AMENDMENTS
580 - 847

Draft report
Vicky Ford
(PE582.157v01-00)


Proposal for a directive
Amendment 580
Christofer Fjellner

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

Text proposed by the Commission

Amendment

Article 6 deleted

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

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

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

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Amendment 581
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

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

Text proposed by the Commission

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

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy or deactivate those firearms and ammunition held in violation of this provision and seized. A competent authority of a Member State may under strict conditions grant authorisation for such firearms and ammunition provided that there is a legitimate purpose and provided that such authorisation is not contrary to public security, public order or national defence.

Justification

The provision should allow for the Member States to grant exemptions in duly justified cases. However, the requirement of "strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 582
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1
Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. A competent authority of a Member State may under strict conditions grant authorisation for such firearms and ammunition provided that there is a legitimate purpose and provided that such authorisation is not contrary to public security, public order or national defence.

Justification

The provision should allow for the Member States to grant exemptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 583
Marlene Mizzi, Alfred Sant

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

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms, essential components and ammunition classified in category A, unless such firearms are deactivated or unless such possession or intended use has been authorised by the competent authorities in exceptional cases, for national defence, educational,
cultural, research and historical purposes and where this is not contrary to public security or public order.

Or. en

Amendment 584
Diane Dodds

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

Text proposed by the Commission

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

Amendment

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

Or. en

Justification

The suggested amendment text above clarifies the exception at 6(1) and tidies the flow of the wording with regard to seizure

Amendment 585
Sergio Gaetano Cofferati, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Marlene Mizzi, Catherine Stihler, Marc Tarabella, Maria Grapini, Josef Weidenholzer

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

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In special cases for reasons of national security and defence the competent authorities may grant strictly limited authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Or. en

Amendment 586
Fredrick Federley

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

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In cases where Member States consider it necessary for public security purposes, the competent authorities may grant authorisations for the acquisition and possession of such firearms and ammunition.

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

Text proposed by the Commission

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

Amendment

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

Amendment 588
Jiří Maštálka, Kateřina Konečná

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

Text proposed by the Commission

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

Amendment

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

Or. en
Amendment 589
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Anna Maria Corazza Bildt, Peter Liese

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

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A and to destroy those firearms and ammunition held in violation of this provision and seized. In special cases competent authorities may grant authorisations for such firearms and ammunition where this is not contrary to public order or public safety.

Or. de

Justification

A general clause is needed to cover exceptional authorisations in special cases.

Amendment 590

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

Text proposed by the Commission

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition

Amendment

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

classified in category A. In exceptional and duly reasoned cases, the competent authorities may grant authorisations for the acquisition and possession of such firearms and ammunition where this is not contrary to public security or public order.

Or. en

Justification

It should be up to the competent authorities of each Member State to decide in each individual case if an exception should be granted, taking into account the public security and public order. Examples of bodies and persons who should be in duly reasoned cases allowed to acquire and possess category A firearms include forensic experts and forensic institutes, private security businesses and firearms producers. Furthermore, an unequivocal requirement to destroy illegally held firearms and even ammunition after their seizure would in certain cases lead to the destruction of item of cultural or historical value or ones useful or legitimate (e.g. law enforcement) purposes. There is, in particular, absolutely no point for destroying perfectly good ammunition just because it had been held illegally.

Amendment 591
Nuno Melo

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

Text proposed by the Commission

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

Amendment

Except where expressly provided otherwise, Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A, and to ensure their forfeiture to the State or, where deemed appropriate, destroyed, if they are held unlawfully.

Or. pt

Amendment 592
Robert Jarosław Iwaszkiewicz
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A. In specific, well-documented cases, the competent authorities of the Member States may grant strictly defined authorisations for persons of unblemished character to possess such firearms.

Or. pl

Amendment 593
Marcus Pretzell

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

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to control the acquisition and the possession of the firearms and ammunition classified in category A and to reserve those entitlements to persons who invariably make use of such firearms and the requisite ammunition in a responsible and, in all probability, safe way.

Or. de

Amendment 594
Marian Harkin
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A.

Or. en

Amendment 595
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen

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

Text proposed by the Commission

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

Amendment

Without prejudice to Article 2(2), Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A. They shall ensure that those firearms and ammunition held in contravention of that prohibition are seized.

Or. en

Amendment 596
Henna Virkkunen

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 1
Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A. They shall ensure that those firearms and ammunition held in contravention of that prohibition are seized.

Or. en

Amendment 597
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

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

Text proposed by the Commission

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

Amendment

Member States shall take all appropriate steps to prohibit the acquisition and the possession of the firearms and ammunition classified in category A, except in some cases permitted by Member States' authorities.

Or. en

Amendment 598
Virginie Rozière, Christine Revault D'Allonnes Bonnefoy, Sylvie Guillaume

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

Text proposed by the Commission

In some strictly limited cases, Member States may, for the purposes of national
defence, authorise certain reserve soldiers to hold such weapons. Such authorisations shall be accompanied with a retention obligation as defined in Article 10(b) and Member States shall impose a strict limit on the quantity of ammunition held.

Amendment 599
Fredrick Federley

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

Text proposed by the Commission

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

Amendment

deleted

Justification

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

Amendment 600
Marlene Mizzi, Alfred Sant
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

Text proposed by the Commission

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

Amendment

Member States may authorise museums, licensed collectors or similar institutions and bodies concerned with the cultural and historical aspects of weapons, and recognised as such by the Member State in whose territory they are established, to keep in their possession firearms classified in category A, provided they have been registered with the competent authorities of the Member State.

Or. en

Amendment 601
Othmar Karas, Herbert Dorfmann, Claudia Schmidt, Paul Rübig, Heinz K. Becker

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

Text proposed by the Commission

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

Amendment

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

Or. de

Justification

Supports Vicky Ford’s Amendment 49, adding a reference to purposes connected with customs and tradition. The directive is intended to combat illegal trading in firearms. That aim should be expressly endorsed. However, members of tradition-conscious associations, and shooting clubs, are not potential arms dealers, but law-abiding citizens seeking to cultivate our traditions and preserve our folklore.

Amendment 602
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

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

Text proposed by the Commission

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

Amendment

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

Or. en
Amendment 603  
Gesine Meissner, Dita Charanzová

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

Text proposed by the Commission

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

Amendment

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

Or. en

Justification

The provision should allow for the Member States to grant exceptions in duly justified cases. However, the requirement of "strictly limited" authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 604  
Dita Charanzová, Hilde Vautmans, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 6  
Directive 91/477/EEC  
Article 6 – paragraph 2
Member States may **authorise bodies concerned with the cultural and historical aspects of weapons** and recognised as such by the Member State in whose territory they are **established to keep in their possession** firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

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

**Justification**

The provision should allow for the Member States to grant exceptions in duly justified cases. However, the requirement of "strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

**Amendment 605**

Jiří Pospíšil, Michaela Šojdrová

**Proposal for a directive**

Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2
A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).
Justification

The provision should allow for the Member States to grant exceptions in duly justified cases. However, the requirement of “strictly limited” authorisations would cause problems with respect to interpretation, because it is only subjective criterion which does not provide any clear standards or parameters.

Amendment 607
Jiří Maštálka, Kateřina Konečná

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

Text proposed by the Commission

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

Amendment

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

Or. en

Amendment 608
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, 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 6 – paragraph 2

Text proposed by the Commission

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

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A, provided that effective measures are in place to avoid any risk to public security or public order and provided that the firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Member States shall establish a register of all such authorised bodies and of the firearms in their possession classified in category A.

Or. en

Amendment 609
Philippe Juvin, Rachida Dati, Brice Hortefeux

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

Text proposed by the Commission

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

Amendment

Member States may authorise museums to hold and acquire category A, B, C and D firearms and their essential parts and ammunition, provided that strict conditions for secure storage are applied.
Amendment 610
Pascal Durand

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

Text proposed by the Commission

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

Amendment

Member States may authorise museums established in their territories to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Amending Directive], subject to strict conditions of storage.

Amendment 611
Nuno Melo

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

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance

Amendment

In special cases, the relevant authorities may grant authorisations to acquire and possess weapons and ammunition of the above type to persons and bodies concerned with cultural and historical aspects and recognised as such by the Member State in whose territory they are established, provided that this is not contrary to security and law and order.
with the provisions that implement Article 10(b).

Amendment 612
Marian Harkin

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

Text proposed by the Commission

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

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A.

Or. en

Amendment 613
Marcus Pretzell

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

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A.
force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment 614
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission

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

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A, provided that they have suitable safety facilities.

Or. fr

Amendment 615
Robert Rochefort

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

Text proposed by the Commission

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category

Amendment

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

A, provided that all safety conditions are met.

Amendment 616
Mylène Troszczyński, Franz Obermayr, Harald Vilinsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

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

Text proposed by the Commission
Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

Amendment
Member States may authorise collectors as well as bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A.

Or. fr

Amendment 617
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala

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

Text proposed by the Commission
Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as

Amendment
In special cases, including for national defence, education, cultural, research and historical purposes, the competent

Or. en
such by the Member State in whose territory they are established to keep in their possession firearms classified in category A acquired before [the date of entry into force of this Directive] provided they have been deactivated in accordance with the provisions that implement Article 10(b).

authorities of the Member States may grant authorisations for such firearms and ammunition where this is not contrary to public security or public order.

Justification

Member States should preserve the right to grant firearms authorisations for category A firearms if such is required for the purpose of, e.g., their national defence, education, culture, research or for historical purposes. In these cases, authorisations are conditional upon the requirement that security or public order is not compromised.

Amendment 618
Henna Virkkunen

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

Text proposed by the Commission

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

Amendment

Member States may, in special cases for national defence, educational, cultural, research and historical purposes and without prejudice to the first subparagraph of Article 6, grant strictly limited authorisations for category A firearms and ammunition where this is not contrary to public security or public order.

Amendment 619
Anneli Jäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Kaja Kallas
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2

*Text proposed by the Commission*

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

*Amendment*

Member States may, *in special cases for national defence, educational, cultural, research and historical purposes and without prejudice to the first subparagraph of Article 6, grant strictly limited authorisations for category A firearms and ammunition where this is not contrary to public security or public order.*

Or. en

**Amendment 620**

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

*Text proposed by the Commission*

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

*Amendment*

Member States may authorise *persons or bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to acquire and possess* firearms classified in category A when this is not contrary to public security or public order.
Justification

It would be contrary to the goal of conservation of cultural and historical heritage to destroy by deactivation the appearance of a firearm being part of that heritage. Therefore, Member States should be allowed to exempt persons or bodies concerned with the cultural and historical aspects of weapons from deactivation of category A firearms. There is also no reason to abolish such cultural and historical activities after the date of validity of the amending Directive, neither history nor technical development of firearms is likely to stop after that date. Also, the Directive should not discriminate between individual persons and organised bodies.

Amendment 621
Angel Dzhambazki, Emil Radev

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

Text proposed by the Commission

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

Amendment

Member States may authorise bodies concerned with the cultural and historical aspects of weapons and recognised as such by the Member State in whose territory they are established to acquire or keep in their possession firearms classified in category A, provided they have been deactivated in accordance with the provisions that implement Article 10(b) and provided this does not run counter to the interests of public security or public order.

Or. bg

Amendment 622
Nicola Danti, Pina Picierno

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2 a (new)
Member States may authorise collectors and private museums to keep in their possession firearms classified in category A, provided they have been permanently deactivated in accordance with Implementing Regulation (EU) 2015/2403 and provided that effective measures are in place to avoid any risk to public security or public order and that the firearms concerned are stored with a level of security proportionate to the risks associated with unauthorised access to such firearms.

Member States shall also establish a register of all authorised collectors and private museums and of the firearms in their possession classified in category A.

Or. en

Amendment 623
Philippe Juvin, Brice Hortefeux

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

Text proposed by the Commission
Amendment

Member States may authorise, by derogation, the acquisition of category A firearms and their essential components and ammunition if necessary for reasons of public security.

