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

<table>
<thead>
<tr>
<th>Present text</th>
<th>Amendment</th>
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<tbody>
<tr>
<td>(-a) Article 1(1a) is deleted.</td>
<td></td>
</tr>
</tbody>
</table>

Or. en

Amendment 305
Boris Zala

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

<table>
<thead>
<tr>
<th>Present text</th>
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<tbody>
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<td>(-a) Article 1(1a) is deleted.</td>
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</tbody>
</table>

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

(-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 Jarosław 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. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder,

PE582.208v01-00  4/152  AM\1093718EN.doc
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.

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 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 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.

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 Troszcynski, 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 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 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 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.
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

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 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 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.

Or. en

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 barrel, frame, receiver, slide or cylinder, bolt or breach block and any device

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
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. 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

16. 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.

Or. bg

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.

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.

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 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.

Or. en

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, 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

Amendment

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, receiver, slide or cylinder, bolt or breach block, magazine and any other device designed or adapted in such a way that the firearm cannot discharge any shot, bullet or missile, and 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 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 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, 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.

Or. en

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
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

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 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 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 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,

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 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

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

Or. en

Amendment 327
Lucy Anderson, Catherine Stihler

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

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

Or. fr
"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.

(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

Amendment 328
Pascal Durand

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

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
ammunition. 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.

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. 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 of firearms, their essential components and ammunition.

Or. pl

Amendment 330

Proposal for a directive
Article 1 – point 1 – point b
Directive 91/477/EEC
Article 1 – paragraph 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 332
Anna Maria Corazza Bildt, Ildikó Gáll-Pelcz, 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.

Or. en

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

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, lending, leasing or arranging the transfer within a Member
State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

State, from one Member State to another Member State or exporting to a third country fully assembled firearms, their parts and ammunition.

Or. de

Amendment 334
Marlene Mizzi, Alfred Sant

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 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) The following paragraph is added:

'Iea. For the purposes of this Directive, "collector" shall mean any natural or legal person who can demonstrate that it needs firearms or ammunition for a culturally significant collection; a collection of scientifically and/or technologically interesting items shall also be deemed to be culturally significant.'

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

Amendment

(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

Amendment

(ba) The following paragraph is added:

‘1ea. The Member States which create or have created a special status for collectors shall specify the provisions of this Directive that are applicable to them.’

Or. fr

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)
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 added:

‘1ea. For the purposes of this Directive, “collector” shall mean a natural or legal person who collects and conserves firearms and other components and who is recognised as such by the national authorities of a Member State.’

Or. fr

Amendment 341
Maria Grapini

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
The following point is added:

"1ea. Within the meaning of this Directive, 'museum' means a non-profit, permanent institution in the service of society and its development, open to the public, which acquires, conserves, researches and exhibits firearms, components thereof and ammunition, for the purposes of education, study and enjoyment."

Or. ro

This is the definition of museum given by the International Council of Museums, as adjusted to the scope of this Directive.

Amendment

Marlene Mizzi, Alfred Sant

Proposal for a directive

Article 1 – point 1 – point bb (new)

Directive 91/477/EEC

Article 1 – paragraph 1eb (new)

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."
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) The following paragraph is added:

'1eb. For the purposes of this Directive, a "museum" shall be regarded as a permanent facility run by a private or public body in the service of society and development which is open to the public and which acquires, keeps, studies and exhibits weapons, key components of weapons and ammunition for research, educational and recreational purposes.'

Or. de

Amendment 344
Philippe Juvin, Brice Hortefeux, Rachida Dati

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) The following paragraph is added:

‘1eb. For the purposes of this Directive, “museum” shall mean a permanent non-profit institution which is at the service of society and its development, which is open to the public, and which acquires, conserves, researches, exhibits and communicates the tangible and intangible heritage of humanity and its environment
for the purposes of study, education and enjoyment.’

Or. fr

Amendment 345
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 1 – point c
Directive 91/477/EEC
Article 1 – point 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 weapons which are incapable, by design, of firing a bullet or projectile but which can produce acoustic effects or can fire irritant, tear-inducing or other active substances and can be fitted with devices to fire pyrotechnic rounds.

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

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
**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. For the purposes of this Directive, 'alarm and signal weapons' shall mean portable devices with a cartridge holder

**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.

which are only designed to fire blanks, irritants, other active substances or pyrotechnic ammunition and which cannot be converted into firearms using normal tools.

