time monitoring, as well as requirements to maintain essential components and ammunition in safe storage separate from the firearms in which they can be used.
monitoring, as well as requirements to maintain essential components and ammunition in safe storage separate from the firearms in which they can be used.

Amendment 142
Dita Charanzová, Marian Harkin, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 3 e (new)

Text proposed by the Commission

(3e) Member States should lay down particularly high requirements for secure storage with respect to firearms or ammunition classified in category A. Such requirements could include, where appropriate, measures ensuring real-time monitoring, as well as requirements to maintain essential components and ammunition in safe storage separate from the firearms in which they can be used.

Justification

There must be some space for the Member States to consider where it should stipulate for stricter rules on safe storage of category A firearms.

Amendment 143
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Recital 3 e (new)

Text proposed by the Commission

(3e) Certain persons have a legitimate interest in accessing firearms classified in category A. These could include, inter
alia, armourers, proof houses, manufacturers, forensic scientists and, in certain cases, those involved in film production, as well as individuals needing firearms for self-defence purposes.

Amendment 144
Fredrick Federley

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment 145
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Recital 4

Justification

Including museums and collectors (recognized by the Member States) in the scope could jeopardize important parts of the European cultural heritage without adding significantly to security.
Text proposed by the Commission

(4) Mit Waffen befasste kulturelle und historische Einrichtungen, die von dem Mitgliedstaat, in dessen Hoheitsgebiet sie ansässig sind, als solche anerkannt sind, die im Besitz von vor dem Datum des Inkrafttretens dieser Richtlinie erworbenen Feuerwaffen der Kategorie A sind, sollten die Möglichkeit haben, vorbehaltlich einer Genehmigung durch den betroffenen Mitgliedstaat und sofern eine Deaktivierung erfolgt, im Besitz dieser Feuerwaffen zu bleiben.

Amendment


Or. de

Justification


Amendment 146
Anna Maria Corazza Bildt, Petri Sarvamaa, Herbert Dorfmann, Roberta Metsola, Elisabetta Gardini, Lara Comi, Lambert van Nistelrooij, Jeroen Lenaers, Annie
<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.</td>
<td>(4) It should be possible for Member States to choose to authorise persons dedicated to the gathering, study and conservation of firearms and associated artifacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purpose and recognised as such by the Member State in whose territory they are established to possess firearms classified in category A, provided that those persons demonstrate, prior to being granted authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage. Any such authorisation should take into account and reflect the specific situation, including the nature of the collection and its purposes.</td>
</tr>
</tbody>
</table>

**Justification**

Agrees with rapporteurs amendment 13 but want to ensure that it is not closing the door for future acquisitions.

**Amendment 147**

Boris Zala

Proposal for a directive

Recital 4

<table>
<thead>
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<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<td>(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and</td>
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</tr>
</tbody>
</table>

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holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognised as such by the Member State in whose territory they are established to possess firearms classified in category A, provided that those persons demonstrate, prior to being granted authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage. Any such authorisation should take into account and reflect the specific situation, including the nature of the collection and its purposes.

Amendment 148
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Podmioty zajmujące się kulturowymi i historycznymi aspektami broni oraz uznane za takie przez państwa członkowskie, na terytorium których mają siedzibę, oraz będące w posiadaniu broni palnej należącej do kategorii A, nabytej przed wejściem w życie niniejszej dyrektywy, powinny móc zatrzymać tą broń palną na podstawie pozwoleń wydanego przez dane państwo członkowskie oraz pod warunkiem, że przedmiotowa broń palna została pozbawiona cech użytkowych.

Amendment

(4) Państwa członkowskie mają możliwość wydawania pozwoleń oraz zezwoleń na posiadanie broni palnej i amunicji należącej do kategorii A dla podmiotów mających swoją siedzibę w państwie członkowskim oraz zajmujących się badaniami, konserwacją i przechowywaniem broni palnej, jej istotnych komponentów oraz związanych z nią przedmiotów w celach historycznych, naukowych, edukacyjnych, technicznych, kulturowych lub działających w ramach zachowania dziedzictwa kulturowego i historycznego, jeśli podmioty te są ujęte w państwowych rejestrach oraz zapewniają odpowiednie bezpieczne warunki przechowywania kolekcji adekwatne do celów i potencjalnych zagrożeń. Zasady te dotyczą również podmiotów zajmujących się zdobieniem broni.
Amendment 149
Marlene Mizzi, Alfred Sant

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment

(4) Bodies and collectors concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated or, if they are exempt from deactivation on necessary educational, cultural, research and historical grounds or for national defence purposes, provided that stricter rules for authorisation and safekeeping are complied with.

Or. pl

Amendment 150
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Pina Picerno, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before

Amendment

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A should be able to
The date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Keep those firearms in their possession subject to authorisation and registration by the Member State concerned and provided that measures are in place in order to avoid any risk to public security or public order and that the firearms concerned are stored with a level of security proportionate to the risks associated with unauthorized access to such firearms.

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment

(4) In special cases for educational, cultural, research and historical purposes, it should be possible for Member States to choose to authorise persons to acquire and possess firearms and ammunition classified in category A, provided that those persons demonstrate, prior to being granted authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage. Any such authorisation should take into account and reflect the specific situation, including the nature of the collection and its purposes.

Amendment 152

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment

(4) Collectors and bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established should be able to keep and acquire firearms classified in category A subject to authorisation by the Member State concerned.

Amendment 153
Henna Virkkunen

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment

(4) In special cases for national defence, educational, cultural, research and historical purposes it should be possible for Member States to acquire and possess firearms and ammunition classified in category A, provided that those persons demonstrate, prior to being granted authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage. Any such authorisation should take into account and reflect the specific situation, including the nature of the collection and its purposes.
Amendment 154
Pascal Durand

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) **Bodies concerned with the cultural and historical aspects of weapons and**
recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and **provided that those firearms have been deactivated.**

Amendment

(4) **Museums** recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and **to strict conditions of storage.**

Or. en

Amendment 155
Marcus Pretzell

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) **Mit Waffen befasste kulturelle und historische Einrichtungen, die von dem Mitgliedstaat, in dessen Hoheitsgebiet sie ansässig sind, als solche anerkannt sind, die im Besitz von vor dem Datum des Inkrafttretens dieser Richtlinie erworbenen Feuerwaffen der Kategorie A sind, sollten die Möglichkeit haben, vorbehaltlich einer Genehmigung durch den betroffenen Mitgliedstaat und sofern eine Deaktivierung erfolgt, im Besitz dieser Feuerwaffen zu bleiben.**

Amendment

(4) **Mit Waffen befasste kulturelle und historische Einrichtungen, die von dem Mitgliedstaat, in dessen Hoheitsgebiet sie ansässig sind, als solche anerkannt sind, die im Besitz von Feuerwaffen der Kategorie A sind bzw. gelangen, sollten die Möglichkeit haben, vorbehaltlich einer Genehmigung durch den betroffenen Mitgliedstaat, im Besitz dieser Feuerwaffen zu bleiben.**

Or. de
Amendment 156
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis qui détiennent des armes à feu de la catégorie A acquises avant la date d’entrée en vigueur de la présente directive devraient pouvoir continuer à les détenir sous réserve de l’autorisation de l’État membre concerné et à condition que ces armes à feu aient été neutralisées.

Amendment

(4) Les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis qui détiennent des armes à feu de la catégorie A devraient pouvoir continuer à les détenir sous réserve de l’autorisation de l’État membre concerné, pour autant qu’ils disposent d’un dispositif de sécurité adapté.

Or. fr

Amendment 157
Robert Rochefort

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis qui détiennent des armes à feu de la catégorie A acquises avant la date d’entrée en vigueur de la présente directive devraient pouvoir continuer à les détenir sous réserve de l’autorisation de l’État membre concerné et à condition que ces armes à feu aient été neutralisées.

Amendment

(4) Les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis qui détiennent des armes à feu de la catégorie A devraient pouvoir continuer à les détenir sous réserve de l’autorisation de l’État membre concerné et à condition que l’ensemble des conditions de sécurité soit assuré.

Or. fr
Amendment 158
Angel Dzhambazki, Emil Radev

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment

(4) Collectors and bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Amendment 159
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established and holding in their possession firearms classified in category A acquired before the date of entry into force of this Directive should be able to keep those firearms in their possession subject to authorisation by the Member State concerned and provided that those firearms have been deactivated.

Or. bg
Amendment 160
Herbert Dorfmann

Proposal for a directive
Recital 4 a (new)

Text proposed by the Commission  


Or. de

Amendment 161
Anneli Jääätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Marian Harkin, Jasenko Selimovic, Kaja Kallas

Proposal for a directive
Recital 4 a (new)

Text proposed by the Commission  

(4a)  National defence purposes shall constitute a legitimate purpose for certain persons to acquire and possess firearms classified in category A, provided that those persons demonstrate, prior to being granted authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage.

Or. en
Justification

Member States have shown that there exist legitimate interests to grant authorisations to firearms listed in category Ain Annex 1. These exceptions should include also national defence purposes and, hence, cover the reservist, which are in some Member States a vital part of the national defence solution.

Amendment 162
Herbert Dorfmann

Proposal for a directive
Recital 4 b (new)

**Text proposed by the Commission**


**Amendment**

Or. de

Amendment 163
Antonio López-Istúriz White

Proposal for a directive
Recital 5

**Text proposed by the Commission**

(5) Se ha señalado a los coleccionistas como una posible fuente del tráfico de armas de fuego, por lo que procede incluirlos en el ámbito de aplicación de la presente Directiva.

**Amendment**

suprimido

Or. es
Amendment 164
Angel Dzhambazki, Emil Radev

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Тъй като колекционирите бяха идентифицирани като възможен източник на трафик на огнестрелни оръжия, те следва да попаднат в приложното поле на настоящата директива.

Amendment

Or. bg

Amendment 165
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Il convient que la présente directive s'applique aux collectionneurs, car il a été établi qu'ils étaient une source possible de trafics d'armes à feu.

Amendment

Or. fr

Amendment 166
Nuno Melo

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Os colecionadores foram identificados como fonte possível de tráfico de armas de fogo, devendo por isso estar abrangidos pela presente diretiva.

Amendment

Suprimido
(5) Since collectors have been identified as a possible source of traffic of firearms, they should be covered by this Directive.
Amendment 170
Marlene Mizzi, Alfred Sant, Roberta Metsola

Proposal for a directive
Recital 5

Text proposed by the Commission Amendment

(5) Since collectors have been deleted
identified as a possible source of traffic of firearms, they should be covered by this Directive.

Amendment 171
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 5

Text proposed by the Commission Amendment

(5) Since collectors have been deleted
identified as a possible source of traffic of firearms, they should be covered by this Directive.

Justification

Measure impossible to concretely implement. France has tried to regulate this market but faced practical enormous issues. This regulation could force collectors into illegality.

Amendment 172
Richard Sulík, Jussi Halla-aho, Tomáš Zdechovský, Bernd Kölmel, Ulrike Trebesius,
Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Since collectors have been identified as a possible source of traffic of firearms, they should be covered by this Directive.

Amendment

Amendment 173
Dita Charanzová, Fredrick Federley, Gesine Meissner, Marian Harkin, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Since collectors have been identified as a possible source of traffic of firearms, they should be covered by this Directive.

Or. en

Amendment 174
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Biorąc pod uwagę to, że kolekcjonerów uznano za potencjalne źródło obrotu bronią palną, należy ich objąć niniejszą dyrektywą.

skreśla się
Amendment 175
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer, Sergio Gutiérrez Prieto

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Since collectors have been identified as a possible source of traffic of firearms, they should be covered by this Directive.

Amendment

(5) Collectors have the same rights as other users covered by Directive 91/477/EC and should therefore be included in its scope.

Or. en

Amendment 176
Marcus Pretzell

Proposal for a directive
Recital 5

Text proposed by the Commission

(5) Da Waffensammler als eine mögliche Quelle des Handels mit Feuerwaffen gelten, sollten sie von dieser Richtlinie erfasst werden.

Amendment

(5) Sofern Waffensammler eine mögliche Quelle des Handels mit Feuerwaffen darstellen, sollten sie von dieser Richtlinie erfasst werden.

Or. de

Amendment 177
Marc Tarabella

Proposal for a directive
Recital 5 a (new)

Text proposed by the Commission

(5 bis) Une distinction devrait être établie
entre d'une part les musées et les collections gérés par les autorités publiques, qui sont de facto considérés comme musées et collectionneurs, et d'autre part les personnes physiques et les personnes morales de droit privé désirant tenir un musée ou une collection de plus de 5 armes, qui ont l'obligation d'être agréés par une autorité compétente pour être considérés comme tels.

Amendement 178
Marlene Mizzi, Alfred Sant

Proposal for a directive
Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) Member States shall ensure that minimum criteria for safe storage and secure premises for firearms or ammunition are respected so that any person that lawfully acquires or possess a firearm is granted a license on the condition that the approved firearms and ammunition are kept locked safely and separately within such premises and that such firearms be kept unloaded.

Amendement 179
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Lucy Anderson, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Recital 6

Text proposed by the Commission

Amendment

(6) Since brokers provide services

(6) Since brokers provide services

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similar to those of dealers, they should also be covered by this Directive.

similar to those of dealers, they should also be covered by this Directive and should be subject to the same obligations as dealers in all relevant respects.

Or. en

Amendment 180
Marcus Pretzell

Proposal for a directive
Recital 6

Text proposed by the Commission

(6) Da Makler ähnliche Dienstleistungen wie Waffenhändler erbringen, sollten sie ebenfalls von dieser Richtlinie erfasst werden.

Amendment

(6) Sofern Makler ähnliche Dienstleistungen wie Waffenhändler erbringen, sollten sie ebenfalls von dieser Richtlinie erfasst werden.

Or. de

Amendment 181
Pascal Durand

Proposal for a directive
Recital 6 a (new)

Text proposed by the Commission

(6a) A definition of antique weapons should be included in Directive 91/477/EEC.

Amendment

Or. en

Amendment 182
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 7
(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive. Additionally, for the most dangerous firearms stricter rules should be introduced in order to ensure that those firearms are not allowed to be owned or traded. Those rules should also apply to firearms of that category even after they have been deactivated. Where those rules are not respected, Member States should take appropriate measures including the destruction of those firearms.

Or. en

Justification

Most of Member States already have satisfying standards. Problems of reactivation of weapons calls the problems of uncontrolled borders.

Amendment 183
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 7

(7) Eu égard au risque important de réactivation d’armes mal neutralisées et afin de promouvoir la sécurité dans toute l’Union, il convient que la présente directive s’applique aux armes à feu neutralisées. Il convient en outre d’instaurer des règles plus strictes applicables aux armes à feu les plus dangereuses afin d’empêcher que leur acquisition ou leur commerce soient autorisés. Même après leur neutralisation, les armes de cette catégorie devraient être rendues irréversiblement inopérantes.

Il convient de tenir compte du règlement d'exécution (UE) 2015/2403 de la Commission du 15 décembre 2015 établissant des lignes directrices communes concernant les normes et techniques de neutralisation en vue de garantir que les armes à feu neutralisées sont rendues irréversiblement inopérantes.
(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive. Additionally, for the most dangerous firearms stricter rules should be introduced in order to ensure that those firearms are not allowed to be owned or traded. Those rules should also apply to firearms of that category even after they have been deactivated. Where those rules are not respected, Member States should take appropriate measures including the destruction of those firearms.

(7) Deactivated firearms should not be covered by this Directive if they have been deactivated in accordance with Implementing Regulation (EU) 2015/2403 or in accordance with prior national standards and procedures recognised as resulting in the firearms being rendered permanently unfit for use, inoperable and incapable of being converted into functioning firearms.
Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive. Additionally, for the most dangerous firearms stricter rules should be introduced in order to ensure that those firearms are not allowed to be owned or traded. Those rules should also apply to firearms of that category even after they have been deactivated. Where those rules are not respected, Member States should take appropriate measures including the destruction of those firearms.

Deactivated firearms should not be covered by this Directive if they have been deactivated in accordance with Implementing Regulation (EU) 2015/2403 or in accordance with prior national standards and procedures recognised as resulting in the firearms being rendered permanently unfit for use, inoperable and incapable of being converted into functioning firearms.

Or. en
Amendment 187
Sergio Gaetano Cofferati, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer, Sylvia-Yvonne Kaufmann

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive. Additionally, for the most dangerous firearms stricter rules should be introduced in order to ensure that those firearms are not allowed to be owned or traded. Those rules should also apply to firearms of that category even after they have been deactivated. Where those rules are not respected, Member States should take appropriate measures including the destruction of those firearms.

Amendment

(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive. Additionally, for the most dangerous firearms stricter rules should be introduced. Those rules should also apply to firearms of that category even after they have been deactivated. Where those rules are not respected, Member States should take appropriate measures including the destruction of those firearms.

Or. en

Justification

This amendments is in line with our proposal of moving deactivated firearms of category A to category B.

Amendment 188
Marlene Mizzi, Alfred Sant

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive.

Amendment

(7) Taking into consideration the high risk of reactivating badly deactivated weapons and in order to enhance security across the Union, deactivated firearms should be covered by this Directive.
Additionally, for the most dangerous firearms stricter rules should be introduced in order to ensure that those firearms are not **allowed to be owned or traded**. Those rules should also apply to firearms of that category **even after they** have been deactivated. Where those rules are not respected, Member States should take appropriate measures **including the destruction of those firearms.**

Additionally, for the most dangerous firearms stricter rules should be introduced in order to ensure that those firearms are not **reactivated illegally**. **Stricter** rules should also apply to firearms of that category **that** have been deactivated. Where those rules are not respected, Member States should take appropriate measures to safeguard public security and safety.

**Amendment 189**

Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive

Recital 7 a (new)

*Text proposed by the Commission*  

(7a) Der Erwerb und Besitz von Feuerwaffen sollte unter anderem nur im Fall guter Gründe zulässig sein. Die Mitgliedstaaten sollten die Möglichkeit haben zu entscheiden, dass beispielsweise die Jagd, der Schießsport, Brauchtums- und Traditionsverbände, kulturelle und historische Einrichtungen, verschiedene wissenschaftliche und technische Tätigkeiten, Prüfverfahren, das Nachspielen historischer Ereignisse, Filmproduktionen oder historische Studien solche guten Gründe für den Erwerb und Besitz von Feuerwaffen sein können, sie sind dazu aber nicht verpflichtet.

*Justification*

Traditions- und Schützenvereinen sind aber keine potentiellen Waffenhändler, sondern gesetzestreue Bürger, für die die Pflege unserer Traditionen und der Erhalt unserer Volkskultur ein Anliegen ist.

Amendment 190  
Anneli Jääätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Marian Harkin, Jasenko Selimovic, Dita Charanzová

Proposal for a directive  
Recital 7 a (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<tbody>
<tr>
<td>(7a) The acquisition and possession of firearms should only be permitted if, inter alia, this is done for a legitimate purpose. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, national defence training, various scientific, technical or testing activities and re-enactment of historical events, filmmaking or historical study and collection can constitute a legitimate purpose.</td>
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</table>

Or. en

Amendment 191  
Jiří Maštálka, Kateřina Konečná

Proposal for a directive  
Recital 7 a (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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</table>
| (7a) The acquisition and possession of firearms should only be permitted if, inter alia, good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting,
target shooting, action sport shooting, various scientific, technical or testing activities, or self-defence and re-enactment of historical events, filmmaking or historical study can constitute a good cause.

Or. en

Amendment 192
Vicky Ford

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, reservist training, various scientific, technical or testing activities and re-enactment of historical events, filmmaking or historical study can constitute a legitimate purpose.

Or. en

Amendment 193
Herbert Dorfmann

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

(7a) Der Erwerb und der Besitz von Feuerwaffen sollte unter anderem nur im Fall guter Gründe zulässig sein. Gute Gründe für den Erwerb und den Besitz
The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, although whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, various scientific, technical or testing activities, self-defence, national defence, re-enactment of historical events, filmmaking or historical study can constitute good cause.
Text proposed by the Commission

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, various scientific, technical or testing activities, or self-defence and re-enactment of historical events, filmmaking or historical study can constitute good cause.

Or. en

Justification

In some Member states, self-defence is considered a legitimate purpose for acquisition and possession of firearms.

Amendment 196
Jiří Pospíšil, Michaela Šojdrová

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, various scientific, technical or testing activities, or self-defence and re-enactment of historical events, filmmaking or historical study can constitute good cause.

Or. en
Amendment 197
Dita Charanzová, Hilde Vautmans, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, various scientific, technical or testing activities, or self-defence and re-enactment of historical events, filmmaking or historical study can constitute good cause.

Or. en

Justification

In some Member states, self-defence is considered a perfectly legitimate purpose for acquisition and possession of firearms.

Amendment 198
Igor Šoltes

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

(7a) The acquisition and possession of category A and B firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, various scientific, technical or testing activities, or self-defence and re-enactment of historical events, filmmaking or historical study can constitute good cause.
technical or testing activities and re-enactment of historical events, filmmaking or historical study can constitute good cause.

Amendment 199
Anna Hedh
Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) Vapeninnehavare måste iaktta föreskrifter som garanterar säkerhet genom standardiserade minimikrav om säker förvaring av varje enskilt skjutvapen som av rätten till innehav kräver säker förvaring. De berörda skjutvapnen skall när de inte brukas alltid förvaras i exempelvis säkerhetsskåp eller liknande säkert förvaringsutrymme. Innehavaren av ett sådant skjutvapen är skyldig att ge, av medlemstaten utsedd myndighet, tillträde för kontroll av förvaringskriterierna.

Amendment 200
Boris Zala
Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. It should be possible for Member States, whilst not being under any obligation in that regard, to find that the acquisition and possession
of firearms for the purpose of, for example, hunting, target shooting, various scientific, technical or testing activities, or re-enactment of historical events, filmmaking and historical study can constitute good cause.

Or. en

Amendment 201
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Recital 7 b (new)

Text proposed by the Commission

(7b) Die Auszeichnung des Brauchtums beziehungsweise die Arbeit der volkskulturellen Vereine darf in der Pflege der Tradition nicht eingeschränkt werden.

Or. de

Justification

Der Schutzzweck der Richtlinie liegt in der Bekämpfung des illegalen Waffenhandels. Dies ist ausdrücklich zu unterstützen. Die Mitglieder von Traditions- und Schützenvereinen sind aber keine potentiellen Waffenhändler, sondern gesetzestreue Bürger, für die die Pflege unserer Traditionen und der Erhalt unserer Volkskultur ein Anliegen ist.

Amendment 202
Boris Zala

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to ensure the traceability of deactivated firearms, they should be registered in national registries.

(8) In order to increase the traceability of firearms and separately sold essential components and to facilitate their free movement, the provisions of Directive
91/477/EEC should be clarified to ensure that both an assembled firearm and all separately sold essential components, are marked irremovably at the time of their being manufactured, imported, unless the firearm has been deactivated in accordance with that Directive. This requirement is not applicable to firearms and separately sold essential components that were in circulation at the time of the entry into force of this Directive.

Or. en

Justification

Retroactive marking of firearms already held by the public is too ambitious and cost clearly outweigh real benefits. This measure would affect only legally held firearms, and that especially civil firearms in the CIP countries already have to comply with the requirements in a sufficient way.

Amendment 203
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to ensure the traceability of deactivated firearms, they should be registered in national registries.

Amendment

(8) In order to increase the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that both an assembled firearm and all essential components, whether included in an assembled firearm or not, are marked irremovably, where possible, at the time of their being manufactured, or imported, unless the firearm has been deactivated in accordance with that Directive. This requirement does not apply to firearms manufactured before entry of this Directive into force.

Or. en
Amendment 204
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to **ensure** the traceability of deactivated firearms, they should be registered in national registries.

Amendment

(8) In order to **increase** the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that both an assembled firearm and all essential components, whether included in an assembled firearm or not, are marked irremovably at the time of their being manufactured, imported or otherwise placed on the market, unless the firearm has been deactivated in accordance with that Directive.

Or. en

Amendment 205
Dita Charanzová, Gesine Meissner, Fredrick Federley, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to **ensure** the traceability of deactivated firearms, they should be registered in national registries.

Amendment

(8) In order to **increase** the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that both an assembled firearm and all essential components, whether included in an assembled firearm or not, are marked irremovably, without delay, at the time of their being manufactured or imported, unless the firearm has been deactivated in accordance with that Directive.
Justification

Retrospective (or retroactive) marking of firearms already held by the public is too ambitious and costs clearly outweigh real benefits. It has to be noted, that this measure would affect only legally held firearms, and that especially civil firearms in the CIP countries already have to comply with the requirements in a sufficient way.

Amendment 206
Jiří Pospíšil

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to ensure the traceability of deactivated firearms, they should be registered in national registries.

Amendment

(8) In order to increase the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that both an assembled firearm and all essential components, whether included in an assembled firearm or not, are marked irremovably at the time of their being manufactured or imported unless the firearm has been deactivated in accordance with that Directive.

Amendment 207
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to ensure the traceability of deactivated firearms, they should be registered in national registries.

Amendment

(8) In order to increase the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that both an
assembled firearm and all essential components, whether included in an assembled firearm or not, are marked irremovably at the time of their being manufactured or imported, unless the firearm has been deactivated in accordance with that Directive.

_Justification_

Retrospective (or retroactive) marking of firearms already held by the public is too ambitious and costs clearly outweigh real benefits. It has to be noted, that this measure would affect only legally held firearms, and that especially civil firearms in the CIP countries already have to comply with the requirements in a sufficient way.

**Amendment 208**
**Nuno Melo**

**Proposal for a directive**
**Recital 8**

**Text proposed by the Commission**

(8) A fim de assegurar a localização das armas de fogo desativadas, é importante registá-las nos registos nacionais.

**Amendment**

(8) A fim de assegurar a localização das armas de fogo desativadas, é importante registá-las nos registos nacionais, tendo contudo em conta a necessidade de preservar a sua integridade histórica, nomeadamente em caso de inexistência de marcações físicas resultante das suas características ou da sua antiguidade.

**Amendment 209**
**Marlene Mizzi, Alfred Sant**

**Proposal for a directive**
**Recital 8**
(8) In order to ensure the traceability of *deactivated* firearms, they should be registered in national registries.

(8) In order to ensure the traceability of *all firearms covered by this Directive*, they should be registered in national registries *that need to be interlinked at a European level to facilitate the cross-border exchange of information between all Member States*.

**Amendment 210**  
*Marcus Pretzell*

**Proposal for a directive**  
**Recital 8**

**(Text proposed by the Commission)**

(8) Zur Gewährleistung der Nachverfolgbarkeit deaktivierter Feuerwaffen *sollten* diese in nationalen Registern *erfasst werden*.

**(Amendment)**

(8) Zur Gewährleistung der Nachverfolgbarkeit deaktivierter Feuerwaffen *sei den Mitgliedsstaaten empfohlen*, diese in nationalen Registern *zu erfassen*.

**Or. de**

**Amendment 211**  
*Louis Michel, Gérard Deprez, Frédérique Ries*

**Proposal for a directive**  
**Recital 8**

**(Text proposed by the Commission)**

(8) Pour que leur traçabilité soit garantie, les armes à feu *neutralisées devraient être enregistrées* dans des registres nationaux.

**(Amendment)**

(8) Pour que leur traçabilité soit garantie, la *neutralisation des* armes à feu *devrait être enregistrée* dans des registres nationaux.

**Or. fr**
Amendment 212
Vicky Ford, Anna Maria Corazza Bildt

Proposal for a directive
Recital 8 a (new)

Text proposed by the Commission

(8a) In order to increase the traceability of firearms and essential components and to facilitate their free movement, the provisions of Directive 91/477/EEC should be clarified to ensure that each assembled firearm and, where practicable, each essential component, whether included in an assembled firearm or not, are marked irremovably, without delay, at the time of their being manufactured, imported or otherwise placed on the market, unless the firearm has been deactivated in accordance with that Directive, or if they are considered as antiques under national law, or if they are destined for persons authorised pursuant to Article 6(2), provided they bear original markings enabling full traceability.

Or. en

Amendment 213
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, Dieter-Lebrecht Koch, James Nicholson, Anna Maria Corazza Bildt, Markus Ferber

Proposal for a directive
Recital 8 a (new)

Text proposed by the Commission

(8a) To ensure that firearms are duly traceable throughout the Union, common conversion standards should be established to guarantee that any conversion of a firearm that changes its category is irreversible.

Or. en
Justification

This measure addresses one of the main loopholes in the current legislative framework: the illegal conversion of firearms into prohibited automatic firearms. The focus should be on conversions that change the category of the firearm in order to make sure that it remains correctly registered and traceable also after conversion.

Amendment 214
Angel Dzhambazki, Emil Radev

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Някои полуавтоматични огнестрелни оръжия лесно могат да бъдат видоизменени в автоматични огнестрелни оръжия и така да представляват заплаха за сигурността. Дори и да не е налице видоизменяне до категория А, някои полуавтоматични огнестрелни оръжия могат да бъдат много опасни, когато са с голям капацитет като брой на патроните. Поради това гражданската употреба на такива полуавтоматични оръжия следва да бъде забранена.

Or. bg

Amendment 215
Nuno Melo

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Algumas armas de fogo semiautomáticas podem ser facilmente convertidas em armas de fogo automáticas, o que constitui uma ameaça para a segurança. Mesmo se não forem
convertidas em armas de fogo de categoria «A», certas armas de fogo semiautomáticas podem ser muito perigosas quando a sua capacidade em número de balas é elevada. Essas armas semiautomáticas devem, por conseguinte, ser proibidas para utilização civil.

Or. pt

Amendment 216
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Recital 9

Text proposed by the Commission


Or. pl

Amendment 217
Marian Harkin, Dita Charanzová

Proposal for a directive
Recital 9

Text proposed by the Commission

(9)  Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may
be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Justification

The Commission has not produced any evidence that would sustain that lawfully owned semi-automatic firearms are regularly converted to automatic firearms or that any lawfully owned civilian semiautomatic firearm de facto poses a threat to the security of the EU citizens. The Commission’s criterion for considering some semiautomatic firearms to be more dangerous than others is unclear, ambiguous and is likely to lead to legal uncertainty.

Amendment 218
Christofer Fjellner

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Amendment 219
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 9
Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Amendment 220

Proposal for a directive
Recital 9

Amendment 221
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Andreas Schwab, Anna Maria Corazza Bildt, Angelika Niebler, Dieter-Lebrecht Koch, Markus Ferber

Proposal for a directive
Recital 9
(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Or. en

(linked to amendment on Annex I part II category A point 6)

Justification

The Commission has not produced any evidence that would sustain that lawfully owned semi-automatic firearms are being converted to automatic firearms on a regular – or even incidental – basis or that lawfully owned civilian semiautomatic firearm de facto pose a threat to the security of the EU citizens.

Amendment 222
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 9

(9) Les armes à feu semi-automatiques peuvent être facilement transformées en armes à feu automatiques, ce qui fait peser une menace sur la sécurité. Même sans être transformées en armes de la catégorie A, certaines armes semi-automatiques peuvent être très dangereuses lorsque la capacité de leur chargeur est élevée. Tout usage civil de ces armes semi-automatiques devrait donc être interdit.
leur chargeur est élevée. La capacité des chargeurs autorisés à la vente aux particuliers devrait donc être limitée et des critères relatifs au stockage de ces armes et de leurs munitions devraient être définis.

Or. fr

Amendment 223
Marcus Pretzell
Proposal for a directive
Recital 9

Text proposed by the Commission

(9) **Einige halbautomatische** Feuerwaffen können leicht zu automatischen Feuerwaffen umgebaut werden, so dass sie ein Sicherheitsrisiko darstellen. Auch wenn bestimmte halbautomatische Feuerwaffen nicht zu Waffen der Kategorie A umgebaut wurden, können sie ein sehr hohes Risiko darstellen, wenn sie über eine hohe Munitionskapazität verfügen. **Die Nutzung solcher ziviler halbautomatischer Waffen sollte daher verboten werden.**

Amendment

(9) **Besitzer halbautomatischer** Feuerwaffen, die sich zu automatischen Feuerwaffen umbauen lassen oder über eine sehr hohe Munitionskapazität verfügen, sollten in den jeweiligen Mitgliedsstaaten registriert werden.

Or. de

Amendment 224
Pascal Durand
Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be

Amendment

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be
very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

very dangerous when their capacity regarding the number of rounds is high or when they present other technical characteristics such as their length or the caliber of the barrel. High-capacity magazines may also be very dangerous. Such semi-automatic weapons should therefore be banned for civilian use.

Or. en

Amendment 225
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Amendment

(9) There is a risk that any firearms converted to firing blanks, irritants, other active substances or pyrotechnic ammunition can be converted back in such a way as to make them capable of firing live ammunition.

Or. en

Amendment 226
Marlene Mizzi, Alfred Sant

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Amendment

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high.
regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

regarding the number of rounds is exceptionally high. Such semi-automatic weapons should therefore be an object to stricter rules in order to better control and restrict their civilian use.

Or. en

Amendment 227
Igor Šoltes

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Amendment

(9) There is a risk that any firearms converted to firing blanks, irritants, other active substances or pyrotechnic ammunition can be converted back in such a way as to make them capable of firing live ammunition. Such firearms should therefore remain classified as firearms in appropriate category.

Or. en

Amendment 228
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Einige halbautomatische Feuerwaffen können leicht zu自动ischen Feuerwaffen umgebaut werden, so dass sie ein Sicherheitsrisiko darstellen. Auch wenn bestimmte halbautomatische Feuerwaffen nicht zu Waffen der Kategorie A umgebaut wurden, können sie ein sehr hohes Risiko darstellen, wenn sie über eine hohe

Amendment

(9) Es besteht die Gefahr, dass Feuerwaffen, die für das Abfeuern von Leerpatronen, Reizstoffen, sonstigen Wirkstoffen oder pyrotechnischer Munition umgebaut wurden, wieder so umgebaut werden, dass damit scharfe Munition abgefeuert werden kann. Solche Feuerwaffen sollten deshalb in der Kategorie eingestuft bleiben, in der sie vor
Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

There is a risk that any firearms converted to firing blanks, irritants, other active substances or pyrotechnic ammunition can be converted back in such a way as to make them capable of firing live ammunition. Such firearms should therefore remain in the categories in which they were classified prior to their conversion.
"A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

such a way as to make them capable of firing live ammunition. Such firearms should therefore remain in the categories in which they were classified prior to their conversion.

Amendment 231
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Some semi-automatic firearms can be easily converted to automatic firearms, thus posing a threat to security. Even in the absence of conversion to category "A", certain semi-automatic firearms may be very dangerous when their capacity regarding the number of rounds is high. Such semi-automatic weapons should therefore be banned for civilian use.

Amendment

(9) There is a risk that any firearms converted to firing blanks, irritants, other active substances or pyrotechnic ammunition can be converted back in such a way as to make them capable of firing live ammunition. Such firearms should therefore remain in the categories in which they were classified prior to their conversion.

Or. en

Amendment 232
Bendt Bendtsen

Proposal for a directive
Recital 9 a (new)

Text proposed by the Commission

(9a) The implementation and recognition throughout the Member States of the European Firearms Pass as the main document needed by hunters and sport shooters should be improved by ensuring that Member States do not make the acceptance of the European Firearms Pass conditional upon payment of any fee.

Amendment

(9a) There is a risk that any firearms converted to firing blanks, irritants, other active substances or pyrotechnic ammunition can be converted back in such a way as to make them capable of firing live ammunition. Such firearms should therefore remain in the categories in which they were classified prior to their conversion.

Or. en
or charge or additional administrative procedure.

Amendment 233
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer
Proposal for a directive
Recital 9 a (new)

Text proposed by the Commission
(9a) Transitional measures should be provided for some of the new measures introduced on firearms in category A in order to avoid problems of implementation.

Amendment 234
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Marlene Mizzi, Catherine Stihler, Biljana Borzan, Marc Tarabella, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer
Proposal for a directive
Recital 9 b (new)

Text proposed by the Commission
(9b) This Directive should not limit the practice of sport activities, for which Member States may permit strictly limited exemptions for reasons of sport training and competitions.

Amendment 235
Marcus Pretzell
Proposal for a directive
Recital 10

Text proposed by the Commission

(10) Zur Verhinderung einer leichten Entfernung von Kennzeichnungen und zur Präzisierung der Bestandteile, an denen die Kennzeichnung angebracht werden sollte, sollten gemeinsame Kennzeichnungsvorschriften der Union eingeführt werden.

Amendment

Or. de

Justification

Wenn Kennzeichnungen "leicht" zu entfernen sind, bleiben sie das auch, unabhängig davon, ob es einheitliche EU-Regelungen gibt oder nicht!

Amendment 236
Robert Rochefort

Proposal for a directive
Recital 10

Text proposed by the Commission

(10) Il convient d’instaurer des règles européennes communes en matière de marquage qui empêchent l’effaçage facile des marquages et qui précisent les parties à marquer.

Amendment

Or. fr

Amendment 237
Maria Grapini

Proposal for a directive
Recital 10

Text proposed by the Commission

(10) Il convient d’instaurer des règles européennes communes en matière de marquage qui garantissent des marquages inamovibles, qui précisent les parties à marquer et qui indiquent les informations à inclure dans le marquage, afin de garantir une réelle traçabilité.

Or. fr
(10) To avoid that markings are easily erased and to clarify on which components the marking should be affixed, common Union rules on marking should be introduced.

(10) For the purpose of identifying and tracing each firearm and essential component, common Union rules on marking should be introduced to ensure that all essential components are irreversibly marked.
Amendment 240
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 10

Text proposed by the Commission

(10) Il convient d’instaurer des règles européennes communes en matière de marquage qui empêchent l’effacage facile des marquages et qui précisent les parties à marquer.