Or. fr

Amendment 624
Pascal Durand
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

Member States may, by way of derogation, grant authorisations for the possession of firearms, essential components thereof and ammunitions from category A where this is necessary for national security, subject to strict conditions of storage.

Or. en

Amendment 625
Marian Harkin

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

Amendment

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.


Or. en
Justification

The Commission has not substantiated its claim that "selling arrangements of firearms and their components by means of distance communication may pose a serious threat to security". On the contrary, the Evaluation of the Firearms Directive of December 2014 which the Commission refers to in the explanatory memorandum to the proposal, clearly states that "new sales channels (e.g. internet) may challenge in the future the scope of the Directive which, for the moment, seems to be adequate to face the current concerns" (p. 4 of the Evaluation). It appears the focus has slipped from the criminal darknet to wider internet use and other distance communication methods. The introduction of a total ban of the use of distance communication between private persons in relation to the acquisition of firearms goes much further than the prevention of (future) obstacles to trade and affects purely internal issues, such as advertising in local magazines, phone and e-mail messages between inhabitants of a member states, etc. The EU is not competent to regulate such issues. Finally, a total ban constitutes a disproportionate infringement of the right of property of the legal owners of civilian firearms in the EU, including the right to use and sell such property, which may result in the confiscation and destruction without any compensation of firearms that were purchased and registered by law-abiding citizens in good faith.

Amendment 626
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

deleted

Amendment 627
Sergio Gutiérrez Prieto

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

Member States shall ensure that, in cases involving the acquisition and sale of firearms and their essential components and ammunition falling within categories A, B and C set out in Annex I by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), the identity, and where required, the authorisation of the person acquiring the firearm and the essential components thereof is checked upon delivery to that person, by:

(a) an authorised dealer or broker; or
(b) a public authority representative.

Member States shall also ensure that actual delivery of the firearm is done in the premises of the public authority representative or of an establishment authorised by the competent national authorities which complies with the requirements set out in this Directive;


Amendment 628
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms, of essential components thereof and of their ammunition concerning categories B, C and D by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised, subject to strict control by the Member States, only with respect to:

(a) dealers and brokers, or
(b) other legal or natural persons, provided the delivery is done in person by means of a physical handover and under conditions allowing for verification by an authorised dealer or broker or by a public authority representative of the identity of the recipient and of his or her right to acquire the firearm, its essential components or its ammunition.


Amendment 629
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Peter Liese
Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

**Text proposed by the Commission**

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

**Amendment**

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States. **Member States shall require contracting parties to verify at least their identity and authorisation and to record that information. Verification shall be carried out by electronic means or, failing that, through notification of the acquisition and sale to the competent authority.**

**Or. de**

**Justification**

*The rules on distance selling of firearms should be spelled out more exactly. The Commission is also going too far by attempting to prohibit distance selling among private individuals: such a ban is not necessary on security grounds.*

**Amendment 630**

**Antonio López-Istúriz White**

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

**Text proposed by the Commission**

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance

**Amendment**

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance
communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), **shall be authorised only with respect to dealers and brokers and** shall be subject to the strict control of the Member States.

At any rate, this process shall take place exclusively via authorised websites and subject to the full and extensive oversight of the appropriate bodies in the Member States. Delivery must be made in person to verify the buyer's identity and entitlement to buy firearms, according to a model to be defined by the Member States.

Or. es

Amendment 631
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

*Text proposed by the Commission*

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), **shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.**

Member States shall ensure that in cases involving the acquisition and sale of firearms and their essential components and ammunition classified in categories A, B, C and D by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, the identity, authorisation and licence of the person acquiring the firearm, its essential components and its ammunition is checked upon delivery thereof to that person, by:

(a) an authorised dealer or broker; or
(b) a public authority representative.


Amendment 632
Nicola Danti, Sergio Gaetano Cofferati, Pina Picerno

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission
The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment
The acquisition of firearms and their essential components concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to strict control by the Member States.

Payment transactions for the acquisition of firearms and their essential components by means of distance communication shall be traceable and subject to verification by a national competent authority.


Justification
Non-traceable means of payment, such as cash payments, shall not be allowed for the
acquisition of firearms and their essential components by means of distance sale.

Amendment 633
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Sergio Gutiérrez Prieto, Nicola Danti, Maria Grapini, Josef Weidenholzer, Lucy Anderson

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms and their parts concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to strict control by the Member States.

The acquisition of ammunition of firearms classified in categories A, B and C by means of distance communication shall be permitted only if the ammunition in question corresponds to firearms legally owned by the buyer.


Amendment 634
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6


Or. en
The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(\textsuperscript{*}), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(\textsuperscript{*}), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States. \textit{It shall be strictly prohibited to sell weapons, essential components thereof, or ammunition to individuals by mail or online.}

\textbf{Or. fr}

\textbf{Amendment 635}
Christel Schaldemose

\textbf{Proposal for a directive}
\textbf{Article 1 – point 6}
Directive 91/477/EEC
Article 6 – paragraph 3

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(\textsuperscript{*}), shall be \textbf{authorised only with respect to dealers and brokers} and shall be \textbf{subject to the strict control of the Member States.}

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(\textsuperscript{*}), shall be \textbf{subject to strict control by the Member States} and shall be \textbf{authorised only where there is verification of the identity of the parties concerned, of the relevant firearms, components or ammunition, and of the parties’ right to enter into the transaction.}

\textbf{Or. da}
Amendment 636
Philippe Juvin, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), is possible provided that at least one of the stages of the transaction is carried out under the supervision of a national authority or a person authorised to sell weapons.

Or. fr

Amendment 637
Anna Maria Corazza Bildt, Petri Sarvamaa, Roberta Metsola, Elisabetta Gardini, Lara Comi

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be subject to strict control by the Member States and shall take place under conditions allowing verification of the identity of the person making the acquisition and of his or her right to engage in such a transaction.

Justification

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

Amendment 638
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber, Boris Zala

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

Member States shall ensure that the acquisition of firearms and their parts and ammunition by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), is, where permitted, strictly controlled, and shall verify the identity of the persons involved in the transaction and their right to engage in such a transaction.

Justification

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

Amendment 639
Anna Hedh

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3

Text proposed by the Commission

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Amendment

The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council(*), shall be authorised only with respect to dealers and brokers and private individuals concerning categories B and C and shall be subject to the strict control of the Member States.

Amendment 640
Marcus Pretzell

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3
The acquisition of firearms and their parts and ammunition concerning categories A, B and C by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be authorised only with respect to dealers and brokers and shall be subject to the strict control of the Member States.

Justification

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

Amendment 642
Igor Šoltes

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

Member States may allow hunters registered as members of a hunting association and sports shooters to keep, under clear storage conditions, firearms classified in category A6 or category A7 which they have legally acquired and registered before ... (date of entry into force of this Amending Directive).

Or. en

Amendment 643
Anna Maria Corazza Bildt, Petri Sarvamaa, Roberta Metsola, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

By way of derogation from the first subparagraph, Member States that have granted authorisations before ... (date of entry into force of this Amending Directive) for automatic firearms which have been converted into semi-automatic firearms may decide to confirm those authorisations as remaining valid for the
rest of their original term, and may renew them for persons holding such an authorisation as at that date.

Or. en

Amendment 644
Pascal Durand

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment
Member States shall regulate the acquisition of firearms classified in categories B and C in such a way that a period of one month must elapse between the date of the transaction and the date of delivery. During that period, the competent authorities shall verify that the transaction complies with the provisions of Article 5 and of this Article.

Or. en

Amendment 645
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Sergio Gutiérrez Prieto, Nicola Danti, Maria Grapini, Josef Weidenholzer, Evelyne Gebhardt, Marlene Mizzi, Catherine Stihler, Biljana Borzan, Marc Tarabella, Christel Schaldemose

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment
Member States may permit strictly limited exemptions from the prohibition of firearms classified in category A7 for reasons of sport training and competitions upon application from a recognised sport
shooting organisation and following positive opinion from a national sport shooting federation.

Amendment 646
Igor Šoltes

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

Text proposed by the Commission
Member States may permit limited exemptions from the prohibition of firearms classified in category A7 for reasons of sport training and competitions upon application from a recognised sport shooting organisation and following receipt of a positive opinion from a national sport shooting federation.

Amendment

Or. en

Amendment 647
Pascal Durand

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

Text proposed by the Commission
Member States shall make the acquisition of firearms subject to the possession by the purchaser of an insurance policy covering any damage which they may cause.

Amendment

Or. en
Amendment 648
Igor Šoltes

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC
Article 6 – paragraph 3 c (new)

Text proposed by the Commission

Member States may authorise collectors residing in their territory to keep in their possession firearms classified in category A acquired before ... [the date of entry into force of this Amending Directive], provided the firearms in question have been deactivated in accordance with the provisions implementing Article 10b, and subject to clear and strict conditions of storage.

Amendment

Or. en

Amendment 649
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

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

Text proposed by the Commission

(6a) The following Article is inserted:

"Article 6a

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

Amendment 650
Anneli Jämäätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Jasenko Selimovic, Dita Charanzová, Kaja Kallas, Marian Harkin

Proposal for a directive
Article 1 – point 6 a (new)

Directive 91/477/EEC
Article 6 a (new)

Text proposed by the Commission

(6a) The following Article is inserted:

"Article 6a
Except with respect to transfers between dealers and brokers, the selling and acquisition of firearms and their essential components and ammunition following a transaction by means of distance communication, as defined in Article 2 of Directive 97/7/EC of the European Parliament and of the Council, shall be subject to strict control by the Member States and allowed only if it takes place under conditions whereby the identities and appropriate licences of the parties can be reliably and securely verified."

Amendment 651
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

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

Text proposed by the Commission

Amendment

(6a) The following Article is inserted:

"Article 6a

Transitional measures

Member States may allow firearms classified in category A6 or category A7 and legally acquired and registered before... (the date of the entry into force of this Amending Directive) to be:

(a) kept by the legal owner under the storage condition referred to in Article 10ba; or
(b) inherited; or
(c) acquired by authorised bodies."

Or. en

Amendment 652
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 6a (new)
Directive 91/477/EEC
Article 7 – paragraph 1 – subparagraph 1

Present text

Amendment

6a. In Article 7, the first subparagraph of paragraph 1 is replaced by the following:

"No one may acquire a firearm classified in category B within the territory of a Member State unless that Member State has so authorized him. The granting of that authorisation shall be dependent solely on fulfilment of the conditions set out in Article 5."

Or. pl
Amendment 653
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 6 a (new)
Directive 91/477/EEC
Article 7 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

6a) In Article 7, the following subparagraph is added to paragraph 3:
'The data on category B firearms, as well as any decision to authorise or refuse the acquisition or possession of such firearms, should be recorded on the computerised data-filing systems maintained by the Member States and should be directly accessible to the competent authorities of all Member States.'

Amendment 654
Christofer Fjellner

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

Text proposed by the Commission

Amendment

(7) In Article 7, the following subparagraph is added to paragraph 4:
"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."
Amendment 655
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

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

Text proposed by the Commission

(7) In Article 7, the following subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Or. en

Amendment 656
Nuno Melo

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

Text proposed by the Commission

The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Or. pt

Amendment 657
Anna Maria Corazza Bildt, Petri Sarvamaa, Elisabetta Gardini, Lara Comi, Othmar Karas

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

Text proposed by the Commission

Amendment

(7) In Article 7, the following deleted subparagraph is added to paragraph 4:
"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Justification

Compulsory five year licenses on firearms would lead to additional burden and costs for public authorities and owners of firearms.

Amendment 658
Karl-Heinz Florenz, Bendt Bendtsen, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Othmar Karas, Markus Ferber

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

Text proposed by the Commission

Amendment

(7) In Article 7, the following deleted subparagraph is added to paragraph 4:
"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Justification

It is in the competence of the Member States to decide upon the periodicity of authorisations. There is no benefit of a European regulation, so that the principle of subsidiarity should be respected; instead it is bureaucratic, burdensome and costly for hunters and sport shooters, as well as for licence issuing authorities. The current legal framework provides for an
adequate system of control and for the possibility for Member States to “withdraw authorisations for possession of a firearm if any of the conditions on the basis of which it was granted are no longer satisfied”.