Or. de

Justification

For the definition it is irrelevant where the gas exit is located and for what purpose the weapon was manufactured. What is crucial, however, is the degree of difficulty involved in converting alarm and signal weapons into firearms. Excluding conversion using normal tools is a good starting point.

Amendment 349
Pascal Durand

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 or converted 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.

Or. en

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

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 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

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

1g. deleted

Or. en

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

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

Or. en

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

Or. en

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

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms converted for the use of firing blanks.

Or. en

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

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing blanks.

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. 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

1g. For the purposes of this Directive, "salute and acoustic weapons" shall mean firearms specifically converted for the sole use of firing bullets or projectiles or
performances, photographic sessions, movies and television recordings. materials producing visual or acoustic signals.

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. 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

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 which cannot be reconverted into firearms using normal tools.

Or. de

Justification

This clarification is important in order to make the rules designed to prevent the reconversion of weapons effective.

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

1h. For the purposes of this Directive, "replica firearms" shall mean objects that have the physical appearance of a

Amendment

deleted

"replica firearms" shall mean objects that have the physical appearance of a

PE582.208v01-00 32/152 AM\1093718EN.doc
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 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 1 h

Text proposed by the Commission

Amendment

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 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, "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.
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
Richard Sulík, Jussi Halla-aho, Tomáš Zdechovský, Bernd Kölmel, Ulrike Trebesius,
Joachim Starbatty, Anders Prindahl Vistisen, Jørn Dohrmann, Bernd Lucke, Angel
Dzhambazki, Branislav Škripek, Daniel Dalton, Petr Mach, Ivan Štefanev, Eduard
Kukan, Anna Elżbieta Fotyga, Edward Czesak, Tomasz Piotr Poręba, Hans-Olaf
Henkel, Jan Zahradil, Timothy Kirkhope

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.

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

Amendment

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.

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

Amendment

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.

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. 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. pl

Amendment 365
Sergio Gaetano Cofferati, Virginie Rozière, Sylvia-Yvonne Kaufmann, Liisa JaakonSaari, Biljana Borzan, Marc Tarabella, Pina Picierno, 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.

Or. en

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

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.

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, toys in the form of firearms are excepted and covered by specific rules.

Or. es

Amendment 367
Nuno Melo

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.

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.

However, if weapons are of recognised rarity or historical value, that fact shall be taken into account for the purposes of deactivation, which may be carried out by removing one or more essential parts of a weapon so as to render it unusable. The parts removed may be handed over to appropriate official bodies for safekeeping, in order to prevent their destruction.
Amendment 368  
Robert Rochefort  

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 parts of the firearm have been rendered permanently inoperable and impossible to remove, replace or modify that would permit the firearm to be reactivated in any way, *in accordance with Commission Implementing Regulation (EU) 2015/2403 of 15 December 2015 establishing common guidelines on deactivation standards and techniques for ensuring that deactivated firearms are rendered irreversibly inoperable*1a.  


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*  

1i. For the purposes of this Directive,  

*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.

“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 impossible to remove, replace or modify that would permit the firearm to be reactivated in any way, in accordance with Commission Implementing Regulation (EU) 2015/2403 of 15 December 2015 establishing common guidelines on deactivation standards and techniques for ensuring that deactivated firearms are rendered irreversibly inoperable.\(^{1a}\)

\(^{1a}\) JO L 333, 19.12.2015, p. 62.

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**Amendment 370**

*Robert Jaroslaw 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 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 and irreversibly unfit for use by deactivating them or their essential components."

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**Or. fr**

Or. pl
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. 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, _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. 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” means firearms that have been _irreversibly rendered inoperable_ by deactivation _in accordance with Commission Implementing Regulation (EU) 2015/2403*_ establishing common guidelines on deactivation standards and techniques.

**Justification**

A simple reference to the Commission implementing regulation is enough to ensure that deactivation standards will be complied with.

**Amendment 373**  
Jiří Maštáčka, Kateřina Konečná

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>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.</td>
<td>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.</td>
</tr>
</tbody>
</table>

**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 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 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.

Or. en

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. 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 into which a slot has been cut along their full length, with the exception of the stock and butt, 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. da

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.