Amendment

(10) Il convient d’instaurer des règles européennes communes en matière de marquage qui empêchent l’effacement des marquages et qui précisent les parties à marquer.

Amendment 241
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 10 a (new)

Text proposed by the Commission

(10 bis) Les États membres devraient établir des critères de sécurité relatifs au stockage et au transport d’armes à feu; ces critères devraient être adaptés au nombre d’armes à feu détenues et à leur dangerosité.

Amendment

(10 bis) Les États membres devraient établir des critères de sécurité relatifs au stockage et au transport d’armes à feu; ces critères devraient être adaptés au nombre d’armes à feu détenues et à leur dangerosité.
Text proposed by the Commission

(11) Firearms may be used for far more than 20 years. In order to ensure their traceability, records of them should be kept for an indeterminate period of time until destruction is certified.

Amendment

(11) Firearms potentially have a life-span of far more than 20 years. In order to ensure their traceability, records of them should be kept for an indeterminate period of time until their destruction or deactivation is certified. The requirement to continue registering firearms and essential components after deactivation should only apply to those which are already registered and to the person possessing them at the time of deactivation. That requirement should not apply to subsequent transfers of deactivated firearms or essential components or to firearms and essential components which, pursuant to national rules applicable prior to the entry into force of this Directive, have been removed from the register after deactivation.

Amendment 243
Kaja Kallas

Proposal for a directive
Recital 11

Text proposed by the Commission

(11) Firearms may be used for far more than 20 years. In order to ensure their traceability, records of them should be kept for an indeterminate period of time until destruction is certified.

Amendment

(11) Firearms potentially have a life-span of far more than 20 years. In order to ensure their traceability, records of them should be kept for an indeterminate period of time. The requirement to continue registering firearms and essential components after deactivation should only apply to those which are already registered, and not to firearms and essential components which, pursuant to national rules applicable prior to the entry into force of this Directive, have been removed from the register after deactivation.
Amendment 244
Robert Rochefort

Proposal for a directive
Recital 11

Text proposed by the Commission

(11) Les armes à feu peuvent être utilisées bien au-delà de la vingtaine d’années. Pour que la traçabilité de ces armes soit garantie, les enregistrements y afférents devraient être conservés pendant une période indéterminée, jusqu’à ce que la destruction soit certifiée.

Amendment

(11) Les armes à feu peuvent être utilisées bien au-delà de la vingtaine d’années. Pour que la traçabilité de ces armes soit garantie, les enregistrements y afférents devraient être conservés pendant une période indéterminée, jusqu’à ce que la destruction soit certifiée par les autorités compétentes.

Or. fr

Amendment 245
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Recital 11

Text proposed by the Commission

(11) Broń palna może być używana znacznie dłużej niż przez 20 lat. Aby zapewnić możliwość śledzenia broni palnej, jej dokumentacja powinna być przechowywana przez czas nieokreślony aż do potwierdzenia jej zniszczenia.

Amendment

(11) Broń palna może być używana znacznie dłużej niż przez 20 lat. Aby zapewnić możliwość śledzenia broni palnej, jej dokumentacja powinna być przechowywana przez czas nieokreślony aż do potwierdzenia jej zniszczenia lub dezaktywacji.

Or. pl

Amendment 246
Marcus Pretzell
Proposal for a directive
Recital 11

Text proposed by the Commission

(11) It is necessary to include minimum requirements for safe storage of firearms in Directive 91/477/EEC. Member States should ensure that any person that lawfully acquires or possesses a firearm is required to take reasonable precautions to ensure that the firearm – and the ammunition for that firearm – is secured from loss or theft and is not accessible to third parties.

Amendment 248
Pascal Durand

Proposal for a directive
Recital 11 a (new)
(11a) The absence of appropriate storage and supervision of firearms by their legal owners present particular risks and therefore common rules should be established to ensure a high level of security.

Or. en

Amendment 249
Pascal Durand
Proposal for a directive
Recital 11 b (new)

(11b) The physical, cognitive and psychological ability to possess a firearm should be verified at least at the moment of the acquisition, and carefully monitored thereafter via continuous or periodical medical tests.

Or. en

Amendment 250
Pascal Durand
Proposal for a directive
Recital 11 c (new)

(11c) Payments in cash for the acquisition of firearms, essential components or ammunition complicate their traceability and can contribute to illicit trafficking and money laundering, and therefore they should be prohibited.

Or. en
Amendment 251
Christofer Fjellner

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

Or. en

Amendment 252
Marian Harkin

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

Or. en
The Commission has not substantiated its claim that "selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security". On the contrary, the Evaluation of the Firearms Directive of December 2014 which the Commission refers to in the explanatory memorandum to the proposal states that "new sales channels (e.g. internet) may challenge in the future the scope of the Directive which, for the moment, seems to be adequate to face the current concerns" (p. 4 of the Evaluation). Moreover, every purchase or sale via electronic means is still subject to physical carriage and police transfer procedures. The introduction of a total ban of the use of distance communication between private persons in relation to the acquisition of firearms goes much further than the prevention of (future) obstacles to trade and affects purely internal issues, such as advertising in local magazines, phone and e-mail messages between inhabitants of a member states, etc. Such total ban constitutes a disproportionate infringement of the right of property of the legal owners of civilian firearms in the EU, including the right to use and sell such property. The burden on Member States police and security agencies to enforce this law would be immense, as would it be for the courts. Police and security agencies have sufficient powers to target communications and take action where current procedures are circumvented.

Amendment 253
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Marian Harkin, Jasenko Selimovic, Dita Charanzová, Gesine Meissner, Kaja Kallas

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) **Selling arrangements** of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) **Marketing** of firearms, parts and ammunition by means of the internet or other means of distance communication, for example by way of online auction catalogues or classified advertisements, and the arranging of a sale or other transaction by means of, for example, telephone or email should, where allowed under national law, be possible provided that the actual handing over takes place either between the parties directly on a face-to-face basis, or by way of collecting the firearm, essential component or ammunition at the premises of a dealer, local police station or another reliable body, based on nationally established practices of Member States, which have been proven to be safe and secure. The
verification of identity and appropriate licenses of the right to engage in such a transaction shall be done either on a face-to-face basis or through a secure and reliable system, such as electronic verification.

Justification

The right to buy firearms by means of distance communication should not be rendered extensively difficult, and should take into account the category of the traded firearm or essential component (A, B, C or D) and the needs of those living in sparsely populated areas. The handing over should not be required to happen between parties directly, or even face-to-face in every transaction. Although the online sale should be strictly controlled, the Directive should take into account the principles of subsidiarity and proportionality, and also the different geographical challenges of each Member State. Therefore, the Directive should leave to the Member States the discretion how to control the acquisition of firearms and their essential components also in case of online sale. The trade of ammunition should not be subject to same conditions as firearms and essential components. Such a requirement is not proportionate.

Amendment 254

Igor Šoltes

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Marketing of firearms, parts and ammunition by means of the internet or other means of distance communication, for example by way of online auction catalogues or classified advertisements, and the arranging of a sale or other transaction by means of, for example, telephone or email should, where allowed under national law, be possible provided that the each such transfer is approved by the involved Member States authorities and permits are cross-checked by the issuing Member States authorities or actual handing over takes place on a face-to-face basis, so as to allow verification of
identity and of the right to engage in such a transaction. The handing over can be either between the parties directly, or by way of collecting the firearm, essential component or ammunition at the premises of a dealer, local police station or another body authorised under the national law of the Member State concerned.

Amendment 255
Lambert van Nistelrooij, Jeroen Lenaers

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Marketing of firearms, parts and ammunition by means of the internet or other means of distance communication, for example by way of online auction catalogues or classified advertisements, and the arranging of a sale or other transaction by means of, for example, telephone or email should, where allowed under national law, be possible provided that the actual handing over takes place on a face-to-face basis, so as to allow verification of identity and of the right to engage in such a transaction. The handing over can be either between the parties directly, or by way of collecting the firearm, essential component or ammunition at the premises of a dealer, local police station or another body authorised under the national law of the Member State concerned.

Amendment 256
Marlene Mizzi, Alfred Sant
Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Selling arrangements of firearms, their essential components and ammunition by means of distance communication may pose a serious threat to security if not monitored properly by the competent authorities of the Member States, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to control more efficiently selling of firearms and essential components by means of distance communication, notably internet, to dealers and registered brokers, so that the actual handing over of the firearm, essential component or ammunition is done at the premises of and by a dealer, broker, local police station or another body authorised under the national law of the Member State concerned.

Or. en

Amendment 257
Pascal Durand

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to ensure that the conditions for purchasing firearms, essential components and ammunition by means of distance communication, notably internet, by legal
or natural persons other than dealers and brokers allow a face-to-face verification at the time of delivery of at least the identity of the recipients and their right to acquire a firearm by the dealer or broker or by a public authority representative.

Amendment 258
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Selling arrangements of firearms and their components by means of distance communication like the internet must be secured using national and conventional selling methods, especially as regards the on line verification of the legality of authorisations.

Justification

Distance sales are sometimes the only solution for remote areas populations.

Amendment 259
Antonio López-Istúriz White

Proposal for a directive
Recital 12
(12) Las modalidades de venta de armas de fuego y sus componentes mediante técnicas de comunicación a distancia pueden representar una amenaza grave para la seguridad, ya que son más difíciles de controlar que los métodos de venta tradicionales, especialmente en lo que se refiere a la comprobación en línea de la legalidad de las autorizaciones. Procede, por tanto, limitar a armeros y corredores la venta de armas de fuego y de sus componentes mediante técnicas de comunicación a distancia y, en concreto, internet.

Amendment 260
Anna Maria Corazza Bildt, Andreas Schwab, Ildikó Gáll-Pelcz, Elisabetta Gardini, Lara Comi, Stefano Maullu, Petri Sarvamaa

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Selling arrangements of firearms and their essential components by means of distance communication should where allowed under national law, be possible provided that it takes place under conditions, so as to allow verification of identity and of the right to engage in such transaction.
Justification

Distance sales should only be allowed if identification and licenses are properly checked. A ban on distance sales would have a negative impact on the internal market as well as rural parts of the union.

Amendment 261
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the online verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment

(12) Selling arrangements of firearms, their essential components and ammunition by means of distance communication should be subject to the control of the Member States and their competent authorities should verify the identity of the persons engaged in such transfer and of their entitlement to do so.

Or. en

Justification

A total ban of the acquisition of firearms via distance communication between private persons seems to be excessive as this ban concerns legally possessed weapons and would constitute a disproportionate infringement of the right of property of the legally owned firearms. Furthermore, the Evaluation of the Firearms Directive (December 2014) states that “new sales channels (e.g. internet) may challenge in the future the scope of the Directive which, for the moment, seems to be adequate to face the current concerns”.

Amendment 262
Christel Schaldemose

Proposal for a directive
Recital 12
(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

(12) Marketing of firearms, their essential components and ammunition by means of the internet or other means of distance communication, for example by way of online auction catalogues or classified advertisements, and the arranging of a sale or other transaction by means of, for example, telephone or email should, where allowed under national law, be possible provided that certain conditions are in place for the sale or other transaction, so as to allow verification of identity and of the right to engage in such a transaction.

Or. en
Amendment 264  
Anna Hedh  
Proposal for a directive  
Recital 12  

(12) Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Amendment 265  
Fredrick Federley  
Proposal for a directive  
Recital 12  

(12) Selling arrangements of firearms and their components by means of distance communication may pose particular threats to security as they are more difficult to control than the conventional selling methods. It is therefore appropriate to ensure adequate controls with regard to the selling of arms and components by means of distance communication.
Justification

Considering that it can be organized safely through basic controls of the Member States to ensure notably that both the buyer and seller of a fire arm hold a valid license, banning distance sale completely is disproportionate.

Amendment 266
Robert Rochefort

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Les modalités de vente des armes à feu et des parties d’armes à feu au moyen d’une technique de communication à distance peuvent faire planer une menace grave sur la sécurité, car il est plus difficile de les contrôler que les méthodes de vente classiques, notamment en ce qui concerne la vérification en ligne de la légalité des autorisations. Il convient donc de limiter la vente des armes et des parties d’armes au moyen d’une technique de communication à distance, notamment au moyen de l’internet, aux armuriers et aux courtiers.

Amendment

(12) Les modalités de vente des armes à feu, des parties d’armes à feu et des munitions au moyen d’une technique de communication à distance peuvent faire planer une menace grave sur la sécurité, car il est plus difficile de les contrôler que les méthodes de vente classiques, notamment en ce qui concerne la vérification en ligne de la légalité des autorisations. Il convient donc de limiter la vente des armes à feu, des parties d’armes à feu et des munitions au moyen d’une technique de communication à distance, notamment au moyen de l’internet, aux armuriers et aux courtiers.

Or. fr

Amendment 267
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Les modalités de vente des armes à feu et des parties d’armes à feu au moyen d’une technique de communication à distance peuvent faire planer une menace grave sur la sécurité, car il est plus difficile

Amendment

(12) Les modalités de vente des armes à feu et des parties d’armes à feu et des munitions au moyen d’une technique de communication à distance peuvent faire planer une menace grave sur la sécurité,
car il est plus difficile de les contrôler que
les méthodes de vente classiques,
notamment en ce qui concerne la
 vérification en ligne de la légalité des
 autorisations. Il convient donc de limiter la
 vente des armes et des parties d’armes au
 moyen d’une technique de communication
 à distance, notamment au moyen de
 l’internet, aux armuriers et aux courtiers.

Amendment 268
Maria Grapini

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Modalités de vente des armes de
 foc et des parties d’armes au moyen
 de l’internet, aux armuriers et aux
 courtiers.

Amendment

(12) Modalitățile de vânzare a armelor
 de foc și a componentelor acestora prin
 mijloace de comunicare la distanță poate
 constitui o amenințare gravă la adresa
 securității, deoarece aceste modalități sunt
 mai dificil de controlat decât metodele de
 vânzare convenționale, în special în ceea ce
 privește verificarea online a legalității
 autorizațiilor. Prin urmare, este adecvat ca
 vânzarea de arme și de componente prin
 mijloace de comunicare la distanță, în
 special prin internet, să nu fie autorizată
decât în cazul armurierilor și
 intermediarilor.

Or. fr

Amendment 269
Marcus Pretzell

Proposal for a directive
Recital 12

(12) Modalitățile de vânzare a armelor
 de foc și a componentelor acestora prin
 mijloace de comunicare la distanță poate
 constitui o amenințare gravă la adresa
 securității, deoarece aceste modalități sunt
 mai dificil de controlat decât metodele de
 vânzare convenționale, în special în ceea ce
 privește verificarea online a legalității
 autorizațiilor. Prin urmare, este adecvat ca
 vânzarea de arme și de componente prin
 mijloace de comunicare la distanță, în
 special prin internet, să nu fie autorizată
decât în cazul armurierilor, muzeelor și
 instituțiilor de stat.

Or. ro
Selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security as they are more difficult to control than the conventional selling methods, especially as regards the on line verification of the legality of authorisations. It is therefore appropriate to limit the selling of arms and components by means of distance communication, notably internet, to dealers and brokers.

Or. en

Amendment 271
Marlene Mizzi, Alfred Sant
Proposal for a directive  
Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) Activities of an authorised dealers and brokers, falling under the scope of this Directive, should include purchase, sale, importation, export, display, assembly, modification, conversion, maintenance, storage, transportation, shipping, distribution, delivery, exchange or hiring of any firearms and essential components of firearms. Dealers and brokers should sell, transfer or deliver firearm and essential components only to persons who hold an adequate authorisation or licence, should keep a record of their sales and should inform the competent authorities of the Member States of any sale, transfer or delivery.

Or. en

Amendment 272
Pascal Durand

Proposal for a directive  
Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) Additional security measures should be adopted in order to reduce the risks and consequences linked to the possession of firearms. In particular, a transitional period between the date of transaction and the date of delivery would contribute to avoid impulsive purchases of firearms by individuals subject to temporary mental disorder and allow for checking that all the conditions linked to the acquisition and possession of a firearm are fulfilled by the recipients. Furthermore, there should be an obligation to possess an insurance policy.
covering possible damages linked to the use of firearms.

Or. en

Amendment 273
Anna Hedh

Proposal for a directive
Recital 12 a (new)

Text proposed by the Commission

(12a) Försäljning av skjutvapen genom distanskommunikation, till exempelvis internet, mellan privatpersoner måste föregås av noggrann kontroll av utsedd myndighet, exempelvis en medlemsstats polismyndighet, vid ansökan om försäljning och köp av skjutvapen. Ett system där båda parter i en försäljning är identifierbara för utsedd myndighet och sedan tidigare anmält såväl försäljning som köp möjliggör säkerhet även vid försäljning genom distanskommunikation.

Or. sv

Amendment 274
Damiano Zoffoli, Renata Briano, Brando Benifei, Paolo De Castro, Elena Gentile, David-Maria Sassoli, Luigi Morgano

Proposal for a directive
Recital 12 a (new)

Text proposed by the Commission

(12 bis) La carta europea d'arma da fuoco funziona nel complesso in modo soddisfacente e può essere considerata quale il principale documento necessario a cacciatori e tiratori per la detenzione di un'arma da fuoco durante uno spostamento verso un altro Stato membro.
Gli Stati membri non dovrebbero subordinare il riconoscimento e l'accettazione della carta europea d'arma da fuoco al pagamento di tasse o diritti.

Or. it

Amendment 275
Diane Dodds
Proposal for a directive
Recital 12 a (new)

Text proposed by the Commission

Amendment

(12 a) Member States should not be able to make the issuance or renewal of a European firearms pass conditional upon any payment or charge and its acceptance conditional, directly or indirectly, upon the payment of any fee or charge.

Or. en

Justification

Firearms passes should remain free of charge. They are issued by national authorities without the need to conduct checks. Checks are carried out as part of the domestic licencing process and prior to issuance of the firearms pass. The fee sits within the domestic licensing process; therefore there is no need to charge for a European firearms pass. The firearms pass is simply a universal recognisable document showing that the holder has permission to own firearms in his Member State. Recital 14 to the 2008 directive says: "The European firearms pass functions in a satisfactory way on the whole and should be regarded as the main document needed by hunters and marksmen for the possession of a firearm during a journey to another Member State." Firearms passes are produced as part of the visitors permit application process in the UK, Ireland, Sweden and Luxembourg. These permits attracts a fee. This goes against the intentions of the provision.

Amendment 276
Pascal Durand
Proposal for a directive
Recital 12 b (new)
(12b) Brokers and dealers should refuse any transactions if they have reasonable reasons to suspect that the recipients do not fulfil the applicable conditions for acquisition of a firearm. In particular, the fact of not being likely to be a danger to themselves or others, to public order or to public safety, may be difficult to establish even when the recipients can demonstrate that they have been subject to medical checks in the past. Similarly, elements such as quantities uncommon for private use, unusual payment methods, or if the recipients appear unfamiliar with the use of the ammunition, can indicate that the transaction present an unacceptable risk and thereby justify a refusal. This provision should not be used to allow any discrimination as regards characteristics of the recipients such as their nationality, group of origin or religious beliefs.

Or. en

Amendment 277
Angel Dzhambazki, Emil Radev

Proposal for a directive
Recital 13

(13) Освен това рискът от видоизмененето на предупредителните оръжия и на другите видове оръжия, изстрелващи халосни патрони, в действителни огнестрелни оръжия е голям, като в някои от терористичните актове са използвани видоизменени оръжия. Поради това е от основна важност да бъде разрешен проблемът във връзка с видоизменените оръжия, използвани за извършването на престъпления, по-
специално като те бъдат включени в обхвата на настоящата директива. С цел да се гарантира, че предупредителните и сигналните оръжия, както и салютните и акустичните оръжия, не могат да бъдат видоизменяни в огнестрелни оръжия, следва да бъдат приети технически спецификации.

Amendment 278
Nuno Melo
Proposal for a directive
Recital 13

Text proposed by the Commission

(13) Além disso, o risco de conversão de armas de alarme e outros tipos de armas de fogo sem projétil em verdadeiras armas de fogo é elevado — aliás alguns atos de terrorismo utilizaram armas convertidas. É, por conseguinte, essencial encontrar uma solução para o problema da utilização de armas convertidas para a execução de crimes, nomeadamente incluindo essas armas no âmbito de aplicação da diretiva. Devem ser adotadas especificações técnicas para as armas utilizadas para fins de alarme e de sinalização, bem como para as armas de salva e acústicas, de modo garantir que não possam ser convertidas em armas de fogo.

Or. pt

Amendment 279

AM\1093486XM.doc 109/124 PE582.157v01-00
Proposal for a directive
Recital 13

Text proposed by the Commission

(13) Furthermore, the risk of alarm weapons and other types of blank firing weapons being converted to real firearms is high, and in some of the terrorist acts converted arms were used. It is therefore essential to address the problem of converted firearms being used in criminal offences, notably by including them in the scope of the Directive. Technical specifications for alarm and signal weapons as well as for salute and acoustic weapons should be adopted in order to ensure that they cannot be converted into firearms.

Amendment

(13) Technical specifications for alarm and signal weapons as well as for salute and acoustic weapons should be adopted in order to ensure that they cannot be converted into firearms.

Or. en

Amendment 280
Marcus Pretzell

Proposal for a directive
Recital 13

Text proposed by the Commission

(13) Darüber hinaus besteht ein hohes Risiko dafür, dass Schreckschusswaffen und andere Typen von unscharfen Waffen in echte Feuerwaffen umgebaut werden, und bei einigen terroristischen Anschlägen wurden umgebaut Waffen verwendet. Daher gilt es unbedingt, das Problem der Verwendung umgebauter Feuerwaffen für kriminelle Handlungen anzugehen, indem derartige Waffen insbesondere in den Anwendungsbereich dieser Richtlinie einbezogen werden. Es sollten technische Spezifikationen für Schreckschuss-, Signal- und Salutwaffen sowie akustische Waffen erlassen werden, damit diese nicht zu Feuerwaffen

Amendment

(13) Für Schreckschusswaffen und andere Typen von unscharfen Waffen sollten Hersteller-Richtlinien mit technischen Spezifikationen erarbeitet und verbindlich werden, die einen Umbau in echte Feuerwaffen und damit deren Zweckentfremdung für kriminelle Handlungen ausschließt.
Furthermore, the risk of alarm weapons and other types of blank firing weapons being converted to real firearms is high, and in some of the terrorist acts converted arms were used. It is therefore essential to address the problem of converted firearms being used in criminal offences, notably by including them in the scope of the Directive. Technical specifications for alarm and signal weapons as well as for salute and acoustic weapons should be adopted by Member States in order to ensure that they cannot be converted into firearms.

Amendment 282
Robert Jarosław Iwaszkiewicz
Proposal for a directive
Recital 13

Ponadto ryzyko przerabiania broni alarmowej i innych rodzajów broni palnej na amunicję ślepą na prawdziwą broń jest wysokie i w niektórych zamachach terrorystycznych wykorzystywano przerobioną broń. Dlatego istotne jest zajęcie się problemem
Furthermore, the risk of alarm weapons and other types of blank firing weapons being converted to real firearms is high, and in some of the terrorist acts converted arms were used. It is therefore essential to address the problem of converted firearms being used in criminal offences, notably by including them in the scope of the Directive. Technical specifications for alarm and signal weapons as well as for salute and acoustic weapons should be adopted in order to ensure that they cannot be converted into firearms.

Furthermore, to avoid the risk of alarm weapons and other types of blank firing weapons being manufactured in a way that enables them to be converted into real firearms, technical specifications should be adopted in order to ensure that they cannot be converted into firearms.
Furthermore, the risk of alarm weapons and other types of blank firing weapons being converted to real firearms is high, and in some of the terrorist acts converted arms were used. It is therefore essential to address the problem of converted firearms being used in criminal offences, notably by including them in the scope of the Directive. Technical specifications for alarm and signal weapons as well as for salute and acoustic weapons should be adopted in order to ensure that they cannot be converted into firearms.
Amendment 286
Antonio López-Istúriz White

Proposal for a directive
Recital 13

Text proposed by the Commission

(13) El riesgo de que las armas de alarma y otros tipos de armas de fogueo sean transformadas en verdaderas armas de fuego es elevado y en algunos atentados terroristas se han utilizado armas transformadas. Por lo tanto, es fundamental abordar el problema de las armas de fuego transformadas que se utilizan en infracciones penales, en concreto mediante su inclusión en el ámbito de aplicación de la presente Directiva. Deben adoptarse especificaciones técnicas para las armas de alarma y de señalización, así como para las armas de salvas y armas acústicas, con el fin de garantizar que no se puedan transformar en armas de fuego.

Amendment

(13) El riesgo de que las armas de alarma y otros tipos de armas de fogueo sean transformadas en verdaderas armas de fuego es elevado y en algunos atentados terroristas se han utilizado armas transformadas. Por lo tanto, es fundamental abordar el problema de las armas de fuego transformadas que se utilizan en infracciones penales, en concreto mediante su inclusión en el ámbito de aplicación de la presente Directiva. Deben adoptarse especificaciones técnicas para las armas de alarma y de señalización, así como para las armas de salvas y armas acústicas, con el fin de garantizar que de manera irreversible no se puedan transformar en armas de fuego.

Amendment 287
Dita Charanzová, Fredrick Federley, Gesine Meissner, Marian Harkin, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Recital 13 a (new)

Text proposed by the Commission

(13a) Objects, that have the physical appearance of a firearm ("replica"), but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combusted propellant, should
Replica firearms (specifically airsoft and airgun devices), despite having the physical appearance of a firearm are manufactured in such a way (in particular with different and weaker materials) that they cannot be converted into a sharp firearm. Therefore, they should remain excluded from scope of this Directive.

Justification

Amendment 288
Maria Grapini

Proposal for a directive
Recital 13 a (new)

Text proposed by the Commission

(13a) În situația unui furt de arme de foc, responsabilitatea apartine deținătorului respectivelor arme.

Or. ro

Amendment 289
Nuno Melo

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) Para melhorar o funcionamento do intercâmbio de informações entre os Estados-Membros, a Comissão deve analisar os elementos necessários para garantir um sistema que facilite a troca das informações contidas nos sistemas de dados informatizados dos Estados-Membros. A avaliação da Comissão pode ser acompanhada, se for caso disso, de uma proposta legislativa que tenha em conta os instrumentos existentes em matéria de

(14) Para melhorar o funcionamento do intercâmbio de informações entre os Estados-Membros, a Comissão deve analisar os elementos necessários para garantir um sistema que facilite a troca das informações contidas nos sistemas de dados informatizados dos Estados-Membros. A avaliação da Comissão pode ser acompanhada, se for caso disso, de uma proposta legislativa que tenha em conta os instrumentos existentes em matéria de
intercâmbio de informações. Para além da necessidade do controlo das armas detidas por particulares ou por entidades, nos termos legais, tal sistema deverá assegurar a rastreabilidade das armas apreendidas pelas autoridades, entregues às autoridades ou declaradas perdidas a favor dos Estados, garantindo a verificação do seu destino até à sua eventual destruição, utilização subsequente ou reintrodução no comércio.

Or. pt

Amendment 290
Marcus Pretzell

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) Im Sinne eines verbesserten Informationsaustauschs zwischen den Mitgliedstaaten sollte die Kommission die erforderlichen Elemente eines Systems prüfen, das einen derartigen Austausch von Daten unterstützt, die in den bestehenden Waffenregistern der Mitgliedstaaten enthalten sind. Gegebenenfalls könnte die von der Kommission vorgenommene Bewertung von einem Legislativvorschlag begleitet werden, in dem die vorhandenen Instrumente für den Informationsaustausch Berücksichtigung finden.

Or. de

Amendment 291
Vicky Ford, Anna Maria Corazza Bildt, Dita Charanzová
Proposal for a directive
Recital 14

Text proposed by the Commission

(14) In order to improve the functioning of the information exchange between Member States, the Commission should assess the necessary elements of a system to support such exchange of information contained in the computerised data-filing systems in place in Member States. The Commission's assessment may be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Amendment

(14) In order to improve the functioning of the information exchange between Member States, various existing mechanisms or single points of contact or new exchange mechanisms could be used, depending on the nature of the information to be exchanged. The Commission should assess the necessary elements of a system to support such exchange of information contained in the computerised data-filing systems in place in Member States. The Commission's assessment may be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Or. en

Amendment 292
Pascal Durand

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) In order to improve the functioning of the information exchange between Member States, the Commission should assess the necessary elements of a system to support such exchange of information contained in the computerised data-filing systems in place in Member States. The Commission's assessment may be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Amendment

(14) In order to improve the functioning of the information exchange between Member States, the Commission should establish an Union computerized data exchange platform to support such exchange of information, allowing Member States to exchange information as regards elements contributing to enhance security, such as their national legislation and practices, authorizations and refusals for the transfer of firearms, lists of authorized dealers and brokers, existing stocks, confiscated firearms or natural or legal persons involved in illicit trafficking of firearms.
Amendment 293
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) Afin d’améliorer l’échange d’informations entre les États membres, la Commission devrait examiner quels éléments sont nécessaires à la mise en place d’un système *facilitating this exchange* des informations contenues dans les fichiers de données informatisés tenus dans les États membres. L’examen de la Commission *pourrait* être accompagné, s’il y a lieu, d’une proposition législative dans laquelle il serait tenu compte des instruments existants en matière d’échange d’informations.

Amendment

(14) Afin d’améliorer l’échange d’informations entre les États membres *et la traçabilité des armes à feu*, la Commission devrait examiner quels éléments sont nécessaires à la mise en place d’un système *permitting the access obligatory for all States members* aux informations contenues dans les fichiers de données informatisés tenus dans les États membres. L’examen de la Commission *devrait* être accompagné, s’il y a lieu, d’une proposition législative dans laquelle il serait tenu compte des instruments existants en matière d’échange d’informations.

Or. fr

Amendment 294
Robert Rochefort

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) Afin d’améliorer l’échange d’informations entre les États membres, la Commission devrait examiner quels éléments sont nécessaires à la mise en place d’un système *facilitating this exchange* des informations contenues dans les fichiers de données informatisés tenus dans les États membres. L’examen de la Commission pourrait être accompagné, s’il

Amendment

(14) Afin d’améliorer l’échange d’informations entre les États membres, la Commission devrait examiner quels éléments sont nécessaires à la mise en place d’un système *European facilitating this exchange* des informations contenues dans les fichiers de données informatisés tenus dans les États membres. L’examen de la Commission pourrait être accompagné, s’il
y a lieu, d’une proposition législative dans laquelle il serait tenu compte des instruments existants en matière d’échange d’informations.

Or. fr

Amendment 295
Marc Tarabella

Proposal for a directive
Recital 14 a (new)

Text proposed by the Commission

(14 bis) De plus, tout objet portatif qui comporte une partie essentielle d’une arme à feu devrait être considéré comme telle.

Amendment

Or. fr

Amendment 296
Marcus Pretzell

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) Damit zwischen den Mitgliedstaaten ein angemessener Austausch von Informationen über erteilte und versagte Genehmigungen gewährleistet ist, sollte der Kommission die Befugnis übertragen werden, gemäß Artikel 290 des Vertrags über die Arbeitsweise der Europäischen Union Rechtsakte zu erlassen, mit denen die Mitgliedstaaten in die Lage versetzt werden, ein entsprechendes System für den Austausch von Informationen über erteilte und versagte Genehmigungen einzurichten. Es ist von besonderer Bedeutung, dass die Kommission im Zuge

entfällt
In order to ensure appropriate exchange of information between the Member States on authorisations granted and on refusals, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of adopting an act to enable the Member States to create such a system of exchange of information on authorisations granted and on refusals. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.
Amendment 298
Robert Rochefort

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) Afin de veiller à ce que les États membres puissent échanger comme il convient des informations sur les autorisations octroyées et refusées, la Commission devrait se voir déléguer le pouvoir d’adopter des actes conformément à l’article 290 du traité sur le fonctionnement de l’Union européenne pour ce qui est de l’adoption d’un acte permettant aux États membres de mettre sur pied un système d’échange d’informations sur les autorisations octroyées et refusées. Il importe particulièrement que la Commission procède aux consultations appropriées durant son travail préparatoire, y compris au niveau des experts. Il convient que, lorsqu’elle prépare et élabore des actes délégués, la Commission veille à ce que les documents pertinents soient transmis simultanément, en temps utile et de façon appropriée au Parlement européen et au Conseil.

Amendment

(15) Afin de veiller à ce que les États membres puissent échanger comme il convient les informations sur les autorisations octroyées et refusées, la Commission devrait se voir déléguer le pouvoir d’adopter des actes conformément à l’article 290 du traité sur le fonctionnement de l’Union européenne pour ce qui est de l’adoption d’un acte permettant aux États membres de mettre sur pied un système européen automatisé d’échange, par voie électronique, d’informations sur les autorisations octroyées et refusées. Il importe particulièrement que la Commission procède aux consultations appropriées durant son travail préparatoire, y compris au niveau des experts. Il convient que, lorsqu’elle prépare et élabore des actes délégués, la Commission veille à ce que les documents pertinents soient transmis simultanément, en temps utile et de façon appropriée au Parlement européen et au Conseil.

Or. fr

Amendment 299
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) Afin de veiller à ce que les États membres puissent échanger comme il convient des informations sur les autorisations octroyées et refusées, la

Amendment

(15) Afin de veiller à ce que les États membres puissent échanger comme il convient toutes les informations sur les armes visées par la présente directive, la
Commission devrait se voir déléguer le pouvoir d’adopter des actes conformément à l’article 290 du traité sur le fonctionnement de l’Union européenne pour ce qui est de l’adoption d’un acte permettant aux États membres de mettre sur pied un système d’échange d’informations sur les autorisations octroyées et refusées. Il importe particulièrement que la Commission procède aux consultations appropriées durant son travail préparatoire, y compris au niveau des experts. Il convient que, lorsqu’elle prépare et élabore des actes délégués, la Commission veille à ce que les documents pertinents soient transmis simultanément, en temps utile et de façon appropriée au Parlement européen et au Conseil.

Amendment 300
Marcus Pretzell

Proposal for a directive
Recital 16

Text proposed by the Commission


Amendment 301
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Recital 18

Amendment

(18) Since the objectives of this Directive cannot be sufficiently achieved by the Member States, but can rather, by reason of the scale and effects of the action, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of

Text proposed by the Commission

(18) Since the objectives of this Directive cannot be efficiently achieved by the European Commission, but can rather, by negative consequences of wide opened borders, be better achieved at national levels, measures may be adopted in accordance with the principle of

Or. pl

Amendment 302
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Recital 18

Amendment

(18) Zgodnie z zasadą proporcjonalności określona w przywołanym artykule niniejsza dyrektywa nie wykracza poza to, co jest niezbędne do osiągnięcia tych celów przedstawionych w punkcie 2.

Text proposed by the Commission

(18) Ponieważ cele niniejszej dyrektywy nie mogą być w wystarczającym stopniu osiągnięte przez państwa członkowskie, a ze względu na skalę i efekty działania można je lepiej osiągnąć na szczeblu unijnym, Unia może przedsięwziąć środki zgodnie z zasadą pomocniczości określona w art. 5 Traktatu o Unii Europejskiej. Zgodnie z zasadą proporcjonalności określoną w przywołanym artykule niniejsza dyrektywa nie wykracza poza to, co jest niezbędne do osiągnięcia tych celów.

Or. de
subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.

**Justification**

Despite the need of high cooperation and intelligence between member states of the European Union, the security problem can be mainly fixed by controlling the borders between the member states.

**Amendment 303**

Marcus Pretzell

**Proposal for a directive**

**Recital 18**

**Text proposed by the Commission**

(18) **Da** die Ziele dieser Richtlinie von **den Mitgliedstaaten** nicht ausreichend verwirklicht werden können, **sondern vielmehr wegen des Umfangs und der Wirkungen der Maßnahme auf** **Unionsebene besser zu verwirklichen sind, kann die Union** im Einklang mit dem in Artikel 5 des Vertrags über die Europäische Union verankerten Subsidiaritätsprinzip tätig werden. Entsprechend dem in demselben Artikel genannten Grundsatz der Verhältnismäßigkeit geht diese Richtlinie nicht über das zur Erreichung dieser Ziele erforderliche Maß hinaus.

**Amendment**

(18) **Wenn** die Ziele dieser Richtlinie von **dem einzelnen Mitgliedsstaat** nicht ausreichend verwirklicht werden können, **kann der Mitgliedsstaat ein Ersuchen an die Europäische Union richten, in dem er auffordert**, im Einklang mit dem in Artikel 5 des Vertrags über die Europäische Union verankerten Subsidiaritätsprinzip tätig zu werden. Entsprechend dem in demselben Artikel genannten Grundsatz der Verhältnismäßigkeit geht diese Richtlinie nicht über das zur Erreichung dieser Ziele erforderliche Maß hinaus.
AMENDMENTS
304 - 579

Draft report
Vicky Ford
(PE578.822v01-00)


Proposal for a directive
Amendment 304
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 1 – point -a a (new)
Directive 91/477/EEC
Article 1 – paragraph 1a

Present text
Amendment

(-a) Article 1(1a) is deleted.

Or. en

Amendment 305
Boris Zala

Proposal for a directive
Article 1 – point -a a (new)
Directive 91/477/EEC
Article 1 – paragraph 1a

Present text
Amendment

(-a) Article 1(1a) is deleted.

Or. en


Justification
The proposals for amendment of the Article 1, paragraph 1b which defines “essential components” make the definition of “parts” redundant. Any further distinction between parts and essential components would become unclear and could cause interpretation problems.

Amendment 306
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point -a a (new)
Directive 91/477/EEC
Article 1 – paragraph 1a
Present text

Amendment

(-a) Article 1(1a) is deleted.

Or. en


Justification

The proposals for amendment of the Article 1, paragraph 1b which defines “essential components” make the definition of “parts” redundant. Any further distinction between parts and essential components would become unclear and could cause interpretation problems.