Amendment 659
Fredrick Federley

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

Text proposed by the Commission

Amendment

(7) In Article 7, the following deleted

subparagraph is added to paragraph 4:

"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

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 660

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

Text proposed by the Commission

Amendment

(7) In Article 7, the following deleted
subparagraph is added to paragraph 4:
"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Or. en

**Justification**

The authorities can already revoke any firearms licence if the conditions for its validity are no longer met. It is unclear what would be evaluated every five years and for what purpose. Instead, the administrative and police resources are limited in all Member States and constantly reassessing licences would place a great burden on authorities, hindering them from performing their primary functions. All provisions that potentially violate the right of people to their legal property should be well grounded.

**Amendment 661**
Robert Jarosław Iwaszkiewicz

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

**Text proposed by the Commission**

7) In Article 7, the following paragraph is added to paragraph 4:
"The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled."

Or. pl

**Amendment 662**
Anneli Jääätteenmäki, Hannu Takkula, Nils Torvalds, Paavo Väyrynen, Gesine Meissner

**Proposal for a directive**
**Article 1 – point 7**
Directive 91/477/EEC
Article 7 – paragraph 4 – subparagraph 2 (new)
The *maximum limits* shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

The *duration of an authorisation* shall be set by the Member States, provided that Member States have implemented a system of continuous monitoring as referred to in the first subparagraph of Article 5(2). The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

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**Amendment 663**  
Boris Zala

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

The *maximum limits* shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

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

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**Amendment 664**  
Pascal Durand

**Proposal for a directive**  
Article 1 – point 7  
Directive 91/477/EEC  
Article 7 – paragraph 4 – subparagraph 2 (new)
The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

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

Or. en

Amendment 665
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Peter Liese

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

Text proposed by the Commission
The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.”

Amendment
The duration of an authorisation may not exceed five years, unless Member States have set up a continuous monitoring system. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.”

Or. de

Justification

The limits for authorisations should be left to the discretion of Member States which have set up continuous monitoring systems.

Amendment 666
Henna Virkkunen

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

Text proposed by the Commission

The **maximum limits** shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Amendment

The **duration of an authorisation** shall not exceed five years, unless Member States have implemented a system of continuous monitoring. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Or. en

Amendment 667
Anna Hedh

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

Text proposed by the Commission

The **maximum limits** shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Amendment

Any restriction on the **duration of an authorisation** shall be determined in accordance with the criteria for the issuance of authorisations. The authorisation may, where necessary, be renewed if the conditions on the basis of which it was granted are still fulfilled.

Or. sv

Amendment 668
Ildikó Gáll-Pelcz

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

Text proposed by the Commission

The maximum limits **shall not exceed** five

Amendment

The maximum limits **for possession shall**
years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

be laid down in national law.

Or. en

Justification

The proposed measure by the Commission would mean a radical breach with the current framework where Member States decide upon the periodicity of authorisations based on subsidiarity.

Amendment 669
Igor Šoltes

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

**Text proposed by the Commission**

The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

**Amendment**

The duration of an authorisation shall not exceed twenty years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

Or. en

Amendment 670
Maria Grapini

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

**Text proposed by the Commission**

The maximum limits shall not exceed five years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.

**Amendment**

The maximum limits shall not exceed three years. The authorisation may be renewed if the conditions on the basis of which it was granted are still fulfilled.
Amendment 671
Philippe Juvin, Brice Hortefeux

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

Text proposed by the Commission

An authorisation to hold a category B firearm granted before this directive enters into force may be extended by Member States after its entry into force even if such entry into force causes it to be classed as category A. Such authorisations shall, however, be null and void in the event of a change of ownership.

Amendment

Or. fr

Amendment 672
Philippe Juvin, Brice Hortefeux

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

Text proposed by the Commission

7a) The following Article is inserted:

'Article 7a

Hunters and marksmen may acquire and hold category B semi-automatic weapons under the following conditions:

- marksmen must be registered members of a sports shooting club or association accredited by the public authorities,

- a hunter may possess a maximum of five category B firearms, and a marksman
may possess a maximum of 12 category B firearms,
- upon the application of an accredited sports shooting association and subject to the favourable opinion of a national sports shooting federation, marksmen may receive a derogation enabling them to hold more than the maximum number of firearms for the purposes of training for and participation in national and international competitions,
- a hunter or marksman may not permanently hold more than 10 magazines and 1000 items of ammunition.'

Amendment 673
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission

Amendment

7a. The following Article is inserted:

'Article 8a
The data on category C firearms shall be recorded in the computerised data-filing systems maintained by the Member States and shall be directly accessible to the competent authorities of all Member States.'

Amendment 674
Vicky Ford
Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

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

Amendment
(7a) Article 10 is replaced by the following:
"The arrangements for the acquisition of ammunition and possession of ammunition containing a single projectile shall be the same as those for the firearms for which the ammunition is intended. The acquisition of ammunition shall be permitted only for persons who are allowed to possess a firearm or persons authorised pursuant to the second subparagraph of Article 6."

Amendment 675
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

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

Amendment
(7a) Article 10 is replaced by the following:
"The arrangements for the acquisition and possession of ammunition shall be the same as those for the possession of the firearms for which the ammunition is intended. The acquisition and possession of ammunition shall be permitted only for persons who are allowed to possess a firearm of a respective category."

Or. en
Justification

The acquisition and possession of ammunition should be made subject to the same requirements as in the case of firearms of a corresponding category. It must be noted that the conditions for acquisition and possession of firearms of different categories differ and so should the conditions for acquisition and possession of ammunition for them.

Amendment 676
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

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

Amendment

(7a) Article 10 is replaced by the following:

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

Or. en


Justification

The acquisition and possession of ammunition should be made subject to the same requirements as in the case of firearms of a corresponding category. It must be noted that the conditions for acquisition and possession of firearms of different categories differ and so should the conditions for acquisition and possession of ammunition for them.

Amendment 677
Jiří Maštáčka, Kateřina Konečná
Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

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

Amendment

(7a) Article 10 is replaced by the following:

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

Or. en

Amendment 678
Boris Zala

Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10

Present text

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

Amendment

(7a) Article 10 is replaced by the following:

"The arrangements for the acquisition and possession of ammunition shall be the same as those for the firearms for which the possession is intended. The acquisition and possession of ammunition shall be permitted only for persons who are allowed to possess a firearm of a respective category or who are otherwise authorised to that effect under national law."

Or. en
Amendment 679  
Virginie Rozière, Christine Revault D'Allonnes Bonnefoy, Sylvie Guillaume

Proposal for a directive  
Article 1 – point 7 a (new)  
Directive 91/477/EEC  
Article 10 – paragraph 1 a (new)  

Present text  
Amendment  
7a) In Article 10, the following paragraph is added:  
'Brokers and dealers may refuse any transaction for the acquisition of complete rounds of ammunition, or components of ammunition, which they reasonably consider suspicious owing to its nature or scale, and shall report it to the relevant authorities immediately.'

Or. fr

Amendment 680  
Marc Tarabella

Proposal for a directive  
Article 1 – point 7 a (new)  
Directive 91/477/EEC  
Article 10 – paragraph 1 a (new)  

Present text  
Amendment  
7a) In Article 10, the following paragraph is added:  
'Only persons authorised to possess a firearm may acquire and hold ammunition.'

Or. fr
Amendment 681
Pascal Durand
Proposal for a directive
Article 1 – point 7 a (new)
Directive 91/477/EEC
Article 10 – paragraph 1 a (new)

Present text

Amendment

(7a) In Article 10, the following paragraph is added:

"Member States shall ensure that brokers and dealers:

(a) refuse to enter into any transaction for the acquisition of firearms, essential components thereof or ammunition which they reasonably consider not to be in compliance with Articles 5 and 6, and

(b) report any attempted such transaction to the competent authorities."

Or. en

Amendment 682
Marc Tarabella
Proposal for a directive
Article 1 – point 7 b (new)
Directive 91/477/EEC
Article 10 – paragraph 1 b (new)

Present text

Amendment

7b) In Article 10, the following paragraph is added:

' Dealers and brokers shall refuse to carry out any transaction which can reasonably be considered suspicious and shall report it to the relevant authorities. '
Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 a

Text proposed by the Commission

Amendment

Article 10a  deleted

Member States shall take measures to ensure that alarm and signal weapons as well as salute and acoustic weapons cannot be converted into firearms.

The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Or. en

Justification


Amendment 684
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission

Amendment

Member States shall take measures to ensure that alarm and signal weapons as well as salute and acoustic weapons cannot be converted into firearms.

Member States shall take all necessary measures to ensure that alarm and signal weapons as well as salute and acoustic weapons cannot be converted into firearms.
The Member States shall also ensure that these arms have been marked in line with Article 4(1) of this directive and that they are recorded on the computerised data-filing systems maintained by the Member States.

Amendment 685
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

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

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

Or. en

Amendment 686
Robert Jarosław Iwaszkiewicz

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

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</tbody>
</table>

Or. pl
Amendment 687
Marcus Pretzell

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

Text proposed by the Commission

The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Amendment

The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Or. de

Amendment 688
Robert Jarosław Iwaszkiewicz

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

Text proposed by the Commission

The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Amendment

The Commission shall adopt technical specifications for alarm and signal weapons as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Or. pl

Amendment 689
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 8
Directive 91/477/EEC
Article 10 b
Text proposed by the Commission

Article 10b

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

The Commission shall adopt deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Or. en

Justification


Amendment

690
Vicky Ford, Dita Charanzová

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

Text proposed by the Commission

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

I. Member States shall ensure that the deactivation of firearms is carried out in accordance with the technical specifications set out in Annex III.
certificate or record attesting to the
deactivation of the firearm or the
apposition of a clearly visible mark to that
effect on the firearm.

This shall not apply to firearms
deactivated prior to 8 April 2016, unless
those firearms are transferred to another
Member State or placed on the market.

Deactivation of firearms shall be carried
out by public or private entities, or by
individuals, authorised to do so in
accordance with national legislation.

Member States shall designate a
competent authority (the "verifying
entity") to verify that the deactivation of
the firearm concerned has been carried
out in accordance with the technical
specifications set out in Annex III.

Where the deactivation of the firearm has
been carried out in accordance with the
technical specifications set out in Annex
III, the verifying entity shall:

(a) affix a common unique marking to
all components modified for the
deactivation of the firearm; and

(b) issue a deactivation certificate to
the owner of the firearm.

Where the firearm is recorded in the
computerised data-filing system referred
to in Article 4(4), its deactivation shall be
entered in the record relating to it.

Member States may introduce additional
measures for the deactivation of firearms
in their territory going beyond the
technical specifications set out in Annex
III.

2. The Commission is empowered to
adopt delegated acts in accordance with
Article 13a to update Annex III, taking
into account, where necessary, any
additional measures introduced by
Member States in accordance with the
sixth subparagraph of paragraph 1.

The Commission shall adopt deactivation

3. The Commission shall adopt
standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

4. By 31 December 2016 the Commission, after consulting Member States and relevant stakeholders, shall identify which national deactivation standards and techniques applied by Member States before 8 April 2016 ensured that firearms were rendered permanently unfit for use and inoperable, and shall provide for recognition of certified deactivations performed in accordance with such deactivation standards and techniques.

Amendment 691
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission

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

Amendment

Having regard to Commission Regulation 2015/2403 of 15 December 2015 establishing common guidelines on deactivation standards and techniques for ensuring that deactivated firearms are rendered irreversibly inoperable\(^a\), Member States shall make arrangements for the deactivation of firearms to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this verification, provide for the issuance of a certificate and record attesting to the deactivation of the firearm or the
Member States shall designate the competent authority to carry out the deactivation of firearms and transmit them to the Commission by ... [date] at the latest.