Or. en
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

Amendment

(ca) 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."

Or. en

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

Amendment

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:

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

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 of essential components**, trade, exchange, hiring out or repair of firearms;

Or. en

Amendment 382
Pascal Durand

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, trade, exchange, hiring out, repair, **modification** or conversion of firearms;

Or. en

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Amendment 383
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 i

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

Amendment
(i) the manufacture, trade, exchange, hiring out and repair of firearms;

Or. en

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.

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.

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 of firearms;

Or.
hiring out, repair or conversion of parts of firearms; 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
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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;</td>
<td>(ii) the manufacture, trade, exchange, hiring out, repair or conversion of components of firearms;</td>
</tr>
</tbody>
</table>

Or. en

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(ii) the manufacture, trade, exchange, hiring out, repair or conversion of parts of firearms;</td>
<td>(ii) the manufacture, trade, exchange, hiring out and repair of parts of firearms;</td>
</tr>
</tbody>
</table>

Or. en

Amendment 394
Marlene 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


Or. en

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, \textit{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, \textit{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.*

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**Amendment 397**  
**Pascal Durand**

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(iii) the manufacture, trade, exchange or conversion of ammunition.</td>
<td>(iii) the manufacture, trade, exchange, <em>modification, loading</em> or conversion of ammunition.</td>
</tr>
</tbody>
</table>

Or. en

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**Amendment 398**  
**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 d**  
**Directive 91/477/EEC**  
**Article 1 – paragraph 2 – point iii**

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(iii) the manufacture, trade, exchange <em>or conversion</em> of ammunition.</td>
<td>(iii) the manufacture, trade <em>and</em> exchange of ammunition.</td>
</tr>
</tbody>
</table>

Or. en

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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

 Amendmen

(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."

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

 Amendmen

(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

Present text

"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."

Amendment
(da) Paragraph 3 is replaced by the following:

"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 or her 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. If a person’s address does not appear on his or her passport or identity card, the country of residence will be determined on the basis of any other official proof of residence recognised by the Member State concerned."

Or. en


Amendment 402
Herbert Dorfmann

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

Present text

1. This Directive is without prejudice to the application of national provisions concerning the carrying of weapons, hunting or target shooting.

Amendment

(-2) In Article 2, paragraph 1 is replaced by the following:

1. This Directive is without prejudice to the application of national provisions concerning the carrying of weapons, hunting or target shooting. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by 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.

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

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, and the public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment

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 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

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 national defence forces, i.e. all troops and persons under their command, including the military, the police, or by 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. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. de

Justification

This supports Amendment 34 by Vicky Ford, inserting a reference to bodies concerned with the cultural and historical aspects of weapons as possible beneficiaries of exceptions to the rules. As in the original version, these bodies should be excluded from the scope of the directive in order to ensure that there are no harmful repercussions for museums which hold collections of historic weapons.

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. 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, collectors and bodies carrying on activities connected with cultural and historical aspects of weapons and which are recognised as such by the Member State in whose territory they are established. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Amendment 406
Richard Sulík, Jussi Halla-aho, Tomáš Zdechovský, Bernd Kölmler, Ulrike Trebesius, Joachim Starbatty, Anders Primdahl Vistisen, Jørn Dohrmann, Bernd Lucke, Angel Dzhambazki, Branislav Škřípek, Petr Mach, Ivan Štefanec, Eduard Kukan, Anna Elżbieta Fotyga, Edward Czesak, Tomasz Piotr Poręba, Hans-Olaf Henkel, Jan Zahradil, Timothy Kirkhope

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, public authorities or by 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. Nor shall it apply to commercial transfers of products of the defence industry.

Or. bg

Or. en
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.

Amendment 407
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 *national defence* forces, *including the army*, the police or public authorities *or by collectors and bodies concerned with the cultural and historical aspects of weapons*. Nor shall it apply to commercial transfers of *products of the defence industry*.

Or. en

Amendment 408
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 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

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 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

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

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 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.

Or. en

Amendment 414
Robert Jarosław Iwaszkiewicz

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 armed units and forces and public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. pl

Amendment 415
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Marian Harkin, Jasenko Selimovic, Kaja Kallas

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 and public authorities. Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. en
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.

Amendment 416
Pascal Durand

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.

