

AMENDMENTS 001-092

by the Committee on International Trade

Report**Bernd Lange****A9-0312/2023**

Regulation on import, export and transit measures for firearms, their essential components and ammunition (recast)

Proposal for a regulation (COM(2022)0480 – C9-0365/2022 – 2022/0288(COD))

Amendment 1**Proposal for a regulation****Recital 13***Text proposed by the Commission*

(13) Multiple definitions are directly copied from Directive (EU) 2021/555 of the European Parliament and the Council²⁸ or from Regulation (EU) No 952/2013 of the European Parliament and of the Council²⁹.

Amendment

(13) Multiple definitions are directly copied from Directive (EU) 2021/555 of the European Parliament and the Council²⁸ or from Regulation (EU) No 952/2013 of the European Parliament and of the Council²⁹. ***Any reference to firearms, their essential components, ammunition and alarm and signal weapons in this Regulation should be understood as including goods manufactured with the use of 3D-printing technology where the relevant definitions are fulfilled.***

²⁸ Directive (EU) 2021/555 of the European Parliament and of the Council of 24 March 2021 on control of the acquisition and possession of weapons (OJ L 115, 6.4.2021, p. 1).

²⁹ Regulation (EU) No 952/2013 of the

²⁸ Directive (EU) 2021/555 of the European Parliament and of the Council of 24 March 2021 on control of the acquisition and possession of weapons (OJ L 115, 6.4.2021, p. 1).

²⁹ Regulation (EU) No 952/2013 of the

European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).

European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).

Amendment 2

Proposal for a regulation

Recital 17

Text proposed by the Commission

(17) When firearms and their essential components are not properly marked according to Article 8 of the UN Firearms Protocol or pursuant to the Firearms Directive, Member States *may* decide to destroy seized firearms at the expense of the importer.

Amendment

(17) When firearms and their essential components are not properly marked according to Article 8 of the UN Firearms Protocol or pursuant to the Firearms Directive, Member States *should* decide to destroy seized firearms at the expense of the importer.

Amendment 3

Proposal for a regulation

Recital 25 a (new)

Text proposed by the Commission

Amendment

(25a) Due to the return of armed conflict to the European continent and the risks of the proliferation of illegal weapons that this kind of conflict inevitably causes;

Justification

This recital is needed to further explain the issues at stake with this regulation. It is well known and documented that some of the weapons delivered to Ukraine to enable it to resist the Russian aggression are sold on the European black market.

Amendment 4

Proposal for a regulation

Recital 30

Text proposed by the Commission

Amendment

(30) To avoid risks of diversion while

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limiting the administrative burden, it is necessary to investigate suspicious situations in which Member States should request confirmation of receipt by the authorities of the third country of destination.

limiting the administrative burden, it is necessary to investigate suspicious situations in which Member States should request confirmation of receipt by the authorities of the third country of destination. ***If that confirmation of receipt cannot be obtained for any reason, that information should be recorded in the electronic licensing system for future reference.***

Amendment 5

Proposal for a regulation Recital 32

Text proposed by the Commission

(32) Member States should provide access to the European Criminal Records Information System (ECRIS) to the competent authorities for the purpose of the implementation of this Regulation.

Amendment

(32) Member States should provide access to the European Criminal Records Information System (ECRIS) to the competent authorities for the purpose of the implementation of this Regulation, ***and they should have available the human and material resources needed for this task.***

Amendment 6

Proposal for a regulation Recital 34

Text proposed by the Commission

(34) In order to ensure the traceability of firearms, their essential components and ammunition, it is of the utmost importance that customs are granted access to the secure information exchange network application (SIENA) of Europol. Member States that apply the Regulation (EU) 2016/794 of the European Parliament and the Council³⁷ should grant this access.

Amendment

(34) ***For the purpose of this regulation,*** in order to ensure the traceability of firearms, their essential components and ammunition, it is of the utmost importance that customs are granted access to the secure information exchange network application (SIENA) of Europol. ***This access should be limited and proportional for the purpose of fulfilling the obligations laid down in this regulation.*** Member States that apply the Regulation (EU) 2016/794 of the European Parliament and the Council³⁷ should grant this access.

³⁷ Council Regulation (EU) 2016/794 of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA (OJ L 135, 24.5.2016, p. 53–114)

³⁷ Council Regulation (EU) 2016/794 of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA (OJ L 135, 24.5.2016, p. 53–114)

Amendment 7

Proposal for a regulation Recital 35

Text proposed by the Commission

(35) To enable the risk-based approach referred to in Article 22(6) for the firearms, their essential components, ammunition, and alarm and signal weapons listed in Annex I entering or leaving the Union market, and to ensure that checks are effective and performed in accordance with the requirements of this Regulation, the Commission, competent authorities and customs authorities shall cooperate closely and exchange information.