Amendment 692
Jiří Maštálka, Kateřina Konečná

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

Text proposed by the Commission

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

Amendment

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

Amendment 693
Robert Rochefort

Proposal for a directive
Article 1 – point 8
text proposed by the Commission

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

Amendment

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

Or. fr

Amendment 694
Marcus Pretzell

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

Text proposed by the Commission

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

Amendment

Member States may make their own arrangements for such deactivation of firearms as might have become necessary to be verified by a competent authority of the Member State concerned. Member States shall, in the context of this verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm.

Or. de
Amendment 695
Pascal Durand

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

Text proposed by the Commission

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

Amendment

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

Or. en

Amendment 696
Antonio López-Istúriz White

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

Text proposed by the Commission

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

Amendment

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

Or. es
Amendment 697
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission

The Commission shall adopt deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Amendment

deleted

Or. fr

Amendment 698
Marcus Pretzell

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

Text proposed by the Commission

The Commission shall adopt deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Amendment

The enforcement of the deactivation standards shall be the responsibility of the Member State concerned.

Or. de

Amendment 699
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne
Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Marc Tarabella, Pina Piccierno, Sergio Gutiérrez Prieto, Nicola Danti, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

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

Text proposed by the Commission

(8a) The following Article is inserted:

"Article 10ba

Member States shall establish rules on the proper storage of firearms and ammunition to ensure that they are kept under supervision and stored in a secure way such as to minimise the risk of their being accessed by unauthorised persons. Firearms and their ammunition shall not be readily accessible together. Supervision in such cases shall mean that the person possessing the firearm or the ammunition has control over them and shall include, as a minimum, storage in a safe box when the firearm or ammunition is not in use. The level of scrutiny for the storage arrangements shall correspond to the category of the firearm concerned."

Or. en

Amendment 700
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Anna Maria Corazza Bildt, Angelika Niebler, James Nicholson, Dieter-Lebrecht Koch, Markus Ferber

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

Text proposed by the Commission

(8a) The following Article is inserted:

"Article 10ba
By 31 December 2016, the Commission shall adopt delegated acts in accordance with Article 13a on common conversion standards ensuring that any conversion of a firearm that changes its category is done in a manner which renders such conversion permanently irreversible."

Or. en

Justification

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

Amendment 701
Vicky Ford, Dita Charanzová

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

Text proposed by the Commission

Amendment

(8a) The following Article is inserted:

"Article 10ba

1. Member States shall take measures to ensure that automatic firearms that have been converted into semi-automatic firearms cannot be reconversed into automatic firearms.

2. The Commission shall adopt delegated acts in accordance with Article 13a establishing technical specifications to ensure that semi-automatic firearms which have been converted from originally automatic firearms cannot be reconversed into automatic firearms."

Or. en
### Amendment 702
Anna Maria Corazza Bildt, Petri Sarvamaa, Lara Comi, Elisabetta Gardini, Bendt Bendtsen, Annie Schreijer-Pierik

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

<table>
<thead>
<tr>
<th>Present text</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>&quot;Member States may not make acceptance of a European firearms pass conditional upon the payment of any fee or charge.&quot;</td>
<td>&quot;Member States may not make:</td>
</tr>
<tr>
<td>(8a) In Article 12, paragraph 2, the second subparagraph is replaced by the following:</td>
<td></td>
</tr>
<tr>
<td>(a) the issuance or renewal of a European firearms pass conditional upon the payment of any unjustified fee or charge;</td>
<td></td>
</tr>
<tr>
<td>(b) the acceptance of a European firearms pass conditional, directly or indirectly, upon the payment of any fee or charge or the grant of any administrative approval.&quot;</td>
<td></td>
</tr>
</tbody>
</table>

(Or. en)


**Justification**

*The European firearms pass enables citizens to travel within the EU with their firearm. It works satisfactorily in most Member States. However do some Member States require an additional import permit which often is costly and takes long time to issue. This hinders the free movement and contradicts the objective of the pass.*

### Amendment 703
Boris Zala

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

Present text

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

Amendment

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

"Member States may not make:

(a) the issuance or renewal of a European firearms pass conditional upon the payment of any fee or charge exceeding the administrative costs incurred in issuing the pass;
(b) the acceptance of a European firearms pass conditional, directly or indirectly, upon the payment of any fee or charge or the grant of any administrative approval."

Or. en


Justification

The European firearms pass is the main document needed by hunters and marksmen for the possession of a firearm during a journey to another Member State. In spite of the prohibition in the Directive, some member states require payment of a fee for prior authorisation or associated permits to allow the possession of firearms in the Member States’ territory. It should therefore be clarified that Member States shall not make the acceptance of the European firearms pass conditional, whether directly or indirectly, upon the payment of any fee or charge.

Amendment 704
Damiano Zoffoli, Renata Briano, Brando Benifei, Paolo De Castro, Elena Gentile, David-Maria Sassoli, Luigi Morgano

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

(8a) The following is added to Article 12(2), second subparagraph:

"Recognition of the European Firearms Pass cannot be made dependent on any form of administrative pre-authorisation or on the payment of any fees or duties, be these direct or indirect, in connection with any potential administrative costs."

Or. it

Justification

The European Firearms Pass authorises hunters and sports marksmen to carry firearms within the EU. Despite this, some Member States require that a pre-authorisation or so-called supplementary permit fee be paid, prior to granting recognition of the European Firearms Pass and authorising possession of a firearm within their territory. There is therefore a need to clarify that Member States cannot make recognition of the European Firearms Pass dependent on the payment of any fee or duty, be this direct or indirect.

Amendment 705
Pascal Durand

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

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. The Commission shall establish and maintain a Union computerised data-exchange platform to be operational by [...]. The competent authorities of the Member States shall exchange information via that platform with regard to, inter alia:

- their national legislation and practices, including their application of Articles 5 and 6;
- authorisations granted for the transfer of firearms to another Member State;
- refusals to grant an authorisation as provided for in Article 7;
- the dealers and brokers authorised on their territories;
- existing stocks on their territories;
- firearms confiscated on their territories; and
- natural or legal persons involved in the illicit trafficking of firearms.

Or. en

Amendment 706
Dita Charanzová, Marian Harkin, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

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

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on authorisations granted for the transfer of firearms to another Member State.

The Member States shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.
**Justification**

The change of provisions on information exchange is the crucial part of the proposal. The complete interoperability of all information systems in which data about civilian firearms are included indifferent Member States is barely attainable for technical reasons in any close future. The exchange of information should be focused on relevant data (not overall exchange of bulk data). The information on authorisations granted according to Article 6 and 7 can be considered relevant as far as it can be taken into account by authorities of another Member State in a similar situation. This information should therefore include information about criminal records of the applicants. Upon request by a Member State, entire texts of the respective criminal or administrative decisions should be provided to authorities of the requesting Member State so that mutuality and equivalence of the criminal record can be assessed.

**Amendment 707**
Olga Sehnalová, Pavel Poc, Miroslav Poche

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

**Text proposed by the Commission**

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

**Amendment**

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on authorisations granted for the transfer of firearms to another Member State.

The Member States shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.
Justification

The change of provisions on information exchange is the crucial part of the proposal. The complete interoperability of all information systems in which data about civilian firearms are included in different Member States is barely attainable for technical reasons in any close future. The exchange of information should be focused on relevant data (not overall exchange of bulk data). The information on authorisations granted according to Article 6 and 7 can be considered relevant as far as it can be taken into account by authorities of another Member State in a similar situation. This information should therefore include information about criminal records of the applicants. Upon request by a Member State, entire texts of the respective criminal or administrative decisions should be provided to authorities of the requesting Member State so that mutuality and equivalence of the criminal record can be assessed.

Amendment 708
Jiří Pospíšil

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

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on authorisations granted for the transfer of firearms to another Member State.

The Member States shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.
Proposal for a directive

Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purposes of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms to be operational by ... [insert date], including information on transfers of firearms to another Member State.

The Member State shall, upon request by another Member State, exchange information relevant to an assessment of the criminal history, if any, of persons who apply for or who have been granted exceptions pursuant to Article 6 or authorisations pursuant to Article 7. That information shall include the entire text of the corresponding judicial decision or decision of a relevant public authority.

Amendment 710

Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Marlene Mizzi, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Pina Piccione, Sergio Gutiérrez Prieto, Nicola Danti, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

Proposal for a directive

Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4
4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. For the purpose of the efficient application of this Directive, the competent authorities of the Member States shall exchange information by electronic means via a data-exchange platform or interoperable data-exchange platforms, including, without limitation, information on the structure of their computerised data-filing systems as referred to in Article 4(4) with a view to enabling their interconnection with other existing instruments concerning:

(a) their application of Articles 5 and 6;
(b) authorisations granted for the transfer of firearms to another Member State; and
(c) refusals to grant authorisations as provided for in Article 7.

Proposal for a directive

Amendment 711
Marcus Pretzell

Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 4

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. The competent authorities of the Member States may exchange information on the authorisations granted for the transfers of firearms to another Member State and may request information with regard to refusals to grant authorisations as defined in Article 7, provided that a reasonable suspicion has been found to exist and the information in question may be of use in the detection, prevention, or
Amendment 712
Vicky Ford, Anna Maria Corazza Bildt

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

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. Member States shall ensure the efficient exchange of information by electronic means, in accordance with applicable data protection rules, either directly or through single points of contact, on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as provided for in Article 7.

Amendment 713
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. The competent authorities of the Member States shall exchange all the information in their possession on the authorisations granted and refusals to grant authorisations for the transfers of firearms to another Member State, information with regard to authorisations and refusals to grant authorisations as
defined in Article 7, as well as the declarations within the meaning of Article 8.

Or. fr

Amendment 714
Robert Rochefort

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

Text proposed by the Commission

4. The competent authorities of the Member States shall exchange information on the authorisations granted for the transfers of firearms to another Member State as well as information with regard to refusals to grant authorisations as defined in Article 7.

Amendment

4. The competent authorities of the Member States shall exchange information electronically, via an automated European system, on the authorisations granted, and on the refusals to grant authorisations, for the transfers of firearms to another Member State as well as information with regard to authorisations and refusals to grant authorisations as defined in Article 7.

Or. fr

Amendment 715
Sergio Gaetano Cofferati, Virginie Rozière, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Marlene Mizzi, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Lucy Anderson, Christel Schaldemose, Maria Grapini, Josef Weidenholzer

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

Text proposed by the Commission

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

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted
authorisations granted and on refusals. and on refusals and the establishment and maintenance of a European platform for data exchange. The Commission shall adopt the first such delegated act by ... [9 months after the date of entry into force of this Amending Directive].

Amendment 716
Olga Sehnalová, Pavel Poc, Miroslav Poche

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

Text proposed by the Commission

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

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [24 months after publication of this Amending Directive in the Official Journal of the European Union].

Justification

The change of provisions on information exchange is the crucial part of the proposal. The complete interoperability of all information systems in which data about civilian firearms are included in different Member States is barely attainable for technical reasons in any close future. The exchange of information should be focused on relevant data (not overall exchange of bulk data). The information on authorisations granted according to Article 6 and 7 can be considered relevant as far as it can be taken into account by authorities of another Member State in a similar situation. This information should therefore include information about criminal records of the applicants. Upon request by a Member State, entire texts of the respective criminal or administrative decisions should be provided to authorities of the requesting Member State so that mutuality and equivalence of the criminal record can be assessed.
Amendment 717
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

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

**Text proposed by the Commission**

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

**Amendment**

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 718
Jiří Maštálka, Kateřina Konečná

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

**Text proposed by the Commission**

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

**Amendment**

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en
Amendment 719
Jiří Pospíšil

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

Text proposed by the Commission

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

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities of exchange of information on authorisations granted or refused for the transfer of firearms to another Member State. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 720
Pascal Durand

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

Text proposed by the Commission

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

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the modalities and functionalities of the Union computerised data-exchange platform referred to in paragraph 4 of this Article. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 721
Vicky Ford
Proposal for a directive
Article 1 – point 9
Directive 91/477/EEC
Article 13 – paragraph 5

Text proposed by the Commission

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

Amendment

5. The Commission shall adopt delegated acts in accordance with Article 13a concerning the detailed arrangements for the exchange of information on authorisations granted or refused. The Commission shall adopt the first such delegated act by ... [insert date].