Amendment 307
Elisabetta Gardini, Lara Comi

Proposal for a directive
Article 1 – point 1 a (new)
Directive 91/477/EEC
Article 1 – paragraph 1a

Present text

Amendment

(-a) Article 1(1a) is deleted.

Or. en


Amendment 308
Robert Jaroslaw Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

Amendment

1b. Do celów niniejszej dyrektywy „istotny komponent” oznacza lufę, szkielet lub komorę zamkową, suwadło lub

1b. Do celów niniejszej dyrektywy „istotny komponent” oznacza lufę, szkielet lub komorę zamkową, suwadło lub
bębenek, trzon lub zatrzask zamkowy oraz każde urządzenie przeznaczone lub przystosowane do tłumienia hałasu spowodowanego wystrzałem z broni palnej, które, będąc osobnymi przedmiotami, włączone są do kategorii broni palnej, w której są lub mają być osadzone.

Amendment 309
Dita Charanzová, Gesine Meissner, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, chamber, body, frame or receiver, slide or cylinder, bolt or breech block or other locking and cartridge-head supporting mechanism for containing the pressure of discharge at the rear of the chamber of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Justification

Parts of a breech mechanism that should be considered essential components should not include parts such as the firing pin or the extractor. It should be parts that are constructed to withstand pressure of firing.

Amendment 310
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet
Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block. Such separate objects must be included in the same category as that from which the weapons are classified.

Or. en

Amendment 311
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, chamber, frame, body, receiver, slide or cylinder, bolt or breach block or other locking and cartridge-head supporting mechanism for containing the pressure of discharge at the rear of the chamber of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en
Amendment 312
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission
1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment
1b. For the purposes of this Directive, "essential component" shall mean the barrel, chamber, frame, body; receiver, slide or cylinder, bolt or breach block or other locking and cartridge-head supporting mechanism for containing the pressure of discharge at the rear of the chamber of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Justification
Parts of a breech mechanism that should be considered essential components should not include parts such as the firing pin or the extractor. It should be parts that are constructed to withstand pressure of firing.

Amendment 313
Marian Harkin

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – point 1b

Text proposed by the Commission
1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being

Amendment
1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.
separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Justification

The Commission proposal is unclear and leads to legal uncertainty. Following a strict interpretation of the rules concerning "essential components" would subject sound moderators to the requirements of an authorisation or declaration on the same basis as the firearm to which they are mounted. Moreover, sound moderators would need to be deactivated together with the firearm to which they are mounted, so that they can no longer be separately used for different firearms. This creates an anomaly, because, as it is possible to use the same sound moderator on a rimfire rifle or on an air rifle, the moderator may change from being un-certificated to being a firearm subject to authorisation. Consequently, one particular sound moderator can be mounted on firearms from various categories and can therefore not be classified as suggested. The proposal is technically erroneous because sound moderators do not affect the functionality of firearms nor do they, as such, pose a danger to the security of EU citizens. Sound moderators serve to protect the hearing of hunters and sport shooters (and their dogs) by reducing a firearm’s peak (harmful) noise by 15-30dB and are therefore increasingly used and allowed in the EU Member States. A further issue is that, because moderators would be registered as "firearms", the number of recorded firearms is artificially inflated by a substantial proportion.

Amendment 314
Anna Maria Corazza Bildt, Andreas Schwab, Ildikó Gáll-Pelcz, Roberta Metsola, Elisabetta Gardini, Lara Comi, Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik, Stefano Maullu

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.
Justification

The definition of essential components should cover only those components critical to the functioning of the firearm.

Amendment 315
Christofer Fjellner

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment 316

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the bulb, frame, receiver, slide or cylinder, bolt or breech block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.
barrel, frame, receiver, slide or cylinder, bolt or *breech* block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

**Justification**

Silencers (sound moderators) do not affect the functionality of firearms, thus they should not be classified as essential components. Sound moderators do not eliminate the sound of a gunshot but merely reduce its peak noise by 15-30 dB so as not to harm the hearing of a shooter or a hunting dog.

**Amendment 317**  
Angel Dzhambazki, Emil Radev

**Proposal for a directive**  
**Article 1 – point 1 – point a**  
Directive 91/477/EEC  
**Article 1 – paragraph 16**

**Text proposed by the Commission**

16. За целите на настоящата директива „основен компонент“ означава цев, затворна рама, цевна кутия, затвор или барабан, ударен механизъм или затворен блок и всяко устройство, което е предназначено или пригодено да заглушава звука от изстрел с огнестрелно оръжие, които като отделни предмети са включени в категорията на огнестрелните оръжия, на които са или са предназначени да бъдат монтирани.

**Amendment**

16. За целите на настоящата директива „основен компонент“ означава цев, затворна рама, цевна кутия, затвор или барабан, ударен механизъм или затворен блок, които като отделни предмети са включени в категорията на огнестрелните оръжия, на които са или са предназначени да бъдат монтирани.

**Amendment 318**  
Kaja Kallas
Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Amendment 319
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus ferber, Boris Zala, Markus Pieper

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breech block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Justification

The amendment is in full correspondence with the UN Firearms Protocol, which the proposal
intends to implement – no elements should be added to the list of essential components. The Commission proposal would subject silencers to the requirements of an authorisation or declaration on the same basis as the firearm to which they are mounted. Moreover, silencers would need to be deactivated together with the firearm to which they are mounted, so that they can no longer be separately used for different firearms.

**Amendment 320**
Fredrick Federley

**Proposal for a directive**
**Article 1 – point 1 – point a**
Directive 91/477/EEC
Article 1 – paragraph 1b

**Text proposed by the Commission**

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or **breech** block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

**Amendment**

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or **breech** block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

**Justification**

Silencers is not an essential part.

**Amendment 321**
Marlene Mizzi, Alfred Sant

**Proposal for a directive**
**Article 1 – point 1 – point a**
Directive 91/477/EEC
Article 1 – paragraph 1b

**Text proposed by the Commission**

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder,

**Amendment**

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder,
bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment 322
Ildikó Gáll-Pelcz

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, body, receiver, slide or cylinder, bolt or breech block which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Justification

One particular sound moderator can be mounted on firearms from various categories and can therefore not be classified as suggested.

Amendment 323
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 1 – point a
1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, chamber, loader, frame, body, receiver, slide or cylinder, bolt or breech block or other mechanism for containing the pressure of discharge at the rear of the chamber of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Amendment 324
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, loader, chamber, frame, body, receiver, slide or cylinder, bolt or breech block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Amendment 325
Vicky Ford
Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EC
Article 1 – paragraph 1b

Text proposed by the Commission
1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block and any device designed or adapted to diminish the sound caused by firing a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Amendment
1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, body, receiver, slide or cylinder, bolt or breach block or other mechanism for containing the pressure of discharge at the rear of the chamber of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Amendment 326
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 1 – point a
Directive 91/477/EEC
Article 1 – paragraph 1b

Text proposed by the Commission
1 ter. Aux fins de la présente directive, on entend par “partie essentielle” le canon, la carcasse, la boîte de culasse, la glissière ou le barillet, la culasse mobile ou le bloc de culasse ainsi que tout dispositif conçu ou adapté pour atténuer le bruit causé par un tir d’arme à feu qui, en tant qu’objets séparés, sont compris dans la catégorie dans laquelle l’arme à feu dont ils font partie ou sont destinés à faire partie a été classée.

Amendment
1 ter. Aux fins de la présente directive, on entend par “partie essentielle” le canon, la carcasse, la boîte de culasse, le chargeur, la glissière ou le barillet, la culasse mobile ou le bloc de culasse ainsi que tout dispositif conçu ou adapté pour atténuer le bruit causé par un tir d’arme à feu qui, en tant qu’objets séparés, sont compris dans la catégorie dans laquelle l’arme à feu dont ils font partie ou sont destinés à faire partie a été classée.

Or. fr
Proposal for a directive  
**Article 1 – point 1 – point b** 
Directive 91/477/EEC  
Article 1 – paragraph 1e 

*Text proposed by the Commission*

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

*Amendment*

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in any of the following:

(a) buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or importing from or exporting to a third country fully assembled firearms;

(b) buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or importing from or exporting to a third country components of firearms;

(c) buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or importing from or exporting to a third country ammunition;

Or. en
Text proposed by the Commission

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Amendment

1e. For the purposes of this Directive, 'broker' shall mean any natural or legal person, or partnership resident in a Member State, other than a dealer or the buyer, whose trade or business consists, wholly or partly, in facilitating, whether or not in exchange for a payment, the negotiation or organisation of transactions for the purpose of buying, selling or arranging the transfer of firearms, essential components or ammunition within a Member State, from one Member State to another Member State, from a Member State to a third country or from a third country to a Member State.

Or. en

Amendment 329
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point b
Directive 91/477/EEC
Article 1– paragraph 1e

Text proposed by the Commission

1e. Do celów niniejszej dyrektywy „pośrednik” oznacza każdą osobę fizyczną lub prawną niebędącą sprzedawcą, której zawód lub działalność gospodarcza polega w całości lub w części na zakupie, sprzedaży lub organizowaniu transferu broni na terenie państwa członkowskiego lub z jednego państwa członkowskiego do innego państwa członkowskiego, lub na wywozie do państwa trzeciego w pełni zmontowanej broni palnej, jej części i amunicji.

Amendment

1e. Do celów niniejszej dyrektywy „pośrednik” oznacza każdą osobę fizyczną lub prawną niebędącą sprzedawcą, której zawód lub działalność gospodarcza polega w całości lub w części na zakupie, sprzedaży lub organizowaniu transferu broni, jej istotnych komponentów oraz amunicji.

Or. pl
Amendment 330

Proposal for a directive
Article 1 – point 1 – point b
Directive 91/477/EEC
Article 1 – paragraph 1e

Text proposed by the Commission

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Amendment

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country or importing into a Member State from a third country fully assembled firearms, their parts and ammunition.

Or. en

Justification

There is no reason not to include the importation of firearms from third countries to a Member State in the scope of activity of a broker.

Amendment 331
Dita Charanzová, Marian Harkin, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 1 – point b
Directive 91/477/EEC
Article 1 – paragraph 1e

Text proposed by the Commission

1e. For the purposes of this Directive,

Amendment

1e. For the purposes of this Directive,
"broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

"broker" shall mean any natural or legal person, other than a dealer, his agents and representatives, whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Amendment 332
Anna Maria Corazza Bildt, Ildikó Gáll-Pelez, Roberta Metsola, Elisabetta Gardini, Lara Comi, Annie Schreijer-Pierik, Stefano Maullu

Proposal for a directive
Article 1 – point 1 – point b
Directive 91/477/EEC
Article 1 – paragraph 1e

Text proposed by the Commission
1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Amendment
1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer, his agents or representatives, whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Justification
If a dealer has authorisation his agents or representatives should not have to be considered as brokers.

Amendment 333
Marcus Pretzell
Proposal for a directive
Article 1 – point 1 – point b
Directive 91/477/EEC
Article 1 – paragraph 1e

Text proposed by the Commission

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Amendment

1e. For the purposes of this Directive, "broker" shall mean any natural or legal person, other than a dealer whose trade or business consists wholly or partly in buying, selling or arranging the transfer within a Member State, from one Member State to another Member State or exporting to a third country fully assembled firearms, including their essential components and ammunition.

Or. en

Amendment 334
Marlene Mizzi, Alfred Sant
Amendment 335
Marlene Mizzi, Alfred Sant, Roberta Metsola

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1e a (new)

Text proposed by the Commission

(ba) The following paragraph is inserted:

"1ea. For the purposes of this Directive, "collector" shall mean any natural or legal person, other than a dealer or broker, who is dedicated to the conservation and academic or practical study of firearms, ammunition and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes, and who as such is licensed and registered in a public registry in the relevant Member State to acquire, keep or possess firearms, their essential components and ammunition. A collector shall not transport or publicly display firearms from his collection or from a part thereof without a permit from the relevant competent authorities of the Member States."

Or. en

Amendment 336
Birgit Collin-Langen

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1e a (new)

Text proposed by the Commission

(ba) Es wird folgender Absatz angefügt:

"1ea. Im Sinn dieser Richtlinie gilt als
"Sammler" jede natürliche oder juristische Person, die glaubhaft macht, dass sie Schusswaffen oder Munition für eine kulturhistorisch bedeutsame Sammlung benötigt; als kulturhistorisch bedeutsam gilt auch eine wissenschaftlich-technische Sammlung.

Or. de

Amendment 337
Igor Šoltes

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1e a (new)

Text proposed by the Commission

(ba) The following paragraph is inserted:

"1ea. For the purposes of this Directive, 'collector' shall mean any natural or legal person dedicated to the gathering and conservation of firearms and associated artefacts, and recognised and registered as such by a Member State."

Or. en

Amendment 338
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1e a (new)

Text proposed by the Commission

b bis) Le paragraphe suivant est ajouté:

"1 sexies bis. Les États membres qui créent ou ont créé un statut spécifique
aux collectionneurs définissent les dispositions de la présente directive qui leur sont applicables."

Amendment 339
Philippe Juvin, Brice Hortefeux, Rachida Dati

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1e a (new)

Text proposed by the Commission

$ b bis)$ Le paragraphe suivant est ajouté:

"1 sexies bis. Aux fins de la présente directive, on entend par "collectionneur" une personne physique ou morale qui amasse et conserve des armes à feu et autres composants et qui est reconnue comme tel par les autorités nationales d'un État membre."

Amendment 340
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1e a (new)

Text proposed by the Commission

(ba) The following paragraph is inserted:

"1ea. For the purposes of this Directive, 'museum' shall mean a not-for-profit, permanent institution in the service of society and its development, open to the public, which acquires, conserves,
researches and exhibits firearms, parts of firearms and ammunition for the purpose of education, study and enjoyment."

Or. en

Amendment 341
Maria Grapini

Proposal for a directive
Article 1 – point 1 – point b a (new)
Directive 91/477/EEC
Article 1 – paragraph 1 e a (new)

Text proposed by the Commission

 Amendment

(ba) Se adaugă următorul punct:

"1ea. În sensul prezentei directive, «muzeu» înseamnă o instituție permanentă non-profit, în serviciul societății și a dezvoltării acesteia, deschisă publicului, care achiziționează, conservă, cercetează și expune arme de foc, componente sau muniție, în scopul educației, studiului și plăcerii."

Or. ro

Justification

Aceasta este definiția muzeelor conform Consiliului Internațional al Muzeelor adaptată la scopul prezentei directive

Amendment 342
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 1 – point b b (new)
Directive 91/477/EEC
Article 1 – paragraph 1 e b (new)

Text proposed by the Commission

 Amendment

(bb) The following paragraph is
inserted:
"1eb. For the purposes of this Directive, "museums" shall mean permanent institutions in the service of society and its development, open to the public, which acquire, conserve, research and exhibit firearms, essential components thereof and ammunition for the purpose of gathering, conservation and academic or practical study of firearms, ammunition and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes."

Or. en

Amendment 343
Birgit Collin-Langen

Proposal for a directive
Article 1 – point 1 – point b b (new)
Directive 91/477/EEC
Article 1 – paragraph 1e b (new)

Text proposed by the Commission

Amendment

(bb) Es wird folgender Absatz angefügt:

"1eb. Im Sinne dieser Richtlinie gilt als "Museum" eine private oder von öffentlich-rechtlichen Körperschaften getragene permanente Einrichtung im Dienst der Gesellschaft und Entwicklung, die der Allgemeinheit zugänglich ist und die Waffen, wesentliche Bestandteile von Waffen und Munition für Studien-, Bildungs- und Unterhaltungszwecke erwirbt, aufbewahrt, erforscht und ausstellt."

Or. de

Amendment 344
Philippe Juvin, Brice Hortefeux, Rachida Dati
Proposal for a directive
Article 1 – point 1 – point b (new)

Text proposed by the Commission

Amendment

b ter) Le paragraphe suivant est ajouté:
"1 sexies ter. Aux fins de la présente directive, on entend par "musée" une institution permanente sans but lucratif au service de la société et de son développement ouverte au public, qui acquiert, conserve, étudie, expose et transmet le patrimoine matériel et immatériel de l'humanité et de son environnement à des fins d'études, d'éducation et de délectation."

Or. fr

Amendment 345
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point c

Text proposed by the Commission

Amendment

1f. Do celów niniejszej dyrektywy „bronna alarmowa i sygnałowa” oznacza urządzenia przenośne z uchwytem na nabój, mające ujście gazu z przodu, z boku lub na górze, które zostały specjalnie zaprojektowane i wykonane do celów wszczynania alarmu lub wysyłania sygnału oraz które są przeznaczone wyłącznie do strzelania ślepymi nabojami oraz do wydzielania substancji drażniących i innych substancji czynnych lub amunicji pirotechnicznej.

1f. Do celów niniejszej dyrektywy „bronna alarmowa i sygnałowa” oznacza broń niezdolną konstrukcyjnie do wystrzelenia pocisku, przeznaczoną do wywołania efektu akustycznego lub wystrzelania substancji drażniącej, łzawej lub innych substancji czynnych, przy czym broń taka może być wyposażona w urządzenie do wystrzelania ładunków pirotechnicznych.

Or. pl
Amendment 346
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1f

Text proposed by the Commission

1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition.

Amendment

1f. For the purposes of this Directive, "alarm and signal weapons" shall mean devices with a cartridge holder designed to only fire blanks, irritants, other active substances or pyrotechnic ammunition and which are not capable of being converted to expel a shot, bullet or projectile by the action of a combustible propellant.

Or. en

Amendment 347
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1f

Text proposed by the Commission

1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition.

Amendment

1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition and are not capable of being converted to expel a shot, bullet or projectile by the action of a combustible propellant.
Amendment 348
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1f

Text proposed by the Commission

1f. Im Sinne dieser Richtlinie gelten als „Schreckschuss- und Signalwaffen“ tragbare Objekte mit einem Patronenhalter, einem vorne, seitlich oder oben angebrachtem Gaslauf, die besonders für den Zweck entworfen und konstruiert sind, Alarm auszulösen oder ein Signal zu senden und die nur dafür ausgelegt sind, Leerpatronen, Reizstoffe, sonstige aktive Substanzen oder pyrotechnische Munition abzufeuern.

Amendment 349
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1f

1f. Im Sinne dieser Richtlinie gelten als „Schreckschuss- und Signalwaffen“ tragbare Objekte mit einem Patronenhalter, die nur dafür ausgelegt sind, Leerpatronen, Reizstoffe, sonstige aktive Substanzen oder pyrotechnische Munition abzufeuern und die nicht mithilfe von allgemein gebräuchlichen Werkzeugen zu Feuerwaffen umbaubar sind.

Justification

Für die Definition ist irrelevant, an welcher Stelle der Gaslauf angebracht ist oder für welche Zwecke die Waffe produziert wurde. Entscheidend ist dagegen u.a., welche Widerstandsfähigkeit Schreckschuss- und Signalwaffen im Hinblick auf einen Umbau in „scharfe“ Schusswaffen aufweisen. Der Ausschluss einer Umbaumöglichkeit mit allgemein gebräuchlichen Werkzeugen bietet insoweit eine gute Basis.
1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition.

Amendment 350
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1f

1f. For the purposes of this Directive, "alarm and signal weapons" shall mean portable devices with a cartridge holder having a gas exit to the front, aside or on the top, which are specifically designed and constructed for the purpose of raising alarm or sending a signal and which are only designed to fire blanks, irritants, other active substances or pyrotechnic signalling devices.

Or. en

Amendment 351
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g

For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Amendment 352
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g

For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Amendment 353
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g
Text proposed by the Commission

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Amendment

For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms converted for the use of firing blanks for use in theatre performances, photographic sessions, movies and television recordings.

Amendment 354
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Maria Grapini, Josef Weidenholzer, Sylvia-Yvonne Kaufmann

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g

Text proposed by the Commission

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Amendment

For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms converted for the use of firing blanks.

Amendment 355
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g

Text proposed by the Commission

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Amendment

For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms converted for the use of firing blanks.
firearms specifically converted for the sole use of firing blanks, for use in theatre performances, photographic sessions, movies and television recordings.

Or. en

Amendment 356
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g

Text proposed by the Commission

1g. Do celów niniejszej dyrektywy „broń salutacyjna i akustyczna” oznacza broń palną, która została specjalnie przystosowana do strzelania ślepymi nabojami i jest przeznaczona do użytku w przedstawieniach teatralnych, sesjach fotograficznych, filmach i programach telewizyjnych.

Amendment

1g. Do celów niniejszej dyrektywy „broń salutacyjna i akustyczna” oznacza broń palną, która została specjalnie przystosowana do strzelania pociskami lub substancjami wywołującymi sygnał wizualny lub akustyczny.

Or. pl

Amendment 357
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1g

Text proposed by the Commission

1g. Im Sinne dieser Richtlinie gelten als „Salutwaffen und akustische Waffen“ Feuerwaffen, die besonders für den ausschließlichen Zweck, Leerpatronen abzufeuern, umgebaut wurden und die bei Theateraufführungen, Foto-, Film- und Fernsehaufnahmen verwendet werden.

Amendment

1g. Im Sinne dieser Richtlinie gelten als „Salutwaffen und akustische Waffen“ Feuerwaffen, die besonders für den ausschließlichen Zweck, Leerpatronen abzufeuern, umgebaut wurden und die bei Theateraufführungen, Foto-, Film- und Fernsehaufnahmen verwendet werden und
Die nicht mithilfe von allgemein gebräuchlichen Werkzeugen zu Feuerwaffen rückbaubar sind.

Justification

Diese Klarstellung ist wichtig, um resistente Regeln gegen eine Rückbaubarkeit von Feuerwaffen zu schaffen.

Amendment 358
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

I nonies. Aux fins de la présente directive, on entend par “répliques d’arme à feu” les objets qui ont l’apparence d’une arme à feu, mais sont fabriqués de manière à ne pas pouvoir être transformés pour tirer un coup de feu ou propulser une balle ou un projectile par l’action d’un propulseur combustible.

Amendment 359
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

1h. For the purposes of this Directive, deleted
"replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment 360
Dita Charanzová, Marian Harkin, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

Amendment

1h. For the purposes of this Directive, deleted
"replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment 361

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h
Text proposed by the Commission

1h. For the purposes of this Directive, "replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment

Or. en

Justification

A definition of a replica that refers to objects having the external appearance of a firearm and cannot be converted to expel a bullet refers to an object which is not even hypothetically a firearm and thus has no place in the Firearms Directive and should not be covered by it. There is no need in the Directive for provisions covering toys, decorative items etc. Furthermore, the imprecise criterion of external appearance makes it difficult to distinguish between replicas and other objects.

Amendment 362
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

1h. For the purposes of this Directive, "replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment

Or. en
Amendment 363
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

1h. For the purposes of this Directive, "replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment

deleted

Or. en

Amendment 364
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

1h. Do celów niniejszej dyrektywy „replika broni palnej” oznacza przedmioty, które mają wygląd broni palnej, lecz zostały wyprodukowane w sposób uniemożliwiający jej przystosowanie do oddania strzału lub miotania pocisków w wyniku działania palnego materiału miotającego.

Amendment

skreślony

Or. pl

Amendment 365
Sergio Gaetano Cofferati, Virginie Rozière, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Biljana Borzan, Marc Tarabella, Pina Picerno, Sergio Gutiérrez Prieto,
Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

1h. For the purposes of this Directive, "replica firearms" shall mean objects that have the physical appearance of a firearm, but are manufactured in such a way that they cannot be converted to firing a shot or expelling a bullet or projectile by the action of a combustible propellant.

Amendment

1h. For the purposes of this Directive, "firearm reproductions" shall mean objects that have the physical appearance of a firearm and are manufactured in such a way that they can be converted to firing a shot or expelling a bullet or projectile by the action of a combusted propellant.

Amendment 366
Antonio López-Istúriz White

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1h

Text proposed by the Commission

1 nonies. A efectos de la presente Directiva, se entenderá por "réplicas de armas de fuego" todo objeto que tenga la apariencia física de un arma de fuego pero que haya sido fabricado de tal forma que no pueda ser transformado en un objeto que dispare o que expulse una bala o proyectil por la acción de un combustible propulsor.

Amendment

1 nonies. A efectos de la presente Directiva, se entenderá por "firearm reproductions" shall mean objects that have the physical appearance of a firearm and are manufactured in such a way that they can be converted to firing a shot or expelling a bullet or projectile by the action of a combusted propellant, a excepción de los juguetes con apariencia de armas de fuego que se regularán por su normativa específica.

Amendment 367
Nuno Melo
Para efeitos da presente diretiva, "arma de fogo desativada" significa qualquer arma de fogo que tenha sido modificada com o objetivo de a tornar permanentemente inapropriada para utilização mediante desativação, assegurando que todas as partes essenciais da arma de fogo foram tornadas permanentemente inoperáveis e insuscetíveis de remoção, substituição ou modificação que permita à arma de fogo ser de algum modo reativada.

Não obstante, tratando-se de armas de reconhecida raridade ou valor histórico, tal facto deverá ser tido em consideração para efeitos da desativação, que poderá ser assegurada pela supressão de uma ou várias partes essenciais da arma, tornando-a insusceptível de ser utilizada. As partes suprimidas poderão ser entregues à guarda das entidades oficiais competentes, a fim de evitar a sua destruição.

Or. pt
modifiées pour être mises définitivement hors d’usage par une neutralisation rendant définitivement inutilisables et impossibles à enlever, remplacer ou modifier en vue d’une réactivation quelconque des armes à feu, toutes les parties essentielles d’une arme à feu neutralisée.

modifiées pour être mises définitivement hors d’usage par une neutralisation rendant définitivement inutilisables et impossibles à enlever, remplacer ou modifier en vue d’une réactivation quelconque des armes à feu, toutes les parties essentielles d’une arme à feu neutralisée, conformément au règlement d'exécution (UE) 2015/2403 de la Commission du 15 décembre 2015 établissant des lignes directrices communes concernant les normes et techniques de neutralisation en vue de garantir que les armes à feu neutralisées sont rendues irréversiblement inopérantes\textsuperscript{bis}.

\textsuperscript{bis} JO L 333 du 19.12.2015, p. 62.

Or. fr

Amendment 369
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1 decies. Aux fins de la présente directive, on entend par “armes à feu neutralisées” les armes à feu qui ont été modifiées pour être mises définitivement hors d’usage par une neutralisation rendant définitivement inutilisables et impossibles à enlever, remplacer ou modifier en vue d’une réactivation quelconque des armes à feu, toutes les parties essentielles d’une arme à feu neutralisée.

Amendment

1 decies. Aux fins de la présente directive, on entend par “armes à feu neutralisées” les armes à feu qui ont été modifiées pour être mises définitivement hors d’usage par une neutralisation rendant définitivement inutilisables et impossibles à enlever, remplacer ou modifier en vue d’une réactivation quelconque des armes à feu, toutes les parties essentielles d’une arme à feu neutralisée, conformément au règlement d'exécution (UE) 2015/2403 de la Commission du 15 décembre 2015 établissant des lignes directrices communes concernant les normes et techniques de neutralisation en vue de garantir que les armes à feu neutralisées...
Amendment 370
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose

Amendment 371
Lucy Anderson, Catherine Stihler

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. Do celów niniejszej dyrektywy „broń palna pozbawiona cech użytkowych” oznacza broń palną, która została zmodyfikowana w celu zapewnienia jej trwałej niezdatności do użytku w wyniku pozbawienia jej cech użytkowych, poprzez spowodowanie, że wszystkie istotne części broni palnej nie nadają się trwale do użytku i niemożliwe jest ich usunięcie, zastąpienie ani zmiana w celu przywrócenia do użytku.

Amendment

1i. Do celów niniejszej dyrektywy „broń palna pozbawiona cech użytkowych” oznacza broń palną, która została zmodyfikowana w celu zapewnienia jej trwałej i nieodwracalnej niezdatności do użytku w wyniku pozbawienia jej oraz jej istotnych komponentów cech użytkowych.
of rendering them permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

of rendering them permanently unfit for use by deactivation, ensuring that all essential components of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way, in accordance with Implementing Regulation (EU) 2015/2403.

Or. en

Amendment 372
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. Im Sinne dieser Richtlinie gelten als „deaktivierte Feuerwaffen“ Feuerwaffen, die durch ein Deaktivierungsverfahren endgültig unbrauchbar gemacht wurden, das verbürgt, dass alle wesentlichen Teile der Feuerwaffe endgültig unbrauchbar gemacht worden sind und nicht mehr entfernt, ausgetauscht oder in einer Weise umgebaut werden können, die eine Reaktivierung der Feuerwaffe ermöglicht.

Amendment

1i. Im Sinne dieser Richtlinie gelten als „deaktivierte Feuerwaffen“ Feuerwaffen, die im Einklang mit der Durchführungsverordnung der Kommission (EU) 2015/2403*, die allgemeine Regeln für Deaktivierungsstandards und Deaktivierungstechniken festlegt, endgültig unbrauchbar gemacht wurden.


Or. de
Justification

Es reicht ein einfacher Verweis auf die Durchführungsverordnung der Kommission, um sicherzustellen, dass Deaktivierungsstandards eingehalten werden.

Amendment 373
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential components of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Or. en

Amendment 374
Sergio Gaetano Cofferati, Virginie Rozière, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all
Essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment 375
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential components of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment 376
Christel Schaldemose

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. I dette direktiv forstås ved "inaktiverede skydevåben" skydevåben, der er ombygget med henblik på at gøre dem definitivt uegnet til brug ved en

Amendment

1i. I dette direktiv forstås ved "inaktiverede skydevåben" skydevåben, der er gennemskåret på langs af hele våbnet med undtagelse af skæftet og kolben,
inaktivering, der sikrer, at alle væsentlige dele af skydevåbnet er gjort definitivt ubrugelige og umulige at fjerne, udskifte eller ombygge med henblik på reaktivering.

hvilket sikrer, at alle væsentlige komponenter af skydevåbnet er gjort definitivt ubrugelige og umulige at fjerne, udskifte eller ombygge med henblik på reaktivering.

Amendment 377
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – paragraph 1i

Text proposed by the Commission

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms which have been rendered and certified as permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way.

Amendment 378
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point c a (new)
Directive 91/477/EEC
Article 1 – paragraph 1i a (new)

Text proposed by the Commission

The following paragraph is added:

"1ia. For the purposes of this Directive, 'antique weapons' shall mean either any firearms manufactured before 1870, or
any firearm defined as such by a Member State according to technical criteria."

Amendment 379
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – introductory part

Text proposed by the Commission

2. For the purposes of this Directive, "dealer" shall mean any natural or legal person whose trade or business consists wholly or partly in any of the following:

Amendment

2. For the purposes of this Directive, "dealer" shall mean any natural or legal person, other than a broker, whose trade or business consists wholly or partly in any of the following:

Or. en

Amendment 380
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point i

Text proposed by the Commission

(i) the manufacture, trade, exchange, hiring out, repair or conversion of firearms;

Amendment

(i) the manufacture, purchase, sale, trade, transfer, exchange, hiring out, display, assembly, modification, repair, maintenance or conversion of fully assembled firearms;

Or. en

Amendment 381
Boris Zala
<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(i) the manufacture, trade, exchange, hiring out, repair or conversion of firearms;</td>
<td>(i) the manufacture, including modification or conversion of essential components, trade, exchange, hiring out or repair of firearms;</td>
</tr>
</tbody>
</table>

Or. en

**Amendment 382**
Pascal Durand

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(i) the manufacture, trade, exchange, hiring out, repair or conversion of firearms;</td>
<td>(i) the manufacture, trade, exchange, hiring out, repair, modification or conversion of firearms;</td>
</tr>
</tbody>
</table>

Or. en

**Amendment 383**
Mylène Troszcynski, Franz Obermayr, Harald Vilinsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

<table>
<thead>
<tr>
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<tbody>
<tr>
<td>(i) the manufacture, trade, exchange, hiring out, repair or conversion of firearms;</td>
<td>(i) the manufacture, trade, exchange, hiring out and repair of firearms;</td>
</tr>
</tbody>
</table>

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Amendment 384
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, purchase, sale, trade, transfer, exchange, hiring out, display, assembly, modification, repair, maintenance or conversion of essential components of firearms;

Or. en

Amendment 385
Boris Zala

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of essential components of firearms;

Or. en

Justification
Activities of dealers and brokers should be defined not with a reference to parts of firearms (which is quite unclear definition) but to strictly defined essential components of firearms. Other parts (such as sights, stocks, grips, springs etc.) can well be traded by subjects other than dealers or brokers licenced according to the Directive.
Amendment 386
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of essential components of firearms;

Or. en

Amendment 387
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of essential components;

Or. en

Justification
Activities of dealers and brokers should be defined not with a reference to parts of firearms (which is quite unclear definition) but to strictly defined essential components of firearms. Other parts (such as sights, stocks, grips, springs etc.) can well be traded by subjects other than dealers or brokers licenced according to the Directive.

Amendment 388
Dita Charanzová, Marian Harkin, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek
Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of essential components;

Or. en

Justification

Activities of dealers and brokers should be defined not with a reference to parts of firearms (which is quite unclear definition) but to strictly defined essential components.

Amendment 389
Jiří Pospíšil, Michaela Šojdrová

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, including modification or conversion, trade, exchange, hiring out or repair of essential components;

Or. en

Amendment 390
Anna Maria Corazza Bildt, Andreas Schwab, Ildikó Gáll-Pelcz, Roberta Metsola, Lara Comi, Elisabetta Gardini, Annie Schreijer-Pierik, Antonio López-Istúriz White, Stefano Maullu

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission

(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment

(ii) the manufacture, trade, exchange, hiring out, repair or conversion of essential components of firearms;

Or. en

Justification

It is important to clarify that you do not have to be a dealer to perform minor modifications of a firearm that does not change the category of it.

Amendment 391
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission

(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment

(ii) the manufacture, trade, exchange, hiring out, repair, modification or conversion of parts of firearms;

Or. en

Amendment 392
Lucy Anderson, Catherine Stihler

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission

(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment

(ii) the manufacture, trade, exchange, hiring out, repair or conversion of
firearms; components of firearms;

Amendment 393
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point ii

Text proposed by the Commission
(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;

Amendment
(ii) the manufacture, trade, exchange, hiring out and repair of parts of firearms;

Amendment 394
Marlène Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point iii

Text proposed by the Commission
(iii) the manufacture, trade, exchange or conversion of ammunition.

Amendment
(iii) the manufacture, purchase, sale, trade, transfer, exchange, hiring out, display, assembly, modification, repair, maintenance or conversion of ammunition.

Amendment 395
Boris Zala

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point iii

Text proposed by the Commission

(iii) the manufacture, trade, exchange or conversion of ammunition.

Amendment

(iii) the manufacture, including modification or conversion, other than for private use, as well as trade or exchange of ammunition.

Or. en

Amendment 396
Anna Maria Corazza Bildt, Ildikó Gáll-Pelcz, Elisabetta Gardini, Lara Comi, Annie Schreijer-Pierik, Antonio López-Istúriz White, Stefano Maullu

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point iii

Text proposed by the Commission

(iii) the manufacture, trade, exchange or conversion of ammunition.

Amendment

(iii) the manufacture, trade, exchange or conversion, other than for personal use, of ammunition.

Or. en

Justification

It is important to clarify that individuals have the right to prepare their own ammunition for private use.

Amendment 397
Pascal Durand

Proposal for a directive
Article 1 – point 1 – point d
Directive 91/477/EEC
Article 1 – paragraph 2 – point iii

Text proposed by the Commission

(iii) the manufacture, trade, exchange or conversion of ammunition.

Amendment

(iii) the manufacture, trade, exchange,
conversion of ammunition.  

**modification, loading** or conversion of ammunition.

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**Amendment 398**

Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive

**Article 1 – point 1 – point d**

Directive 91/477/EEC

**Article 1 – paragraph 2 – point iii**

**Text proposed by the Commission**

(iii) the manufacture, trade, exchange or **conversion** of ammunition.

**Amendment**

(iii) the manufacture, trade **and** exchange of ammunition.

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**Amendment 399**

Marlene Mizzi, Alfred Sant

Proposal for a directive

**Article 1 – point 1 – point d a (new)**

Directive 91/477/EEC

**Article 1 – paragraph 2 – point iii a (new)**

**Text proposed by the Commission**

(da) In paragraph 2, the following subparagraph is added:

"No dealer, broker or other person shall sell or otherwise deal in, dispose or transfer under any title whatsoever any firearms, essential components or ammunition, without a licence or authorisation from the competent authorities of the Member States where it is established."

**Amendment**

Or. en
Amendment 400  
Diane Dodds

Proposal for a directive  
Article 1 – point d a (new)  
Directive 91/477/EEC  
Article 1 – paragraph -2a (new)

Text proposed by the Commission

(da) In paragraph 2, the following paragraph is inserted:

"-2a. It shall be specified that the activities of a dealer include not only the manufacturing but also the conversion of a firearm, such as to change its category."

Or. en

Justification

In the UK certain conversions may only be carried out by a dealer. These mainly relate to the alteration of a firearms capability or concealability (barrel length/overall length). It is an offence to carry out illegal conversions. There are many minor alterations that are permitted and essential for the firearms owner to carry out themselves. This proposal could make simple alterations prohibited except by a dealer. These include replacement of broken firing pins, fitting after sale items e.g. sear, hammer and trigger groups which enhance trigger control for competition purposes. It is permissible in UK law to change the furniture of a firearm e.g. to a different style or material. Folding or extendable stocks may also be fitted to certain firearms e.g. low capacity shotguns. In these circumstances the firearm remains in the same category. This proposal appears to require a dealer to conduct all such simple alterations (furniture often held by one or two bolts or screws.) This is not beneficial to public safety. This also threatens home loading of ammunition. In the UK home loading is permitted within ammunition quantity limitations imposed by the national authority.