Or. en

Amendment 418
Robert Jarosław Iwaszkiewicz

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

Present text

Member States may adopt in their legislation provisions which are more stringent than those provided for in this Directive, subject to the rights conferred on residents of the Member States by Article 12 (2).

Amendment

2a. Article 3 is replaced by the following:

"Member States may adopt in their legislation provisions which are more stringent than those provided for in this Directive, subject to the rights conferred on residents of the Member States by Article 12 (2). However, those provisions may not prevent citizens from using firearms as an effective means of defence or from gaining access to firearms, provided that they satisfy the conditions set out in Article 5."

Or. pl


Amendment 419
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Pina Piccierno, 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.

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 Union.

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

Or. en
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 been marked and registered in compliance with this Directive.

Amendment

1. Member States shall ensure that any assembled firearm or essential component, 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.
**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).*

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**Amendment 424**

**Gesine Meissner, Dita Charanzová**

**Proposal for a directive**

**Article 1 – point 3**

**Directive 91/477/EEC**

**Article 4 – paragraph 1**

| 1. Member States shall ensure that any |

**Text proposed by the Commission**

| 1. Member States shall ensure that any |

**Amendment**

| 1. Member States shall ensure that any |

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67/152

**PE582.208v01-00**
firearm or part placed on the market has been marked and registered in compliance with this Directive.

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.

Or. en

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.

Or. en

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 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 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.

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.
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. 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 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. de

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. 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 placed on the market has been clearly and irremovably marked, and has been
registered in compliance with this Directive as of the time it is manufactured or imported into the Union.

### Amendment 430
**Boris Zala**

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.</td>
<td>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.</td>
</tr>
</tbody>
</table>

**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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Member States shall ensure that any firearm or part placed on the market has...</td>
<td>1. Member States shall ensure that any essential component, whether part of an...</td>
</tr>
</tbody>
</table>

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been marked and registered in compliance with this Directive. 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

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 irremovably marked and registered in compliance with this Directive.

Or. fr

Amendment 433
Louis Michel, Gérard Deprez, Frédérique Ries

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 as defined in Article 1(1b) has been marked and registered in compliance with this Directive.

Or. fr
Amendment 434

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.</td>
<td>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.</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Member States shall ensure that any firearm or part placed on the market has been marked and registered in compliance with this Directive.</td>
<td>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.</td>
</tr>
</tbody>
</table>

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. 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 has been marked and registered in compliance with this Directive.

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. 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 has been marked and registered in compliance with this Directive.

Or. bg

Amendment 438
Robert Jarosław Iwaszkiewicz

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 make every effort to ensure that any firearm placed on the market has been marked and registered in compliance with this Directive.

Or. pl

Amendment 439
Vicky Ford, Anna Maria Corazza Bildt, 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 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 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

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 separately sold essential component, or at the time of its being placed on the market or imported into the Union or as soon as
partial part of the serial number. This shall be without prejudice to the affixing of the manufacturer’s trademark.

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

Amendment

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.

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
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.

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.
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
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 1
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.

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 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.

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

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.

For the purposes of identifying and tracing each assembled firearm and each separately sold essential firearm component, Member States shall, at the time of manufacture of each firearm and each separately sold essential firearm component, 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.
Justification


Amendment 446
Anna Maria Corazza Bildt, Ildikó Gáll-Pelcz, 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

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 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 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.
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.

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 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.

**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 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

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.

Amendment

For the purposes of identifying and tracing each assembled firearm and the essential components thereof, 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
part of the serial number. This shall be without prejudice to the affixing of the manufacturer’s trademark.

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 455
Henna Virkkunen

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

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.

Or. es

Amendment 456
Lucy Anderson

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

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

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

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

Amendment

deleted

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 receiver of the firearm.

Amendment

deleted

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
Text proposed by the Commission

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

Amendment

deleted

Or. en

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

Amendment
The marking shall be affixed principally to the receiver of the firearm but also to the other essential components of the firearm as defined in Article 1(1b).

Or. fr

Amendment 463
Robert Rochefort

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 irremovably to the receiver of the firearm but also to the other essential components of the firearm as defined in Article 1(1b).

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

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

Amendment

Where firearms are sold whole, the marking shall be affixed to the receiver of the firearm.

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.

Amendment

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
Directive 91/477/EEC
Article 4 – paragraph 2 – subparagraph 2
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
The marking shall be affixed to the receiver of the firearm.