Or. en

Amendment 722
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 2

Text proposed by the Commission

2. The delegation of power referred to in Article 13 shall be conferred on the Commission for an indeterminate period of time from the date of entry into force of this Directive.

Amendment

2. deleted

Or. en

Amendment 723
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 2
2. The delegation of power referred to in Article 13 shall be conferred on the Commission for an indeterminate period of time from the date of entry into force of this Directive.

2. The power to adopt delegated acts referred to in Article 10b(2) and (4), Article 10ba and Article 13(5) shall be conferred on the Commission for an indeterminate period of time from ... [the date of entry into force of this Amending Directive].

Amendment 724
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in Article 13 may be revoked at any time by the European Parliament or by the Council. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Amendment

3. The delegation of power referred to in Article 10b(2) and (4), Article 10ba and Article 13(5) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Amendment 725
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 3 a (new)
3a. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016.

Text proposed by the Commission

Amendment 726
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 5

Text proposed by the Commission

5. A delegated act adopted pursuant to Article 13 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by 2 months at the initiative of the European Parliament or the Council.

Amendment

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

Text proposed by the Commission

Amendment 727
Vicky Ford, Dita Charanzová

Proposal for a directive
Article 1 – point 10
Directive 91/477/EEC
Article 13 a – paragraph 5
5. A delegated act adopted pursuant to Article 13 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by 2 months at the initiative of the European Parliament or the Council.

Or. en

Amendment 728
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

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

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

Or. en
Amendment 729
Pascal Durand

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

*Text proposed by the Commission*

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

*Amendment*

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

Or. en

Amendment 730
Vicky Ford, Anna Maria Corazza Bildt, Dita Charanzová

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

*Text proposed by the Commission*

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

*Amendment*

The Commission shall every five years *submit* a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted by ... [two years after the *date of* entry into force of this *Amending* Directive] *and shall include an assessment of the impacts of 3D printing*
on this Directive.

Amendment 731

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

Text proposed by the Commission

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

Amendment

The Commission shall every five years submit a report to the European Parliament and the Council on the application of this Directive, including a fitness check of the new provisions, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies such as 3D printing. The first report shall be submitted by ... [two years after the date of entry into force of this Amending Directive].

Justification

Fitness check should be carried out in order to attest the necessity of the new provisions, taking into account the lack of a prior impact assessment. The fitness check should include looking into the gun crime in the Member States with legal (licenced) firearms, including number of crimes committed, number of firearms reported stolen or missing and number of firearms converted to an automatic action, relative to the situation prior to the adoption of the new provisions.

Amendment 732
Bendt Bendtsen

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

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

Amendment
The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I, the implementation of the system for the European firearms pass and the issues related to new technologies such as 3D printing. The first report shall be submitted by ... [two years after the date of entry into force of this Amending Directive].

Or. en

Amendment 733
Robert Jarosław Iwaszkiewicz

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

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

Amendment
The Commission shall submit every five years a report to the European Parliament and the Council on the application of this Directive, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to new technologies and the issue of weapons smuggling from third countries. The first report shall be submitted two years after the entry into force of this Directive."

Or. pl
Amendment 734
Maria Grapini

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

Text proposed by the Commission

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

Amendment

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

Or. ro

Amendment 735

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

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States. The Commission’s assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Amendment

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States.
Amendment 736
Philippe Juvin, Brice Hortefeux, Rachida Dati

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information."

Amendment

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information and innovations linked to new technology such as 3D printers and the use of QR codes.

Or. fr

Amendment 737
Robert Rochefort

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account

Amendment

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account

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existing instruments regarding exchange of information.

Or.

Amendment 738
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 12
Directive 91/477/EEC
Article 17 – paragraph 2

Text proposed by the Commission

The Commission shall, by [date], assess the necessary elements of a system for the exchange of information contained in the computerised data-filing systems referred to in Article 4(4) between the Member States. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Amendment

The Commission shall, by [date], assess the necessary elements of a system allowing each Member State to access information contained in the computerised data-filing systems referred to in Article 4(4). The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Or.

Amendment 739
Christofer Fjellner

Proposal for a directive
Article 1 – point 13
Directive 91/477/EEC
Annex I

Text proposed by the Commission

(13) in Annex I to Directive 91/477/EC part II is amended as follows:

(a) point A is amended as follows:

(i) in Category A, the following points are added:

Amendment

deleted
6. Automatic firearms which have been converted into semi-automatic firearms;

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

8. Firearms under points 1 to 7 after having been deactivated.

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

(iii) In Category C, the following points are added:

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

(b) in point B, the following text is deleted.

"The breach-closing mechanism, the chamber and the barrel of a firearm which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted."

Amendment 740
Philippe Juvin, Brice Hortefeux, Rachida Dati

Proposal for a directive
Article 1 – point 13 – point a – point -i (new)
Directive 91/477/EEC
Annex I – part II – point A – category A – point 2

Present text

Amendment

-i) in category A, point 2 is replaced by the following:

"2. Automatic firearms and any system or component enabling or facilitating the conversion of a semi-automatic firearm into an automatic
 Amendment 741
Nuno Melo

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC

Text proposed by the Commission

(i) in category A, the following points are added:

'6. Automatic firearms which have been converted into semi-automatic firearms;
7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;
8. Firearms under points 1 to 7 after having been deactivated.'

Amendment

Or. fr

Amendment 742
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC

Text proposed by the Commission

(i) in Category A, the following points are added:

"6. Automatic firearms which have been converted into semi-automatic firearms;"
7. **Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;**

8. **Firearms under points 1 to 7 after having been deactivated.**

*Or. en*

**Justification**

*Category B weapons must remain in category B. No change in categorization is necessary. Legal owners of such weapons are numerous within the European territories. Confiscation of their property is impossible to implement considering the huge amount of those weapons. Moreover, prohibiting these category B weapons are forcing them to enter illegal market; illegal market that should actually be the only target of the European Commission in their fight against terrorism.*

**Amendment 743**

*Angel Dzhambazki, Emil Radev*

**Proposal for a directive**

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

*Directive 91/477/EEC*  
*Annex I – part II – point A – category A – point 6*

*Text proposed by the Commission*  
*Amendment*

6. **Automatic firearms which have been converted into semi-automatic firearms;**

*Or. bg*

**Amendment 744**

*Robert Jarosław Iwaszkiewicz*

**Proposal for a directive**

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

*Directive 91/477/EEC*  
*Annex I – part II – point A – category A – point 6*

*Text proposed by the Commission*  
*Amendment*

6. **Automatic firearms which have been converted into semi-automatic firearms;**

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been converted into semi-automatic firearms;

Or. pl

Amendment 745
Igor Šoltes

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms;

deleted

Or. en

Amendment 746
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms;

deleted

Or. en

Amendment 747
Marian Harkin

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms;

Or. en

Justification

This change would result in a sudden and immediate ban of a whole sub-category 14 of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. The criterion of "resemblance" is subjective and very much dependent on the person who has to make this judgement. Decisions will mostly be made afterwards and with hindsight, resulting in legal uncertainty. Category B7 and the proposed A6 firearms possess the same technical specifications as any other category B firearm. They are therefore not "more dangerous", which is the logic and technical rationale for firearms categorisation. To justify a total ban of a certain category of firearms solely based on the unclear and subjective criterion of their "resemblance" with automatic weapons is not only disproportional, but also leads to legal uncertainty and the unequal treatment of citizens. Finally, the consequential confiscations and destruction of the firearms in question would constitute an unjustified infringement of the fundamental right of property of legal owners, who acquired these firearms in compliance with the law and in good faith and who now will be confronted with a considerable loss.

Amendment 748

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms;

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Justification

The mere fact that a firearm has been converted does not have any relation to the risk of it being reverse – converted into an automatic one. Much rather, a ban should be aimed at equipment.

Amendment 749
Dita Charanzová, Anneli Jääteenmäki, Hilde Vautmans, Kaja Kallas, Hannu Takkula, Antanas Guoga, Nils Torvalds, Paavo Väyrynen, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms and which can be reconverted into automatic firearms using conventional tools or simply by the modification or replacement of parts other than essential components, provided that the technical conversion procedure was not previously authorised by a relevant authority of a Member State and provided that the converted firearm in question was inspected and marked;

Or. en

Justification

The category “A6” newly proposed by the Commission should differentiate between different levels of these conversions. The conversion can be made in a poor way, however, it can be also thorough and hardly reconvertible. In fact, if the conversion is made in proper way those converted firearms are more complicated to change back to automatic firearms than any other semi-automatic weapon. However, a strict obligation of Member States to secure that any technology of conversion is authorised by a competent authority (a Proof House, police, armed forces etc.) which will also inspect and mark every such converted firearm before it is placed on the market.
Amendment 750
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms, provided that the technical conversion procedure was not previously authorised by a relevant authority of a Member State and provided that the converted firearm in question was inspected and marked;

Or. en

Justification

The category “A6” newly proposed by the Commission should differentiate between different levels of these conversions. The conversion can be made in a poor way, however, it can be also thorough and hardly reconvertible. In fact, if the conversion is made in proper way those converted firearms are more complicated to change back to automatic firearms than any other semi-automatic weapon. However, a strict obligation of Member States to secure that any technology of conversion is authorised by a competent authority (a Proof House, police, armed forces etc.) which will also inspect and mark every such converted firearm before it is placed on the market.

Amendment 751

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6
Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms which have not been authorised in accordance with Article 10ba, with the exception of firearms converted prior to [the date of entry into force of this Amending Directive1a];

1a In this case, Article 10ba shall be amended as follows: "Member States shall take measures to ensure that long semi-automatic firearms which have been converted from originally automatic firearms cannot be reconverted into automatic firearms. Mechanical design of any particular type of long semi-automatic firearms including conversions of any particular type of originally automatic firearms into semi-automatic firearms must be authorised for civilian use by a competent public authority before being placed on the market."

Or. en

Justification

The signatories believe that the point 6 of the Annex I, part II, point A, Category A of the Commission’s proposal shall be deleted and refused in its entirety and it is one of the crucial amendments of the signatories for this proposal. However, in order to achieve a compromise acceptable within the EP plenum, the signatories propose two acceptable options, this being one of them.

Amendment 752
Michaela Šojdrová

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6
Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms and which can be reconverted into automatic firearms using conventional tools or simply by the modification or replacement of parts other than essential components;

Or. en

Justification

The amendment intends to reduce the scope of the prohibition only to semi-automatic weapons which can be converted to automatic ones.

Amendment 753
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have been converted into semi-automatic firearms and can be converted back into automatic firearms without the need for specialist tools and skills;

Or. pl

Amendment 754
Jiří Pospíšil

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6
6. Automatic firearms which have been converted into semi-automatic firearms;

6. Automatic firearms which have been converted into semi-automatic firearms, unless the conversion was authorised and inspected by a relevant authority of a Member State;

Or. en

Amendment 755

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Components with which a semi-automatic firearm can be converted to an automatic firearm without sophisticated skills and tools;

Or. en

Justification
The signatories believe that the point 6 of the Annex I, part II, point A, Category A of the Commission’s proposal shall be deleted and refused in its entirety and it is one of the crucial amendments of the signatories for this proposal. However, in order to achieve a compromise acceptable within the EP plenum, the signatories propose two acceptable options, this being one of them.