Amendment 401  
Kaja Kallas

Proposal for a directive  
Article 1 – point 1 – point d a (new)  
Directive 91/477/EEC  
Article 1 – paragraph 3
"3. For the purposes of this Directive, a person shall be deemed to be a resident of the country indicated by the address appearing on a document establishing his place of residence, such as a passport or an identity card, which, on a check on possession or on acquisition, is submitted to the authorities of a Member State or to a dealer."

(Or. en)


Amendment 402
Herbert Dorfmann

Proposal for a directive
Article 1 – point -2 (new)
Directive 91/477/EEC
Article 2 – paragraph 1

Amendment

(-2) Artikel 2 Absatz 1 erhält folgende Fassung:

1. Diese Richtlinie steht der Anwendung der einzelstaatlichen Bestimmungen über das Führen von Waffen, das Jagdrecht und über Sportschützenwettkämpfe nicht entgegen.

Dieze Richtlinie gilt nicht für den Erwerb und den Besitz von Waffen und Munition gemäß dem nationalen Recht durch Waffensammler und mit Waffen befasste kulturelle und historische Einrichtungen,
Amendment 403
Fredrick Federley

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission  Amendment

2. This Directive shall not apply to deleted
the acquisition or possession of weapons
and ammunition, in accordance with
national law, by the armed forces, the
police, the public authorities. Nor shall it
apply to commercial transfers of weapons
and ammunition of war.

Justification

Including museums and collectors (recognized by the Member States) in the scope could jeopardize important parts of the European cultural heritage without adding significantly to security.

Amendment 404
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission  Amendment

2. Diese Richtlinie gilt nicht für den
Erwerb oder Besitz von Waffen und 2. Diese Richtlinie gilt nicht für den
Erwerb oder Besitz von Waffen und
Munition gemäß dem nationalen Recht durch die Streitkräfte, die Polizei und die öffentlichen Behörden. Sie gilt auch nicht für das gewerbliche Verbringen von Kriegswaffen und -munition.

Munition gemäß dem nationalen Recht durch die nationalen Verteidigungskräfte, das heißt alle Truppen und Personen, die deren Befehl unterstehen, einschließlich Militär, durch die Polizei oder durch Waffensammler und mit Waffen befasste kulturelle und historische Einrichtungen, die von dem Mitgliedstaat, in dessen Gebiet sie ansässig sind, als solche anerkannt sind. Sie gilt auch nicht für das gewerbliche Verbringen von Kriegswaffen und -munition.

Justification


Amendment 405
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission

2. Настоящата директива не се прилага по отношение на придобиването и притежаването в съответствие с националното законодателство на оръжия и боеприпаси от страна на въоръжените сили, полицията или публичните служби. Тя не се прилага и при извършване на търговски сделки с бойно оръжие и боеприпаси.

Amendment

2. Настоящата директива не се прилага по отношение на придобиването и притежаването в съответствие с националното законодателство на оръжия и боеприпаси от страна на въоръжените сили, полицията, публичните служби, колекционери и организации, чиято дейност е свързана с културните или историческите аспекти на оръжията и които са признати за такива от държавата членка, на чиято територия са установени. Тя не се прилага и при извършване на търговски сделки.
2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Justification

This proposal aims to allow for exceptional authorization for these bodies, rather than leaving them out of the scope of the Directive, as it is provided for in the current Directive. In the last sentence, we suggest replacing the vague and undefined “weapons and ammunition of war” with the term “products of the defence industry”, which is defined in the Directive 2009/43/EC and which is associated with a complex system of controls and oversight. The derogation, if tied to that Directive’s regime, would serve as a safeguard against any theoretical abuse of that derogation. Given that Directive 2009/43/EC is of a later date than the most recent amendment of the Firearms Directive, this could also be viewed as simple adaptation of the Firearms Directive to later legislation.
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive

Article 1 – point 2

Directive 91/477/EEC

Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Dita Charanzová, Hilde Vautmans, Antanas Guoga, Petr Ježek

Proposal for a directive

Article 1 – point 2

Directive 91/477/EEC

Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.
Justification

The reservists or militia existing in some Member States cannot be always described as “persons under command” of the armed forces. More precise reference to the reservist system is proposed.

Amendment 409
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the national defence forces, encompassing all units and persons under their command or in their reserves, including the military, the police or other public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. en

Amendment 410
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the national defence forces, encompassing all units and persons under their command or in their reserves,
ammunition of war. including the military, the police or other public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. en

Justification

The reservists or militia existing in some Member States cannot be always described as “persons under command” of the armed forces. More precise reference to the reservist system is proposed.

Amendment 411
Vicky Ford

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the national defence forces, encompassing all units and persons under their command including the military, the police or other public authorities or bodies. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. en

Amendment 412
Jiří Pospíšil

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2
2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

**Amendment**

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the national defence forces, encompassing all units and persons under their command or in their reserves, including the military, the police or other public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

**Amendment 413**
Lucy Anderson, Catherine Stihler

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

**Text proposed by the Commission**

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

**Amendment**

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, when in accordance with national law, by the armed forces, the police or authorised public authorities. Nor shall it apply, when in accordance with national law, to commercial transfers of weapons and ammunition of war.

**Amendment 414**
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2
2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the armed forces, the police, the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Justification

In some Member States, national defence solutions go beyond the activities of the armed forces. This directive should apply to private persons engaging in voluntary national defence training such as reservist activities, provided that the directive does not hinder such training, carried out with privately acquired and possessed firearms.
Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2

Text proposed by the Commission
2. This Directive shall not apply to the
acquisition or possession of weapons and
ammunition, in accordance with national
law, by the armed forces, the police, the
public authorities. Nor shall it apply to
commercial transfers of weapons and
ammunition of war.

Amendment
2. This Directive shall not apply to the
acquisition or possession of weapons and
ammunition, in accordance with national
law, by the armed forces, the police or
public authorities. Nor shall it apply to
commercial transfers regulated by
Directive 2009/43/EC.

Amendment 417
Marlene Mizzi, Alfred Sant, Roberta Metsola

Proposal for a directive
Article 1 – point 2
Directive 91/477/EEC
Article 2 – paragraph 2 a (new)

Text proposed by the Commission
2a. This Directive shall not apply to
museums and collectors recognised and
licensed as such by the Member State in
whose territory they are established,
provided that such museums and
collectors have taken the necessary
measures to address proportionate risks to
public security or safety, including by way
of secure storage.

Amendment
2a. This Directive shall not apply to
museums and collectors recognised and
licensed as such by the Member State in
whose territory they are established,
provided that such museums and
collectors have taken the necessary
measures to address proportionate risks to
public security or safety, including by way
of secure storage.

Amendment 418
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 2 a (new)
Present text

"Państwa Członkowskie mogą w swym ustawodawstwie uchwalić przepisy surowsze niż przewidziane w niniejszej dyrektywie, z zastrzeżeniem praw przyznanych osobom mającym miejsce zamieszkania w Państwach Członkowskich określonych w art. 12 ust. 2."

Amendment

2a. Article 3 otrzymuje brzmienie:

"Państwa Członkowskie mogą w swym ustawodawstwie uchwalić przepisy surowsze niż przewidziane w niniejszej dyrektywie, z zastrzeżeniem praw przyznanych osobom mającym miejsce zamieszkania w Państwach Członkowskich określonych w art. 12 ust. 2. Jednocześnie przepisy te nie powinny uniemożliwiać obywatelom skutecznej obrony przy użyciu broni palnej oraz dostępu do broni palnej przy spełnieniu warunków określonych w art. 5."

Or. pl


Amendment 419
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Pina Picierno, Sergio Gutiérrez Prieto, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any firearm or essential component thereof placed on the market:

(a) has been provided with a unique marking, which is clear and permanent; and

(b) that marking is registered in compliance with this Directive without delay after manufacture or import into the
The Commission shall adopt implementing acts establishing technical specifications for the marking. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b.

Amendment 420
Pascal Durand

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any firearm and essential component thereof placed on the market have been marked in a clear and indelible way and registered in compliance with this Directive without delay after manufacture or import into the Union.

The Commission shall adopt technical specifications for the marking.

Amendment 421
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 3
Directive 97/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has

Amendment

1. Member States shall ensure that any assembled firearm or essential component,
been marked and registered in compliance with this Directive.

whether manufactured in the Union or imported into the Union, has been marked irremovably, where possible, and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive. This requirement shall not apply to firearms manufactured before the entry into force of this Directive.

Or. en

Amendment 422
Markus Pieper, Markus Ferber

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any assembled firearm or separately sold essential component, when placed on the market, has been marked with an irremovable mark and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.

Or. en

Amendment 423
Dita Charanzová, Marian Harkin, Fredrick Federley, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1
1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment
1. Member States shall ensure that any assembled firearm or essential component, when manufactured or imported, has been marked without delay with an irremovable mark and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.

Justification
The firearms should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (such as inheritance or lending).

Amendment 424
Gesine Meissner, Dita Charanzová

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission
1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment
1. Member States shall ensure that any assembled firearm or essential component, when manufactured or imported, has been marked without delay with an irremovable mark and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.
Justification

The firearms should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (such as inheritance or lending).

Amendment 425
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any assembled firearm or essential component, when manufactured or imported, has been marked with an irremovable mark and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.

Justification

The firearms should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (such as inheritance or lending).

Amendment 426
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any

Amendment

1. Member States shall ensure that any
firearm or part placed on the market has been marked and registered in compliance with this Directive.

assembled firearm or essential component, when placed on the market, has been marked with an irremovable mark and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.

Or. en

Amendment 427
Jiří Pospíšil

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any assembled firearm or essential component, when manufactured or imported, has been marked with an irremovable mark and registered in compliance with this Directive, or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive.

Or. en

Amendment 428
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Die Mitgliedstaaten stellen sicher, dass Feuerwaffen oder deren Teile, die in

Amendment

1. Die Mitgliedstaaten stellen sicher, dass zusammengebaute Feuerwaffen oder
Verkehr gebracht werden, gemäß dieser Richtlinie gekennzeichnet und registriert worden sind. 
deren separat veräußerte wesentliche Bestandteile, wenn sie in Verkehr gebracht werden, gemäß dieser Richtlinie gekennzeichnet und registriert oder nach den Bestimmungen zur Umsetzung von Artikel 10b deaktiviert und gemäß dieser Richtlinie registriert worden sind.

**Justification**


**Amendment 429**

Marc Tarabella

Proposal for a directive

Article 1 – point 3
Directive 91/447/EEC
Article 4 – paragraph 1

**Text proposed by the Commission**

1. Les États membres veillent à ce que toute arme à feu ou pièce mise sur le marché ait été marquée et enregistrée conformément à la présente directive.

**Amendment**

1. Les États membres veillent à ce que toute arme à feu assemblée ou tout élément essentiel mis sur le marché ait été marqué de manière claire et inamovible, et ait été enregistré conformément à la présente directive dès sa fabrication ou son importation dans l'Union.

**Or. fr**

**Amendment 430**

Boris Zala
Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any assembled firearm or separately sold essential component, when manufactured or imported, has been marked with an irremovable mark and registered in compliance with this Directive.

Or. en

Justification

The concept of "essential component" should find application in this context. The firearms should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (e.g. inheritance or lending).

Amendment 431
Lucy Anderson, Catherine Stihler

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any essential component, whether part of an assembled firearm or not, placed on the market has been irreversibly marked and registered in compliance with this Directive.

Or. en

Amendment 432
Robert Rochefort
1. Les États membres veillent à ce que toute arme à feu ou pièce mise sur le marché ait été marquée et enregistrée conformément à la présente directive.

1. Les États membres veillent à ce que toute arme à feu ou toute partie essentielle mise sur le marché ait été marquée de façon inamovible et enregistrée conformément à la présente directive.

Or. fr

Amendment 433
Louis Michel, Gérard Deprez, Frédérique Ries

1. Les États membres veillent à ce que toute arme à feu ou pièce mise sur le marché ait été marquée et enregistrée conformément à la présente directive.

1. Les États membres veillent à ce que toute arme à feu ou élément essentiel tel que défini à l'article 1er, point 1, point ter, ait été marqué et enregistré conformément à la présente directive.

Or. fr

Amendment 434

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1
Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any firearm and any essential component placed on the market has been marked and registered in compliance with this Directive.

Or. en

Justification

It may not be physically possible to mark and register each single part of every firearm and we maintain that not every part of a firearm should be marked and registered, as many of them are not indispensable for a firearm’s functioning. The concept of “essential component” should find application in this context.

Amendment 435
Christofer Fjellner

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any firearm or essential component placed on the market has been marked and registered in compliance with this Directive.

Or. en

Amendment 436
Antonio López-Istúriz White

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1
Text proposed by the Commission

1. Los Estados miembros velarán por que toda arma de fuego o pieza de arma de fuego que se comercialice haya sido marcada y registrada de conformidad con la presente Directiva.

Amendment

1. Los Estados miembros velarán por que toda arma de fuego o componente esencial de arma de fuego que se comercialice haya sido marcada y registrada de conformidad con la presente Directiva.

Or. es

Amendment 437
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Държавите членки гарантират, че всяко огнестрелно оръжие или част от него, пуснато(a) на пазара, е маркирано и регистрирано в съответствие с настоящата директива.

Amendment

1. Държавите членки гарантират, че всяко огнестрелно оръжие или основен компонент от него, пуснато на пазара, е маркирано и регистрирано в съответствие с настоящата директива.

Or. bg

Amendment 438
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 1

Text proposed by the Commission

1. Państwa członkowskie gwarantują, że każda broń palna lub jej część wprowadzona na rynek została oznakowana i zarejestrowana zgodnie z przepisami niniejszej dyrektywy.

Amendment

1. Państwa członkowskie dokladają wszelkich starań, tak aby każda broń palna wprowadzona na rynek została oznakowana i zarejestrowana zgodnie z przepisami niniejszej dyrektywy.
Amendment 439
Vicky Ford, Anna Maria Corazza Bildt, Dita Charanzová

Proposal for a directive
Article 1 – point 3
Directive 91/477/EC
Article 4 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any firearm placed on the market has been marked and registered in compliance with this Directive.

Or. en

Amendment 440
Boris Zala

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purposes of identifying and tracing each assembled firearm and each separately sold essential component, Member States shall, at the time of manufacture of each firearm and each separately sold essential component, or at the time of its being placed on the market or imported into the Union or as soon as possible thereafter, require a unique marking including, as far as assembled firearms are concerned, the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the
manufacturer's trademark. Separately sold essential components must be marked with a serial number. This requirement is not applicable to firearms and separately sold essential components that were in circulation at the time of the entry into force of this Amending Directive.

Or. en

Justification

It may not always be possible or practical to mark the firearms at the moment when crossing the borders to the Union.

Amendment 441
Markus Pieper

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm and each separately sold essential component, Member States shall, at the time of manufacture of each firearm and each essential component, or at the time of its being placed on the market or imported into the Union, require a unique marking for assembled firearms including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark. A serial number shall be attached to essential components which are sold separately. That requirement shall not apply to firearms or essential components that were already on the market at the time of entry into force of this Amending Directive.
Amendment 442
Vicky Ford

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm, Member States shall, without delay after manufacture of each firearm, or at the time of its being placed on the market or imported into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark, and shall not apply to firearms and essential components either considered as antiques under national law or destined for persons authorised pursuant to the second subparagraph of Article 6, provided they bear original markings permitting full traceability.

Amendment 443
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1
Text proposed by the Commission

For the **purposes** of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the **purpose** of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark. 

**Essential components must be marked with a serial number. This requirement shall not apply to firearms and essential components that were placed on the market before the entry into force of this Amending Directive.**

Or. en

**Justification**

The firearm as well as the essential component needs to be marked. The serial number contains already all relevant information so that it is sufficient for essential components (also due to a possible lack of space) to only contain the serial number. The marking requirements shall not be applicable retro-active but only for firearms and essential components that are put on the market after the entering into force of the directive.

Amendment 444

Jiří Maštálka, Kateřina Konečná

Proposal for a directive

**Article 1 – point 3**

Directive91/477/EEC

**Article 4 – paragraph 2 – subparagraph 1**

Text proposed by the Commission

For the **purposes** of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of **import to** the Union, require a unique marking including

Amendment

For the **purpose** of identifying and tracing each assembled firearm **and each essential component**, Member States shall, at the time of manufacture of each firearm **and each essential component** or at the time of
the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

its being manufactured or imported into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark. This requirement shall not apply to firearms manufactured before the entry into force of this Amending Directive.

Or. en

Amendment 445
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

Or. de
Justification


Amendment 446
Anna Maria Corazza Bildt, Ildikó Gáll-Pélez, Roberta Metsola, Elisabetta Gardini, Lara Comi, Antonio López-Istúriz White, Stefano Maullu

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm, Member States shall, without delay after the manufacture or import of each firearm into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number, in accordance with the provisions of the Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969. This shall be without prejudice to the affixing of the manufacturer's trademark.

Justification

The Convention on Reciprocal Recognition of Proofmarks on Small Arms provides a valuable international standard that the directive should align to in order to increase traceability.

Amendment 447
Dita Charanzová, Fredrick Federley, Antanas Guoga, Petr Ježek

AM\1093718XM.doc 81/154 PE582.208v01-00
Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm and each essential component, Member States shall, at the time of manufacture of each firearm and each essential component, or at the time of its being manufactured or imported into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Justification

The firearms and essential components thereof should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (such as inheritance or lending).

Amendment 448
Gesine Meissner

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country

Amendment

For the purpose of identifying and tracing each assembled firearm and each essential component, Member States shall, at the time of manufacture of each firearm and each essential component, or at the time of its being manufactured or imported into
or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Or. en

Justification

The firearms and essential components thereof should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (such as inheritance or lending).

Amendment 449
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm and each essential component, Member States shall, at the time of manufacture of each firearm and each essential component, or at the time of its being manufactured or imported into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Or. en
Justification

The firearms and essential components thereof should be marked upon manufacture or import, but not at every instance of their placing on the market which can include situations where retrospective marking would be problematic and inefficient (such as inheritance or lending).

Amendment 450
Jiří Pospíšil

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm and each essential component, Member States shall, at the time of manufacture of each firearm and each essential component, or at the time of its being manufactured or imported into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Or. en

Amendment 451
Pascal Durand

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States

Amendment

For the purpose of identifying and tracing each firearm and the essential
shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

components thereof. Member States shall, at the time of manufacture of each firearm or at the time of import into the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the model, the calibre, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment 452

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import into the Union or as soon as possible thereafter, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Justification

It may not always be possible or practical to mark the firearms exactly at the moment of
crossing borders.

Amendment 453
Lucy Anderson, Catherine Stihler

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Amendment

For the purpose of identifying and tracing each assembled firearm and essential component, Member States shall, at the time of manufacture or import into the Union of each firearm or essential component, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

Or. en

Amendment 454
Antonio López-Istúriz White

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

A efectos de identificar y localizar toda arma de fuego montada, los Estados miembros, en el momento de la fabricación de toda arma de fuego o en el de su importación en la Unión, exigirán un marcado único que incluya el nombre del fabricante, el país o lugar de fabricación, el número de serie y el año de fabricación (si

Amendment

A efectos de identificar y localizar toda arma de fuego montada y sus componentes esenciales, los Estados miembros, en el momento de la fabricación de toda arma de fuego o en el de su importación en la Unión, exigirán un marcado único que incluya el nombre del fabricante, el país o lugar de fabricación, el número de serie y
For the purposes of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

The marking shall be affixed to the receiver of the firearm.

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**Amendment 455**
Henna Virkkunen

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1

*Text proposed by the Commission*

For the *purposes* of identifying and tracing each assembled firearm, Member States shall, at the time of manufacture of each firearm or at the time of import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

*Amendment*

For the *purpose* of identifying and tracing each assembled firearm, Member States shall *without delay after the* manufacture of each firearm or import to the Union, require a unique marking including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark.

**Amendment 456**
Lucy Anderson

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

*Text proposed by the Commission*

*The marking shall be affixed to the receiver of the firearm.*

*Amendment*

*deleted*

*Or. en*
Amendment 457
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Oznakowanie umieszczane jest na skreślony komorze zamkowej broni palnej.

Or. pl

Amendment 458
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The marking shall be affixed to the deleted receiver of the firearm.

Or. en

Amendment 459
Sergio Gaetano Cofferati, Virginie Rozière, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2
Amendment 460

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission
The marking shall be affixed to the receiver of the firearm.

Amendment
deleted

Or. en

Justification
If the modification suggested for Article 4, paragraph 1 is accepted, receiver would already be among the components to be marked, which makes the sentence superfluous. Also, it should be noted that not every firearm has a receiver.

Amendment 461
Pascal Durand

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission
The marking shall be affixed to the receiver of the firearm.

Amendment
The marking shall be affixed to all

Or. en
receiver of the firearm.

essential components of the firearm.

Amendment 462
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Le marquage est apposé sur la boîte de culasse de l’arme à feu.

Amendment

Le marquage est apposé à titre principal sur la boîte de culasse de l’arme à feu et sur les autres éléments essentiels de l’arme à feu, tels que définis à l'article 1er, point 1, point ter.

Or. fr

Amendment 463
Robert Rochefort

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraphe 2 – subparagraph 2

Text proposed by the Commission

Le marquage est apposé sur la boîte de culasse de l’arme à feu.

Amendment

Le marquage est apposé de façon inamovible sur la boîte de culasse de l’arme à feu, ainsi que sur chaque partie essentielle de l’arme à feu.

Or. fr

Amendment 464
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese
Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Die Kennzeichnung ist am Gehäuse der Feuerwaffe anzubringen.

Bei als Ganzes verkauften Feuerwaffen ist die Kennzeichnung am Gehäuse der Feuerwaffe anzubringen.

Or. de

Justification

Amendment 465
Boris Zala

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The marking shall be affixed to the receiver of the firearm.

In the case of an assembled firearm, the marking shall be affixed to the receiver of the firearm.

Or. en

Amendment 466
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 3
The marking shall be affixed to the receiver of the firearm.

The marking shall be affixed to the receiver or the frame of the firearm.

Or. en

Amendment 467
Elisabetta Gardini, Lara Comi

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

La marcatura deve essere apposta sul fusto dell'arma da fuoco.

La marcatura deve essere apposta sul fusto o carcassa dell'arma da fuoco.

Or. it

Amendment 468
Dita Charanzová, Marian Harkin, Fredrick Federley, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The marking shall be affixed to the receiver of the firearm.

The marking shall be affixed to the frame or receiver of the firearm.

Or. en

Amendment 469
Markus Pieper, Markus Ferber
Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – Paragraph 2 – subparagraph 2

Text proposed by the Commission
The marking shall be affixed to the receiver of the firearm.

Amendment
The marking shall be affixed only to the receiver of the firearm.

Or. en

Amendment 470
Dita Charanzová, Marian Harkin, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2 a (new)

Text proposed by the Commission
For the purposes referred to in the first subparagraph, Member States may choose to apply the provisions of the United Nations Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969.

Amendment

Or. en

Justification
The CIP Convention is highly efficient and expert mechanism that is backed by institutions as Proof Houses of the major firearms producing countries. It should be noted that in all cases when the Commission required any expert consultations on firearms or had to produce any draft of a technical standard it turned to the CIP for assistance and support. It is desirable, that the current system, when the CIP countries can choose to apply the higher standard of the Convention, is maintained. The text should be clarified to forego possible future conflicts between the Directive and the Convention.

Amendment 471
Olga Sehnalová, Pavel Poc, Miroslav Poche
Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2 a (new)

Text proposed by the Commission

For the purposes referred to in the first subparagraph, Member States may choose to apply the provisions of the United Nations Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969.

Or. en

Justification

The CIP Convention is highly efficient and expert mechanism that is backed by institutions as Proof Houses of the major firearms producing countries. It should be noted that in all cases when the Commission required any expert consultations on firearms or had to produce any draft of a technical standard it turned to the CIP for assistance and support. It is desirable, that the current system, when the CIP countries can choose to apply the higher standard of the Convention, is maintained. The text should be clarified to forego possible future conflicts between the Directive and the Convention.

Amendment 472
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2 a (new)

Text proposed by the Commission

For the purposes referred to in the first subparagraph, Member States may choose to apply the provisions of the UN Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969.

Or. en
Amendment 473
Anna Maria Corazza Bildt, Roberta Metsola, Elisabetta Gardini, Lara Comi, Annie Schreijer-Pierik, Antonio López-Istúriz White, Stefano Maullu

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 3

**Text proposed by the Commission**

Member States shall ensure that each elementary package of complete ammunition is marked so as to provide the name of the manufacturer, the identification batch (lot) number, the calibre and the type of ammunition.

**Amendment**

Member States shall ensure that each elementary package of complete ammunition is marked so as to provide the name of the manufacturer, the identification batch (lot) number, the calibre and the type of ammunition **and the marking certifying that the ammunition have been verified in accordance with the provisions of the Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969.**

**Or. en**

**Justification**

The Convention on Reciprocal Recognition of Proofmarks on Small Arms provides a valuable international standard that the directive should align to in order to increase traceability.

Amendment 474
Igor Šoltes

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 4

**Text proposed by the Commission**

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring

**Amendment**

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring
Firearms classified in category A must first have been deactivated in accordance with the provisions implementing Article 10b or converted into category B7 in accordance with implementing provisions in that respect, save in the case of transfers in accordance with authorisations granted pursuant to the first or the second subparagraph of Article 6.

Amendment 475
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 4

Text proposed by the Commission

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

Amendment

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government. Firearms classified in category A must first have been deactivated in accordance with the provisions implementing Article 10b or converted into category B7 in accordance with implementing provisions in that respect, save in the case of transfers in accordance with authorisations granted pursuant to the first or the second subparagraph of Article 6.

Justification

The transfer of firearms from government stocks to permanent civilian use can encompass also different situations.
**Amendment 476**  
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

**Proposal for a directive**  
Article 1 – point 3  
Directive 91/477/EEC  
Article 4 – paragraph 2 – subparagraph 4

Text proposed by the Commission  
Additionally, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

Amendment  
Additionally, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government. **Firearms classified in category A must first have been deactivated in accordance with the provisions implementing Article 10b or converted to semi-automatic firearms, save in the case of transfers in accordance with authorisations granted pursuant to the first or the second subparagraph of Article 6.**

Or. en

Justification

The transfer of firearms from government stocks to permanent civilian use can encompass also different situations.

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**Amendment 477**  
Jiří Maštálka, Kateřina Konečná

**Proposal for a directive**  
Article 1 – point 3  
Directive 91/477/EEC  
Article 4 – paragraph 2 – subparagraph 4

Text proposed by the Commission  
Additionally, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

Amendment  
Additionally, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.
identification of the transferring government. Firearms classified in category A must first have been deactivated in accordance with the provisions implementing Article 10b or converted to semi-automatic firearms, save in the case of transfers in accordance with authorisations granted pursuant to the first or the second subparagraph of Article 6.

Amendment 478
Vicky Ford

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 4

Text proposed by the Commission

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

Amendment

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government. Firearms classified in category A must first have been deactivated in accordance with the provisions implementing Article 10b, save in the case of transfers to persons granted authorisations pursuant to the first or the second subparagraph of Article 6.

Amendment 479
Henna Virkkunen

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 4
Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the *appropriate* unique marking permitting identification of the transferring government.

Or. en

Amendment 480
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Jasenko Selimovic

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 4

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the unique marking permitting identification of the transferring government.

Furthermore, Member States shall ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the *appropriate* unique marking permitting identification of the transferring government.

Or. en

Amendment 481
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Sergio Gutiérrez Prieto, Nicola Danti, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 3

3. Member States shall *make* the 3. Member States shall *regulate* the
pursuit of the activity of dealer or broker within their territory conditional upon authorisation on the basis of at least a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking.

pursuit of the activity of dealers or brokers within their territory, making it conditional upon the following measures:

(a) registration of brokers and dealers operating within their territory;

(b) licensing or authorisation of the activities of brokers and dealers;

(c) a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking.

Or. en

Amendment 482
Marc Tarabella

Proposal for a directive
Article 1 – point 3
Directive 91/447/EEC
Article 4 – paragraph 3

Text proposed by the Commission


Amendment


Or. fr
Amendment 483
Maria Grapini

Proposal for a directive
Article 1 – point 3
Directive 91/477/EEC
Article 4 – paragraph 3

Text proposed by the Commission

3. Statele membre se asigură că exercitarea activității de armurier sau intermediar pe teritoriul lor este condiționată de obținerea unei autorizații, acordate în urma cel puțin a unui control privind integritatea personală și profesională și competențele armurierului sau intermediarului. Dacă este vorba despre o persoană juridică, controlul vizează atât persoana juridică, cât și persoana care conduce întreprinderea respectivă.

Amendment

(3) Statele membre se asigură că exercitarea activității de armurier sau intermediar pe teritoriul lor este condiționată de obținerea unei autorizații, acordate în urma cel puțin a unui control privind integritatea personală și profesională și competențele armurierului sau intermediarului. Dacă este vorba despre o persoană juridică, controlul vizează atât persoana juridică, cât și persoana care conduce întreprinderea respectivă.

Or. ro

Amendment 484
Diane Dodds

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence

Text proposed by the Commission

This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms, including deactivated firearms, shall be maintained until destruction of the firearm has been certified by the competent authorities.

Amendment

That data-filing system shall record all information relating to firearms which is needed in order to trace and identify those firearms. That information shall include each firearm's type, make, model, calibre and serial number, including details of any conversions or modifications, including the date of certified deactivation or destruction, as well as the names and
addresses of the supplier and of each person acquiring or possessing the firearm, the dates of acquisition and, where applicable, the end of possession or transfer to another person, unless such transfer concerns a firearm which has been registered as deactivated. All records held by the national authority relating to firearms shall be maintained in an electronically retrievable format for an indefinite period, including after certified deactivation or destruction. Each Member State shall establish single points of contact within national authorities for the exchange of information for the purpose of tracing.

**Justification**

The suggested amendment text above clarifies that the information required should be accessible to national authorities under the provisions of the centralised or decentralised data filing system they operate. It establishes a requirement for tracing hubs rather than a complicated EU wide database. Dealers need not be connected by expensive computer systems with the associated impacts on business and growth. Security and loss of firearms data is of especial concern with regard to prohibited weapons dealers and the details of those who hold Personal Protection Weapons (PPW’s) in Northern Ireland. Should dealers be required to install computer systems, it will lead to data being held on unsecure systems; whereas government databases have superior security features.

**Amendment 485**
Boris Zala

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence

<table>
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<th>Text proposed by the Commission</th>
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<tr>
<td>This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm.</td>
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</table>
This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms, including deactivated firearms, shall be maintained until destruction of the firearm has been certified by the competent authorities.

and serial number, and any conversions to a firearm resulting in its being reclassified in another category under part II of Annex I, including its certified deactivation or destruction and the date thereof, as well as the names and addresses of the supplier and of each person acquiring or possessing the firearm, including the dates of acquisition and, where applicable, the end of possession or transfer to another person, unless such transfer concerns a firearm which has been registered as deactivated. The current records relating to each firearm and the person possessing it shall be immediately accessible to all authorised authorities. All records relating to the firearm shall be maintained in an electronically retrievable format for an indefinite period after its certified deactivation or destruction.
transfer to another person. The current records relating to each firearm and the person possessing it shall be immediately accessible to all authorised authorities.

The record of firearms and of all the essential components thereof, including deactivated firearms, shall be maintained in an electronically retrievable format until destruction of the firearm has been certified by the competent authorities.

Amendment 487
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence

Text proposed by the Commission

This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms, including deactivated firearms, shall be maintained until destruction of the firearm has been certified by the competent authorities.

Amendment

That data-filing system shall record all information relating to firearms which is needed in order to trace and identify those firearms. That information shall include each firearm's type, make, model, calibre and serial number, and any conversions or modifications to a firearm, including its certified deactivation or destruction and the date thereof, as well as the names and addresses of the supplier and of each person acquiring or possessing the firearm, including the dates of acquisition and, where applicable, the end of possession or transfer to another person unless such transfer concerns a firearm which has been registered as deactivated. The current records relating to each firearm and the person possessing it shall be accessible to all authorised authorities. All records relating to the firearm shall be maintained in an electronically retrievable format for an indefinite period.
Amendment 488
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Marc Tarabella, Pina Picierno, Sergio Gutiérrez Prieto, Nicola Danti, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence

Text proposed by the Commission
This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms, including deactivated firearms, shall be maintained until destruction of the firearm has been certified by the competent authorities.

Amendment
That data-filing system shall record all information relating to firearms which is needed in order to trace and identify those firearms. That information shall include each firearm's type, make, model, calibre and serial number, and any conversions or modifications to a firearm, including its certified deactivation or destruction and the date thereof, as well as the names and addresses of the supplier and of each person acquiring or possessing the firearm, including the dates of acquisition and, where applicable, the end of possession or transfer to another person. The current records relating to each firearm and the person possessing it shall be immediately accessible to all authorised authorities. All records relating to the firearm shall be maintained in an electronically retrievable format for an indefinite period after certified deactivation or destruction.

Or. en

Amendment 489
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence
Les données suivantes de chaque arme à feu sont enregistrées dans ce fichier: type, marque, modèle, calibre, numéro de série, ainsi que les noms et adresses du fournisseur et de l’acquéreur ou du détenteur de l’arme à feu. Les données enregistrées d’une arme à feu, y compris d’une arme neutralisée, sont conservées jusqu’à ce que la destruction de l’arme à feu ait été certifiée par les autorités compétentes.

Ce fichier comprend notamment les données suivantes de chaque arme à feu: type, marque, modèle, calibre, numéro de série, ainsi que les noms et adresses du fournisseur et de l’acquéreur ou du détenteur de l’arme à feu. Les données enregistrées d’une arme à feu, y compris d’une arme neutralisée, sont conservées jusqu’à ce que la destruction de l’arme à feu ait été certifiée par les autorités compétentes. Les États membres assurent, au plus tard pour le [date], l’accès direct aux informations contenues dans leurs registres nationaux aux autorités habilitées de l’ensemble des États membres. Ils désignent à cet effet l’autorité chargée de permettre cet accès et le communiquent à la Commission.

Or. fr

Amendment 490
Antonio López-Istúriz White

Proposal for a directive
Article 1 – point 4 – point a
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1 – second sentence

Text proposed by the Commission

En el fichero de datos deberán registrarse el tipo, la marca, el modelo, el calibre y el número de serie de cada arma de fuego, así como el nombre y dirección del proveedor y del adquirente o poseedor. El registro de armas de fuego, incluidas las armas inutilizadas, deberá mantenerse hasta que las autoridades competentes certifiquen la destrucción del arma de fuego.

Amendment

En el fichero de datos deberán registrarse el tipo, la marca, el modelo, el calibre, los componentes esenciales y el número de serie de cada arma de fuego, así como el nombre y dirección del proveedor y del adquirente o poseedor. El registro de armas de fuego, incluidas las armas inutilizadas, deberá mantenerse hasta que las autoridades competentes certifiquen la destrucción del arma de fuego.

Or. es
**Amendment 491**

Marcus Pretzell

Proposal for a directive  
**Article 1 – point 4 – point a**  
Directive 91/477/EEC  
Article 4 – paragraph 4 – subparagraph 1 – second sentence

*Text proposed by the Commission*

In diesem Waffenregister werden Typ, Modell, Fabrikat, Kaliber, Seriennummer sowie Namen und Anschriften des Lieferanten und der Person, die die Waffe erwirbt oder besitzt, registriert. Die Aufzeichnung über die Feuerwaffen, einschließlich deaktivierten Feuerwaffen, werden bis zu dem Zeitpunkt geführt, an dem die Vernichtung der Feuerwaffen durch die zuständigen Behörden bescheinigt wird.

*Amendment*

In diesem Waffenregister werden Typ, Modell, Fabrikat, Kaliber, Seriennummer sowie Namen und Anschriften des Lieferanten und der Person, die die Waffe *vermakelt*, erwirbt oder besitzt, registriert. Die Aufzeichnung über die Feuerwaffen, einschließlich der deaktivierten Feuerwaffen, werden bis zu dem Zeitpunkt geführt, an dem die Vernichtung der Feuerwaffen durch die zuständigen Behörden bescheinigt wird.

Or. de

**Amendment 492**

Anna Maria Corazza Bildt, Elisabetta Gardini, Lara Comi, Annie Schreijer-Pierik, Stefano Maullu

Proposal for a directive  
**Article 1 – point 4 – point a**  
Directive 91/477/EEC  
Article 4 – paragraph 4 – subparagraph 1 – second sentence

*Text proposed by the Commission*

This filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms, including deactivated firearms, shall be maintained until destruction of the firearm has been certified by the competent authorities.

*Amendment*

This **data**-filing system shall record each firearm's type, make, model, calibre and serial number, as well as the names and addresses of the supplier and the person acquiring or possessing the firearm. The record of firearms shall be maintained until destruction of the firearm has been certified by the competent authorities.
Justification

There is no need for properly deactivated firearms to be part of the data-filing system.

Amendment 493
Nuno Melo

Proposal for a directive
Article 1 – point 4 – point a a (new)
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1a (new)

Text proposed by the Commission

(aa) The following subparagraph is added:

"Para além da necessidade do sistema de registo das armas detidas por particulares ou por entidades, nos termos legais, cada Estado–Membro deverá assegurar um registo que permita a rastreabilidade e o controlo das armas apreendidas pelas autoridades, ou declaradas perdidas a favor do Estado, desde a sua entrega ou apreensão até à sua eventual destruição pelas autoridades ou à sua reintrodução no comércio."