Amendment
The marking shall be affixed to the receiver or the body of the firearm.

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.

Amendment
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*  
*Amendment*  
*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 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

Amendment

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

Amendment

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 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

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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**

<table>
<thead>
<tr>
<th><strong>Text proposed by the Commission</strong></th>
<th><strong>Amendment</strong></th>
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<tbody>
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<td>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.</td>
<td>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. <em>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.</em></td>
</tr>
</tbody>
</table>

**Justification**

The transfer of firearms from government stocks to permanent civilian use can encompass also different situations.

## Amendment 477
Jiří Maštálka, Kateřina Konečná

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

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</tr>
</tbody>
</table>

PE582.208v01-00 96/152 AM\1093718EN.doc
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

**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.*

Or. en

**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 appropriate unique marking permitting identification of the transferring government.

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

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 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

Text proposed by the Commission

3. Member States shall make the

Amendment

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.

**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*

3. Member States shall make 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.

*Amendment*

3. Member States shall make 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. **Dealers and brokers shall also justify the origin of the financial resources that are used to pursue their activities.**
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. Member States shall make 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.

Amendment

(3) Member States shall make the pursuit of the activity of dealer or broker within their territory conditional upon authorisation on the basis of at least one check per year 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. 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.

Or. en

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

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 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.

Or. en

Amendment 486
Pascal Durand

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 filing system shall record all information which is needed in order to trace and identify the firearms and all the essential components thereof, including the 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 the person acquiring or possessing the firearm and its essential components, including the dates of acquisition and 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.
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.
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.

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
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.
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 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 brokering, 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.

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.

Or. en

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 (new)
Directive 91/477/EEC
Article 4 – paragraph 4 – subparagraph 1a (new)

Text proposed by the Commission

(\textit{aa}) The following subparagraph is added:

"\textit{In addition to the necessary registration system for weapons held by private individuals or other entities, in accordance with the law, each Member State shall keep a register ensuring that weapons seized by the authorities or forfeited to the State will be traceable from the moment when they are handed over or seized until such time as they are destroyed by the authorities or again placed on the market.}"

Amendment

Or. pt

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

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 thereof and the names and addresses of the

Amendment

Throughout their period of activity, dealers 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
and addresses of the persons supplying and acquiring it.

Justification

The definition of ‘broker’ is not entirely clear. The Commission text contains two definitions, one in Article 1(1)(e) and another in Article 1(2). We understand the Commission text to define ‘broker’ as someone who arranges or otherwise supports the sale and acquisition of firearms without themselves remaining in possession of the firearms for a lengthy period of time. It follows that brokers need not be required to maintain a register, since they are in possession of the firearms only temporarily, if at all.

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

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.

Amendment

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.

Or. en

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**

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.

**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, borrowing, leasing or acquiring it.

Or. de

**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**

Upon the cessation of his activities, the dealer or broker shall deliver the register to the national authority responsible for the filing system provided for in the first subparagraph.

**Amendment**

Upon the cessation of his activities, the dealer shall deliver the register to the national authority responsible for the filing system provided for in the first subparagraph.

Or. de

**Justification**

The definition of ‘broker’ is not entirely clear. The Commission text contains two definitions, one in Article 1(1)(e) and another in Article 1(2). We understand the Commission text to define ‘broker’ as someone who arranges or otherwise supports the sale and acquisition of firearms without themselves remaining in possession of the firearms for a lengthy period of time. It follows that brokers need not be required to maintain a register, since they are in
possession of the firearms only temporarily, if at all.

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.

Or. en

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
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 all data from the registry of the dealers that are established in their territory are included in the computerised data-filing system of firearms.

Or. de

Justification
See Article 1, paragraph 1 4(b): brokers should not be covered here for the same reasons.

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 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’.

Or. en

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
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. 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. fr

Amendment 505
Marcus Pretzell

Proposal for a directive
Article 1 – point 5
Directive 91/477/EEG
Article 4b – paragraph 2

Text proposed by the Commission

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

Amendment

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. The Member State concerned may at any time extend it to field representatives.

Amendment 506
Biljana Borzan

Proposal for a directive
Article 1 – point 5
Directive 91/477/EEC
Article 4 b – paragraph 2

Text proposed by the Commission

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.”