Amendment 756
Vicky Ford
Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6

Text proposed by the Commission

6. Automatic firearms which have been converted into semi-automatic firearms;

Amendment

6. Automatic firearms which have not been permanently converted into semi-automatic firearms;

Or. en

Amendment 757
Vicky Ford

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6 a (new)

Text proposed by the Commission

6a. Parts such as auto sears, drop in kits, trigger mechanisms and other parts that are designed to convert semi-automatic firearms into firearms with automatic mode of operation;

Amendment

Or. en

Amendment 758
Vicky Ford

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 6 b (new)

Text proposed by the Commission

6b. Semi-automatic rifles or shotguns (i.e. firearms that are originally intended to be fired from the shoulder) that can be reduced to a length of less than 60cm

Amendment

Or. en
without losing functionality by means of a folding or telescoping stock or by a stock that can be removed without using tools;

Or. en

Amendment 759
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission
Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

deleted

Or. pl

Amendment 760
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission
Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

deleted

Or. bg

Amendment 761
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Or. en

Amendment 762

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Or. en

Justification

The outside appearance of a firearm bears no relation to its functioning, may to a large extent be modified by the user and is too vague a criterion, incompatible with the principle of legal certainty.

Amendment 763
Marian Harkin, Dita Charanzová

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7
7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms; deleted

Justification

This change would result in a sudden and immediate ban of a whole sub-category 14 of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. The criterion of "resemblance" is subjective and very much dependent on the person who has to make this judgement. Decisions will mostly be made afterwards and with hindsight, resulting in legal uncertainty. Category B7 and the proposed A6 firearms possess the same technical specifications as any other category B firearm. They are therefore not "more dangerous", which is the logic and technical rationale for firearms categorisation. To justify a total ban of a certain category of firearms solely based on the unclear and subjective criterion of their "resemblance" with automatic weapons is not only disproportional, but also leads to legal uncertainty and the unequal treatment of citizens. Finally, the consequential confiscations and destruction of the firearms in question would constitute an unjustified infringement of the fundamental right of property of legal owners, who acquired these firearms in compliance with the law and in good faith and who now will be confronted with a considerable loss.

Amendment 764
Karl-Heinz Florenz, Bendt Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, Dieter-Lebrecht Koch, Othmar Karas, Markus Ferber

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Justification

This change would result in a total ban of a whole sub-category of firearms, which have been
obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. Category B7 firearms possess similar technical specifications as any other category B firearm. They are therefore not more dangerous and therefore re-categorisation is not justified and completely disproportionate. Furthermore, the word ‘resemble’ is subjective, not defined and therefore creating an uncertain legal situation.

Amendment 765
Anna Maria Corazza Bildt, Eva Paunova, Roberta Metsola, Lara Comi, Elisabetta Gardini, Othmar Karas, Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik, Bendt Bendtsen, Antonio López-Istúriz White, Petri Sarvamaa

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission
Amendment

7. Semi-automatic firearms for civil use which resemble weapons with automatic mechanisms;

Or. en

Justification
So far no convincing rewording or arguments for category A7 has been put forward to resolve the problems with the very unclear wording.

Amendment 766
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/CEE
Annexe I – part II – point A – category A – point 7

Text proposed by the Commission
Amendment

7. Semi-automatic firearms for civil use which resemble weapons with automatic mechanisms;

Or. en

Justification
So far no convincing rewording or arguments for category A7 has been put forward to resolve the problems with the very unclear wording.
Amendment 767
Anna Hedh

Proposal for a directive
Article I – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Or. fr

Amendment 768
Pascal Durand

Proposal for a directive
Article I – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

7. Semi-automatic firearms with one or more of the following characteristics:

(a) equipped or capable of being equipped with a firing capacity exceeding six rounds without reloading;
(b) long, but capable of being reduced to a length of less than 60 cm without losing functionality, notably by means of a folding or telescoping stock or by a stock that can be removed without using tools;
(c) possessing a rifled barrel firing projectiles the diameter of which exceeds 12.7 mm;

Or. sv
(d) possessing a smooth barrel with a calibre in excess of 8;

e) having a magazine with a capacity exceeding 10 rounds;

Or. en

Amendment 769
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment

7. Semi-automatic firearms with one or more of the following characteristics:

(a) allowing the user to fire more than 11 rounds without reloading, if a magazine with a capacity exceeding 10 cartridges is connected to the firearm;

(b) having a magazine holding more than 10 rounds;

(c) long, but capable of being reduced to a length of less than 60cm without losing functionality, notably by means of a folding or telescoping stock or by a stock that can be removed without using tools;

Or. en

Justification

The term "resemble" does not guarantee legal clarity. We are suggesting some objective criteria in order to target the effective dangerousness of the firearm. In particular, we identify the possibility to fire a high number of shots and the concealability of the firearm as indicators of dangerousness. Further technical and legal adjustments to the definition are possible but this should be the basis for designing a reasonable ban of dangerous semiautomatic firearms. Targeted exceptions to point A7 are set out in other parts of the
Amendment 770
Marlene Mizzi, Alfred Sant

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>7. Semi-automatic firearms for civilian use <strong>which resemble weapons with automatic mechanisms</strong>;</td>
<td>7. Semi-automatic firearms for civilian use <strong>with magazines capable of holding more than 20 rounds</strong>;</td>
</tr>
</tbody>
</table>

Or. en

Amendment 771
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Markus Pieper, Peter Liese

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I–part II – point A – category A – point 7

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

Or. de

Justification

*It is not helpful to focus solely on the appearance of semi-automatic firearms.*

Amendment 772
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment

7. Semi-automatic firearms which have been converted into automatic firearms;

Or. en

Amendment 773
Henna Virkkunen

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment

7. Semi-automatic firearms which have been converted into automatic firearms;

Or. en

Amendment 774
Dita Charanzová, Marian Harkin, Fredrick Federley, Anneli Jääteenmäki, Hilde Vautmans, Kaja Kallas, Hannu Takkula, Antanas Guoga, Nils Torvalds, Paavo Väyrynen, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 7

Text proposed by the Commission

7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms;

Amendment

7. Semi-automatic firearms which have been converted into automatic firearms;

Or. en
Amendment 775
Louis Michel, Gérard Deprez, Frédérique Ries

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/CEE
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

Amendment

8. Firearms under points 1 to 7 after having been deactivated.

Amendment 776
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

Amendment

8. Firearms under points 1 to 7 after having been deactivated."

Amendment 777
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

Amendment

8. Firearms under points 1 to 7 after having been deactivated.
Amendment 778

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

Amendment

8. Firearms under points 1 to 7 after having been deactivated.

Or. en

Justification
Deactivated firearms would in practice be very hard to confiscate as they are not in any register and furthermore, if properly deactivated, pose no appreciable threat to public order and internal security.

Amendment 779
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission

Amendment

8. Firearms under points 1 to 7 after having been deactivated.

Or. en
Proposal for a directive

Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission: Amendment

8. Firearms under points 1 to 7 after having been deactivated.

Or. en

Justification

We propose to move this point to category B

Amendment 781

Marian Harkin

Proposal for a directive

Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

Text proposed by the Commission: Amendment

8. Firearms under points 1 to 7 after having been deactivated.

Or. en

Justification

This change would result in a sudden and immediate ban of a whole sub-category 14 of firearms, which have been obtained and registered in full compliance with the legal requirements for possession, including a thorough authorisation procedure. The criterion of "resemblance" is subjective and very much dependent on the person who has to make this judgement. Decisions will mostly be made afterwards and with hindsight, resulting in legal uncertainty. Category B7 and the proposed A6 firearms possess the same technical specifications as any other category B firearm. They are therefore not "more dangerous", which is the logic and technical rationale for firearms categorisation. To justify a total ban of
a certain category of firearms solely based on the unclear and subjective criterion of their "resemblance" with automatic weapons is not only disproportional, but also leads to legal uncertainty and the unequal treatment of citizens. Finally, the consequential confiscations and destruction of the firearms in question would constitute an unjustified infringement of the fundamental right of property of legal owners, who acquired these firearms in compliance with the law and in good faith and who now will be confronted with a considerable loss.

Amendment 782
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

<table>
<thead>
<tr>
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</thead>
<tbody>
<tr>
<td>8. Firearms under points 1 to 7 after having been <strong>deactivated</strong>.</td>
<td>8. Any firearm under points 1 to 3 and 6 to 7 after having been converted to firing blanks, irritants, other active substances or pyrotechnical ammunition.</td>
</tr>
</tbody>
</table>

Or. en

Amendment 783
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point i
Directive 91/477/EEC
Annex I – part II – point A – category A – point 8

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

Or. en
**Amendment 784**  
Lambert van Stielrooij, Jeroen Lenaers, Annie Schreijer-Pierik

**Proposal for a directive**  
**Article 1 – point 13 – point a – point i**  
Directive 91/477/EEC  
Annex I – part II – point A – category A – point 8

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

**Amendment 785**  
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

**Proposal for a directive**  
**Article 1 – point 13 – point a – point i**  
Directive 91/477/EEC  
Annex I – part II – point A – category A – point 8 a (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>8a. <strong>Any firearm</strong> under category A which has been converted into a salute and acoustic weapon.</td>
<td>Or. en</td>
</tr>
</tbody>
</table>

**Amendment 786**  
Sergio Gaetano Cofferati, Virginie Rozière, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

**Proposal for a directive**  
**Article 1 – point 13 – point a – point i a (new)**  
Directive 91/477/EEC  
Annex I – part II – point A – category B – point 4
Amendment 787
Pascal Durand

Proposal for a directive
Article 1 – point 13 – point a – point i a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 4

Present text
"4. Semi-automatic long firearms whose magazine and chamber can together hold more than three rounds."

Amendment
(ia) in category B, point 4 is replaced by the following:
"4. Semi-automatic long firearms whose magazine and chamber can together hold more than three but fewer than 12 rounds."

Or. en

Amendment 788
Louis Michel, Gérard Deprez, Frédérique Ries

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

Text proposed by the Commission
"ii) in category B, point 7 is deleted.

Amendment
deleted
Amendment 789
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

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

Text proposed by the Commission  Amendment
(ii)  in category B, point 7 is deleted.  deleted

Or. fr

Amendment 790
Karl-Heinz Florenz, Bent Bendtsen, Annie Schreijer-Pierik, Angelika Niebler, Dieter-Lebrecht Koch, Othmar Karas, Markus Ferber

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

Text proposed by the Commission  Amendment
(ii)  in category B, point 7 is deleted.  deleted

Or. en

Justification
This is a logical consequence of deleting Annex I part II category A point 7. In order to keep "semi-automatic firearms for civilian use which resemble weapons with automatic mechanism" in Annex I, and especially in Annex I part II category B, the deletion of category B point 7 must be deleted.

Amendment 791
Dita Charanzová, Fredrick Federley, Anneli Jääteenmäki, Hilde Vautmans, Kaja Kallas, Hannu Takkula, Antanas Guoga, Nils Torvalds, Paavo Väyrynen, Petr Ježek
Proposal for a directive
Article I – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

Amendment

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

Or. en

Amendment 792
Henna Virkkunen

Proposal for a directive
Article I – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

Amendment

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

Or. en

Amendment 793
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article I – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7

Text proposed by the Commission

Amendment

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

Or. en
Amendment 794
Anna Maria Corazza Bildt, Petri Sarvamaa, Eva Paunova, Lara Comi, Elisabetta Gardini, Othmar Karas, Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik, Bendt Bendtsen, Antonio López-Istúriz White

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

Text proposed by the Commission

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

Or. en

Justification
So far no convincing rewording or argument for the move of A7 has been put forward to resolve the problems with this very unclear paragraph.

Amendment 795
Jiří Maštálka, Kateřina Konečná

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

Text proposed by the Commission

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

Or. en

Amendment 796
Anna Hedh

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7
Text proposed by the Commission

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

Amendment

Or. sv

Amendment 797
Robert Jarosław Iwaszkiewicz

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

Text proposed by the Commission

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

Amendment

Or. pl

Amendment 798
Marian Harkin

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

Text proposed by the Commission

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

Amendment

Or. en

Amendment 799
Angel Dzhambazki, Emil Radev

Proposal for a directive
Article 1 – point 13 – point a – point ii
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7
Text proposed by the Commission

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

Amendment

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

Amendment 800
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

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

Text proposed by the Commission

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

Amendment

(ii) in category B, point 7 is replaced by the following:

"7. Semi-automatic firearms for civilian use which resemble weapons with automatic mechanisms and which are not included in category A."