Amendment 494
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 2

Text proposed by the Commission

Jeder Waffenhändler und Makler ist während seiner gesamten Tätigkeit gehalten, ein
gehalten, ein Waffenbuch zu führen, in das alle Eingänge und Ausgänge der unter diese Richtlinie fallenden Feuerwaffen sowie alle zur Identifikation und zur Nachverfolgung der Waffe erforderlichen Angaben, insbesondere über den Typ, das Modell, das Fabrikat, das Kaliber und die Seriennummer sowie Name und Anschrift des Lieferanten und des Erwerbers eingetragen werden.

Waffenbuch zu führen, in das alle Eingänge und Ausgänge der unter diese Richtlinie fallenden Feuerwaffen sowie alle zur Identifikation und zur Nachverfolgung der Waffe erforderlichen Angaben, insbesondere über den Typ, das Modell, das Fabrikat, das Kaliber und die Seriennummer sowie Name und Anschrift des Lieferanten und des Erwerbers eingetragen werden.

Or. de

Die Definition des Begriffs "Makler" ist nicht ganz eindeutig. Es gibt im Kommissionstext zwei Definitionen, zum einen in Artikel 1 (1)(e) oder in Artikel 1 (2). Wir verstehen den Kommissionstext dahingehend, dass "Makler" als eine Person definiert wird, die den Verkauf und Erwerb von Waffen arrangiert oder anderweitig unterstützt, ohne dauerhaft selbst im Besitz der Waffen zu sein. Makler müssen daher kein Waffenbuch führen, weil diese die Waffen, wenn überhaupt, dann nur vorübergehend besitzen.

Amendment 495
Pascal Durand

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 2

Text proposed by the Commission
Amendment

Throughout their period of activity, dealers and brokers shall be required to maintain a register in which all firearms subject to this Directive and which are received or disposed of by them shall be recorded, together with such particulars as enable the firearm to be identified and traced, in particular the type, make, model, calibre and serial number thereof and the names and addresses of the persons supplying and acquiring it.

Throughout their period of activity, dealers and brokers shall be required to maintain a register in which all firearms and all essential components thereof subject to this Directive and which are received or disposed of by them shall be recorded, together with such particulars as enable the firearm and all essential components thereof to be identified and traced, in particular the type, make, model, calibre and serial number thereof and the names and addresses of the persons supplying and acquiring it.
Amendment 496
Marcus Pretzell

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 2

Text proposed by the Commission

Jeder Waffenhändler und Makler ist während seiner gesamten Tätigkeit gehalten, ein Waffenbuch zu führen, in das alle Eingänge und Ausgänge der unter diese Richtlinie fallenden Feuerwaffen sowie alle zur Identifikation und zur Nachverfolgung der Waffe erforderlichen Angaben, insbesondere über den Typ, das Modell, das Fabrikat, das Kaliber und die Seriennummer sowie Name und Anschrift des Lieferanten und des Erwerbers eingetragen werden.

Amendment

Jeder Waffenhändler und Makler ist während seiner gesamten Tätigkeit gehalten, ein Waffenbuch zu führen, in das alle Eingänge und Ausgänge der unter diese Richtlinie fallenden Feuerwaffen sowie alle zur Identifikation und zur Nachverfolgung der Waffe erforderlichen Angaben, insbesondere über den Typ, das Modell, das Fabrikat, das Kaliber und die Seriennummer sowie Name und Anschrift des Lieferanten sowie des Entleihers, Leasingnehmers oder Erwerbers eingetragen werden.

Amendment 497
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 3

Text proposed by the Commission

Bei Aufgabe seiner Tätigkeit übergibt der Waffenhändler oder Makler das Waffenbuch der nationalen Behörde, die für das in Unterabsatz 1 vorgesehene Waffenregister zuständig ist.

Amendment

Bei Aufgabe seiner Tätigkeit übergibt der Waffenhändler das Waffenbuch der nationalen Behörde, die für das in Unterabsatz 1 vorgesehene Waffenregister zuständig ist.

Or. de
Die Definition des Begriffs "Makler" ist nicht ganz eindeutig. Es gibt im Kommissionstext zwei Definitionen, zum einen in Artikel 1 (1)(e) oder in Artikel 1 (2). Wir verstehen den Kommissionstext dahingehend, dass "Makler" als eine Person definiert wird, die den Verkauf und Erwerb von Waffen arrangiert oder anderweitig unterstützt, ohne dauerhaft selbst im Besitz der Waffen zu sein. Makler müssen daher kein Waffenbuch führen, weil diese die Feuerwaffen, wenn überhaupt, dann nur vorübergehend besitzen.

Amendment 498
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 4

Text proposed by the Commission
Each Member State shall ensure that the registries of the dealers and brokers established in their territory are connected to the computerised data-filing system of firearms.

Amendment
Each Member State shall ensure that dealers and brokers established in their territory report transactions involving firearms and essential components to the national competent authority within a period of time which shall not exceed 10 days.

Or. en

Amendment 499
Pascal Durand

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 4 (new)

Text proposed by the Commission
Each Member State shall ensure that the registries of the dealers and brokers established in their territory are connected to the computerised data-filing system of firearms.

Amendment
Each Member State shall ensure that the registries of the dealers and brokers established in their territory are connected to the computerised data-filing system of firearms and all essential components thereof.
Amendment 500
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 4 – point b
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 4 (new)

Text proposed by the Commission
Alle Mitgliedstaaten stellen sicher, dass die in ihrem Hoheitsgebiet eingerichteten Händler- und Maklerregister an das computergestützte Waffenregister angeschlossen sind.

Amendment
Alle Mitgliedstaaten stellen sicher, dass alle Daten aus dem Händlerregister, die in ihrem Hoheitsgebiet eingerichtet wurden, im computergestützten Waffenregister erfasst sind.

Justification
Siehe Artikel 1 Absatz 1 4 b): Makler sollten hier aus den gleichen Gründen nicht erfasst werden.

Amendment 501
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 4 a (new)
Directive 91/477/EEC
Article 4 – paragraph 4 a (new)

Text proposed by the Commission
(4a) In Article 4, the following paragraph is inserted:
"4a. No dealer or broker shall sell, transfer or deliver any firearms, essential components or ammunition to another person who does not hold a licence or authorisation for such firearm or ammunition."

Amendment
Amendment 502
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 5
Directive 91/477/EEC
Article 4b

*Text proposed by the Commission*

(5) Article 4b is replaced by the following:

‘Article 4b

1. Member States shall establish a system for the regulation of the activities of brokers and dealers. Such a system may include one or more of the following measures:

(a) registration of brokers and dealers operating within their territory;

(b) licensing or authorisation of the activities of brokers and dealers.

2. The system referred to in paragraph 1 shall include at least a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking’.

*Justification*

This article has been merged with art. 4 par. 3

Amendment 503
Pascal Durand
Proposal for a directive
Article 1 – point 5
Directive 91/477/EEC
Article 4b – paragraph 1 – introductory part

Text proposed by the Commission

1. Member States shall establish a system for the regulation of the activities of brokers and dealers. Such a system may include one or more of the following measures:

Amendment

1. Member States shall establish a system for the regulation of the activities of brokers and dealers. Such a system shall include the following measures:

Or. en

Amendment 504
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 5
Directive 91/477/EEC
Article 4b – paragraph 1

Text proposed by the Commission

1. Les États membres établissent un système réglementant les activités des courtiers et des armuriers. Ce système peut comprendre une ou plusieurs des mesures suivantes:

Amendment

1. Les États membres établissent un système réglementant les activités des courtiers et des armuriers. Ce système comprend les mesures suivantes:

Or. fr

Amendment 505
Marcus Pretzell

Proposal for a directive
Article 1 – point 5
Directive 91/477/EWG
Article 4b – paragraph 2

Text proposed by the Commission

2. Das in Absatz 1 genannte System

Amendment

2. Das in Absatz 1 genannte System
umfasst mindestens eine Prüfung der persönlichen und beruflichen Zuverlässigkeit und der Fähigkeiten des Waffenhändlers oder Maklers. Bei juristischen Personen bezieht sich die Prüfung auf die juristische Person und den Unternehmensleiter. 

Es kann vom jeweiligen Mitgliedsstaat jederzeit auf die Aussendienstmitarbeiter erweitert werden.

Amendment 506
Biljana Borzan

Proposal for a directive
Article 1 – point 5
Directive 91/477/EEC
Article 4b – paragraph 2

Text proposed by the Commission

2. Sustav iz stavka 1. uključuje barem provjeru privatnog i profesionalnog integriteta i sposobnosti trgovca oružjem ili posrednika. U slučaju pravne osobe, provjera se odnosi na pravnu osobu i osobu koja rukovodi poduzećem.

Amendment

2. Sustav iz stavka 1. uključuje barem provjeru privatnog i profesionalnog integriteta, sposobnosti i zdravstvenog stanja trgovca oružjem ili posrednika. U slučaju pravne osobe, provjera se odnosi na pravnu osobu i osobu koja rukovodi poduzećem.

Or. hr

Amendment 507
Christofer Fjellner

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5

Text proposed by the Commission

Article 5 deleted

1. Without prejudice to Article 3, Member States shall authorise the
acquisition and possession of firearms only by persons who have good cause and who:

(a) are at least 18 years of age, except in relation to the possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre;

(b) are not likely to be a danger to themselves, to public order or to public safety; having been convicted of a violent intentional crime shall be considered as indicative of such danger.

2. Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Member States may not prohibit persons resident within their territory from possessing a weapon acquired in another Member State unless they prohibit the acquisition of the same weapon within their own territory.

Amendment 508
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission Amendment

1. Without prejudice to Article 3, deleted
Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Amendment 509
Gesine Meissner, Dita Charanzová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Without prejudice to Article 3, deleted Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Amendment 510
Dita Charanzová, Marian Harkin, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Without prejudice to Article 3, deleted Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:
Amendment 511
Marian Harkin, Dita Charanzová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. Without prejudice to Article 3, deleted
Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Justification

The Commission has not provided for an explanation of its proposal to change the wording of this provision by deleting "permit" and adding "authorise". The proposal is unmotivated and unclear. Moreover, it creates legal uncertainty because the concept of "authorisation" is reserved for category B firearms in Directive 91/477. It is unclear whether the Commission proposes to create an additional authorisation or wishes to add new requirements to the existing category of firearms subject to authorisation.

Amendment 512
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. Without prejudice to Article 3, deleted
Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Or. en
Amendment 513
Boris Zala

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. **Without prejudice to Article 3,**
Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Amendment

Or. en

Amendment 514
Igor Šoltes

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. Without prejudice to Article 3, Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Amendment

1. Without prejudice to Article 3, Member States shall **permit** the acquisition and possession of firearms **classified in category A and category B** only by persons who have good cause and who:

Or. en

Amendment 515
Maria Grapini

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part
Text proposed by the Commission

(1) Fără a aduce atingere articolului 3, statele membre autorizează achiziționarea și deținerea de arme de foc numai de către persoanele care au un motiv întemeiat și care:

Amendment

(1) Fără a aduce atingere articolului 3, statele membre autorizează achiziționarea și deținerea de arme de foc numai de către persoanele care au un motiv întemeiat și o nevoie credibilă și care:

Or. ro

Amendment 516
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. Nie naruszając przepisów art. 3, państwa członkowskie zezwalają na nabywanie i posiadanie broni palnej wyłącznie osobom, które przedstawią ważną przyczynę oraz które:

Amendment

1. Nie naruszając przepisów art. 3, nabywanie i posiadanie broni palnej jest dozwolone po spełnieniu poniższych wymagań:

Or. pl

Amendment 517
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

1. Without prejudice to Article 3, Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Amendment

1. Without prejudice to Article 3, Member States shall permit or authorise the acquisition and possession of firearms only by persons who have good cause and who:
Amendment 518
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – introductory part

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Without prejudice to Article 3, Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:</td>
<td>1. Without prejudice to Article 3, Member States shall authorise the acquisition and possession of firearms to persons who:</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
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</table>

Amendment 519

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) are at least 18 years of age, except in relation to the possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre;</td>
<td>deleted</td>
</tr>
</tbody>
</table>
Justification

Reverting to the current wording of the Directive is necessary both for the training of young sport shooters as well as for educational purposes (e.g. forestry schools).

Amendment 520
Marian Harkin, Dita Charanzová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

Text proposed by the Commission
(a) are at least 18 years of age, except in relation to the possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre;

Amendment
deleted

Or. en

Amendment 521
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

Text proposed by the Commission
a) ukończyły 18 rok życia, z wyjątkiem posiadania broni palnej do celów myśliwstwa i strzelecka sportowego, pod warunkiem że w tym przypadku osoby poniżej 18 roku życia posiadają zgodę

Amendment
a) ukończyły 21 rok życia, z wyjątkiem posiadania broni palnej do celów myśliwstwa i strzelecka sportowego, którą mogą posiadać osoby poniżej 18 roku życia, pod warunkiem że w tym
rodziców lub są pod opieką rodzica lub osoby dorosłej posiadającej ważne pozwolenie na broń palną lub kartę łowiecką lub znajdują się na terenie licencjonowanego ośrodka szkoleniowego lub innego zatwierdzonego ośrodka; przypadek posiadają zgodę rodziców lub są pod opieką rodzica lub osoby dorosłej posiadającej ważne pozwolenie na broń palną lub kartę łowiecką lub znajdują się na terenie licencjonowanego ośrodka szkoleniowego lub innego zatwierdzonego ośrodka; na wniosek szkoły, organizacji proobronnej lub rekonstrukcyjnej pozwolenie na posiadanie broni może zostać wydane również dla osoby, która ukończyła 18 rok życia, przy spełnieniu warunków zawartych w art. 5 ust. 1 lit. b).

Or. pl

Amendment 522
Birgit Collin-Langen

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) mindestens 18 Jahre alt sind, außer im Falle des Besitzes von Feuerwaffen für die Jagd/ausübung und für Sportschützen, sofern Personen, die jünger als 18 Jahre sind, eine Erlaubnis der Eltern besitzen, oder unter elterlicher Anleitung beziehungsweise Anleitung eines Erwachsenen mit gültigem Waffen- oder Jagdschein stehen oder sich in einer zugelassenen Schießstätte befinden;

Amendment

(a) mindestens 18 Jahre alt sind, außer im Falle des Besitzes von Feuerwaffen für die Jagd/ausübung, für Sportschützen, Brauchtumsschützen, Waffen-und Munitionssammler, Waffen- oder Munitionssachverständige oder gefährdete Personen, sofern Personen, die jünger als 18 Jahre sind, eine Erlaubnis der Eltern besitzen, oder unter elterlicher Anleitung beziehungsweise Anleitung eines Erwachsenen mit gültigem Waffen- oder Jagdschein stehen oder sich in einer zugelassenen Schießstätte befinden;

Or. de

Amendment 523
Marlene Mizzi, Alfred Sant
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) are at least 18 years of age, except in relation to the possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre;

Amendment

(a) are at least 18 years of age, except in relation to the acquisition, other than through purchase, and possession, of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have the consent of the person having legal authority, have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre;

Or. en

Amendment 524
Maria Grapini

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) au împlinit cel puţin vârsta de 18 ani, cu excepţia cazurilor de deţinere de arme de foc în scopul practicării vânătorii sau a tirului sportiv, cu condiţia ca, în acest caz, persoanele sub 18 ani să aibă permisiunea părinţilor, să se afle sub îndrumarea părinţilor sau sub îndrumarea unei persoane adulte care deţine un permis pentru arme de foc sau pentru o armă de vânătoare valabil sau să practice aceste activităţi în cadrul unui centru de instruire care deţine licenţă sau este autorizat în alt mod;

Amendment

(a) au împlinit cel puţin vârsta de 18 ani, cu excepţia cazurilor de deţinere de arme de foc în scopul practicării tirului sportiv, cu condiţia ca, în acest caz, persoanele sub 18 ani să aibă permisiunea părinţilor, să se afle sub îndrumarea părinţilor sau sub îndrumarea unei persoane adulte care deţine un permis pentru arme de foc sau pentru o armă de vânătoare valabil sau să practice aceste activităţi în cadrul unui centru de instruire care deţine licenţă sau este autorizat în alt mod;

Or. ro
Amendment 525
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b

Text proposed by the Commission

(b) sich selbst, die öffentliche Ordnung und die öffentliche Sicherheit aller Voraussicht nach nicht gefährden. Die Verurteilung wegen eines vorsätzlichen Gewaltverbrechens gilt als Anzeichen für eine derartige Gefährdung.

Amendment

(b) sich selbst, die öffentliche Ordnung und die öffentliche Sicherheit aller Voraussicht nach nicht gefährden. Die Verurteilung wegen eines vorsätzlichen Gewaltverbrechens gilt als Anzeichen für eine derartige Gefährdung. Wenn Tatsachen dafür vorliegen, dass eine Person nicht oder nicht mehr die Eignung zum Besitz einer Feuerwaffe hat, verlangen die Mitgliedsstaaten von der betroffenen Person auf deren eigene Kosten einen von einem Amtsarzt, Spezialisten oder Psychologen ausgestellten Nachweis der körperlichen und geistigen Eignung.

Or. de

Justification

Anlasslose Untersuchungen sollten nicht erfolgen, weil diese kein geeignetes Mittel sind, die Gefährlichkeit einer Person zu erkennen. Allerdings sollten anlassbezogene Untersuchungen erfolgen, weil in diesen Fällen zumindest Ansätze für Probleme vorhanden sind, denen psychologische Experten nachgehen können.

Amendment 526
Elisabetta Gardini

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b
Text proposed by the Commission

(b) non possano verosimilmente costituire un pericolo per se stesse, per l'ordine pubblico o la pubblica sicurezza: la condanna per un reato doloso violento è considerata indicativa di tale pericolo.

Amendment

(b) non possano oggettivamente costituire un pericolo per se stesse o per gli altri, per l'ordine pubblico o per la pubblica sicurezza: la condanna definitiva per un reato doloso contro la persona è considerata indicativa di tale pericolo.

Or. it

Amendment 527
Robert Rochefort

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b

Text proposed by the Commission

b) ne sont pas susceptibles de présenter un danger pour elles-mêmes, l’ordre public ou la sécurité publique; une condamnation pour infraction intentionnelle violente est considérée comme une indication d’un tel danger.

Amendment

(b) ne sont pas susceptibles de présenter un danger pour elles-mêmes ou autrui, l’ordre public ou la sécurité publique; une condamnation pour infraction intentionnelle violente est considérée comme un élément attestant d’un tel danger.

Or. fr

Amendment 528
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b

Text proposed by the Commission

(b) are not likely to be a danger to themselves, to public order or to public safety; having been convicted of a violent

Amendment

(b) are not likely to be a danger to themselves or others, to public order or to public safety; having been convicted of a
intentional crime shall be considered as indicative of such danger. violent intentional crime shall be considered as indicative of such danger.

Amendment 529
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Pina Piccierno, Sergio Gutiérrez Prieto, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b

Text proposed by the Commission
(b) are not likely to be a danger to themselves, to public order or to public safety; having been convicted of a violent intentional crime shall be considered as indicative of such danger.

Amendment
(b) are not likely to be a danger to themselves or others, to public order or to public safety; having been convicted of a violent intentional crime shall be considered as indicative of such danger.

Amendment 530
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b

Text proposed by the Commission
b) ne sont pas susceptibles de présenter un danger pour elles-mêmes, l’ordre public ou la sécurité publique; une condamnation pour infraction intentionnelle violente est considérée comme une indication d’un tel danger.

Amendment
b) ne sont pas susceptibles de présenter un danger pour elles-mêmes, l’ordre public ou la sécurité publique; une condamnation pour infraction intentionnelle violente est considérée comme un élément attestant d’un tel danger.
Amendment 531
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b

Text proposed by the Commission

b) nie stanowią zagrożenia dla samych siebie, dla porządku publicznego lub dla bezpieczeństwa publicznego; wyrok skazujący za popełnione umyślnie przestępstwo z użyciem przemocy uznaje się za element wskazujący na takie zagrożenie.

Amendment

b) nie stanowią zagrożenia dla samych siebie oraz innych osób, dla porządku publicznego lub dla bezpieczeństwa publicznego, nie zostały skazane wyrokiem skazującym za popełnione umyślnie przestępstwo oraz spełniają wymagane kryteria lekarskie.

Or. pl

Amendment 532
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b a (new)

Text proposed by the Commission

b bis) s'engagent à détenir leurs armes conformément aux critères de stockage et de transport établis par la législation de l'Etat membre dans lequel ils résident et tels que visés à l'article 5, paragraphe 1 bis.

Amendment

b bis) s'engagent à détenir leurs armes conformément aux critères de stockage et de transport établis par la législation de l'Etat membre dans lequel ils résident et tels que visés à l'article 5, paragraphe 1 bis.

Or. fr

Amendment 533
Maria Grapini
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – point b a (new)

Text proposed by the Commission
"(ba) au certificate medicale care atestă starea de sănătate psihică;"

Amendment
Or. ro

Amendment 534
Elisabetta Gardini

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 – subparagraph 1a (new)

Text proposed by the Commission
Gli Stati membri stabiliscono norme sulla custodia delle armi da fuoco affinché esse siano protette dal furto e dall’accesso da parte di terzi non autorizzati.

Amendment
Or. it

Amendment 535
Birgit Collin-Langen

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1a (new)

Text proposed by the Commission
Proposal for a directive
Article 1 – paragraph 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

1a. The acquisition and possession of firearms shall only be permitted if, inter alia, there is good cause. Member States, whilst not being under any obligation in that regard, may decide that the acquisition and possession of firearms for the purpose of, for example, hunting, target shooting, self-defence, reservist training, various scientific, technical and testing activities and re-enactment of historical events, filmmaking or historical study constitutes good cause.

Or. en

Justification

The signatories agree with the proposal of rapporteur (rapporteur’s amendment 17) and would only like to specify the demonstrative list of legitimate purposes for acquisition and possession of firearms, as self-defence and reservist training are already considered as such in several Member States.

Amendment 537
Boris Zala
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States shall establish rules on appropriate storage of firearms, essential components and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.

Or. en

Amendment 538
Anna Maria Corazza Bildt, Roberta Metsola, Henna Virkkunen, Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik, Antonio López-Istúriz White, Stefano Maullu

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States shall establish rules on appropriate safe storage of firearms, essential components and ammunition, including when under transport. Member States shall lay down particularly high requirements for secure storage with respect to firearms or ammunition classified in category A.

Or. en

Justification

Safe storage of firearms is important to ensure that firearms are not ending up in the wrong hands.
Amendment 539
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

1a. Member States shall establish rules on appropriate storage of firearms, their essential components and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.

Or. en

Justification

The provision should focus on essential components not parts.

Amendment 540
Dita Charanzová, Marian Harkin, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1a (new)

Text proposed by the Commission

1a. Member States shall establish rules on appropriate storage of firearms, their essential components and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.

Or. en
Justification

The provision should focus on essential components not parts.

Amendment 541
Jiří Pospíšil, Michaela Šojdrová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

<table>
<thead>
<tr>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ia. Member States shall establish rules on appropriate storage of firearms, their essential components and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.</td>
</tr>
</tbody>
</table>

Or. en

Amendment 542
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

<table>
<thead>
<tr>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ia. Member States shall establish rules on appropriate storage of firearms, their essential components and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.</td>
</tr>
</tbody>
</table>

Or. en
Amendment 543
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

1a. Member States shall lay down proportionate rules on safe storage and secure premises to ensure that the grant of a licence to any person lawfully acquiring or possessing a firearm or ammunition is subject to the condition that the approved firearms and ammunition are to be kept locked safely and separately within such premises and that such firearms are to be kept in an unloaded state.

Or. en

Amendment 544
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

1a. Member States shall establish rules on appropriate storage and supervision of firearms, essential components thereof and ammunition, including when under transport, ensuring a level of security proportionate to the risk of unauthorised access and to the nature and category of the firearms concerned.

Such rules shall stipulate that:

(a) firearms and ammunition are to be
stored separately from each other;

(b) the firearm, the essential components thereof and the ammunition are to be stored in a safe box when they are not in use; and

(c) the person possessing the firearm, the essential components thereof and the ammunition must have control over them.

Or. en

Amendment 545
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

I bis. Afin de réduire au maximum le risque de vol d'armes à feu appartenant à la catégorie B détenues par des particuliers, les États membres prévoient des critères de sécurité relatifs au stockage, à la détention et au transport d'armes à feu ou de munitions. Ces critères sont adaptés à la dangerosité de l'arme à feu et au nombre d'armes à feu détenues.

Avant de délivrer une autorisation de détention d'arme à feu, les États membres peuvent exiger que le particulier fournisse la preuve qu'il dispose du dispositif de sécurité nécessaire pour le stockage d'armes à feu, conformément à qui est prévu dans leur législation.

Or. fr

Amendment 546
Birgit Collin-Langen
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 1b (new)

Text proposed by the Commission

Amendment

1b. Der Erwerber infolge eines Erbfalls hat sich unverzüglich an die in seinem Mitgliedstaat zuständige Behörde zu wenden, um den Waffenbesitz zu beantragen. Kann kein Bedürfnis geltend gemacht werden, sind Schusswaffen und erlaubnispflichtige Munition im Sinn dieser Richtlinie unbrauchbar zu machen.

Or. de

Amendment 547
Fredrick Federley

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

deleted

Or. en

Justification

Different Member States has different systems of checking if persons are fit to possess firearms also from a medical perspective. Significantly changing well functioning systems would not add significantly to security.
Amendment 548
Marian Harkin

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Justification

The Commission has not produced any explanation or justification for the requirement of medical tests linked to the issuing and renewal of authorisations for category B firearms. Standard medical checks would mean burdensome, non-risk based requirements being introduced which would provide no additional benefit for public safety. It could further hinder the development of better systems and stifle continuous improvements based on sound risk management. The current system, where licenses can be withdrawn if there is reason to believe that a person is unfit to possess a firearm is effective and proportionate. Moreover, to impose standards for medical checks on the Member States, the EU would obstruct the competence of the Member States, as this can be better regulated at national level in accordance with the subsidiarity principle.

Amendment 549

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1
Text proposed by the Commission

Member States shall **provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1** and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Or. en

Justification

There are various ways of checking a person’s physical and mental fitness, of which standard medical tests are one conceivable and not necessarily effective way. We prefer to leave this choice to Member States.

Amendment 550

Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala, Markus Pieper

Proposal for a directive

Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall **provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1** and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall **monitor firearms authorisations** and shall withdraw authorisations if any of the conditions on the basis of which they were granted are no longer met.

Or. en

Justification

It shall be in the competence of the Member States to decide on medical tests (question of subsidiarity).
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

**Text proposed by the Commission**

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

**Amendment**

Member States shall provide for standard medical tests for issuing authorisations and shall withdraw them if any of the conditions on the basis of which they were granted is no longer met.

Or. en

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**Amendment 552**
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Biljana Borzan, Marc Tarabella, Pina Piccierno, Sergio Gutiérrez Prieto, Nicola Danti, Lucy Anderson, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

**Text proposed by the Commission**

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

**Amendment**

Member States shall provide for a standardised suitability test, consisting of an evaluation of the physical and cognitive abilities and the psychological well-being of the person concerned, for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Or. en
Amendment 553
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Jasenko Selimovic

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall establish a monitoring system based on reliable assessments of future risk of violent behaviour, including, if deemed necessary, medical checks, which may be carried out on a continuous or periodic basis, for the acquisition and possession of firearms, and shall withdraw authorisations if any of the conditions on the basis of which the acquisition or possession was allowed are no longer met.

Or. en

Justification

Standardised medical and psychological tests are not helpful in screening for risk of personal violence. Health services actions are limited to the assessment of whether the general health and functional capacity of the applicant renders them fit to carry a firearm. Assessment of psychological, psychiatric and other medical contraindications to the carrying of a firearm are limited to poor vision and clinically significant memory problems, even in a thorough medical check-up. The same apply to standard psychological examinations. Information on earlier violent behaviour and other criminality are the most reliable risk factors. According to leading experts in criminal psychiatry, specially trained police officers with unlimited access to comprehensive police registers have the best chance of making valid assessments of future risk of violence.

Amendment 554
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1
Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment 555
Pascal Durand
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall provide for the possibility of medical or psychological tests for issuing or renewing authorisations as referred to in paragraph 1 to establish that a person's state of physical or mental health is not such as to be incompatible with possession of firearms, and shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Or. en

Amendment

Member States shall establish a monitoring system, including medical checks of the physical, cognitive and psychological ability of the person concerned to possess a firearm, which may be carried out on a continuous or periodic basis, for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Or. en

Amendment 556
Robert Jarosław Iwaszkiewicz
Proposal for a directive
Article 1 – point 6
Państwa członkowskie zapewniają możliwość wykonania standardowych badań lekarskich, na których podstawie zostaną wydane lub przedłużone pozwolenia, o których mowa w ust. 1, oraz wycofują pozwolenia, jeżeli nie jest już spełniony którykolwiek z warunków, na których podstawie zostało ono wydane.

**Amendment 557**
Robert Rochefort

**Proposal for a directive**
**Article 1 – point 6**
Directive 91/477/EEC
**Article 5 – paragraph 2 – subparagraph 1**

*Text proposed by the Commission*

Les États membres prévoient des examens médicaux *normalisés* en vue de l’octroi ou du renouvellement des autorisations visées au paragraphe 1 et retirent les autorisations si l’une ou l’autre des conditions *d’octroi* n’est plus remplies.

*Amendment*
Les États membres prévoient des examens médicaux en vue de l’octroi ou du renouvellement des autorisations visées au paragraphe 1, *en ce qui concerne l’acquisition et la détention d’armes à feu*, et retirent les autorisations si l’une ou l’autre des conditions *sur lesquelles est fondée l’autorisation d’acquisition ou de détention* n’est plus remplies.

**Amendment 558**
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Peter Liese
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Die Mitgliedstaaten sorgen für standardisierte medizinische Untersuchungen im Zusammenhang mit der Ausstellung oder Erneuerung der in Absatz 1 genannten Genehmigungen und entziehen Genehmigungen, wenn eine der Voraussetzungen für deren Erteilung nicht mehr erfüllt ist.

Amendment

Die Mitgliedstaaten können die Ausstellung oder Erneuerung einer Genehmigung von medizinischen oder psychologischen Untersuchungen abhängig machen.

Or. de

Justification

Standardisierte medizinische und psychologische Untersuchungen führen in der Praxis nicht dazu, dass gerade solche Personen identifiziert werden, die keine Genehmigungen erhalten sollten. Medizinische oder psychologische Untersuchungen sollten in das Ermessen der Mitgliedstaaten gestellt werden.

Amendment 559
Anna Hedh

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Medlemsstaterna ska föreskriva standardiserade läkarundersökningar för utfärdande eller förnyande av de tillstånd som avses i punkt 1, och de ska återkalla ett tillstånd om något av de villkor som låg till grund för att det beviljades inte längre är uppfylt.

Amendment

Medlemsstaterna ska föreskriva standardiserade undersökningar anpassade efter medlemsstaternas existerande lagstiftning för att kontrollera lämpligheten inför utfärdande eller förnyande av de tillstånd som avses i punkt 1, och de ska återkalla ett tillstånd om något av de villkor som låg till grund för att det beviljades inte längre är uppfyllt.

Or. sv
Amendment 560
Othmar Karas, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission
Die Mitgliedstaaten sorgen für standardisierte medizinische Untersuchungen im Zusammenhang mit der Ausstellung oder Erneuerung der in Absatz 1 genannten Genehmigungen und entziehen Genehmigungen, wenn eine der Voraussetzungen für deren Erteilung nicht mehr erfüllt ist.

Amendment
Die Mitgliedstaaten führen für den Waffenerwerb und -besitz ein Überwachungssystem einschließlich der Möglichkeit angemessener medizinischer Tests ein, das kontinuierlich oder periodisch strukturiert sein kann, und entziehen Genehmigungen, wenn eine der Voraussetzungen, auf deren Grundlage der Waffenerwerb oder -besitz genehmigt wurde, nicht mehr erfüllt ist.

Justification

Amendment 561
Gesine Meissner

Proposal for a directive
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission
Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph

Amendment
Member States shall establish a monitoring system based on reliable assessments of risks of violent behaviour.
1. and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met. Member States shall decide on the nature of any medical checks to be carried out for the acquisition and possession of firearms, and whether such checks are to take place on a continuous or a periodic basis.

Justification

Medical tests should only be mandatory when granting authorisations in the first place. The necessity and nature of medical tests for renewing authorisation should be decided by member states, taking into account that member states have different systems in renewing permission to possess firearms.

Amendment 562
Anna Maria Corazza Bildt, Petri Sarvamaa, Ildikó Gáll-Pelcz, Eva Paunova, Othmar Karas, Lambert van Nistelrooij, Annie Schreijer-Pierik, Stefano Maullu

Proposal for a directive
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall establish a monitoring system that may include medical checks, which can be carried out on a continuous or periodic basis, for the acquisition and possession of firearms, and shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Justification

Member States have different systems in place to check that only physically and mentally fit persons have the possibility to possess firearms. In several Member States doctors have an obligation to report to the relevant authorities if they for any reason find an individual unfit for possession of firearms.
Amendment 563
Henna Virkkunen

Proposal for a directive
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Member States shall provide for standard medical tests for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met.

Amendment

Member States shall establish a monitoring system, including, where appropriate, medical checks, for issuing or renewing authorisations as referred to in paragraph 1 and shall withdraw authorisations if any of the conditions on the basis of which they were granted is no longer met.

Or. en

Amendment 564
Christel Schaldemose

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Medlemsstaterne fastsætter bestemmelser om standardlægeundersøgelser for udstedelse eller fornyelse af tilladelser som omhandlet i stk. 1 og tilbagekalder tilladelser, hvis en eller flere af de betingelser, der førte til udstedelsen, ikke længere opfyldes.

Amendment

Medlemsstaterne kan fastsætte bestemmelser om standardlægeundersøgelser for udstedelse eller fornyelse af tilladelser som omhandlet i stk. 1 og tilbagekalder tilladelser, hvis en eller flere af de betingelser, der førte til udstedelsen, ikke længere opfyldes.

Or. da

Amendment 565
Maria Grapini
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Statele membre prevăd controale medicale standard pentru eliberarea sau reinnoirea autorizațiilor menționate la alineatul (1) și retrag autorizațiile în cazul în care oricare dintre condițiile pe baza cărora au fost acordate nu mai este îndeplinită.

Amendment

Statele membre prevăd controale medicale standard **anuale** pentru eliberarea sau reinnoirea autorizațiilor menționate la alineatul (1) și retrag autorizațiile în cazul în care oricare dintre condițiile pe baza cărora au fost acordate nu mai este îndeplinită.

Or. ro

Amendment 566
Philippe Juvin, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Les États membres prévoient des examens médicaux normalisés en vue de l’octroi ou du renouvellement des autorisations visées au paragraphe 1 et retirent les autorisations si l’une ou l’autre des conditions d’octroi n’est plus remplie.

Amendment

Les États membres peuvent prévoir des examens médicaux en vue de l’octroi ou du renouvellement des autorisations visées au paragraphe 1 et retirent les autorisations si l’une ou l’autre des conditions d’octroi n’est plus remplie.

Or. fr

Amendment 567
Nuno Melo

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1
Os Estados-Membros devem exigir a realização de exames médicos para emitir ou renovar as autorizações referidas no n.º 1 e retirarão essas autorizações se qualquer das condições com base nas quais foram concedidas deixar de estar preenchida.

 Amendment 568
 Marc Tarabella

Proposal for a directive
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Os Estados-Membros devem exigir a apresentação de uma declaração médica para emitir ou renovar as autorizações referidas no n.º 1 e retirarão essas autorizações se qualquer das condições com base nas quais foram concedidas deixar de estar preenchida.

Or. pt

Amendment 569
Marcus Pretzell

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Die Mitgliedstaaten dürfen den in ihrem Hoheitsgebiet ansässigen Personen den Besitz einer in einem anderen Mitgliedstaat

Amendment

Die Mitgliedstaaten dürfen den in ihrem Hoheitsgebiet ansässigen Personen den Besitz einer in einem anderen Mitgliedstaat
erworbenen Waffe nur dann verbieten, wenn sie den Erwerb der gleichen Waffe im eigenen Hoheitsgebiet untersagen.“

– wenn sie den Erwerb der gleichen Waffe im eigenen Hoheitsgebiet untersagen
– wenn die Richtlinien der Personenprüfung im anderen Mitgliedsstaat nicht mit denen des eigenen Mitgliedsstaates vergleichbar sind.

Amendment 570
Maria Grapini

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Statele membre nu pot interzice persoanelor rezidente pe teritoriul lor să dețină o armă achiziționată într-un alt stat membru decât dacă interzic achiziționarea aceleiași arme pe teritoriul lor.

Amendment

Statele membre nu pot interzice persoanelor rezidente pe teritoriul lor să dețină o armă achiziționată într-un alt stat membru decât dacă interzic achiziționarea aceleiași arme pe teritoriul lor și dacă persoanele rezidente nu dețin un certificat de atestare a stării de sănătate mai nou de un an;

Amendment 571
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 2
Member States may not prohibit persons resident within their territory from possessing a **weapon** acquired in another Member State unless they prohibit the acquisition of the same **weapon** within their own territory.

Member States may not prohibit persons resident within their territory from possessing a **firearm** acquired in another Member State unless they prohibit the acquisition of the same **type of firearm** within their own territory.

**Amendment 572**
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Biljana Borzan, Marc Tarabella, Pina Picierno, Sergio Gutiérrez Prieto, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

**Proposal for a directive**
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 2 a (new)

**Text proposed by the Commission**

Without prejudice to the first subparagraph of this paragraph, Member States may establish or maintain a system of monitoring on a continuous or periodic basis.

**Amendment**

2 bis. Les États membres instaurent des règles relatives au stockage sûr des armes

**Amendment 573**
Marc Tarabella

**Proposal for a directive**
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 a (new)
à feu, de leurs éléments essentiels, ainsi que de leurs munitions.