Amendment

2. The system referred to in paragraph 1 shall include at least a check of the private and professional integrity, the abilities, and the state of health 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. de

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

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

Amendment

deprecated
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

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

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

Or. en

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

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

Or. en

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:

Or. en

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

1. Without prejudice to Article 3, deleted

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 permit the acquisition and possession of firearms classified in category A and category B only by persons who have good cause and who:

Amendment

1. Without prejudice to Article 3,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) Without prejudice to Article 3, 1. Without prejudice to Article 3,

Amendment

PE582.208v01-00 118/152 AM\1093718EN.doc
Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and who:

Member States shall authorise the acquisition and possession of firearms only by persons who have good cause and **credible need** and who:

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. 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, the acquisition and possession of firearms **shall be permitted in cases where the following requirements are met:**

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:

Or. en
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

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 authorise the acquisition and possession of firearms to persons who:

Or. en

Amendment 519

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
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) 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 21 years of age, except in relation to the possession of firearms for hunting and target shooting, which may be held by persons of less than 18 years of age, provided that in that case they 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;
licence, or are within a licensed or otherwise approved training centre; valid firearms or hunting licence, or are within a licensed or otherwise approved training centre; firearms licences may also be issued, at the request of schools, defence organisations or re-enactment groups, to persons who are at least 18 years of age and meet the conditions set out in Article 5(1)(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) 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 possession of firearms for hunting, target shooting or traditional shooting or collectors of arms and ammunition, arms or ammunition experts or endangered persons, 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;

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
(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 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) 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 525
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese

Proposal for a directive
Article 1 – point 6

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 possession of firearms for 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;

Or. ro
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, to public order or to public safety; having been convicted of a violent intentional crime shall be considered as indicative of such danger. If there are indications that a person is not, or is no longer, a suitable person to own a firearm, Member States shall require the person to submit, at their own expense, a certificate of physical and mental suitability issued by a medical officer, a specialist or a psychologist.

Or. de

Justification
Investigations should not be performed unless some indication of their necessity is known, as they are not an appropriate way of assessing the danger presented by a person. However, investigations for which grounds are known should be conducted because in these cases there are at least initial signs of problems which psychological experts can investigate.

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) 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) cannot objectively be a danger to themselves or others, to public order or to public safety; having been definitively convicted of an intentional crime against the person shall be considered as indicative of such danger.

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) 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 evidence of such 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 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.

Or. en

Amendment 529
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Pina Picerno, 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.

Or. en

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) 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, to public order or to public safety; having been convicted of a violent intentional crime shall be considered as evidence of such danger.

Or. fr

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) are not likely to be a danger to themselves, to public order or to public

Amendment
b) are not likely to be a danger to themselves or to others, to public order or
safety; having been convicted of a violent intentional crime shall be considered as indicative of such danger.

to public safety, have not been convicted of an intentional crime and meet the relevant medical requirements;

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

(ba) undertake to keep their weapons in accordance with the storage and transport criteria laid down by the laws of their Member State of residence and as referred to in Article 5(1a).

Amendment

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) are in possession of a medical certificate attesting to their psychological state of health;"

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

Member States shall lay down rules on the storage of firearms to ensure that they are protected against theft and against access by unauthorised third parties.

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

1a. In the case of collectors, Member States may restrict ownership of firearms to a limited number of firearms for all categories. This shall not apply if these firearms have been rendered inoperable as referred to in this Directive.

Or. de

Amendment 536

Proposal for a directive

Article 1 – paragraph 1 – point 6
Directive 91/477/EEC

Article 5 – paragraph 1a (new)
Text proposed by the Commission

Amendment

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

Ia. Member States shall establish rules on appropriate storage of firearms, their 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

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.
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.

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 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

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

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

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.

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

1a. In order to minimise the risk of theft of privately owned firearms classified in category B, Member States shall provide for safety criteria relating to the storage, possession, and transport of firearms and ammunition. The criteria shall be appropriate to the level of danger of the firearm and the number of weapons held.

Before issuing an authorisation for possession of a firearm, Member States may require private individuals to furnish proof that they possess the security installation necessary for storage of firearms in accordance with the requirements of their legislation.