Or. bg

Amendment 801
Igor Šoltes

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

Text proposed by the Commission

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

Amendment

(ii) in category B, point 7 is replaced by the following:

"7. Semi-automatic firearms which have been permanently converted from automatic firearms by appropriate procedures."

Or. en
Amendment 802
Pascal Durand

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

Text proposed by the Commission
(ii) in category B, point 7 is deleted.

Amendment
(ii) in category B, point 7 is replaced by the following:
"7. Semi-automatic firearms for civilian use other than those listed under point 7 of category A."

Or. en

Amendment 803
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission
(iiia) in Category B, the following point is added:
"7a. Any firearm previously classified under points 1 to 7 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Amendment

Or. en

Justification

The firearms manufactured originally to fire live ammunition should stay in the original category even after their conversion to blank firing weapons.
Amendment 804
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission

Amendment

(iiia) in Category B, the following point is added:

"7a. Any firearm previously classified under points 1 to 7 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en

Justification

The firearms manufactured originally to fire live ammunition should stay in the original category even after their conversion to blank firing weapons.

Amendment 805
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point ii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission

Amendment

(iiia) in Category B, the following point is added:

"7a. Any firearm under category B which has been converted to a salute and acoustic weapon."
Amendment 806
Pascal Durand

Proposal for a directive
Article 1 – point 13 – point a – point ii (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 a (new)

Text proposed by the Commission

Amendment

(iiia) in category B, the following point is added:

"7a. Firearms under points 1 to 7 after having been deactivated."

Or. en

Amendment 807
Sergio Gaetano Cofferati, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point ii b (new)
Directive 91/477/EEC
Annex I – part II – point A – category B – point 7 b (new)

Text proposed by the Commission

Amendment

(iiib) in category B, the following point is added:

"7b. Firearms classified in points 1 to 7 of category A after having been deactivated."

Or. en

Amendment 808
Jiří Maštálka, Kateřina Konečná
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Deleted

Amendment

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Or. en

Amendment 809
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 41/977/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Deleted

Or. en

Amendment 810
Mylène Troszczynski, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Deleted

Or. en
Amendment 811

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

- Alarm and signal weapons, salute and acoustic weapons as well as replicas;
- Firearms under categories A, B and points 1 to 4 of category C, after having been converted to alarm, signal, salute, acoustic, gas, paintball or airsoft, Flobert, or percussion lock weapons.

Or. en

Justification

We see no reason for alarm and signal weapons, salute and acoustic weapons to be included in category C, if they were originally produced as such (i.e. not by conversion from live ammunition). Provided that they have been approved and homologated to enter the market (which typically also includes safety checks), they should stay outside of the scope of the Directive. Regarding firearms converted to alarm, signal weapons etc., this proposal aims to close the loophole that was probably previously used by terrorists and criminals, who converted them back to live ammunition. Including them in category C acts as a preventive measure from their conversion back to the original state, as making them subject to declaration would make them traceable, and therefore uninteresting for committing crimes.

Amendment 812
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

- Alarm and signal weapons, salute and acoustic weapons as well as replicas;
- Any firearm under points 1 to 4 after having been converted to firing
blanks, irritants, other active substances or pyrotechnic ammunition;

Or. en

Amendment 813
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

<table>
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<tr>
<th>Text proposed by the Commission</th>
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<tbody>
<tr>
<td>5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;</td>
<td>5. Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition;</td>
</tr>
</tbody>
</table>

Or. en

Amendment 814
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

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<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;</td>
<td>5. Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition;</td>
</tr>
</tbody>
</table>

Or. en

Amendment 815
Louis Michel, Gérard Deprez, Frédérique Ries
Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Alarm and signal weapons, salute and acoustic weapons;

Or. fr

Amendment 816
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Alarm and signal weapons and reproduction firearms;

Or. en

Amendment 817
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5

Text proposed by the Commission

5. Alarm and signal weapons, salute and acoustic weapons as well as replicas;

Amendment

5. Alarm and signal weapons, salute and acoustic weapons;

Or. pl
Amendment 818
Sergio Gaetano Cofferati, Virginie Rozière, Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Catherine Stihler, Biljana Borzan, Marc Tarabella, Sergio Gutiérrez Prieto, Maria Grapini, Josef Weidenholzer

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 5 a (new)

Text proposed by the Commission

Amendment

5a. Any firearm under this category having been converted to salute and acoustic weapons.

Or. en

Amendment 819
Robert Jarosław Iwaszkiewicz

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

Amendment

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.”

Or. pl

Amendment 820
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/447/EEC
Annex I – part II – point A – category C – point 6
Text proposed by the Commission

6. Firearms under category B and deleted
points 1 to 5 of category C, after having been deactivated.

Or. en

Amendment 821
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and deleted
points 1 to 5 of category C, after having been deactivated.

Or. en

Amendment 822
Richard Sulík, Jussi Halla-aho, Tomáš Zdechovský, Bernd Kölmel, Ulrike Trebesius,
Joachim Starbatty, Anders Primdahl Vistisen, Jørn Dohrmann, Bernd Lucke, Angel
Dzhambazki, Branislav Škripek, Petr Mach, Ivan Štefanec, Eduard Kukan, Anna
Elżbieta Fotyga, Edward Czesak, Tomasz Piotr Poręba, Hans-Olaf Henkel, Jan
Zahradil, Dita Charanzová, Timothy Kirkhope

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and deleted
points 1 to 5 of category C, after having been deactivated.

Or. en
Justification

As regards deactivated firearms, these pose no appreciable threat to public order and internal security if deactivated properly.

Amendment 823
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Amendment

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Or. en

Amendment 824
Pascal Durand

Proposal for a directive
Article 1 – point 13 – point a – point iii
Directive 91/477/EEC
Annex I – part II – point A – category C – point 6

Text proposed by the Commission

6. Firearms under category B and points 1 to 5 of category C, after having been deactivated.

Amendment

6. Firearms under points 1 to 5 of this category, after having been deactivated.

Or. en

Amendment 825
Olga Sehnalová, Pavel Poc, Miroslav Poche

Proposal for a directive
Article 1 – point 13 - point a - indent iii a (new)
Directive 91/477/EEC
Annex I – part II – point A – category D

Present text

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

Amendment

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

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

Or. en


Amendment 826
Jiří Maštálka, Kateřina Konečná

Proposal for a directive
Article 1 – point 13 – point a – point iii a (new)

Text proposed by the Commission

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

Amendment

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

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

Or. en

Amendment 827
Lambert van Nistelrooij, Jeroen Lenaers, Annie Schreijer-Pierik

Proposal for a directive
Article 1 – point 13 – point a – point iii a (new)

Text proposed by the Commission

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

Amendment

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

"Single-shot long Firearms with smooth-bore barrels, including those which have been converted to firing blanks, irritants, other active substances or pyrotechnic ammunition."

Or. en
Text proposed by the Commission

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

Amendment

(iiia) in category D, the wording under the heading is replaced by the following:

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

Or. en

Amendment 828
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

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

Text proposed by the Commission

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

Amendment

(iiia) in category D, the wording under the heading is replaced by the following:

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

Or. en

Amendment 829
Nuno Melo

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

Text proposed by the Commission

(a) point (a) is deleted;

Amendment

(a) point (a) is deleted;
Amendment 830

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

Text proposed by the Commission
(a) point (a) is deleted; deleted

Or. en

Justification
A reversal to the current wording Directive in accordance with the proposals above. Again, deactivated firearms pose no appreciable threat to public order and internal security if deactivated properly, and should therefore be outside the scope of the Directive. Reversal to the current wording, i.e.: "(a) have been rendered permanently unfit for use by deactivation, ensuring that all essential parts of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way;"

Amendment 831
Robert Jarosław Iwaszkiewicz

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

Text proposed by the Commission
(a) point (a) is deleted; deleted
Proposal for a directive
Article 1 – point 14 – point a
Directive 91/477/EEC
Annex I – Part III – point a

Text proposed by the Commission

(a) point (a) is deleted;

Amendment

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

"(a) are deactivated firearms, provided that deactivation has been carried out:

(i) in accordance with the technical specifications set out in Annex III; or

(ii) before [the date of application of Amending Directive] in accordance with the technical specifications set out in Annex I to Implementing Regulation (EU) 2015/2403; or

(iii) prior to 8 April 2016:

– in accordance with any national deactivation standards and techniques applied by Member States and established by the Commission pursuant to Article 10b(4); or

– in accordance with the national deactivation standards and techniques applied by Member States, provided that the deactivated firearm is not transferred to another Member State or placed on the market; or

– in accordance with a cut-through-slot procedure, meaning that a slot has been cut through the chamber wall of a minimum of 4mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible..."
text propoosed by the Commission

(a) point (a) is deleted;

Amendment

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

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

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

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

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

(iv) prior to 8 April 2016 and the deactivated object is not transferred to another Member State or placed on the market by a dealer or broker";
Justification

The obligation to retrospectively “redeactivate” firearms deactivated prior to the entry into force of the Regulation 2015/2403 at the moment of placing on the market should be limited to dealers and brokers. If this obligation was applied to any other “nonprofessional” holders of these firearms it would only lead to an enormous and unnecessary criminalization of these persons because the awareness of the newly introduced (and procedurally and technically complicated) rules would be very limited.

Amendment 834

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

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

Text proposed by the Commission

(a) point (a) is deleted;

Amendment

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

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

(i) in accordance with the provisions implementing Article 10b(1); or
(ii) pursuant to prior national standards and procedures for deactivation recognised under Article 10b(2); or
(iii) prior to 8 April 2016 such that a slot has been cut through the chamber wall of a minimum of 4mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or
 projectile by the action of a combustible propellant is not possible; or

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

Or. en

Justification

The obligation to retrospectively “re-deactivate” firearms deactivated prior to the entry into force of the Regulation 2015/2403 at the moment of placing on the market should be limited to dealers and brokers. If this obligation was applied to any other “non-professional” holders of these firearms it would only lead to an enormous and unnecessary criminalisation of these persons because the awareness of the newly introduced (and procedurally and technically complicated) rules would be very limited.

Amendment 835
Jiří Maštálka, Kateřina Konečná

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

Text proposed by the Commission

(a) point (a) is deleted;

Amendment

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

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

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

(ii) pursuant to prior national standards and procedures for deactivation recognised under Article 10b(2), or
(iii) prior to 8 April 2016 such that a slot has been cut through the chamber wall of a minimum of 4 mm width and into the barrel along at least 50% of the barrel length and the barrel has been securely pinned or welded to the receiver/frame, and conversion to expel a shot, bullet or projectile by the action of a combustible propellant is not possible, or

(iv) prior to 8 April 2016 and the deactivated object is not transferred to another Members State or placed on the market by a dealer or broker."

Amendment 836
Dita Charanzová, Fredrick Federley, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

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

Text proposed by the Commission

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

Amendment

are designed for alarm, signalling, life-saving, animal slaughter or harpoon fishing, for industrial or technical purposes, or to only be capable of expelling a shot, bullet or projectile by the action of compressed air or other gas not generated by the action of a combusted propellant, or are designed as airsoft devices or airgun devices of any description from which only a small missile with limited energy can be discharged, provided that they can be used for the stated purpose only and are not capable of being converted in such a way as to render them capable of expelling a shot, bullet or projectile by the action of a combusted propellant;
Amendment 837
Robert Jarosław Iwaszkiewicz

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

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

Amendment
"are designed for alarm and signalling purposes, life-saving, animal slaughter or harpoon fishing or for recreational (airsoft guns), industrial or technical purposes provided that they can be used for the stated purpose only;"

Or. pl

Amendment 838

Proposal for a directive
Article 1 – point 14 – point c
Directive 91/477/EEC
Annex I – part III – paragraph 2

Text proposed by the Commission
(c) the second subparagraph is deleted.

Amendment
deleted.