Or. fr

Amendment 574
Philippe Juvin, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 bis. La collection visée à l'article 1 nonies constitue un motif valable d'acquisition et de détention des armes des catégories B, C et D pour les personnes qui ont atteint l'âge de 18 ans et qui ne sont pas susceptibles de présenter un danger pour elles-mêmes, l'ordre public ou la sécurité publique. Une condamnation pour une infraction intentionnelle violente est considérée comme une indication d'un tel danger.

Or. fr

Amendment 575
Anna Hedh

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Undersökningar som föregår utfärdandet av tillstånd att inneha skjutvapen ska vara baserade på lämplighetskriterier där relevant myndighet har ansvaret att bedöma huruvida de kriterier som fastställts är
Amendment 576
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Biljana Borzan, Marc Tarabella, Pina Picierno, Sergio Gutiérrez Prieto, Nicola Danti, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 a (new)

Text proposed by the Commission  

Amendment

2a. Member States shall withdraw the authorisations referred to in paragraph 1 if any of the conditions laid down in this Article is no longer met.

Or. en

Amendment 577
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 a (new)

Text proposed by the Commission  

Amendment

2a. Member States shall prohibit payment in cash as regards the acquisition of firearms, essential components and ammunition.

Or. en
Amendment 578

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

2a. This Directive is without prejudice to the ownership of firearms and ammunition acquired through inheritance. Member States shall prohibit the possession of such firearms by owners who are not duly authorised.

Or. en

Justification
It is necessary to solve the situation of persons without due authorization who acquire firearms by inheritance, which is a fact independent of their will. While their possession and use of such a firearm should be restrained, there should be no doubt on the mere fact of their ownership and certain rights derived therefrom, such as their legal capacity to sell the firearm.

Amendment 579
Philippe Juvin, Rachida Dati, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 b (new)

Text proposed by the Commission

2 ter. Le paiement en argent liquide est interdit pour l’acquisition d’armes à feu de catégories A et B ainsi que pour l’acquisition de leurs parties essentielles et de leurs munitions.
AMENDMENTS
580 - 847

Draft report
Vicky Ford
(PE582.157v01-00)


Proposal for a directive
Amendment 580  
Christofer Fjellner  

Proposal for a directive  
Article 1 – point 6  
Directive 91/477/EEC  
Article 6  

Text proposed by the Commission  
Amendment  

Article 6  
deleted

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy or deactivate those firearms and ammunition held in violation of this provision and seized. A competent authority of a Member State may under strict conditions grant authorisation for such firearms and ammunition provided that there is a legitimate purpose and provided that such authorisation is not contrary to public security, public order or national defence.

Justification

The provision should allow for the Member States to grant exemptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 582
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1
Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. A competent authority of a Member State may under strict conditions grant authorisation for such firearms and ammunition provided that there is a legitimate purpose and provided that such authorisation is not contrary to public security, public order or national defence.

Or. en

Justification

The provision should allow for the Member States to grant exemptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 583
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms, essential components and ammunition classified in category A, unless such firearms are deactivated or unless such possession or intended use has been authorised by the competent authorities in exceptional cases, for national defence, educational,
cultural, research and historical purposes and where this is not contrary to public security or public order.

Amendment 584
Diane Dodds

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission
Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment
Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to seize and destroy those firearms and ammunition held in violation of this provision. In special cases the competent authorities may grant strictly limited authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Justification
The suggested amendment text above clarifies the exception at 6(1) and tidies the flow of the wording with regard to seizure

Amendment 585
Sergio Gaetano Cofferati, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Marlene Mizzi, Catherine Stihler, Marc Tarabella, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment
Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In special cases for reasons of national security and defence the competent authorities may grant strictly limited authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Amendment 586
Fredrick Federley

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment
Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In cases where Member States consider it necessary for public security purposes, the competent authorities may grant authorisations for the acquisition and possession of such firearms and ammunition.
Amendment 587
Jiří Pospíšil, Michaela Šojdrová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In special cases the competent authorities may grant authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Or. en

Amendment 588
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In special cases the competent authorities may grant authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Or. en

Eine Generalklausel für Ausnahmegenehmigungen in Sonderfällen ist notwendig.

Amendment 590

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1
Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

In exceptional and duly reasoned cases, the competent authorities may grant authorisations for the acquisition and possession of such firearms and ammunition where this is not contrary to public security or public order.

Justification

It should be up to the competent authorities of each Member State to decide in each individual case if an exception should be granted, taking into account the public security and public order. Examples of bodies and persons who should be in duly reasoned cases allowed to acquire and possess category A firearms include forensic experts and forensic institutes, private security businesses and firearms producers. Furthermore, an unequivocal requirement to destroy illegally held firearms and even ammunition after their seizure would in certain cases lead to the destruction of item of cultural or historical value or ones useful or legitimate (e.g. law enforcement) purposes. There is, in particular, absolutely no point for destroying perfectly good ammunition just because it had been held illegally.

Amendment 591
Nuno Melo

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Os Estados-Membros devem tomar medidas adequadas para proibir a aquisição e detenção das armas e munições classificadas na categoria A e para destruir essas armas de fogo e munições quando detidas em violação desta disposição e apreendidas.

Salvo nos casos previstos expressamente, os Estados-Membros devem tomar medidas adequadas para proibir a aquisição e a detenção das armas e munições classificadas na categoria A, e para assegurar a sua apreensão a favor do Estado, ou, caso se considere justificado, a sua destruição, se forem detidas em violação das disposições legais.
Amendment 592
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Państwa członkowskie podejmują wszelkie właściwe kroki, aby zakazać nabywania i posiadania broni palnej i amunicji należącej do kategorii A oraz aby zniszczyć tę broń palną i amunicję, która jest w posiadaniu niezgodnie z tym przepisem i która została przejęta.

Amendment

Państwa członkowskie podejmują wszelkie właściwe kroki, aby zakazać nabywania i posiadania broni palnej i amunicji należącej do kategorii A. W szczególnych i dobrze udokumentowanych przypadkach właściwe organy państw członkowskich mogą wydać ścisłe określone pozwolenia na posiadanie takiej broni przez osoby fizyczne o nieposzlakowanej opinii.

Or. pt

Amendment 593
Marcus Pretzell

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Die Mitgliedstaaten treffen geeignete Maßnahmen, um den Erwerb und den Besitz von Feuerwaffen und Munition der Kategorie A zu verbieten und die Feuerwaffen und Munition zu vernichten, deren Besitz einen Verstoß gegen diese Bestimmung darstellt und die beschlagnahmt wurden.

Amendment


Or. de
Amendment 594
Marian Harkin

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A.

Or. en

Amendment 595
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A. They shall ensure that those firearms and ammunition held in contravention of that prohibition are seized.

Or. en

Amendment 596
Henna Virkkunen
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

**Text proposed by the Commission**

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

**Amendment**

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A. **They shall ensure that** those firearms and ammunition held in contravention of that prohibition are seized.

**Amendment 597**
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

**Text proposed by the Commission**

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized.

**Amendment**

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A, except in some cases permitted by Member States’ authorities.

**Amendment 598**
Virginie Rozière, Christine Revault D'Allonnes Bonnefoy, Sylvie Guillaume

Proposal for a directive
Article 1 – paragraph 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1 a (new)
Dans certains cas strictement limités, les États membres peuvent autoriser, pour des raisons de défense nationale, certains soldats réservistes à détenir de telle armes. Ces autorisations s'accompagnent d'une obligation de conservation conformément à l'article 10 ter. Dans ces cas précis, les États membres imposent une limite stricte dans la quantité de munitions détenues.

Or. fr

Amendment 599
Fredrick Federley

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

deleted

Or. en

Justification

Including museums and collectors (recognized by the Member States) in the scope could jeopardize important parts of the European cultural heritage without adding significantly to security.
Amendment 600
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may authorise museums, licensed collectors or similar institutions and bodies concerned with the cultural and historical aspects of weapons, and recognised as such by the Member State in whose territory they are established, to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been registered with the competent authorities of the Member State.

Or. en

Amendment 601
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission


Amendment

Die Mitgliedstaaten können sich dafür entscheiden, juristischen oder natürlichen Personen, die sich aus historischen, kulturellen, brauchtümlichen, wissenschaftlichen, technischen, bildungsbezogenen, ästhetischen oder erblichen Gründen mit dem Sammeln, dem Studium und der Erhaltung von Feuerwaffen und dazugehörigen Artefakten befassen und von dem Mitgliedstaat, in dessen Hoheitsgebiet sie ansässig sind, als solche anerkannt sind, streng begrenzte Genehmigungen für Feuerwaffen und Munition der Kategorie
A zu erteilen, sofern diese Personen den Nachweis dafür erbringen, dass Maßnahmen zur Verhinderung von Gefahren für die öffentliche Sicherheit oder die öffentliche Ordnung getroffen wurden und in Bezug auf die Aufbewahrung der betreffenden Feuerwaffen ein Maß an Sicherheit besteht, das den Gefahren entspricht, die mit dem unbefugten Zugang zu solchen Feuerwaffen verbunden sind.

Or. de

Justification


Amendment 602
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission
Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment
Member States may choose to grant strictly limited authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognised as such by the Member State in whose territory they are for firearms and ammunition classified in category A, provided that such persons demonstrate that measures are in place to address any risks to public security or
public order and that the firearm or firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Amendment 603
Gesine Meissner, Dita Charanzová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may choose to grant authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognised as such by the Member State in whose territory they are for firearms and ammunition classified in category A, provided that such persons demonstrate that measures are in place to address any risks to public security or public order and that the firearm or firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Justification

The provision should allow for the Member States to grant exceptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.
Amendment 604
Dita Charanzová, Hilde Vautmans, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may choose to grant authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognised as such by the Member State in whose territory they are for firearms and ammunition classified in category A, provided that such persons demonstrate that measures are in place to address any risks to public security or public order and that the firearm or firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Or. en

Justification

The provision should allow for the Member States to grant exceptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 605
Jiří Pospíšil, Michaela Šojdrová

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2
Member States may **authorise bodies concerned with the cultural and historical aspects of weapons** and recognised as such by the Member State in whose territory they are **established to keep in their possession** firearms classified in category A **acquired before [the date of entry into force of this Directive]** provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Member States may **choose to grant authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes** and recognised as such by the Member State in whose territory they are **for firearms and ammunition** classified in category A, **provided that such persons demonstrate that measures are in place to address any risks to public security or public order and that the firearm or firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.**

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**Amendment 606**
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may **authorise bodies concerned with the cultural and historical aspects of weapons** and recognised as such by the Member State in whose territory they are **established to keep in their possession** firearms classified in category A **acquired before [the date of entry into force of this Directive]** provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may **choose to grant authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes** and recognised as such by the Member State in whose territory they are **for firearms and ammunition** classified in category A, **provided that such persons demonstrate that measures are in place to address any risks to public security or public order and that the firearm or firearms concerned are stored**
with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Or. en

Justification

The provision should allow for the Member States to grant exceptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 607
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may **authorise bodies concerned with the cultural and historical aspects of weapons and recognisled as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).**

Amendment

Member States may **choose to grant authorisations to legal or natural persons dedicated to the gathering, study and conservation of firearms and associated artefacts for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognisled as such by the Member State in whose territory they are for firearms and ammunition classified in category A, provided that such persons demonstrate that measures are in place to address any risks to public security or public order and that firearm or firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.**

Or. en
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A, provided that effective measures are in place to avoid any risk to public security or public order and provided that the firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Member States shall establish a register of all such authorised bodies and of the firearms in their possession classified in category A.

Or. en

Amendment 609
Philippe Juvin, Rachida Dati, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Les États membres peuvent autoriser les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis à détenir

Amendment

Les États membres peuvent autoriser les musées à détenir et acquérir des armes à feu de catégories A, B, C et D et leurs parties essentielles et munitions, à condition que des conditions strictes de
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may authorise museums established in their territories to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Amending Directive], subject to strict conditions of storage.

Or. en

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Os Estados-Membros podem autorizar organismos com vocação cultural e

Amendment

Em casos especiais, as autoridades competentes podem conceder autorizações
histórica no domínio das armas e reconhecidos enquanto tal pelo Estado-Membro em cujo território se encontram estabelecidos e que detenham em sua posse armas de fogo classificadas na categoria A, adquiridas antes de [data de entrada em vigor da presente diretiva], a manutenção dessas armas de fogo na sua posse, desde que as armas de fogo em causa tenham sido desativadas em conformidade com as disposições de aplicação do artigo 10.º-B.

para a aquisição e detenção das referidas armas e munições a pessoas e organismos com vocação cultural e histórica, reconhecidos como tal pelo Estado–Membro em cujo território se encontram estabelecidos, desde que tal não seja contrário à segurança e à ordem pública.

Amendment 612
Marian Harkin

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – subparagraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A.

Or. en

Amendment 613
Marcus Pretzell

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Amendment 614
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Les États membres peuvent autoriser les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis à détenir des armes à feu de la catégorie A acquises avant le [date d’entrée en vigueur de la présente directive], à condition que ces armes à feu aient été neutralisées conformément aux dispositions portant application de l’article 10 ter.

Amendment 615
Robert Rochefort

Les États membres peuvent autoriser les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis à détenir des armes à feu de la catégorie A, pour autant qu’ils disposent d’un dispositif de sécurité adapté.
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may authorise collectors as well as bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A.

Or. en

Amendment 616
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Les États membres peuvent autoriser les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis à détenir des armes à feu de la catégorie A acquises avant le [date d’entrée en vigueur de la présente directive], à condition que ces armes à feu aient été neutralisées conformément aux dispositions portant application de l’article 10 ter.

Amendment

Les États membres peuvent autoriser les organismes à vocation culturelle et historique en matière d’armes et reconnus comme tels par l’État membre sur le territoire duquel ils sont établis à détenir des armes à feu de la catégorie A, à condition que l’ensemble des conditions de sécurité soit assuré.

Or. fr
Amendment 617
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

In special cases, including for national defence, education, cultural, research and historical purposes, the competent authorities of the Member States may grant authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Or. en

Justification

Member States should preserve the right to grant firearms authorisations for category A firearms if such is required for the purpose of, e.g., their national defence, education, culture, research or for historical purposes. In these cases, authorisations are conditional upon the requirement that security or public order is not compromised.

Amendment 618
Henna Virkkunen

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose

Amendment

Member States may, in special cases for national defence, educational, cultural, research and historical purposes and without prejudice to the first
territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment 619
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Kaja Kallas

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment

Member States may, in special cases for national defence, educational, cultural, research and historical purposes and without prejudice to the first subparagraph of Article 6, grant strictly limited authorisations for category A firearms and ammunition where this is not contrary to public security or public order.

Amendment 620

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2
Member States may authorise persons or bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to acquire and possess firearms classified in category A when this is not contrary to public security or public order.

Amendment

Държавите членки могат да разрешат на организациите, чиято дейност е свързана с културните или историческите аспекти на оръжията и които са признати за такива от държавата членка, на чиято територия са установени, да придобиват или притежават огнестрелни оръжия от категория А, придобити преди датата на влизане в сила на този Директив.
в сила на настоящата директива], при условие че същите са дезактивирани в съответствие с разпоредбите, с които се прилага член 10, буква б). дезактивирани в съответствие с разпоредбите, с които се прилага член 10, буква б) и ако това не е в противоречие на обществената сигурност и обществения ред.

Or. bg

Amendment 622
Nicola Danti, Pina Picerno

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2 а (new)

Text proposed by the Commission

Member States may authorise collectors and private museums to keep in their possession firearms classified in category A, provided they have been permanently deactivated in accordance with Implementing Regulation (EU) 2015/2403 and provided that effective measures are in place to avoid any risk to public security or public order and that the firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Member States shall also establish a register of all authorised collectors and private museums and of the firearms in their possession classified in category A.

Or. en

Amendment 623
Philippe Juvin, Brice Horteufeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2 a (new)

Text proposed by the Commission

Les États membres peuvent, par dérogation, autoriser l'acquisition d'armes à feu de catégorie A ainsi que de leurs parties essentielles et munitions, lorsque cela est nécessaire pour des raisons de sécurité publique.

Or. fr

Amendment 624
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2 a (new)

Text proposed by the Commission

Member States may, by way of derogation, grant authorisations for the possession of firearms, essential components thereof and ammunitions from category A where this is necessary for national security, subject to strict conditions of storage.

Or. en

Amendment 625
Marian Harkin

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning deleted
categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.


Justification

The Commission has not substantiated its claim that "selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security". On the contrary, the Evaluation of the Firearms Directive of December 2014 which the Commission refers to in the explanatory memorandum to the proposal, clearly states that "new sales channels (e.g. internet) may challenge in the future the scope of the Directive which, for the moment, seems to be adequate to face the current concerns" (p. 4 of the Evaluation). It appears the focus has slipped from the criminal darknet to wider internet use and other distance communication methods. The introduction of a total ban of the use of distance communication between private persons in relation to the acquisition of firearms goes much further than the prevention of (future) obstacles to trade and affects purely internal issues, such as advertising in local magazines, phone and e-mail messages between inhabitants of a member states, etc. The EU is not competent to regulate such issues. Finally, a total ban constitutes a disproportionate infringement of the right of property of the legal owners of civilian firearms in the EU, including the right to use and sell such property, which may result in the confiscation and destruction without any compensation of firearms that were purchased and registered by law-abiding citizens in good faith.

Amendment 626
Mylène Troszcynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3
The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.


Member States shall ensure that, in cases involving the acquisition and sale of firearms and their essential components and ammunition falling within categories A, B and C set out in Annex I by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), the identity, and where required, the authorisation of the person acquiring the firearm and the essential components thereof is checked upon.
delivery to that person, by:
(a) an authorised dealer or broker; or
(b) a public authority representative.

Member States shall also ensure that actual delivery of the firearm is done in the premises of the public authority representative or of an establishment authorised by the competent national authorities which complies with the requirements set out in this Directive;


Amendment 628
Pascal Durand
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms, of essential components thereof and of their ammunition concerning categories B, C and D by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised, subject to strict control by the Member States, only with respect to:
(a) dealers and brokers, or
(b) other legal or natural persons, provided the delivery is done in person by means of a physical handover and under
conditions allowing for verification by an authorised dealer or broker or by a public authority representative of the identity of the recipient and of his or her right to acquire the firearm, its essential components or its ammunition.


Amendment 629
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Peter Liese

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission


Amendment


Amendment 630
Antonio López-Istúriz White

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission
Solo los armeros y los corredores estarán autorizados a adquirir armas de fuego, sus piezas y municiones de las categorías A, B y C mediante técnicas de comunicación a distancia, tal como se definen en el artículo 2 de la Directiva 97/7/CE del Parlamento Europeo y del Consejo(*); dicha adquisición quedará sometida al control estricto de los Estados miembros.

Amendment
La adquisición de armas de fuego, sus piezas y municiones de las categorías A, B y C mediante técnicas de comunicación a distancia, tal como se definen en el artículo 2 de la Directiva 97/7/CE del Parlamento Europeo y del Consejo(*), quedará sometida al control estricto de los Estados miembros. En cualquier caso, este proceso sólo podrá realizarse a través de páginas web autorizadas y supeditado a un control pleno y exhaustivo por parte de los órganos competentes de los Estados miembros. La entrega efectiva deberá realizarse en persona de manera que se pueda verificar la identidad y el derecho a participar en dichas operaciones, en un modelo a definir por los distintos Estados Miembros.

Or. es

Amendment 631
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.


Amendment

Member States shall ensure that in cases involving the acquisition and sale of firearms and their essential components and ammunition classified in categories A, B, C and D by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, the identity, authorisation and licence of the person acquiring the firearm, its essential components and its ammunition is checked upon delivery thereof to that person, by:

(a) an authorised dealer or broker; or
(b) a public authority representative.

Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to strict control by the Member States.

Payment transactions for the acquisition of firearms and their essential components by means of distance communication shall be traceable and subject to verification by a national competent authority.


**Justification**

Non-traceable means of payment, such as cash payments, shall not be allowed for the acquisition of firearms and their essential components by means of distance sale.

**Amendment 633**
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Sergio Gutiérrez Prieto, Nicola Danti, Maria Grapini, Josef Weidenholzer, Lucy Anderson

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

**Text proposed by the Commission**

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

**Amendment**

The acquisition of firearms and their parts concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to strict control by the Member States.
control of the Member States.


Amendment 634
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

L’acquisition d’armes à feu, de pièces et de munitions des catégories A, B et C au moyen d’une technique de communication à distance, telle que définie à l’article 2 de la directive 97/7/CE du Parlement européen et du Conseil (*), n’est autorisée qu’aux armuriers et courtiers et est soumise au contrôle strict des États membres.

Amendment

L’acquisition d’armes à feu, de pièces et de munitions des catégories A, B et C au moyen d’une technique de communication à distance, telle que définie à l’article 2 de la directive 97/7/CE du Parlement européen et du Conseil (*), n’est autorisée qu’aux armuriers et courtiers et est soumise au contrôle strict des États membres. Il est strictement interdit de vendre des armes, des éléments essentiels d'une arme et des munitions par correspondance ou par internet aux particuliers.

Or. fr
Amendment 635
Christel Schaldemose

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

Erhvervelse af skydevåben, dele og ammunition hertil i kategorier A, B og C via fjernkommunikationsteknik som defineret i artikel 2 i Europa-Parlamentets og Rådets direktiv 97/7/EF (*) tillades kun for våbenhandlere og -mæglere og skal være underlagt streng kontrol fra medlemsstaternes side.

Amendment

Erhvervelse af skydevåben, dele og ammunition hertil i kategorier A, B og C via fjernkommunikationsteknik som defineret i artikel 2 i Europa-Parlamentets og Rådets direktiv 97/7/EF (*) skal være underlagt streng kontrol fra medlemsstaternes side og kun være tilladt, hvis der sker en verifikation af parternes identitet, de relevante skydevåben, dele eller ammunition og parternes ret til at indgå handlen.

Or. da

Amendment 636
Philippe Juvin, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

L’acquisition d’armes à feu, de pièces et de munitions des catégories A, B et C au moyen d’une technique de communication à distance, telle que définie à l’article 2 de la directive 97/7/CE du Parlement européen et du Conseil (*), n’est autorisée qu’aux armuriers et courtiers et est soumise au contrôle strict des États membres.

Amendment

L’acquisition d’armes à feu, de pièces et de munitions des catégories A, B et C au moyen d’une technique de communication à distance, telle que définie à l’article 2 de la directive 97/7/CE du Parlement européen et du Conseil (*), est possible à condition qu’une des étapes au moins de la transaction se réalise sous le contrôle d’une autorité nationale ou d’une personne habilitée pour la vente d’armes.

Or. fr
Amendment 637
Anna Maria Corazza Bildt, Petri Sarvamaa, Roberta Metsola, Elisabetta Gardini, Lara Comi

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be subject to strict control by the Member States and shall take place under conditions allowing verification of the identity of the person making the acquisition and of his or her right to engage in such a transaction.


Or. en

Justification

Distance sales should only be allowed if identification and licenses are properly checked. However to ban distance sales would have a negative impact on the internal market as well as rural parts of the union.

Amendment 638
Karl-Heinz Florenz, Bent Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala
Proposal for a directive  
Article 1 – point 6  
Directive 91/477/EEC  
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition *concerning categories A, B and C* by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), *shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.*


Amendment

*Member States shall ensure that* the acquisition of firearms and their parts and ammunition by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), *is, where permitted, strictly controlled, and shall verify the identity of the persons involved in the transaction and their right to engage in such a transaction.*


Or. en

Justification

*A total ban of the acquisition of firearms via distance communication between private persons seems to be excessive as this ban concerns legal possessed weapons and would constitute a disproportionate infringement of the right of property of the legally owned firearms. Furthermore, the Evaluation of the Firearms Directive (December 2014) states that “new sales channels (e.g. internet) may challenge in the future the scope of the Directive which, for the moment, seems to be adequate to face the current concerns”.*

Amendment 639
Anna Hedh

Proposal for a directive  
Article 1 – point 6  
Directive 91/477/EEC  
Article 6 – paragraph 3
Text proposed by the Commission

Att förvärva skjutvapen, delar till skjutvapen och ammunition i kategorierna A, B och C genom distanskommunikation enligt definitionen i artikel 2 i Europaparlamentets och rådets direktiv 97/7/EG(*) ska endast vara tillåtet för vapenhandlare och vapenmäklare och ska vara föremål för strikt kontroll av medlemsstaterna.

Amendment


Amendment 640
Marcus Pretzell

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission


Amendment

Or. sv

Amendment 641
Fredrick Federley

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition regarding categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall **be authorised only** with respect to dealers and brokers and shall **be subject to the strict control of the Member States.**


Amendment

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall, **except** with respect to dealers and brokers, **be subject to strict control by the Member States.**


Or. en

Justification

**Considering that it can be organized safely through basic controls of the Member States to ensure notably that both the buyer and seller of a firearm hold a valid license, banning distance sale completely is disproportionate.**

Amendment 642
Igor Šoltes

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

**Member States may allow hunters registered as members of a hunting association and sports shooters to keep, under clear storage conditions, firearms classified in category A6 or category A7**

Amendment

Member States may allow hunters registered as members of a hunting association and sports shooters to keep, under clear storage conditions, firearms classified in category A6 or category A7
which they have legally acquired and registered before ... (date of entry into force of this Amending Directive).

Or. en

Amendment 643
Anna Maria Corazza Bildt, Petri Sarvamaa, Roberta Metsola, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

By way of derogation from the first subparagraph, Member States that have granted authorisations before ... (date of entry into force of this Amending Directive) for automatic firearms which have been converted into semi-automatic firearms may decide to confirm those authorisations as remaining valid for the rest of their original term, and may renew them for persons holding such an authorisation as at that date.

Or. en

Amendment 644
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

Member States shall regulate the acquisition of firearms classified in categories B and C in such a way that a period of one month must elapse between the date of the transaction and the date of
delivery. During that period, the competent authorities shall verify that the transaction complies with the provisions of Article 5 and of this Article.

Or. en

Amendment 645
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Sergio Gutiérrez Prieto, Nicola Danti, Maria Grapini, Josef Weidenholzer, Evelyne Gebhardt, Marlene Mizzi, Catherine Stihler, Biljana Borzan, Marc Tarabella, Christel Schaldemose

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Member States may permit strictly limited exemptions from the prohibition of firearms classified in category A7 for reasons of sport training and competitions upon application from a recognised sport shooting organisation and following positive opinion from a national sport shooting federation.

Or. en

Amendment 646
Igor Šoltes

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 b (new)

Text proposed by the Commission

Member States may permit limited exemptions from the prohibition of firearms classified in category A7 for reasons of sport training and competitions upon application from a recognised sport
shooting organisation and following receipt of a positive opinion from a national sport shooting federation.

Amendment 647
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 b (new)

Text proposed by the Commission

Member States shall make the acquisition of firearms subject to the possession by the purchaser of an insurance policy covering any damage which they may cause.

Amendment

Member States may authorise collectors residing in their territory to keep in their possession firearms classified in category A acquired before ... [the date of entry into force of this Amending Directive], provided the firearms in question have been deactivated in accordance with the provisions implementing Article 10b, and subject to clear and strict conditions of storage.
Amendment 649
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 6 a (new)
Directive 91/477/EEC
Article 6 a (new)

Text proposed by the Commission

(6a) The following Article is inserted:
"Article 6a
Except with respect to transfers between dealers and brokers, the handing over of firearms and their essential components and ammunition following a transaction by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be subject to strict control by the Member States and allowed only if it takes place under conditions allowing for verification of the identities of the parties and of their right to complete the transaction."

Or. en

Amendment 650
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Jasenko Selimovic, Dita Charanzová, Kaja Kallas, Marian Harkin

Proposal for a directive
Article 1 – point 6 a (new) Directive 91/477/EEC
Article 6 a (new)

Text proposed by the Commission

(6a) The following Article is inserted:
"Article 6a

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Except with respect to transfers between dealers and brokers, the selling and acquisition of firearms and their essential components and ammunition following a transaction by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be subject to strict control by the Member States and allowed only if it takes place under conditions whereby the identities and appropriate licences of the parties can be reliably and securely verified."

Amendment 651
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 6 a (new)
Directive 91/477/EEC
Article 6 a (new)

Text proposed by the Commission

Amendment

(6a) The following Article is inserted:
"Article 6a

Transitional measures

Member States may allow firearms classified in category A6 or category A7 and legally acquired and registered before... (the date of the entry into force of this Amending Directive) to be:

(a) kept by the legal owner under the storage condition referred to in Article 10ba; or

(b) inherited; or

(c) acquired by authorised bodies."

Or. en
**Amendment 652**  
Robert Jarosław Iwaszkiewicz

Proposal for a directive  
Article 1 – point 6 a (new)  
Directive 91/477/EEC  
Article 7 – paragraph 1 – subparagraph 1

*Present text*

"Nie można nabywać broni palnej sklasyfikowanej w kategorii B na terytorium Państwa Członkowskiego, chyba że uzyska się w tym celu stosowne pozwolenie od tego Państwa Członkowskiego."

*Amendment*

6a. art. 7 ust. 1 akapit pierwszy otrzymuje brzmienie:

„Nie można nabywać broni palnej sklasyfikowanej w kategorii B na terytorium Państwa Członkowskiego, chyba że uzyska się w tym celu stosowne pozwolenie od tego Państwa Członkowskiego. Wydanie takiego pozwolenia zależe jest tylko od spełnienia warunków określonych w art. 5.”;


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**Amendment 653**  
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive  
Article 1 – point 6 a (new)  
Directive 91/477/EEC  
Article 7 – paragraph 3 a (new)

*Text proposed by the Commission*

"Les données relatives aux armes à feu appartenant à la catégorie B, de même que toute décision d'autorisation ou de refus d'acquisition et de possession de ces armes à feu devraient être enregistrées dans les fichiers de données informatisés..."

*Amendment*

6 bis) A l'article 7, paragraphe 3, l'alinéa suivant est ajouté:

"Les données relatives aux armes à feu appartenant à la catégorie B, de même que toute décision d'autorisation ou de refus d'acquisition et de possession de ces armes à feu devraient être enregistrées dans les fichiers de données informatisés..."
tenus dans les États membres et être directement accessibles aux autorités habilitées de tous les États membres."

Or. fr

Amendment 654
Christofer Fjellner

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

(7) In Article 7, the following subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Or. en

Amendment 655
Mylène Troszcynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

(7) In Article 7, the following subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Or. en
Amendment 656
Nuno Melo

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

Os limites máximos não podem exceder cinco anos. A autorização pode ser renovada, se as condições com base nas quais foi concedida continuarem a ser respeitadas.

Amendment

Suprimido

Or. pt

Amendment 657
Anna Maria Corazza Bildt, Petri Sarvamaa, Elisabetta Gardini, Lara Comi, Othmar Karas

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

(7) In Article 7, the following subparagraph is added to paragraph 4:
"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Amendment

deleted

Or. en

Justification

Compulsory five year licenses on firearms would lead to additional burden and costs for public authorities and owners of firearms.
Amendment 658
Karl-Heinz Florenz, Bendt Bendtsen, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Othmar Karas, Markus Ferber

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 - paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

(7) In Article 7, the following deleted subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Or. en

Justification

It is in the competence of the Member States to decide upon the periodicity of authorisations. There is no benefit of a European regulation, so that the principle of subsidiarity should be respected; instead it is bureaucratic, burdensome and costly for hunters and sport shooters, as well as for licence issuing authorities. The current legal framework provides for an adequate system of control and for the possibility for Member States to “withdraw authorisations for possession of a firearm if any of the conditions on the basis of which it was granted are no longer satisfied”.

Amendment 659
Fredrick Federley

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

(7) In Article 7, the following deleted subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of
which it was granted are still fulfilled."

Justification

Different Member States have different systems of checking if persons are fit to possess firearms also from a medical perspective. Significantly changing well functioning systems would not add significantly to security.

Amendment 660

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

Amendment

(7) In Article 7, the following deleted subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Justification

The authorities can already revoke any firearms licence if the conditions for its validity are no longer met. It is unclear what would be evaluated every five years and for what purpose. Instead, the administrative and police resources are limited in all Member States and constantly reassessing licences would place a great burden on authorities, hindering them from performing their primary functions. All provisions that potentially violate the right of people to their legal property should be well grounded.
Amendment 661
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7– paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

Amendment

7) w art. 7 ust. 4 dodaje się akapit w brzmieniu:
„Maksymalny okres ważności wynosi pięć lat. Pozwolenie może zostać odnowione, jeżeli warunki, na podstawie których zostało ono wydane, są nadal spełnione.”;

Or. pl

Amendment 662
Anneli Jääätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Gesine Meissner

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

Amendment

The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

The duration of an authorisation shall be set by the Member States, provided that Member States have implemented a system of continuous monitoring as referred to in the first subparagraph of Article 5(2). The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Or. en

Amendment 663
Boris Zala

Proposal for a directive
Article 1 – point 7
The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

The duration of an authorisation shall not exceed ten years, unless Member States have implemented a system of continuous monitoring as referred to in the first subparagraph of Article 5(2). The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.
Die Obergrenzen dürfen fünf Jahre nicht überschreiten. Die Genehmigung kann erneuert werden, wenn die Voraussetzungen für ihre Erteilung weiterhin erfüllt sind.


Die Beschränkung der Genehmigung sollte in das Ermessen der Mitgliedsstaaten gestellt werden, die ein kontinuierliches Überwachungssystem eingerichtet haben.

Amendment 666
Henna Virkkunen

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission
Das Maximum der Genehmigung umfasst fünf Jahre. Die Genehmigung kann erneuert werden, wenn die Voraussetzungen weiterhin erfüllt sind.

Amendment
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

*Taken för innehav ska inte överstiga fem år.* Tillståndet kan förnyas om de villkor som låg till grund för att det beviljades fortfarande är uppfyllda.

Amendment

*Eventuell tidsbestämd varaktighet av ett tillstånd ska bedömas i enlighet med de kriterier som ligger till grund för utfärdande av tillstånd.* Tillståndet kan, *om så behövs,* förnyas om de villkor som låg till grund för att det beviljades fortfarande är uppfyllda

Or. sv

Amendment 668
Ildikó Gáll-Pelcz

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)

Text proposed by the Commission

The maximum limits *shall not exceed five years.* The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Amendment

The maximum limits for possession shall be laid down in national law.

Or. en

Justification

*The proposed measure by the Commission would mean a radical breach with the current framework where Member States decide upon the periodicity of authorisations based on subsidiarity.*

Amendment 669
Igor Šoltes

Proposal for a directive
Article 1 – point 7
Directive 91/477/EEC  
Article 7 – paragraph 4 – subparagraph 2 (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>The <strong>maximum limits</strong> shall not exceed <strong>five</strong> years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.</td>
<td>The <strong>duration of an authorisation</strong> shall not exceed <strong>twenty</strong> years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.</td>
</tr>
</tbody>
</table>

**Amendment 670**  
**Maria Grapini**  
Proposal for a directive  
**Article 1 – point 7**  
Directive 91/477/EEC  
Article 7 – paragraph 4 – subparagraph 2 (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Perioadele maxime nu depășesc <strong>cinci</strong> ani. Autorizația poate fi reinnoită în cazul în care condițiile pe baza cărora a fost acordată sunt îndeplinite în continuare.</td>
<td>Perioadele maxime nu depășesc <strong>trei</strong> ani. Autorizația poate fi reinnoită în cazul în care condițiile pe baza cărora a fost acordată sunt îndeplinite în continuare.</td>
</tr>
</tbody>
</table>

**Or. en**

**Amendment 671**  
**Philippe Juvin, Brice Hortefeux**  
Proposal for a directive  
**Article 1 – point 7**  
Directive 91/477/EEC  
Article 7 – paragraph 4 – subparagraph 2 a (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Une autorisation de détenir une arme à feu de catégorie B octroyée avant l'entrée en vigueur de la présente directive peut être prolongée par les États membres après l'entrée en vigueur de la présente...</td>
<td></td>
</tr>
</tbody>
</table>

**Or. ro**
directive, et ce même si l'arme en question appartient à la catégorie A après l'entrée en vigueur de la présente directive. Toutefois, cette autorisation de détention n'est plus valable en cas de changement de propriétaire.

Amendment 672
Philippe Juvin, Brice Hortefeux

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 7 a (new)

Text proposed by the Commission

Amendment

7 bis). L'article suivant est inséré:

"Article 7bis

Les chasseurs et tireurs sportifs peuvent acquérir et détenir les armes semi-automatiques relevant de la catégorie B conformément aux dispositions suivantes:

- les tireurs sportifs sont enregistrés dans un club ou une association de tir sportif reconnu(e) par les autorités publiques,

- un chasseur peut posséder un maximum de 5 armes à feu de catégorie B, et un tireur sportif peut posséder un maximum de 12 armes à feu de catégorie B,

- sur demande d'une association reconnue de tir sportif et après avis favorable d'une fédération nationale de tir sportif, une dérogation peut être accordée aux tireurs sportifs concernant le nombre maximum d'armes à feu quand une telle dérogation est nécessaire pour la participation et l'entraînement à des compétitions nationales et internationales,

- un chasseur ou un tireur sportif ne
peut pas détenir en permanence plus de 10 chargeurs et plus de 1000 munitions."

Or. fr

Amendment  673
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 8 a (new)

Text proposed by the Commission

Amendment

7bis. L'article suivant est inséré:

"Article 8 bis
Les données relatives aux armes à feu appartenant à la catégorie C sont enregistrées dans les fichiers de données informatisés tenus dans les États membres et sont directement accessibles aux autorités habilitées de tous les États membres."