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

1b. An acquirer through inheritance must immediately contact the competent authority in his Member State in order to seek authorisation for possession of a firearm. If no need can be demonstrated, firearms and ammunition which is subject to authorisation must be rendered inoperable as referred to in this Directive.

Amendment

Or. fr

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

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

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.

Or. en
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).*

**Amendment 551**

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 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**

**Amendment 552**

Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 5 – paragraph 2 – subparagraph 1

\text{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.

\text{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{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.

\text{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

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 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 555
Pascal Durand

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

AM\1093718EN.doc 139/152 PE582.208v01-00
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 were granted is no longer met.

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 Jaroslaw Iwaszkiewicz

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 or renewing authorisations for the acquisition and possession of firearms and shall withdraw authorisations if any of the conditions on the basis of which it was granted is no longer met. Following the initial test, fresh tests shall, without fail, be carried out at intervals of no more than 10 years.

Or. pl

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

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 medical tests for issuing or renewing authorisations as referred to in paragraph 1, 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. fr

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

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 may make the issuance or renewal of an authorisation conditional on medical or psychological examinations.

Or. de

Justification

In practice, standardised medical and psychological examinations do not make it possible to identify precisely those people who ought not to receive authorisations. Medical or psychological examinations should be left to the discretion of the Member States.

Amendment 559
Anna Hedh

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

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<tbody>
<tr>
<td><strong>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.</strong></td>
<td><strong>Member States shall provide for standard tests that are adapted in line with existing Member State legislation to check suitability before 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.</strong></td>
</tr>
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**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

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<td><strong>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.</strong></td>
<td><strong>Member States shall establish a monitoring system including the possibility of appropriate 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.</strong></td>
</tr>
</tbody>
</table>

**Or. de**

**Justification**

*This supports Amendment 46 by Vicky Ford, with the exception of compulsory medical tests. Such tests entail much red tape and expense, and do not ensure that potentially dangerous firearms owners are debarred from owning arms. There are also no uniform criteria in the Member States for determining when weapons authorisations should be withdrawn or when individuals should be denied permission to buy firearms on medical grounds.*
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 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 risks of violent behaviour. 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.*

*Or. en*

**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*

**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*
of the conditions on the basis of which it was granted is no longer met. 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.

Or. en

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

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 may 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.

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

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 annual 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.

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

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

Amendment

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

conditions on the basis of which they were granted are no longer met.

Amendment 567
Nuno Melo

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 the production of a medical certificate for the purposes of 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 are no longer met.

Or. pt

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

Member States shall also provide for knowledge of the applicable rules and the ability to handle a firearm to be tested for the purposes of granting the authorisations referred to in paragraph 1.

Amendment

Or. fr
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*

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 prohibit persons resident within their territory from possessing a weapon acquired in another Member State

– *if* they prohibit the acquisition of the same weapon within their own territory,

– *if the guidelines for the examination of persons in the other Member State are not comparable to those in the Member State imposing the prohibition.*

Or. de

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*

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 weapon acquired in another Member State unless they prohibit the acquisition of the same weapon within their own territory *and unless those persons are not in possession of a certificate attesting to their state of health issued less than one year previously;.*

Or. ro
Amendment 571
Pascal Durand

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.

Or. en

Amendment 572
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Biljana Borzan, Marc Tarabella, Pina Picerno, 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**

Or. en

Amendment 573
Marc Tarabella

Proposal for a directive
Article 1 – point 6
Directive 91/447/EEC
Article 5 – paragraph 2 a (new)

**Text proposed by the Commission**

2a. Member States shall lay down rules for the secure storage of firearms, their essential components, and their ammunition.

**Amendment**

Or. fr

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**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**

2a. Collection as referred to in Article 1(1h) shall be a valid reason to acquire and possess firearms in categories B, C, and D for persons who are at least 18 years of age and not likely to be a danger to themselves, to public order, or to public safety. A conviction for a violent intentional crime shall be considered as indicative of such danger.

**Amendment**

Or. fr

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**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**

2a. Tests carried out before
authorisation to possess a firearm is issued shall be based on suitability criteria in respect of which the relevant authority is responsible for ascertaining whether the specified criteria have been met. The criteria specified by the Member States must also reflect the reason given for the possession of firearms.

Amendment 576
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, 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.
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.

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

2a. The acquisition of category A and B firearms and of their essential parts and
ammunition may not be paid for in cash.

Or. fr