Or. en

Justification
A reversal to the current wording Directive in accordance with the proposals above, i.e.: "Member States shall make arrangements for the deactivation measures referred to in point (a) to be verified by a competent authority in order to ensure that the modifications made to a firearm render it irreversibly inoperable. Member States shall, in the context of this
verification, provide for the issuance of a certificate or record attesting to the deactivation of the firearm or the apposition of a clearly visible mark to that effect on the firearm. The Commission shall, acting in accordance with the procedure referred to in Article 13a(2) of the Directive, issue common guidelines on deactivation standards and techniques to ensure that deactivated firearms are rendered irreversibly inoperable.”

Amendment 839
Nuno Melo

Proposal for a directive
Article 1 – point 14 – point c
Directive 91/477/EEC
Annex I – part III – paragraph 2

_text proposed by the Commission_ Amendment

(c) the second subparagraph is deleted.

Or. pt

Amendment 840
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a directive
Article 1 – point 14 – point c a (new)
Directive 91/477/EEC
Annex I – Part III – paragraph 3

Present text Amendment

(ca) the third paragraph is replaced by the following:

"The Member States must apply their national laws to the firearms listed in this Part."

Or. en

Amendment 841
Mylène Troszczyński, Franz Obermayr, Harald Vilimsky, Lorenzo Fontana, Bruno Gollnisch, Philippe Loiseau, Gilles Lebreton, Marie-Christine Boutonnet
Proposal for a directive
Article 1 – point 14 a (new)
Directive 91/477/EEC
Annex I a (new)

Text proposed by the Commission

Amendment

(14a) The following Annex is inserted:

"Annex Ia
Commission Implementing Regulation (EU) 2015/2403 is repealed."

Or. en

Amendment 842
Vicky Ford

Proposal for a directive
Article 1 – point 14 a (new)
Directive 91/477/EEC
Annex III (new)

Text proposed by the Commission

Amendment

(14a) The following Annex is added:

‘Annex III (new)

Technical specifications for the deactivation of firearms
The deactivation operations to be performed in order to render firearms irreversibly inoperable are defined on the basis of three tables:

Table I lists the different types of firearms,
Table II describes the operations to be performed to render each essential component of firearms irreversibly inoperable,
Table III sets out which deactivation operations are to be performed for the various types of firearm."
TABLE I: List of types of firearms

<table>
<thead>
<tr>
<th>TYPES OF FIREARMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Pistols (single shot, semi-automatic)</td>
</tr>
<tr>
<td>2 Revolvers (including cylinder-loading revolvers)</td>
</tr>
<tr>
<td>3 Single-shot long firearms (not break action)</td>
</tr>
<tr>
<td>4 Break action firearms (e.g. smoothbore, rifled, combination, falling/rolling block action, short and long firearms)</td>
</tr>
<tr>
<td>5 Repeating long firearms (smoothbore, rifled)</td>
</tr>
<tr>
<td>6 Semi-automatic long firearms (smoothbore, rifled)</td>
</tr>
<tr>
<td>7 (Full) automatic firearms, e.g. selected assault rifles, submachine guns, full automatic pistols (not crew-served machine guns)</td>
</tr>
<tr>
<td>8 Muzzle-loading firearms</td>
</tr>
</tbody>
</table>

TABLE II: Specific operations per component

<table>
<thead>
<tr>
<th>COMPONENT</th>
<th>PROCESS</th>
</tr>
</thead>
</table>
| 1. BARREL | 1.1. If the barrel is fixed to the frame (1), pin the barrel to action with a hardened steel pin (diameter > 50% chamber, minimum 4.5 mm) through the chamber and frame. The pin must be welded (2).  
1.2. If the barrel is free (not fixed), cut a longitudinal slot through the full length of the chamber wall (width > ½ calibre and maximum 8 mm) and securely weld a plug or a rod into the barrel from the start of the chamber (L ≥ 2/3rd barrel length). For smoothbore barrels, only the chamber requires permanently blocking with a plug of the same length as the chamber.  
1.3. Within the first third of the barrel from the chamber, either drill holes (must have a minimum of 2/3rds of the diameter of the bore for smoothbore arms and the whole diameter of the bore for all other arms; one behind the other, 3 for short arms, 6 for long arms) or cut, after the chamber, a V slot (angle 60 ± 5°) opening locally the barrel or cut, after the chamber, a longitudinal slot (width 8-10 mm ± 0.5 mm, length ≥ 52 mm) at the same position as the holes, or cut a longitudinal slot (width 4-6 mm ± 0.5 mm) from the chamber to the muzzle, except 5 mm at the muzzle.  
1.4. For barrels with a feed ramp, remove the feed ramp.  
1.5. Prevent removal of the barrel from the frame by use of hardened steel pin or by welding.  
1.6. Fix a rod in the barrel forcing cone (L>2/3rd barrel length). |
<table>
<thead>
<tr>
<th>2. BREECH BLOCK, BOLT HEAD</th>
<th>2.1. Remove or shorten firing pin.</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.2. Machine the bolt face with an angle of at least 45 degrees and on a surface larger than 50 % of the breech face.</td>
<td></td>
</tr>
<tr>
<td>2.3. Weld the firing pin hole.</td>
<td></td>
</tr>
<tr>
<td>3. CYLINDER</td>
<td>3.1. Remove all internal walls from cylinder for a minimum of 2/3rd of its length by machining a circular ring 50% case diameter.</td>
</tr>
<tr>
<td>3.2. Where possible, weld to prevent the removal of the cylinder from the frame or appropriate measures such as pinning that render the removal impossible.</td>
<td></td>
</tr>
<tr>
<td>4. SLIDE</td>
<td>4.1. Machine or remove more than 50 % of the breech face with an angle between 45 and 90 degrees.</td>
</tr>
<tr>
<td>4.2. Remove or shorten the firing pin.</td>
<td></td>
</tr>
<tr>
<td>4.3. Machine and weld the firing pin hole.</td>
<td></td>
</tr>
<tr>
<td>4.4. Machine away at least 2/3rd of the locking lugs in slide</td>
<td></td>
</tr>
<tr>
<td>4.5. Where applicable, machine the inside of the upper forward edge of the ejection port in the slide to an angle of 45 degrees.</td>
<td></td>
</tr>
<tr>
<td>5. FRAME (PISTOLS)</td>
<td>5.1. Remove feed ramp.</td>
</tr>
<tr>
<td>5.2. Machine away at least 2/3 of the slide rails on both sides of the frame.</td>
<td></td>
</tr>
<tr>
<td>5.3. Weld the slide stop or use appropriate measures if welding is not possible.</td>
<td></td>
</tr>
<tr>
<td>5.4. Prevent disassembly of polymer frame pistols by welding, bonding or use appropriate measures if welding or bonding is not possible.</td>
<td></td>
</tr>
<tr>
<td>6. AUTOMATIC SYSTEM</td>
<td>6.1. Destroy the piston and the gas system by cutting or welding.</td>
</tr>
<tr>
<td>6.2. Remove the breech block, replace it by a steel piece and weld it or reduce the breech block by 50 % minimum, weld it and cut off locking lugs from the bolt head.</td>
<td></td>
</tr>
<tr>
<td>6.3. Weld the trigger mechanism together and, if possible, with the frame. If welding within the frame is not possible: remove the firing mechanism and fill the empty space appropriately (e.g. by gluing in a fitting piece of filling with epoxy resin).</td>
<td></td>
</tr>
<tr>
<td>7. ACTION</td>
<td>7.1. Machine a cone of 60 degrees minimum (apex angle), in</td>
</tr>
</tbody>
</table>
order to obtain a base diameter equal to 1 cm at least or the diameter of the breech face.

7.2. Remove the firing pin, enlarge the firing pin hole at a minimum diameter of 5 mm and weld the firing pin hole.

8. MAGAZINE (where applicable)

8.1. Weld the magazine with spots or use appropriate measures, depending on the type of arm and material to prevent removing the magazine.

8.2. If the magazine is missing, place spots of weld in the magazine location or fix a lock to permanently prevent the insertion of a magazine.

8.3. Drive hardened steel pin through magazine, chamber and frame. Secure by weld.

9. MUZZLE LOADING

9.1. Remove or weld the nipple(s), weld the hole(s).

10. SOUND MODERATOR

10.1. Prevent removal of the sound moderator from the barrel by use of hardened steel pin or weld if the sound moderator is part of the weapon.

10.2. Remove all the inner parts and their attachment points of the moderator so that only a tube remains. Drill two holes in the casing (5mm) in diameter near the point the sound moderator attaches to the barrel.

TABLE III: Specific operations per essential components of each type of firearm

<table>
<thead>
<tr>
<th>TYPE</th>
<th>1</th>
<th>2</th>
<th>3</th>
<th>4</th>
<th>5</th>
<th>6</th>
<th>7</th>
<th>8</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>1.2 and 1.3</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>1.4</td>
<td>X</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>1.5</td>
<td></td>
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<td></td>
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<td></td>
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<tr>
<td>1.6</td>
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<td></td>
<td></td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>2.1</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
</tbody>
</table>

Hardness of inserts | Hardened steel rod or pin
<p>| | | | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>2.2</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>2.3</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>3.1</td>
<td>X</td>
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<tr>
<td>3.2</td>
<td>X</td>
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<td></td>
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<tr>
<td>4.1</td>
<td>X</td>
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<tr>
<td>4.2</td>
<td>X</td>
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<tr>
<td>4.3</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.4</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.5</td>
<td>X</td>
<td>X</td>
<td></td>
<td>X (for automatic pistols)</td>
</tr>
<tr>
<td>5.1</td>
<td>X</td>
<td></td>
<td></td>
<td>X (for automatic pistols)</td>
</tr>
<tr>
<td>5.2</td>
<td>X</td>
<td></td>
<td></td>
<td>X (for automatic pistols)</td>
</tr>
<tr>
<td>5.3</td>
<td>X</td>
<td></td>
<td></td>
<td>X (for automatic pistols)</td>
</tr>
<tr>
<td>5.4</td>
<td>X (polymer frame)</td>
<td></td>
<td></td>
<td>X (for automatic pistols)</td>
</tr>
<tr>
<td>6.1</td>
<td></td>
<td>X</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>6.2</td>
<td></td>
<td>X</td>
<td>X</td>
<td></td>
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<tr>
<td>6.3</td>
<td></td>
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<td>X</td>
<td></td>
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<tr>
<td>6.4</td>
<td></td>
<td></td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>7.1</td>
<td></td>
<td>X</td>
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<td></td>
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<tr>
<td>7.2</td>
<td>X</td>
<td>X</td>
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<td></td>
</tr>
<tr>
<td>8.1 or 8.2</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>8.3</td>
<td>X (magazine tube)</td>
<td>X (magazine tube)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>9.1</td>
<td>X</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>10.1</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>10.2</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>

1) Barrel fixed to the frame by screwing or clamping or by another process.

2) Welding is a fabrication or sculptural process that joins materials, usually metals or thermoplastics, by causing fusion.

*Amendment 843*


**Proposal for a directive**
**Article 2 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

*Amendment*

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [36 months after publication in the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

*Or. en*

*Amendment 844*

Dita Charanzová, Fredrick Federley, Marian Harkin, Hilde Vautmans, Antanas Guoga,
Petr Ježek

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Amendment

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [12 months after publication in the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Or. en

Amendment 845
Andreas Schwab, Sabine Verheyen, Angelika Niebler, Peter Liese, Markus Pieper

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Amendment

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [2 years after publication in the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Or. de

Justification

The three months proposed is far too short. It will take two years to make the technical changes to the weapon registers.

Amendment 846
Maria Grapini

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

PE582.209v01-00 156/157 AM\1093722EN.doc
Text proposed by the Commission

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Amendment

(1) Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [6 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Or. ro

Amendment 847
Boris Zala

Proposal for a directive
Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [3 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Amendment

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive [12 months after publication to the OJ]. They shall forthwith communicate to the Commission the text of those provisions.

Or. sk

Justification

We request that this time period be extended in view of the complex legislative process and the need to publish national norms relating to state entities and other entities. Account must be taken of the fact that modifications to the information systems require a transparent public procurement process and enough time for implementation.