Or. fr

Amendment  674
Vicky Ford

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

Amendment

(7a) Article 10 is replaced by the following:

"The arrangements for the acquisition of ammunition and possession of ammunition containing a single projectile shall be the same as those for the firearms for which the ammunition is intended. The
intended."

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended."

Amendment 675
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended."

Amendment

(7a) Article 10 is replaced by the following:

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended. The acquisition and possession of ammunition shall be permitted only for persons who are allowed to possess a firearm of a respective category."

Justification

The acquisition and possession of ammunitions should be made subject to the same requirements as in the case of firearms of a corresponding category. It must be noted that the conditions for acquisition and possession of firearms of different categories differ and so should the conditions for acquisition and possession of ammunition for them.

Amendment 676
Olga Sehnalová, Pavel Poc, Miroslav Poche
Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended."

Amendment

(7a) Article 10 is replaced by the following:

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended. The acquisition and possession of ammunition shall be permitted only for persons who are allowed to possess a firearm of a respective category."

Or. en


Justification

The acquisition and possession of ammunition should be made subject to the same requirements as in the case of firearms of a corresponding category. It must be noted that the conditions for acquisition and possession of firearms of different categories differ and so should the conditions for acquisition and possession of ammunition for them.

Amendment 677
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended.

Amendment

(7a) Article 10 is replaced by the following:

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the firearms for which the ammunition is intended. The acquisition and possession of ammunition shall be permitted only for persons who are allowed to possess a firearm of a respective category."

Or. en


Justification

The acquisition and possession of ammunition should be made subject to the same requirements as in the case of firearms of a corresponding category. It must be noted that the conditions for acquisition and possession of firearms of different categories differ and so should the conditions for acquisition and possession of ammunition for them.
The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended. "

Or. en

Amendment 678
Boris Zala

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended."

Amendment

(7a) Article 10 is replaced by the following:

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended. The acquisition and possession of ammunition shall be permitted only for persons who are allowed to possess a firearm of a respective category or who are otherwise authorised to that effect under national law."

Or. en


Amendment 679
Virginie Rozière, Christine Revault D'Allonnes Bonnefoy, Sylvie Guillaume

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10 – paragraph 1 a (new)
7 bis) À l'article 10, le paragraphe suivant est ajouté:

"Les courtiers et armuriers peuvent refuser toute transaction visant à acquérir des cartouches complètes de munitions ou d'éléments de munitions s'ils considèrent raisonnablement la transaction comme suspecte, en raison de sa nature ou de son échelle, et la signalent immédiatement aux autorités compétentes."

Or. fr

Amendment 680
Marc Tarabella

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10 – paragraph 1 a (new)

7 bis) À l'article 10, le paragraphe suivant est ajouté:

"Seules les personnes autorisées à détenir une arme à feu sont autorisées à acquérir et détenir des munitions."

Or. fr

Amendment 681
Pascal Durand

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10 – paragraph 1 a (new)
Present text

Amendment

(7a) In Article 10, the following paragraph is added:

"Member States shall ensure that brokers and dealers:

(a) refuse to enter into any transaction for the acquisition of firearms, essential components thereof or ammunition which they reasonably consider not to be in compliance with Articles 5 and 6, and

(b) report any attempted such transaction to the competent authorities."

Or. en

Amendment 682
Marc Tarabella

Proposal for a directive
Article 1 – point 7 b (new)
Directive 91/477/EEC
Article 10 – paragraph 1 b (new)

Present text

Amendment

7 ter) A l'article 10, le paragraphe suivant est ajouté:

"Les armuriers et les courtiers refusent et signalent aux autorités compétentes toute transaction qui peut raisonnablement être considérée comme suspecte."

Or. fr

Amendment 683
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10a

Text proposed by the Commission

Article 10a

Member States shall take measures to ensure that alarm and signal weapons as well as salute and acoustic weapons cannot be converted into firearms.

The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Amendment

Article 10a deleted

Justification


Amendment 684
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10a – paragraph 1

Text proposed by the Commission

Les États membres prennent des mesures pour empêcher que les armes d'alarme et de signalisation ainsi que les armes de spectacle puissent être transformées en armes à feu.

Amendment

Les États membres prennent toutes les mesures nécessaires pour empêcher que les armes d'alarme et de signalisation ainsi que les armes de spectacle puissent être transformées en armes à feu. Les États membres s'assurent également que ces armes ont été marquées conformément à l'article 4, paragraphe 1 et qu'elles sont enregistrées dans les fichiers de données informatisés tenus par les États membres.
Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 a – paragraph 1

Text proposed by the Commission

Member States shall take measures to ensure that alarm and signal weapons as well as salute and acoustic weapons cannot be converted into firearms.

Amendment

Member States shall take measures to ensure that alarm and signal weapons cannot be converted into firearms.

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 a – paragraph 1

Text proposed by the Commission

Państwa członkowskie podejmują odpowiednie kroki w celu zapewnienia, że broni alarmowej i sygnałowej oraz broni salutacyjnej i akustycznej nie można przerobić na broń palną.

Amendment

Państwa członkowskie podejmują odpowiednie kroki w celu zapewnienia, że broni alarmowej i sygnałowej nie można przerobić na broń palną.

Proposal for a directive
Article 1 – point 8

AM\1093722XM.doc 67/159 PE582.209v01-00
Die Kommission erlässt technische Spezifikationen für Schreckschuss- und Signalwaffen sowie für Salutwaffen und akustische Waffen, damit sichergestellt ist, dass diese nicht zu Feuerwaffen umgebaut werden können.

Amendment 688
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 a – paragraph 2

Text proposed by the Commission

Die Kommission erlässt technische Spezifikationen für Schreckschuss- und Signalwaffen sowie für Salutwaffen und akustische Waffen, damit sichergestellt ist, dass diese nicht zu Feuerwaffen umgebaut werden können.

Amendment

Komission erlässt technische Spezifikationen für Schreckschuss- und Signalwaffen sowie für Salutwaffen und akustische Waffen, damit sichergestellt ist, dass diese nicht zu Feuerwaffen umgebaut werden können.

Or. de

Amendment 689
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b

Text proposed by the Commission

Komission przymuje specyfikacje techniczne dotyczące broni alarmowej i sygnałowej oraz broni salutacyjnej i akustycznej, aby nie dopuścić do jej przerabiania na broń palną.

Amendment

Komission przymuje specyfikacje techniczne dotyczące broni alarmowej i sygnałowej, aby nie dopuścić do jej przerabiania na broń palną.

Or. pl

Amendment 689
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b

Text proposed by the Commission

Komission przymuje specyfikacje techniczne dotyczące broni alarmowej i sygnałowej oraz broni salutacyjnej i akustycznej, aby nie dopuścić do jej przerabiania na broń palną.

Amendment

Komission przymuje specyfikacje techniczne dotyczące broni alarmowej i sygnałowej, aby nie dopuścić do jej przerabiania na broń palną.

Or. pl

Amendment 689
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b

Text proposed by the Commission

Komission przymuje specyfikacje techniczne dotyczące broni alarmowej i sygnałowej oraz broni salutacyjnej i akustycznej, aby nie dopuścić do jej przerabiania na broń palną.

Amendment

Komission przymuje specyfikacje techniczne dotyczące broni alarmowej i sygnałowej, aby nie dopuścić do jej przerabiania na broń palną.

Or. pl
Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm.

The Commission shall adopt deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Or. en

**Justification**


**Amendment 690**

Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm.</td>
<td>I. Member States shall ensure that the deactivation of firearms is carried out in accordance with the technical specifications set out in Annex III.</td>
</tr>
</tbody>
</table>
This shall not apply to firearms deactivated prior to 8 April 2016, unless those firearms are transferred to another Member State or placed on the market.

Deactivation of firearms shall be carried out by public or private entities, or by individuals, authorised to do so in accordance with national legislation.

Member States shall designate a competent authority (the "verifying entity") to verify that the deactivation of the firearm concerned has been carried out in accordance with the technical specifications set out in Annex III.

Where the deactivation of the firearm has been carried out in accordance with the technical specifications set out in Annex III, the verifying entity shall:

(a) affix a common unique marking to all components modified for the deactivation of the firearm; and

(b) issue a deactivation certificate to the owner of the firearm.

Where the firearm is recorded in the computerised data-filing system referred to in Article 4(4), its deactivation shall be entered in the record relating to it.

Member States may introduce additional measures for the deactivation of firearms in their territory going beyond the technical specifications set out in Annex III.

2. The Commission is empowered to adopt delegated acts in accordance with Article 13a to update Annex III, taking into account, where necessary, any additional measures introduced by Member States in accordance with the sixth subparagraph of paragraph 1.

3. The Commission shall adopt implementing acts establishing templates for the common unique marking and the model certificate for deactivated firearms.
implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

4. By 31 December 2016 the Commission, after consulting Member States and relevant stakeholders, shall identify which national deactivation standards and techniques applied by Member States before 8 April 2016 ensured that firearms were rendered permanently unfit for use and inoperable, and shall provide for recognition of certified deactivations performed in accordance with such deactivation standards and techniques.

Or. en

Amendment 691
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b – paragraph 1

Text proposed by the Commission

Les États membres prennent des dispositions pour que la neutralisation des armes à feu soit vérifiée par une autorité compétente, afin de garantir que les modifications apportées à une arme à feu la rendent irréversiblement inutilisable. Les États membres prévoient, dans le cadre de ladite vérification, la délivrance d’un certificat ou d’un document attestant la neutralisation de l’arme à feu ou l’application à cet effet sur l’arme à feu d’une marque clairement visible.

Amendment

Eu égard au règlement d'exécution (UE) 2015/2403 de la Commission du 15 décembre 2015 établissant des lignes directrices communes concernant les normes et techniques de neutralisation en vue de garantir que les armes à feu neutralisées sont rendues irréversiblement inopérantes, les États membres prennent des dispositions pour que la neutralisation des armes à feu soit vérifiée par une autorité compétente, afin de garantir que les modifications apportées à une arme à feu la rendent irréversiblement inutilisable. Les États membres prévoient, dans le cadre de ladite vérification, la délivrance d’un certificat et d’un document attestant la neutralisation de l’arme à feu ou l’application à cet effet sur l’arme à feu
d’une marque clairement visible.

Les États membres désignent l’autorité compétente pour procéder à la neutralisation des armes à feu et le communiquent à la Commission au plus tard le ... [date].

Or. fr

Amendment 692
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b – paragraph 1

*Text proposed by the Commission*

Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm.

*Amendment*

Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of that verification, provide for the issuance of a deactivation certificate attesting to the deactivation of the firearm and the apposition of a clearly visible mark to that effect on the firearm. Where the firearm is recorded in the computerised data-filing system referred to in Article 4(4), its deactivation shall be entered in the record relating to it.

Or. en

Amendment 693
Robert Rochefort

Proposal for a directive
Article 1 – point 8
Les États membres prennent des dispositions pour que la neutralisation des armes à feu soit vérifiée par une autorité compétente, afin de garantir que les modifications apportées à une arme à feu la rendent irréversiblement inutilisable. Les États membres prévoient, dans le cadre de ladite vérification, la délivrance d’un certificat ou d’un document attestant la neutralisation de l’arme à feu ou l’application à cet effet sur l’arme à feu d’une marque clairement visible.

Amendment

Les États membres prennent des dispositions pour que la neutralisation des armes à feu et de chacune des parties essentielles soit vérifiée par une autorité compétente, afin de garantir que les modifications apportées à une arme à feu et chacune des parties essentielles la rendent irréversiblement inutilisable. Les États membres prévoient, dans le cadre de ladite vérification, la délivrance d’un certificat ou d’un document attestant la neutralisation de l’arme à feu et l’application à cet effet sur l’arme à feu d’une marque clairement visible.

Or. fr

Amendment 694
Marcus Pretzell

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b – paragraph 1

Die Mitgliedstaaten treffen die erforderlichen Vorkehrungen, um die Maßnahmen zur Deaktivierung von Feuerwaffen durch eine zuständige Behörde überprüfen zu lassen, damit sichergestellt ist, dass die Änderungen an der Feuerwaffe diese endgültig unbrauchbar machen. Die Mitgliedstaaten sorgen im Kontext dieser Überprüfung dafür, dass eine Bescheinigung oder ein Nachweis über die Deaktivierung der Feuerwaffen ausgestellt oder ein deutlich sichtbares Zeichen auf der Feuerwaffe angebracht wird.

Amendment

Die Mitgliedstaaten können ihre eigenen Vorkehrungen treffen, um eine eventuell erforderlich gewordene Deaktivierung von Feuerwaffen durch eine zuständige Behörde des Mitgliedsstaates überprüfen zu lassen. Die Mitgliedstaaten sorgen im Kontext dieser Überprüfung dafür, dass eine Bescheinigung oder ein Nachweis über die Deaktivierung der Feuerwaffen ausgestellt oder ein deutlich sichtbares Zeichen auf der Feuerwaffe angebracht wird.
**Amendment 695**  
**Pascal Durand**

**Proposal for a directive**  
**Article 1 – point 8**  
**Directive 91/477/EEC**  
**Article 10 b – paragraph 1**

**Text proposed by the Commission**

Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm.

**Amendment**

Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate and record attesting to the deactivation of the firearm and the apposition of a clearly visible mark to that effect on the firearm.

**Amendment 696**  
**Antonio López-Istúriz White**

**Proposal for a directive**  
**Article 1 – point 8**  
**Directive 91/477/EEC**  
**Article 10 b – paragraph 1**

**Text proposed by the Commission**

Los Estados miembros adoptarán las disposiciones necesarias para que una autoridad competente verifique la inutilización de las armas de fuego a fin de garantizar que las modificaciones aportadas al arma de fuego la inutilizan irreversiblemente. En el marco de dicha verificación, los Estados miembros dispondrán la expedición de un certificado

**Amendment**

Los Estados miembros adoptarán las disposiciones necesarias para que una autoridad competente verifique la inutilización de las armas de fuego a fin de garantizar que las modificaciones aportadas al arma de fuego la inutilizan irreversiblemente. En el marco de dicha verificación, los Estados miembros dispondrán la expedición de un certificado
o documento en el que se haga constar la inutilización del arma de fuego, o la colocación de un marcado a esos efectos claramente visible en el arma de fuego.

**Amendment 697**

**Louis Michel, Gérard Deprez, Frédérique Ries**

**Proposal for a directive**

**Article 1 – point 8**

Directive 91/477/EEC

**Article 10 b – paragraph 2**

*Text proposed by the Commission*

La Comisión adopte des normes et techniques de neutralisation afin de veiller à ce que les armes à feu neutralisées soient irréversiblement inutilisables. Ces actes d'exécution sont adoptés conformément à la procédure d'examen visée à l'article 13 ter, paragraphe 2.

*Amendment*

_supprimé_

**Or. fr**

**Amendment 698**

**Marcus Pretzell**

**Proposal for a directive**

**Article 1 – point 8**

Directive 91/477/EEC

**Article 10 b – paragraph 2**

*Text proposed by the Commission*

Die Kommission erlässt Deaktivierungsstandards und -techniken, die gewährleisten, dass deaktivierte Feuerwaffen endgültig unbrauchbar gemacht werden. Diese Durchführungsrechtsakte werden gemäß dem in Artikel 13b Absatz 2 genannten

*Amendment*

Die Kommission erlässt Deaktivierungsstandards und -techniken, die gewährleisten, dass deaktivierte Feuerwaffen endgültig unbrauchbar gemacht werden. Diese Durchführungsrechtsakte werden gemäß dem in Artikel 13b Absatz 2 genannten
Amendment 699
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Marc Tarabella, Pina Picierno, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 8 a (new)
Directive 91/477/EEC
Article 10 b a (new)

Text proposed by the Commission

(8a) The following Article is inserted:

"Article 10ba

Member States shall establish rules on the proper storage of firearms and ammunition to ensure that they are kept under supervision and stored in a secure way such as to minimise the risk of their being accessed by unauthorised persons. Firearms and their ammunition shall not be readily accessible together. Supervision in such cases shall mean that the person possessing the firearm or the ammunition has control over them and shall include, as a minimum, storage in a safe box when the firearm or ammunition is not in use. The level of scrutiny for the storage arrangements shall correspond to the category of the firearm concerned."

Or. en

Amendment 700
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Anna Maria Corazza Bildt, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber
Proposal for a directive
Article 1 – point 8 a (new)
Directive 91/477/EEC
Article 10 b a (new)

Text proposed by the Commission

Amendment

(8a) The following Article is inserted:

"Article 10ba

By 31 December 2016, the Commission shall adopt delegated acts in accordance with Article 13a on common conversion standards ensuring that any conversion of a firearm that changes its category is done in a manner which renders such conversion permanently irreversible."

Or. en

Justification

This measure addresses one of the main loopholes in the current legislative framework: the illegal conversion of firearms into prohibited automatic firearms. The focus should be on conversions that change the category of the firearm in order to make sure that it remains correctly registered and traceable also after conversion.

Amendment 701

Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 8 a (new)
Directive 91/477/EEC
Article 10 b a (new)

Text proposed by the Commission

Amendment

(8a) The following Article is inserted:

"Article 10ba

1. Member States shall take measures to ensure that automatic firearms that have been converted into semi-automatic firearms cannot be reconverted into automatic firearms.

2. The Commission shall adopt
delegated acts in accordance with Article 13a establishing technical specifications to ensure that semi-automatic firearms which have been converted from originally automatic firearms cannot be reconverted into automatic firearms.”

Amendment 702
Anna Maria Corazza Bildt, Petri Sarvamaa, Lara Comi, Elisabetta Gardini, Bendt Bendtsen, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 8 a (new)
Directive 91/477/EEC
Article 12 – paragraph 2 – subparagraph 2

Present text

"Member States may not make acceptance of a European firearms pass conditional upon the payment of any fee or charge."

Amendment

(8a) In Article 12, paragraph 2, the second subparagraph is replaced by the following:

"Member States may not make:

(a) the issuance or renewal of a European firearms pass conditional upon the payment of any unjustified fee or charge;

(b) the acceptance of a European firearms pass conditional, directly or indirectly, upon the payment of any fee or charge or the grant of any administrative approval."

Justification

The European firearms pass enables citizens to travel within the EU with their firearm. It works satisfactorily in most Member States. However do some Member States require an
additional import permit which often is costly and takes long time to issue. This hinders the free movement and contradicts the objective of the pass.

**Amendment 703**

Boris Zala

Proposal for a directive

Article 1 – point 8 a (new)

Directive 91/477/EEC

Article 12 – paragraph 2 – subparagraph 2

<table>
<thead>
<tr>
<th>Present text</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>&quot;Member States may not make acceptance of a European firearms pass conditional upon the payment of any fee or charge.&quot;</td>
<td>&quot;Member States may not make: (a) the issuance or renewal of a European firearms pass conditional upon the payment of any fee or charge exceeding the administrative costs incurred in issuing the pass; (b) the acceptance of a European firearms pass conditional, directly or indirectly, upon the payment of any fee or charge or the grant of any administrative approval.&quot;</td>
</tr>
</tbody>
</table>


**Justification**

The European firearms pass is the main document needed by hunters and marksmen for the possession of a firearm during a journey to another Member State. In spite of the prohibition in the Directive, some member states require payment of a fee for prior authorisation or associated permits to allow the possession of firearms in the Member States’ territory. It should therefore be clarified that Member States shall not make the acceptance of the European firearms pass conditional, whether directly or indirectly, upon the payment of any fee or charge.
Amendment 704
Damiano Zoffoli, Renata Briano, Brando Benifei, Paolo De Castro, Elena Gentile, David-Maria Sassoli, Luigi Morgano

Proposal for a directive
Article 1 – point 8 a (new)
Directive 91/477/EEC
Article 12 – paragraph 2 – subparagraph 2 a (new)

Present text
(8 bis) All'articolo 12, paragrafo 2, secondo comma, è aggiunto il comma seguente:
"Il riconoscimento della Carta europea d'arma da fuoco non può essere subordinato a pre-autorizzazioni amministrative né al pagamento di tasse o diritti, diretti o indiretti, legati a eventuali costi amministrativi."

Or. it

Justification
La Carta europea d'arma da fuoco è il documento che serve ai cacciatori e ai tiratori sportivi per la detenzione di un'arma da fuoco durante i viaggi all'interno dell'UE. Malgrado ciò, alcuni Stati Membri richiedono il pagamento di una tassa per la pre-autorizzazione oppure per presunti permessi addizionali, per riconoscere la carta europea d'arma da fuoco e autorizzare la detenzione di armi da fuoco all'interno del proprio territorio. Occorre dunque chiarire che gli Stati Membri non possono far dipendere il riconoscimento della carta europea d’arma dal pagamento, sia diretto che indiretto, di tasse o diritti.

Amendment 705
Pascal Durand

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission
4. The competent authorities of the Member States shall exchange information on the authorisations granted for the

Amendment
4. The Commission shall establish and maintain a Union computerised data-exchange platform to be operational by
transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

[...] The competent authorities of the Member States shall exchange information via that platform with regard to, inter alia:

- their national legislation and practices, including their application of Articles 5 and 6;
- authorisations granted for the transfer of firearms to another Member State;
- refusals to grant an authorisation as provided for in Article 7;
- the dealers and brokers authorised on their territories;
- existing stocks on their territories;
- firearms confiscated on their territories; and
- natural or legal persons involved in the illicit trafficking of firearms.

Amendment 706
Dita Charanzová, Marian Harkin, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on authorisations granted for the transfer of firearms to another Member State.
The Member States shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.

Justification

The change of provisions on information exchange is the crucial part of the proposal. The complete interoperability of all information systems in which data about civilian firearms are included indifferent Member States is barely attainable for technical reasons in any close future. The exchange of information should be focused on relevant data (not overall exchange of bulk data). The information on authorisations granted according to Article 6 and 7 can be considered relevant as far as it can be taken into account by authorities of another Member State in a similar situation. This information should therefore include information about criminal records of the applicants. Upon request by a Member State, entire texts of the respective criminal or administrative decisions should be provided to authorities of the requesting Member State so that mutuality and equivalence of the criminal record can be assessed.

Amendment 707
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on authorisations granted for the transfer of firearms to
another Member State.

The Member States shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.

Justification

The change of provisions on information exchange is the crucial part of the proposal. The complete interoperability of all information systems in which data about civilian firearms are included in different Member States is barely attainable for technical reasons in any close future. The exchange of information should be focused on relevant data (not overall exchange of bulk data). The information on authorisations granted according to Article 6 and 7 can be considered relevant as far as it can be taken into account by authorities of another Member State in a similar situation. This information should therefore include information about criminal records of the applicants. Upon request by a Member State, entire texts of the respective criminal or administrative decisions should be provided to authorities of the requesting Member State so that mutuality and equivalence of the criminal record can be assessed.

Amendment 708
Jiří Pospíšil

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on authorisations
granted for the transfer of firearms to another Member State.

The Member States shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.

Amendment 709
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Text proposed by the Commission

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on transfers of firearms to another Member State.

The Member State shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.
4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

4. For the purpose of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms, including, without limitation, information on the structure of their computerised data-filing systems as referred to in Article 4(4) with a view to enabling their interconnection with other existing instruments concerning:

(a) their application of Articles 5 and 6;
(b) authorisations granted for the transfer of firearms to another Member State; and
(c) refusals to grant authorisations as provided for in Article 7.
4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment
4. Member States shall ensure the efficient exchange of information by electronic means, in accordance with applicable data protection rules, either directly or through single points of contact, on the authorisations granted for the transfer of firearms to another Member State as well as information with regard to refusals to grant authorisations as provided for in Article 7.
4. Les autorités compétentes des États membres échangent des informations sur les autorisations de transfert d’armes à feu vers un autre État membre ainsi que sur les refus d’octroyer des autorisations au sens de l’article 7.

Amendment

4. Les autorités compétentes des États membres échangent toutes les informations en leur possession concernant les autorisations et les refus de transfert d’armes à feu vers un autre État membre, les autorisations et les refus d’octroyer des autorisations au sens de l’article 7 ainsi que les déclarations au sens de l’article 8.

Or. fr

Amendment 714
Robert Rochefort

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. Les autorités compétentes des États membres échangent des informations sur les autorisations de transfert d’armes à feu vers un autre État membre ainsi que sur les refus d’octroyer des autorisations au sens de l’article 7.

Amendment

4. Les autorités compétentes des États membres échangent, par voie électronique, via un système européen automatisé, les informations relatives aux autorisations et refus de transfert d’armes à feu vers un autre État membre ainsi que aux autorisations et refus d’octroyer des autorisations au sens de l’article 7.

Or. fr

Amendment 715
Sergio Gaetano Cofferati, Virginie Rozière, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Marlene Mizzi, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer
Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals and the establishment and maintenance of a European platform for data exchange. The Commission shall adopt the first such delegated act by ... [9 months after the date of entry into force of this Amending Directive].

Or. en

Amendment 716
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [24 months after publication of this Amending Directive in the Official Journal of the European Union].

Or. en

Justification

The change of provisions on information exchange is the crucial part of the proposal. The
complete interoperability of all information systems in which data about civilian firearms are included in different Member States is barely attainable for technical reasons in any close future. The exchange of information should be focused on relevant data (not overall exchange of bulk data). The information on authorisations granted according to Article 6 and 7 can be considered relevant as far as it can be taken into account by authorities of another Member State in a similar situation. This information should therefore include information about criminal records of the applicants. Upon request by a Member State, entire texts of the respective criminal or administrative decisions should be provided to authorities of the requesting Member State so that mutuality and equivalence of the criminal record can be assessed.

Amendment 717
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 718
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange
of information on authorisations granted or refusals for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 719
Jiří Pospíšil

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 720
Pascal Durand

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities and functionalities of the Union computerised data-exchange platform referred to in paragraph 4 of this Article. The
Commission shall adopt the first such delegated act by ... [insert date].

Amendment 721
Vicky Ford

Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted and on refusals.

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the detailed arrangements for the exchange of information on authorisations granted or refused. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 722
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 2

Text proposed by the Commission

2. The delegation of power referred to in Article 13 shall be conferred on the Commission for an indeterminate period of time from the date of entry into force of this Directive.

Amendment

deleted

Or. en
Amendment 723
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 2

Text proposed by the Commission

2. The delegation of power referred to in Article 13 shall be conferred on the Commission for an indeterminate period of time from the date of entry into force of this Directive.

Amendment

2. The power to adopt delegated acts referred to in Article 10b(2) and (4), Article 10ba and Article 13(5) shall be conferred on the Commission for an indeterminate period of time from ... [the date of entry into force of this Amending Directive].

Or. en

Amendment 724
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in Article 13 may be revoked at any time by the European Parliament or by the Council. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Amendment

3. The delegation of power referred to in Article 10b(2) and (4), Article 10ba and Article 13(5) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Or. en
Amendment 725
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 3 a (new)

Text proposed by the Commission

3a. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016.

Amendment

Or. en

Amendment 726
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 5

Text proposed by the Commission

5. A delegated act adopted pursuant to Article 13 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by 2 months at the initiative of the European Parliament or the Council.

Amendment

5. The Commission is empowered to adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. Those delegated acts shall be adopted by ... [insert date].

Or. en
Amendment 727
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 5

Text proposed by the Commission

5. A delegated act adopted pursuant to Article 13 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by 2 months at the initiative of the European Parliament or the Council.

Amendment

5. A delegated act adopted pursuant to Article 10b(2) and (4), Article 10ba and Article 13(5) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Or. en

Amendment 728
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission

The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted two years after the entry into force of this Directive.

Amendment

The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive. The first report shall be submitted by two years after the date of entry into force of this Directive.
force of this Directive.

Amendment 729
Pascal Durand

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission

The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted two years after the entry into force of this Directive.

Amendment

The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive and on the implementing acts on deactivation, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to marking and to new technologies such as 3D printing and the utilisation of QR code. The first report shall be submitted by ... [two years after the date of entry into force of this Directive].

Amendment 730
Vicky Ford, Anna Maria Corazza Bildt, Dita Charanzová

Proposal for a directive
Article 1 – point 12
Directive 91/477/EC
Article 17 – paragraph 1

Text proposed by the Commission

The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the

Amendment

The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the
issues related to new technologies such as 3D printing. The first report shall be submitted two years after the entry into force of this Directive.

Amendment 731

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission
The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted two years after the entry into force of this Directive.

Amendment
The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive, including a fitness check of the new provisions, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted by ... [two years after the date of entry into force of this Amending Directive].

Justification
Fitness check should be carried out in order to attest the necessity of the new provisions, taking into account the lack of a prior impact assessment. The fitness check should include looking into the gun crime in the Member States with legal (licenced) firearms, including number of crimes committed, number of firearms reported stolen or missing and number of firearms converted to an automatic action, relative to the situation prior to the adoption of the
new provisions.

Amendment 732
Bendt Bendtsen

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission

The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted two years after the entry into force of this Directive.

Amendment

The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I, the implementation of the system for the European firearms pass and the issues related to new technologies such as 3D printing. The first report shall be submitted by two years after the date of entry into force of this Amending Directive.

Or. en

Amendment 733
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 12
Dyrektywa 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission

Komisja co pięć lat przedkłada Parlamentowi Europejskiemu i Radzie sprawozdanie ze stosowania niniejszej dyrektywy, do którego to sprawozdania w stosownych przypadkach dołącza wnioski, które odnoszą się w szczególności do kategorii broni palnej przedstawionych w załączniku I oraz do kwestii związanych z

Amendment

Komisja co pięć lat przedkłada Parlamentowi Europejskiemu i Radzie sprawozdanie ze stosowania niniejszej dyrektywy, do którego to sprawozdania w stosownych przypadkach dołącza wnioski, które odnoszą się w szczególności do kategorii broni palnej przedstawionych w załączniku I oraz do kwestii związanych z
nowymi technologiami takimi jak druk trójwymiarowy. Pierwsze sprawozdanie przedkłada się dwa lata po wejściu w życie niniejszej dyrektywy.

nowymi technologiami oraz kwestii przemysłu branż, zwłaszcza w In the areas of new technologies, such as 3D printing. The first report shall be presented two years after the entry into force of this directive.

Amendment 734
Maria Grapini

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 1

Text proposed by the Commission

Comisia prezintă Parlamentului European și Consiliului, la fiecare cinci ani, un raport privind aplicarea prezentei directive, însoțit, dacă este cazul, de propuneri, în special cu privire la categoriile de arme de foc din anexa I și la aspecte legate de noile tehnologii, cum ar fi imprimarea 3D. Primul raport se prezintă la doi ani de la intrarea în vigoare a prezentei directive.

Amendment

Comisia prezintă Parlamentului European și Consiliului, la fiecare patru ani, un raport privind aplicarea prezentei directive, însoțit, dacă este cazul, de propuneri, în special cu privire la categoriile de arme de foc din anexa I și la aspecte legate de noile tehnologii, cum ar fi imprimarea 3D. Primul raport se prezintă la doi ani de la intrarea în vigoare a prezentei directive.

Amendment 735
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred

Amendment

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred
to in Article 4(4) between the Member States. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Amendment 736
Philippe Juvin, Brice Hortefeux, Rachida Dati

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission
La Commission examine, pour le [date], quels éléments sont nécessaires à la mise en place d’un système d’échange entre les États membres des informations contenues dans les fichiers de données informatisés visés à l’article 4, paragraphe 4. L’examen de la Commission est accompagné, s’il y a lieu, d’une proposition législative dans laquelle il est tenu compte des instruments existants en matière d’échange d’informations.

Amendment
La Commission examine, pour le [date], quels éléments sont nécessaires à la mise en place d’un système d’échange entre les États membres des informations contenues dans les fichiers de données informatisés visés à l’article 4, paragraphe 4. L’examen de la Commission est accompagné, s’il y a lieu, d’une proposition législative dans laquelle il est tenu compte des instruments existants en matière d’échange et des innovations liées aux nouvelles technologies telles que les imprimantes 3D et l'utilisation de codes QR.

Amendment 737
Robert Rochefort

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2
Text proposed by the Commission

La Commission examine, pour le [date], quels éléments sont nécessaires à la mise en place d’un système d’échange entre les États membres des informations contenues dans les fichiers de données informatisés visés à l’article 4, paragraphe 4. L’examen de la Commission est accompagné, s’il y a lieu, d’une proposition législative dans laquelle il est tenu compte des instruments existants en matière d’échange d’informations.

Amendment

La Commission examine, pour le [date], quels éléments sont nécessaires à la mise en place d’un système européen d’échange entre les États membres des informations contenues dans les fichiers de données informatisés visés à l’article 4, paragraphe 4. L’examen de la Commission est accompagné, s’il y a lieu, d’une proposition législative dans laquelle il est tenu compte des instruments existants en matière d’échange d’informations.

Or. fr

Amendment 738
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission

La Commission examine, pour le [date], quels éléments sont nécessaires à la mise en place d’un système d’échange entre les États membres des informations contenues dans les fichiers de données informatisés visés à l’article 4, paragraphe 4. L’examen de la Commission est accompagné, s’il y a lieu, d’une proposition législative dans laquelle il est tenu compte des instruments existants en matière d’échange d’informations.

Amendment

La Commission examine, pour le [date], quels éléments sont nécessaires à la mise en place d’un système permettant l’accès de chaque État membre aux informations contenues dans les fichiers de données informatisés visés à l’article 4, paragraphe 4. L’examen de la Commission est accompagné, s’il y a lieu, d’une proposition législative dans laquelle il est tenu compte des instruments existants en matière d’échange d’informations.

Or. fr

Amendment 739
Christofer Fjellner
Proposal for a directive
Article 1 – point 13
Directive 91/477/EEC
Annex I

Text proposed by the Commission

Amendment

(13) in Annex I to Directive 91/477/EC part II is amended as follows:

(a) point A is amended as follows:
(i) in Category A, the following points are added:

"6. Automatic firearms which have been converted into semi-automatic firearms;
7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;
8. Firearms under points 1 to 7 after having been deactivated.

(ii) in category B, point 7 is deleted.
(iii) in Category C, the following points are added:
5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;
6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

(b) in point B, the following text is deleted.

"The breach-closing mechanism, the chamber and the barrel of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted."

Or. en

Amendment 740
Philippe Juvin, Brice Hortefeux, Rachida Dati
Proposal for a directive
Article 1 – point 13 – point a – point i (new)
Directive 91/477/EEC
Annex I – part II – point A – category A – point 2

Present text

Amendment

-i) Dans la catégorie A, le point 2 est remplacé par le texte suivant:
"2. les armes à feu automatiques et tout système ou élément qui permet ou facilite la transformation d’une arme à feu semi-automatique en arme à feu automatique;

Amendment 741
Nuno Melo

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC

Text proposed by the Commission

Amendment

(i) na categoria A, são aditados os seguintes pontos:
"6. Armas de fogo automáticas que tenham sido convertidas em armas de fogo semiautomáticas;
7. Armas de fogo civis semiautomáticas semelhantes a armas com mecanismos automáticos;
8. Armas de fogo dos pontos 1 a 7 depois de serem desativadas."

Or. pt

Amendment 742
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet
Proposal for a directive

Article 1 – point 13 – point a – point i
Directive 91/477/EEC

Text proposed by the Commission  
Amendment

(i) in Category A, the following points are added:

"6. Automatic firearms which have been converted into semi-automatic firearms;
7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;
8. Firearms under points 1 to 7 after having been deactivated."

Or. en

Justification

Category B weapons must remain in category B. No change in categorization is necessary. Legal owners of such weapons are numerous within the European territories. Confiscation of their property is impossible to implement considering the huge amount of those weapons. Moreover, prohibiting these category B weapons are forcing them to enter illegal market; illegal market that should actually be the only target of the European Commission in their fight against terrorism.

Amendment 743
Angel Dzhambazki, Emil Radev

Proposal for a directive

Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission  
Amendment

6. Автоматичните огнестрелни оръжия, които са видоизменени в полуавтоматични огнестрелни оръжия;
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

deleted

Or. en

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

deleted

Or. en

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

deleted

Or. en
been converted into semi-automatic firearms;

Amendment 747
Marian Harkin

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission Amendment

6. Automatic firearms which have been converted into semi-automatic firearms;

deleted

Or. en

Justification

This change would result in a sudden and immediate ban of a whole sub-category 14 of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. The criterion of "resemblance" is subjective and very much dependent on the person who has to make this judgement. Decisions will mostly be made afterwards and with hindsight, resulting in legal uncertainty. Category B7 and the proposed A6 firearms possess the same technical specifications as any other category B firearm. They are therefore not "more dangerous", which is the logic and technical rationale for firearms categorisation. To justify a total ban of a certain category of firearms solely based on the unclear and subjective criterion of their "resemblance" with automatic weapons is not only disproportional, but also leads to legal uncertainty and the unequal treatment of citizens. Finally, the consequential confiscations and destruction of the firearms in question would constitute an unjustified infringement of the fundamental right of property of legal owners, who acquired these firearms in compliance with the law and in good faith and who now will be confronted with a considerable loss.

Amendment 748
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

Or. en

Justification

The mere fact that a firearm has been converted does not have any relation to the risk of it being reverse – converted into an automatic one. Much rather, a ban should be aimed at equipment.

Amendment 749
Dita Charanzová, Anneli Jäätteenmäki, Hilde Vautmans, Kaja Kallas, Hannu Takkula, Antanas Guoga, Nils Torvalds, Paavo Väyrynen, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

6. Automatic firearms which have been converted into semi-automatic firearms and which can be reconverted into automatic firearms using conventional tools or simply by the modification or replacement of parts other than essential components, provided that the technical conversion procedure was not previously authorised by a relevant authority of a Member State and provided that the converted firearm in question was inspected and marked;

Or. en
Justification

The category “A6” newly proposed by the Commission should differentiate between different levels of these conversions. The conversion can be made in a poor way, however, it can be also thorough and hardly reconvertible. In fact, if the conversion is made in proper way those converted firearms are more complicated to change back to automatic firearms than any other semi-automatic weapon. However, a strict obligation of Member States to secure that any technology of conversion is authorised by a competent authority (a Proof House, police, armed forces etc.) which will also inspect and mark every such converted firearm before it is placed on the market.

Amendment 750
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms, provided that the technical conversion procedure was not previously authorised by a relevant authority of a Member State and provided that the converted firearm in question was inspected and marked;

Or. en

Justification

The category “A6” newly proposed by the Commission should differentiate between different levels of these conversions. The conversion can be made in a poor way, however, it can be also thorough and hardly reconvertible. In fact, if the conversion is made in proper way those converted firearms are more complicated to change back to automatic firearms than any other semi-automatic weapon. However, a strict obligation of Member States to secure that any technology of conversion is authorised by a competent authority (a Proof House, police, armed forces etc.) which will also inspect and mark every such converted firearm before it is placed on the market.

Amendment 751
Richard Sulík, Jussi Halla-aho, Tomáš Zdechovský, Bernd Kölmel, Ulrike Trebesius,
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms which have not been authorised in accordance with Article 10ba, with the exception of firearms converted prior to the date of entry into force of this Amending Directive;¹a

¹a In this case, Article 10ba shall be amended as follows: "Member States shall take measures to ensure that long semi-automatic firearms which have been converted from originally automatic firearms cannot be reconverted into automatic firearms. Mechanical design of any particular type of long semi-automatic firearms including conversions of any particular type of originally automatic firearms into semi-automatic firearms must be authorised for civilian use by a competent public authority before being placed on the market."

Or. en

Justification

The signatories believe that the point 6 of the Annex I, part II, point A, Category A of the Commission’s proposal shall be deleted and refused in its entirety and it is one of the crucial amendments of the signatories for this proposal. However, in order to achieve a compromise acceptable within the EP plenum, the signatories propose two acceptable options, this being one of them.
Amendment 752
Michaela Šojdrová
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms and which can be reconverted into automatic firearms using conventional tools or simply by the modification or replacement of parts other than essential components;

Or. en

Justification

The amendment intends to reduce the scope of the prohibition only to semi-automatic weapons which can be converted to automatic ones.

Amendment 753
Robert Jarosław Iwaszkiewicz
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatyczna broń palna, która została przerobiona na półautomatyczną broń palną;

Amendment

6. Automatyczna broń palna, która została przerobiona na półautomatyczną broń palną i która może zostać przerobiona ponownie na broń automatyczną bez użycia specjalistycznych narzędzi i umiejętności;

Or. pl
Amendment 754
Jiří Pospíšil

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>6. Automatic firearms which have been converted into semi-automatic firearms;</td>
<td>6. Automatic firearms which have been converted into semi-automatic firearms, unless the conversion was authorised and inspected by a relevant authority of a Member State;</td>
</tr>
</tbody>
</table>

Or. en

Amendment 755

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>6. Automatic firearms which have been converted into semi-automatic firearms;</td>
<td>6. Components with which a semi-automatic firearm can be converted to an automatic firearm without sophisticated skills and tools;</td>
</tr>
</tbody>
</table>

Or. en

Justification

The signatories believe that the point 6 of the Annex I, part II, point A, Category A of the Commission’s proposal shall be deleted and refused in its entirety and it is one of the crucial amendments of the signatories for this proposal. However, in order to achieve a compromise acceptable within the EP plenum, the signatories propose two acceptable options, this being one of them.
Amendment 756
Vicky Ford

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have not been permanently converted into semi-automatic firearms;

Or. en

Amendment 757
Vicky Ford

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6 a (new)

Text proposed by the Commission

6a. Parts such as auto sears, drop in kits, trigger mechanisms and other parts that are designed to convert semi-automatic firearms into firearms with automatic mode of operation;

Amendment

6a. Parts such as auto sears, drop in kits, trigger mechanisms and other parts that are designed to convert semi-automatic firearms into firearms with automatic mode of operation;

Or. en

Amendment 758
Vicky Ford

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6 b (new)
6b. Semi-automatic rifles or shotguns (i.e. firearms that are originally intended to be fired from the shoulder) that can be reduced to a length of less than 60cm without losing functionality by means of a folding or telescoping stock or by a stock that can be removed without using tools;

Or. en

Amendment 759
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Półautomatyczna broń palna do użytku cywilnego, która przypomina broń z mechanizmami automatycznymi;

Or. pl

Amendment 760
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Полуавтоматичните гражданско огнестрелни оръжия, които имат вид на автоматично огнестрелно оръжие;

Or. bg
Amendment 761
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

deleted

Or. en

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Amendment 762

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

deleted

Or. en

Justification

The outside appearance of a firearm bears no relation to its functioning, may to a large extent be modified by the user and is too vague a criterion, incompatible with the principle of legal certainty.
Amendment 763
Marian Harkin, Dita Charanzová

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

deleted

Or. en

Justification

This change would result in a sudden and immediate ban of a whole sub-category 14 of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. The criterion of "resemblance" is subjective and very much dependent on the person who has to make this judgement. Decisions will mostly be made afterwards and with hindsight, resulting in legal uncertainty. Category B7 and the proposed A6 firearms possess the same technical specifications as any other category B firearm. They are therefore not "more dangerous", which is the logic and technical rationale for firearms categorisation. To justify a total ban of a certain category of firearms solely based on the unclear and subjective criterion of their "resemblance" with automatic weapons is not only disproportional, but also leads to legal uncertainty and the unequal treatment of citizens. Finally, the consequential confiscations and destruction of the firearms in question would constitute an unjustified infringement of the fundamental right of property of legal owners, who acquired these firearms in compliance with the law and in good faith and who now will be confronted with a considerable loss.

Amendment 764
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, Dieter-Lebrecht Koch, Othmar Karas, Markus Ferber

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

deleted

PE582.209v01-00
114/159
AM\1093722XM.doc
**automatic mechanisms;**

*Or. en*

**Justification**

This change would result in a total ban of a whole sub-category of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. Category B7 firearms possess similar technical specifications as any other category B firearm. They are therefore not more dangerous and therefore re-categorisation is not justified and completely disproportionate. Furthermore, the word ‘resemble’ is subjective, not defined and therefore creating an uncertain legal situation.

**Amendment 765**

Anna Maria Corazza Bildt, Eva Paunova, Roberta Metsola, Lara Comi, Elisabetta Gardini, Othmar Karas, Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik, Bendt Bendtsen, Antonio López-Istúriz White, Petri Sarvamaa

**Proposal for a directive**

Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

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**Text proposed by the Commission**

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

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**Amendment**

*deleted*

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**Justification**

So far no convincing rewording or arguments for category A7 has been put forward to resolve the problems with the very unclear wording.

**Amendment 766**

Louis Michel, Gérard Deprez, Frédérique Ries

**Proposal for a directive**

Article 1 – point 13 – point a – point i
Directive 91/477/CEE
Annexe I – part II – point A – category A – point 7

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Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

7. Semi-automatic firearms with one or more of the following characteristics:

(a) equipped or capable of being equipped with a firing capacity exceeding six rounds without reloading;

(b) long, but capable of being reduced to a length of less than 60 cm without losing functionality, notably by means of
7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

(a) allowing the user to fire more than 11 rounds without reloading, if a magazine with a capacity exceeding 10 cartridges is connected to the firearm;
(b) having a magazine holding more than 10 rounds;
(c) long, but capable of being reduced to a length of less than 60 cm without losing functionality, notably by means of a folding or telescoping stock or by a stock that can be removed without using tools;
Justification

The term "resemble" does not guarantee legal clarity. We are suggesting some objective criteria in order to target the effective dangerousness of the firearm. In particular, we identify the possibility to fire a high number of shots and the concealability of the firearm as indicators of dangerousness. Further technical and legal adjustments to the definition are possible but this should be the basis for designing a reasonable ban of dangerous semiautomatic firearms. Targeted exceptions to point A7 are set out in other parts of the directive.

Amendment 770
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment

7. Semi-automatic firearms for civilian use with magazines capable of holding more than 20 rounds;

Or. en

Amendment 771
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Peter Liese

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I–part II – point A – category A – point 7

Text proposed by the Commission

7. halbautomatische zivile Feuerwaffen, die wie vollautomatische Kriegswaffen aussehen;

Amendment

7. halbautomatische Feuerwaffen, die zu vollautomatischen Feuerwaffen umgebaut wurden;

Or. de

Justification

Es ist nicht zielführend, allein auf das Aussehen der halbautomatischen Feuerwaffe
abzustellen.

**Amendment 772**  
Olga Sehnalová, Pavel Poc, Miroslav Poche

**Proposal for a directive**  
Article 1 – point 13 – point a – point i  
Directive 91/477/EEC  
Annex I – part II – point A – category A – point 7

<table>
<thead>
<tr>
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</thead>
<tbody>
<tr>
<td>7. Semi-automatic firearms <em>for</em> civilian use which <em>resemble</em> weapons with automatic mechanisms;</td>
<td>7. Semi-automatic firearms <em>which have been converted into</em> automatic firearms;</td>
</tr>
</tbody>
</table>

**Amendment 773**  
Henna Virkkunen

**Proposal for a directive**  
Article 1 – point 13 – point a – point i  
Directive 91/477/EEC  
Annex I – part II – point A – category A – point 7

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<tbody>
<tr>
<td>7. Semi-automatic firearms <em>for</em> civilian use which <em>resemble</em> weapons with automatic mechanisms;</td>
<td>7. Semi-automatic firearms <em>which have been converted into</em> automatic firearms;</td>
</tr>
</tbody>
</table>

**Amendment 774**  
Dita Charanzová, Marian Harkin, Fredrick Federley, Anneli Jääteenmäki, Hilde Vautmans, Kaja Kallas, Hannu Takkula, Antanas Guoga, Nils Torvalds, Paavo Väärynen, Petr Ježek

**Proposal for a directive**  
Article 1 – point 13 – point a – point i  
Directive 91/477/EEC  
Annex I – part II – point A – category A – point 7
7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment 775
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/CEE
Annex I – part II – point A – category A – point 8

Text proposed by the Commission
Amendment

8. les armes à feu mentionnées aux points 1 à 7 après leur neutralisation.

Or. fr

Amendment 776
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission
Amendment

8. Broń palna wymieniona w pkt 1–7 skreśla się po pozbawieniu jej cech użytkowych.

Or. pl

Amendment 777
Angel Dzhambazki, Emil Radev
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

Amendment

8. **Firearms under points 1 to 7 after having been deactivated.**

Or. en

Justification

Deactivated firearms would in practice be very hard to confiscate as they are not in any register and furthermore, if properly deactivated, pose no appreciable threat to public order and internal security.

Amendment 779
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

8. Firearms under points 1 to 7 after having been deactivated.

Amendment

8. Firearms under points 1 to 7 after having been deactivated.

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

8. Firearms under points 1 to 7 after having been deactivated.

Justification

We propose to move this point to category B

Amendment 781
Marian Harkin

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

8. Firearms under points 1 to 7 after having been deactivated.

Or. en
Justification

This change would result in a sudden and immediate ban of a whole sub-category of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. The criterion of "resemblance" is subjective and very much dependent on the person who has to make this judgement. Decisions will mostly be made afterwards and with hindsight, resulting in legal uncertainty. Category B7 and the proposed A6 firearms possess the same technical specifications as any other category B firearm. They are therefore not "more dangerous", which is the logic and technical rationale for firearms categorisation. To justify a total ban of a certain category of firearms solely based on the unclear and subjective criterion of their "resemblance" with automatic weapons is not only disproportional, but also leads to legal uncertainty and the unequal treatment of citizens. Finally, the consequential confiscations and destruction of the firearms in question would constitute an unjustified infringement of the fundamental right of property of legal owners, who acquired these firearms in compliance with the law and in good faith and who now will be confronted with a considerable loss.

Amendment 782
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

8. **Firearms** under points 1 to 7 after having been **deactivated**.

Amendment

8. **Any firearm** under points 1 to 3 and 6 to 7 after having been **converted to firing blanks, irritants, other active substances or pyrotechnical ammunition**.

Amendment 783
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8
8. **Firearms** under points 1 to 7 after having been *deactivated*.

8. *Any firearm* under points 1 to 3 and 6 to 7 after having been *converted to firing blanks, irritants, other active substances or pyrotechnical ammunition*.

**Amendment 784**
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

8. **Firearms** under points 1 to 7 after having been *deactivated*.

8. *Any firearm* under points 1 to 3 and 6 to 7 after having been *converted to firing blanks, irritants, other active substances or pyrotechnical ammunition*.

**Amendment 785**
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8 a (new)

8a. *Any firearm under category A which has been converted into a salute and acoustic weapon*.

Or. en
Amendment 786
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point i a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 4

Present text

"4. Semi-automatic long firearms whose magazine and chamber can together hold more than three rounds."

Amendment

(ia) in category B, point 4 is replaced by the following:

"4. Semi-automatic long firearms whose magazine and chamber can together hold more than three but fewer than 12 rounds."

Or. en

Amendment 787
Pascal Durand

Proposal for a directive
Article 1 – point 13 – point a – point i a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 4

Present text

"4. Semi-automatic long firearms whose magazine and chamber can together hold more than three rounds."

Amendment

(ia) in category B, point 4 is replaced by the following:

"4. Semi-automatic long firearms whose magazine and chamber can together hold more than three but fewer than seven rounds."

Or. en

Amendment 788
Louis Michel, Gérard Deprez, Frédérique Ries
Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

Amendment

(ii) Dans la catégorie B, le point 7 est supprimé.

Or. fr

Amendment 789
Mylène Troszcynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

Amendment

(ii) in category B, point 7 is deleted.

Or. en

Amendment 790
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, Dieter-Lebrecht Koch, Othmar Karas, Markus Ferber

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

Amendment

(ii) in category B, point 7 is deleted.

Or. en
Justification

This is a logical consequence of deleting Annex I part II category A point 7. In order to keep "semi-automatic firearms for civilian use which resemble weapons with automatic mechanism" in Annex I, and especially in Annex I part II category B, the deletion of category B point 7 must be deleted.

Amendment 791
Dita Charanzová, Fredrick Federley, Anneli Jäätteenmäki, Hilde Vautmans, Kaja Kallas, Hannu Takkula, Antanas Guoga, Nils Torvalds, Paavo Väyrynen, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission
(ii) in category B, point 7 is deleted.

Amendment
deleted

Or. en

Amendment 792
Henna Virkkunen

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission
(ii) in category B, point 7 is deleted.

Amendment
deleted

Or. en

Amendment 793
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission Amendment

(ii) in category B, point 7 is deleted. deleted

Amendment 794
Anna Maria Corazza Bildt, Petri Sarvamaa, Eva Paunova, Lara Comi, Elisabetta Gardini, Othmar Karas, Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik, Bendt Bendtsen, Antonio López-Istúriz White

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission Amendment

(ii) in category B, point 7 is deleted. deleted

Or. en

Justification
So far no convincing rewording or argument for the move of A7 has been put forward to resolve the problems with this very unclear paragraph.

Amendment 795
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission Amendment

(ii) in category B, point 7 is deleted. deleted
Amendment 796
Anna Hedh

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission Amendment

(ii)  I kategori B ska punkt 7 utgå. utgår

Or. sv

Amendment 797
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission Amendment

(ii)  w kategorii B skreśla się pkt 7; skreśla się

Or. pl

Amendment 798
Marian Harkin

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission Amendment

(ii)  in category B, point 7 is deleted. deleted
Amendment 799
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

(ii) В категория B точка 7 се заличава.

Amendment

Or. bg

Amendment 800
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

(ii) in category B, point 7 is deleted.

Amendment

(ii) in category B, point 7 is replaced by the following:

"7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms and which are not included in category A."

Or. en

Amendment 801
Igor Šoltes

Proposal for a directive
Article 1 – point 13 – point a – point ii
(ii) in category B, point 7 is deleted.  (ii) in category B, point 7 is replaced by the following:

"7. Semi-automatic firearms which have been permanently converted from automatic firearms by appropriate procedures."

Or. en

Amendment 802
Pascal Durand

Proposal for a directive
Article I – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

(ii) in category B, point 7 is deleted. (ii) in category B, point 7 is replaced by the following:

"7. Semi-automatic firearms for civilian use other than those listed under point 7 of category A."

Or. en

Amendment 803
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article I – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

(iiia) in Category B, the following point is added:
"7a. Any firearm previously classified under points 1 to 7 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

**Justification**

The firearms manufactured originally to fire live ammunition should stay in the original category even after their conversion to blank firing weapons.

**Amendment 804**
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

**Proposal for a directive**
Article 1 – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission

(iiia) in Category B, the following point is added:

"7a. Any firearm previously classified under points 1 to 7 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

**Justification**

The firearms manufactured originally to fire live ammunition should stay in the original category even after their conversion to blank firing weapons.

**Amendment 805**
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer
Proposal for a directive
Article 1 – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission

Amendment

(iiia) in Category B, the following point is added:
"7a. Any firearm under category B which has been converted to a salute and acoustic weapon."

Or. en

Amendment 806
Pascal Durand

Proposal for a directive
Article 1 – point 13 – point a – point ii (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission

Amendment

(iiia) in category B, the following point is added:
"7a. Firearms under points 1 to 7 after having been deactivated."

Or. en

Amendment 807
Sergio Gaetano Cofferati, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point ii b (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 b (new)
(iib) in category B, the following point is added:

"7b. Firearms classified in points 1 to 7 of category A after having been deactivated."

Amendment 808
Jiří Maštálka, Kateřina Konečná
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas; deleted

Or. en

Amendment 809
Jiří Maštálka, Kateřina Konečná
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 41/977/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas; deleted

Or. en

Amendment 810
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Firearms under categories A, B and points 1 to 4 of category C, after having been converted to alarm, signal, salute, acoustic, gas, paintball or airsoft, Flobert, or percussion lock weapons.

Or. en

Justification

We see no reason for alarm and signal weapons, salute and acoustic weapons to be included in category C, if they were originally produced as such (i.e. not by conversion from live ammunition). Provided that they have been approved and homologated to enter the market (which typically also includes safety checks), they should stay outside of the scope of the Directive. Regarding firearms converted to alarm, signal weapons etc., this proposal aims to close the loophole that was probably previously used by terrorists and criminals, who converted them back to live ammunition. Including them in category C acts as a preventive measure from their conversion back to the original state, as making them subject to
declaration would make them traceable, and therefore uninteresting for committing crimes.

Amendment 812
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition;

Or. en

Amendment 813
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition;

Or. en

Amendment 814
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition;

Or. en

Amendment 815
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. les armes d’alarme et de signalisation, les armes de spectacle ainsi que les répliques;

Amendment

5. les armes d’alarme et de signalisation, les armes de spectacle;

Or. fr

Amendment 816
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Alarm and signal weapons and reproduction firearms;

Or. en
Amendment 817
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Broń alarmowa i sygnałowa, broń salutacyjna i akustyczna oraz repliki;

Amendment

5. Broń alarmowa i sygnałowa, broń salutacyjna i akustyczna;

Or. pl

Amendment 818
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5 a (new)

Text proposed by the Commission

5a. Any firearm under this category having been converted to salute and acoustic weapons.

Amendment

5a. Any firearm under this category having been converted to salute and acoustic weapons.

Or. en

Amendment 819
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6
6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Or. en

Amendment 820
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/447/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Or. pl

Amendment 821
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Or. en
Amendment 822

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Amendment

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Justification

As regards deactivated firearms, these pose no appreciable threat to public order and internal security if deactivated properly.

Amendment 823
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Amendment

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Or. en
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Amendment

6. Firearms under points 1 to 5 of this category, after having been deactivated.

 Amendment 825
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a - indent iii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category D

Present text

"Single-shot long firearms with smooth-bore barrels."

Amendment

(iiiia) in category D, the wording under the heading is replaced by the following:

"Single-shot long firearms with smooth-bore barrels, including those which have been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

Amendment 826
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point iii a (new) Directive 91/477/EEC
Annex I – part II – point A – category D
Text proposed by the Commission

"Single-shot long firearms with smooth-bore barrels."

Amendment

(iii) in category D, the wording under the heading is replaced by the following:

"Single-shot long firearms with smooth-bore barrels, including those which have been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

Amendment 827
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 13 – point a – point iii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category D

Text proposed by the Commission

"Single-shot long firearms with smooth-bore barrels."

Amendment

(iii) in category D, the wording under the heading is replaced by the following:

"Single-shot long firearms with smooth-bore barrels, including those which have been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

Amendment 828
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point iii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category D

Text proposed by the Commission

"Single-shot long firearms with smooth-bore barrels."

Amendment

(iii) in category D, the wording under the heading is replaced by the following:
"Single-shot long firearms with smooth-bore barrels."

"Single-shot long firearms with smooth-bore barrels, including those which have been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

Amendment 829

Nuno Melo

Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – part III – point a

Text proposed by the Commission

Amendment

(a)  É suprimida a alinea a).  Suprimido

Or. pt

Amendment 830


Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – part III – point a

Text proposed by the Commission

Amendment

(a)  point (a) is deleted;  deleted

Or. en
**Justification**

A reversal to the current wording Directive in accordance with the proposals above. Again, deactivated firearms pose no appreciable threat to public order and internal security if deactivated properly, and should therefore be outside the scope of the Directive. Reversal to the current wording, i.e.: "(a) have been rendered permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way;"

**Amendment 831**
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – part III – point a

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) <em>skreśla się lit. a)</em>;</td>
<td><em>skreśla się</em></td>
</tr>
</tbody>
</table>

Or. pl

**Amendment 832**
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – Part III – point a

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) point (a) is deleted;</td>
<td>(a) point (a) is replaced by the following:</td>
</tr>
<tr>
<td>&quot;(a) are deactivated firearms, provided that deactivation has been carried out:</td>
<td></td>
</tr>
<tr>
<td>(i) in accordance with the technical specifications set out in Annex III; or</td>
<td></td>
</tr>
<tr>
<td>(ii) before [the date of application of Amending Directive] in accordance with the technical specifications set out in</td>
<td></td>
</tr>
</tbody>
</table>
Annex I to Implementing Regulation (EU) 2015/2403; or

(iii) prior to 8 April 2016:

– in accordance with any national deactivation standards and techniques applied by Member States and established by the Commission pursuant to Article 10b(4); or

– in accordance with the national deactivation standards and techniques applied by Member States, provided that the deactivated firearm is not transferred to another Member State or placed on the market; or

– in accordance with a cut-through-slot procedure, meaning that a slot has been cut through the chamber wall of a minimum of 4mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible propellant is not possible;"

Or. en

Amendment 833
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – Part III – point a

Text proposed by the Commission  Amendment

(a) point (a) is deleted;

(a) point (a) is replaced by the following:

"(a) have been rendered permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or modification in a way that would permit
the firearm to be reactivated in any way, provided that such deactivation has been done:

(i) in accordance with the provisions implementing Article 10b(1); or

(ii) pursuant to prior national standards and procedures for deactivation recognised under Article 10b(2); or

(iii) prior to 8 April 2016 such that a slot has been cut through the chamber wall of a minimum of 4mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible propellant is not possible; or

(iv) prior to 8 April 2016 and the deactivated object is not transferred to another Member State or placed on the market by a dealer or broker”;

Justification

The obligation to retrospectively “redeactivate” firearms deactivated prior to the entry into force of the Regulation 2015/2403 at the moment of placing on the market should be limited to dealers and brokers. If this obligation was applied to any other “nonprofessional” holders of these firearms it would only lead to an enormous and unnecessary criminalization of these persons because the awareness of the newly introduced (and procedurally and technically complicated) rules would be very limited.

Amendment 834
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 14 – point aDirective 91/477/EEC
Annex I – part III – point a

Text proposed by the Commission

(a) point (a) is deleted;

Amendment

(a) point (a) is replaced by the
following:

"(a) have been rendered permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or modification in a way that would permit the firearm to be reactivated in any way, provided that such deactivation has been done:

(i) in accordance with the provisions implementing Article 10b(1); or

(ii) pursuant to prior national standards and procedures for deactivation recognised under Article 10b(2); or

(iii) prior to 8 April 2016 such that a slot has been cut through the chamber wall of a minimum of 4mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible propellant is not possible; or

(iv) prior to 8 April 2016 and the deactivated object is not transferred to another Member State or placed on the market by a dealer or broker";

Justification

The obligation to retrospectively "re-deactivate" firearms deactivated prior to the entry into force of the Regulation 2015/2403 at the moment of placing on the market should be limited to dealers and brokers. If this obligation was applied to any other "non-professional" holders of these firearms it would only lead to an enormous and unnecessary criminalization of these persons because the awareness of the newly introduced (and procedurally and technically complicated) rules would be very limited.

Amendment 835
Jiří Maštálka, Kateřina Konečná
Proposal for a directive  
Article 1 – point 14 – point a  
Directive 91/477/EEC  
Annex I – part III – point a

Text proposed by the Commission

(a) point (a) is deleted;

Amendment

(a) point (a) is replaced by the following:

"(a) have been rendered permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or modification in a way that would permit the firearm to be re-deactivated in any way, provided that such deactivation has been done:

(i) in accordance with the provisions implementing Article 10b(1), or

(ii) pursuant to prior national standards and procedures for deactivation recognised under Article 10b(2), or

(iii) prior to 8 April 2016 such that a slot has been cut through the chamber wall of a minimum of 4 mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible propellant is not possible, or

(iv) prior to 8 April 2016 and the deactivated object is not transferred to another Members State or placed on the market by a dealer or broker."

Or. en

Amendment 836
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive  
Article 1 – point 14 – point b

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are designed for life-saving, animal slaughter or harpoon fishing or for industrial or technical purposes provided that they can be used for the stated purpose only;

Text proposed by the Commission

Amendment

are designed for alarm, signalling, life-saving, animal slaughter or harpoon fishing, for industrial or technical purposes, or to only be capable of expelling a shot, bullet or projectile by the action of compressed air or other gas not generated by the action of a combusted propellant, or are designed as airsoft devices or airgun devices of any description from which only a small missile with limited energy can be discharged, provided that they can be used for the stated purpose only and are not capable of being converted in such a way as to render them capable of expelling a shot, bullet or projectile by the action of a combusted propellant;

Or. en

Proposal for a directive

Article 1 – point 14 – point b

Text proposed by the Commission

Amendment

służą ratowaniu życia, ubojowi zwierząt lub połowom ryb za pomocą harpun oraz do celów przemysłowych i technicznych pod warunkiem, że mogą być używane wyłącznie do wymienionych celów;

służą alarmowaniu, sygnalizowaniu, ratowaniu życia, ubojowi zwierząt lub połowom ryb za pomocą harpun oraz do celów rozrywkowych "airsoft", przemysłowych i technicznych pod warunkiem, że mogą być używane wyłącznie do wymienionych celów;

Or. pl
Amendment 838

Proposal for a directive
Article 1 – point 14 – point c
Directive 91/477/EEC
Annex I – part III – paragraph 2

Text proposed by the Commission

Amendment

(c) the second subparagraph is deleted.

Or. en

Justification

A reversal to the current wording Directive in accordance with the proposals above, i.e.: "Member States shall make arrangements for the deactivation measures referred to in point (a) to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm. The Commission shall, acting in accordance with the procedure referred to in Article 13a(2) of the Directive, issue common guidelines on deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable."

Amendment 839
Nuno Melo

Proposal for a directive
Article 1 – point 14 – point c
Directive 91/477/EEC
Annex I – part III – paragraph 2

Text proposed by the Commission

Amendment

(c) O segundo parágrafo é suprimido.

Suprimido

Or. pt
Amendment 840
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 14 – point c a (new)
Directive 91/477/EEC
Annex I – Part III – paragraph 3

Present text

Amendment

(ca) the third paragraph is replaced by the following:

"The Member States must apply their national laws to the firearms listed in this Part."

Or. en

Amendment 841
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 14 a (new)
Directive 91/477/EEC
Annex I a (new)

Text proposed by the Commission

Amendment

(14a) The following Annex is inserted:

"Annex I a
Commission Implementing Regulation (EU) 2015/2403 is repealed."

Or. en

Amendment 842
Vicky Ford

Proposal for a directive
Article 1 – point 14 a (new)
Directive 91/477/EEC
Annex III (new)

Text proposed by the Commission

Amendment

(14a) The following Annex is added:

‘Annex III (new)

Technical specifications for the deactivation of firearms

The deactivation operations to be performed in order to render firearms irreversibly inoperable are defined on the basis of three tables:

Table I lists the different types of firearms,

Table II describes the operations to be performed to render each essential component of firearms irreversibly inoperable,

Table III sets out which deactivation operations are to be performed for the various types of firearm.

TABLE I: List of types of firearms

<table>
<thead>
<tr>
<th>TYPES OF FIREARMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Pistols (single shot, semi-automatic)</td>
</tr>
<tr>
<td>2 Revolvers (including cylinder-loading revolvers)</td>
</tr>
<tr>
<td>3 Single-shot long firearms (not break action)</td>
</tr>
<tr>
<td>4 Break action firearms (e.g. smoothbore, rifled, combination, falling/rolling block action, short and long firearms)</td>
</tr>
<tr>
<td>5 Repeating long firearms (smoothbore, rifled)</td>
</tr>
<tr>
<td>6 Semi-automatic long firearms (smoothbore, rifled)</td>
</tr>
<tr>
<td>7 (Full) automatic firearms, e.g. selected assault rifles, submachine guns, full automatic pistols (not crew-served machine guns)</td>
</tr>
<tr>
<td>8 Muzzle-loading firearms</td>
</tr>
</tbody>
</table>

TABLE II: Specific operations per component

<table>
<thead>
<tr>
<th>COMPONENT</th>
<th>PROCESS</th>
</tr>
</thead>
</table>

XM
### 1. BARREL

1.1. If the barrel is fixed to the frame (1), pin the barrel to action with a hardened steel pin (diameter > 50% chamber, minimum 4.5 mm) through the chamber and frame. The pin must be welded (2).

1.2. If the barrel is free (not fixed), cut a longitudinal slot through the full length of the chamber wall (width > ½ calibre and maximum 8 mm) and securely weld a plug or a rod into the barrel from the start of the chamber (L ≥ 2/3rd barrel length). For smoothbore barrels, only the chamber requires permanently blocking with a plug of the same length as the chamber.

1.3. Within the first third of the barrel from the chamber, either drill holes (must have a minimum of 2/3rds of the diameter of the bore for smoothbore arms and the whole diameter of the bore for all other arms; one behind the other, 3 for short arms, 6 for long arms) or cut, after the chamber, a V slot (angle 60 ± 5°) opening locally the barrel or cut, after the chamber, a longitudinal slot (width 8-10 mm ± 0.5 mm, length ≥ 52 mm) at the same position as the holes, or cut a longitudinal slot (width 4-6 mm ± 0.5 mm) from the chamber to the muzzle, except 5 mm at the muzzle.

1.4. For barrels with a feed ramp, remove the feed ramp.

1.5. Prevent removal of the barrel from the frame by use of hardened steel pin or by welding.

1.6. Fix a rod in the barrel forcing cone (L>2/3rd barrel length). Weld into forcing cone. Pin the barrel (through forcing cone) to the frame and weld pin. Drill a hole 2/3rd bore diameter within the first third of the barrel from the forcing cone and weld the rod to the barrel through the drilled hole.

### 2. BREECH BLOCK, BOLT HEAD

2.1. Remove or shorten firing pin.

2.2. Machine the bolt face with an angle of at least 45 degrees and on a surface larger than 50% of the breech face.

2.3. Weld the firing pin hole.

### 3. CYLINDER

3.1. Remove all internal walls from cylinder for a minimum of 2/3rd of its length by machining a circular ring 50% case diameter.

3.2. Where possible, weld to prevent the removal of the cylinder from the frame or appropriate measures such as pinning that render the removal impossible.

### 4. SLIDE

4.1. Machine or remove more than 50% of the breech face with an angle between 45 and 90 degrees.

4.2. Remove or shorten the firing pin.

4.3. Machine and weld the firing pin hole.
| 4.4. | Machine away at least 2/3rd of the locking lugs in slide |
| 4.5. | Where applicable, machine the inside of the upper forward edge of the ejection port in the slide to an angle of 45 degrees. |
| 5. FRAME (PISTOLS) | 5.1. Remove feed ramp. |
| | 5.2. Machine away at least 2/3 of the slide rails on both sides of the frame. |
| | 5.3. Weld the slide stop or use appropriate measures if welding is not possible. |
| | 5.4. Prevent disassembly of polymer frame pistols by welding, bonding or use appropriate measures if welding or bonding is not possible. |
| 6. AUTOMATIC SYSTEM | 6.1. Destroy the piston and the gas system by cutting or welding. |
| | 6.2. Remove the breech block, replace it by a steel piece and weld it or reduce the breech block by 50 % minimum, weld it and cut off locking lugs from the bolt head. |
| | 6.3. Weld the trigger mechanism together and, if possible, with the frame. If welding within the frame is not possible: remove the firing mechanism and fill the empty space appropriately (e.g. by gluing in a fitting piece of filling with epoxy resin). |
| 7. ACTION | 7.1. Machine a cone of 60 degrees minimum (apex angle), in order to obtain a base diameter equal to 1 cm at least or the diameter of the breech face. |
| | 7.2. Remove the firing pin, enlarge the firing pin hole at a minimum diameter of 5 mm and weld the firing pin hole. |
| 8. MAGAZINE (where applicable) | 8.1. Weld the magazine with spots or use appropriate measures, depending on the type of arm and material to prevent removing the magazine. |
| | 8.2. If the magazine is missing, place spots of weld in the magazine location or fix a lock to permanently prevent the insertion of a magazine. |
| | 8.3. Drive hardened steel pin through magazine, chamber and frame. Secure by weld. |
| 9. MUZZLE LOADING | 9.1. Remove or weld the nipple(s), weld the hole(s). |
| 10. SOUND MODERATOR | 10.1. Prevent removal of the sound moderator from the barrel by use of hardened steel pin or weld if the sound moderator is part of the weapon. |
| | 10.2. Remove all the inner parts and their attachment points of the moderator so that only a tube remains. Drill two holes in the casing (5mm) in diameter near the point the sound moderator
Hardness of inserts | Hardened steel rod or pin

### TABLE III: Specific operations per essential components of each type of firearm

<table>
<thead>
<tr>
<th>TYPE</th>
<th>1</th>
<th>2</th>
<th>3</th>
<th>4</th>
<th>5</th>
<th>6</th>
<th>7</th>
<th>8</th>
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<td>X</td>
<td>X</td>
<td>X</td>
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<td></td>
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<tr>
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<td>X</td>
<td>X</td>
<td>X</td>
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<td>X (for automatic pistols)</td>
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<td>4.3</td>
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<td>X (for automatic pistols)</td>
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<td>4.4</td>
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<td>X (for automatic pistols)</td>
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<td>4.5</td>
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<td>X (for</td>
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<tr>
<td></td>
<td>5.1</td>
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<td></td>
<td>5.2</td>
<td>X</td>
<td></td>
<td>5.3</td>
<td>X</td>
</tr>
</tbody>
</table>

|    | 6.1 | X | X | 6.2 | X | X | 6.3 | X | 6.4 | X |

|    | 7.1 | X | 7.2 | X | X |

|    | 8.1 or 8.2 | X | X | X | X |

|    | 8.3 | X (magazine tube) | X (magazine tube) |

|    | 9.1 | X | 9.2 | X | X |

|    | 10.1 | X | X | X | X | X | 10.2 | X | X | X | X | X |

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(1) Barrel fixed to the frame by screwing or clamping or by another process.

(2) Welding is a fabrication or sculptural process that joins materials, usually metals or thermoplastics, by causing fusion.
Amendment 843

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Amendment

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [36 months after publication in the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Or. en

Amendment 844
Dita Charanzová, Fredrick Federley, Marian Harkin, Hilde Vautmans, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Amendment

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [12 months after publication in the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Or. en

Amendment 845
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese, Markus Pieper
Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission


Amendment


Or. de

Justification

Die vorgeschlagenen 3 Monate sind viel zu kurz. 24 Monate sind erforderlich für die technischen Änderungen an den Waffenregistern.

Amendment 846
Maria Grapini

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Statele membre asigură intrarea în vigoare a actelor cu putere de lege și a actelor administrative necesare pentru a se conforma prezentei directive cel târziu la [3 luni de la publicarea în JO]. Statele membre comunică de îndată Comisiei textul acestor acte.

Amendment

(1) Statele membre asigură intrarea în vigoare a actelor cu putere de lege și a actelor administrative necesare pentru a se conforma prezentei directive cel târziu la [6 luni de la publicarea în JO]. Statele membre comunică de îndată Comisiei textul acestor acte.

Or. ro

Amendment 847
Boris Zala

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

PE582.209v01-00 158/159 AM\1093722XM.doc
Členské štáty uvedú do účinnosti zákony, iné právne predpisy a správne opatrenia potrebné na dosiahnutie súladu s touto smernicou [3 mesiace od uverejnenia v Úradnom vestníku]. Komisii bezodkladne oznámia znenie týchto ustanovení.

Členské štáty uvedú do účinnosti zákony, iné právne predpisy a správne opatrenia potrebné na dosiahnutie súladu s touto smernicou [12 mesiacov od uverejnenia v Úradnom vestníku]. Komisii bezodkladne oznámia znenie týchto ustanovení.

Or. sk

Justification

Uvedenú lehotu žiadame predlžiť vzhľadom na zložitý legislatívny proces a potrebu vydáť národné normy súvisiace s ďalšími štátnymi a inými subjektmi. Je potrebné vziať do úvahy, že úpravy informačných systémov vyžadujú, aby prebehlo transparentné verejné obstarávanie a taktiež je potrebný dostatočný časový priestor na realizáciu.