Amendment

(35) To enable the risk-based approach referred to in Article 22(6) for the firearms, their essential components, ammunition, and alarm and signal weapons listed in Annex I entering or leaving the Union market, and to ensure that checks are effective and performed in accordance with the requirements of this Regulation, the Commission, competent authorities and customs authorities shall ***have an obligation to*** cooperate closely and exchange information. ***To that end, it is vital for the competent authorities, at both EU and Member State level, to have the necessary means to fulfil their public service mission as effectively as possible.***

Amendment 8

Proposal for a regulation Recital 36

Text proposed by the Commission

(36) In order to facilitate the tracing of firearms and efficiently combat trafficking in firearms, their essential components and ammunition, it is ***necessary to improve*** the exchange of information between Member States, in particular through the better use

Amendment

(36) In order to facilitate the tracing of firearms and efficiently combat trafficking in firearms, their essential components and ammunition, it is ***of the utmost importance that*** the exchange of information between Member States ***is improved***, in particular

of existing communication channels

through the better use of existing communication channels *as well as through the strengthening of the Coordination Group. The improved and strengthened international cooperation through systematic sharing of information on arms trafficking routes, training of customs officials on firearms trafficking, and joint investigations and operations to disrupt illicit arms flows will help to combat illegal arms trafficking and other forms of transnational organized crime.*

Amendment 9

Proposal for a regulation

Recital 38

Text proposed by the Commission

(38) Personal data is to be processed in accordance with the rules laid down in Regulation (EU) 2016/679 of the European Parliament and of the Council³⁸ and Regulation (EU) 2018/1725 of the European Parliament and of the Council³⁹.

³⁸ Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

³⁹ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).

Amendment

(38) Personal data is to be processed ***with the utmost vigilance and*** in accordance with the rules laid down in Regulation (EU) 2016/679 of the European Parliament and of the Council³⁸ and Regulation (EU) 2018/1725 of the European Parliament and of the Council³⁹.

³⁸ Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

³⁹ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).

Justification

The protection of personal data is one of the pillars of EU action and principles and therefore recital 38 needs to be strengthened.

Amendment 10

Proposal for a regulation Recital 41

Text proposed by the Commission

(41) The Schengen Acquis notably includes a Decision of the Executive Committee of 28 April 1999 on the illegal trade in firearms (SCH/Com-ex (99) 10)⁴⁰, pursuant to which Member States are to submit each year by 31 July their national annual data for the preceding year on illegal trade in firearms, on the basis of the joint table for compiling statistics. In addition, the Commission recommended in the 2018 that Member States should collect detailed statistics of the preceding year about the number of authorisations, refusals, the quantities and values of firearms exports and imports, by origin or destination, and submit these statistics to the Commission⁴¹.

⁴⁰ OJ L 239, 22.9.2000, p. 469–473

⁴¹ Commission recommendation (2018) 2197 final of 17.4.2018 on immediate steps to improve security of export, import and transit measures for firearms, their parts and essential components and ammunition

Amendment

(41) The Schengen Acquis notably includes a Decision of the Executive Committee of 28 April 1999 on the illegal trade in firearms (SCH/Com-ex (99) 10)⁴⁰, pursuant to which Member States are to submit each year by 31 July their national annual data for the preceding year on illegal trade in firearms, on the basis of the joint table for compiling statistics. In addition, the Commission recommended in the 2018 that Member States should collect detailed statistics of the preceding year about the number of authorisations, refusals, the quantities and values of firearms exports and imports, by origin or destination, and submit these statistics to the Commission⁴¹. ***The Commission should compile the data received by Member States and publish those data as part of an annual report by 31st of October each year. The report should be made public and submitted to the Parliament.***

⁴⁰ OJ L 239, 22.9.2000, p. 469–473

⁴¹ Commission recommendation (2018) 2197 final of 17.4.2018 on immediate steps to improve security of export, import and transit measures for firearms, their parts and essential components and ammunition

Amendment 11

Proposal for a regulation
Recital 42

Text proposed by the Commission

(42) The overall enforcement of this Regulation will be facilitated by the interconnection between the electronic licensing system established by this Regulation and the EU Single Window Environment for Customs established by [insert corresponding title and all the information in the footnote as soon as it is adopted]. The electronic licencing system will provide for a number of features, including registration of economic operators and natural persons, who are authorised according to the Firearms Directive to manufacture, acquire, possess or trade firearms, their essential components, ammunition or alarm and signal weapons. They will need to register before they request import or export authorisations. Consequently, firearms owners benefitting from administrative simplifications will not be required to register in the system.

Amendment

(42) The overall enforcement of this Regulation will be facilitated by the interconnection between the electronic licensing system established by this Regulation and the EU Single Window Environment for Customs established by [insert corresponding title and all the information in the footnote as soon as it is adopted]. The electronic licencing system will provide for a number of features, including registration of economic operators and natural persons, who are authorised according to the Firearms Directive to manufacture, acquire, possess or trade firearms, their essential components, ammunition or alarm and signal weapons. They will need to register ***in the electronic licensing system*** before they request import or export authorisations. Consequently, firearms owners benefitting from administrative simplifications will not be required to register in the system. ***As the electronic licensing system is the technical basis for the traceability of firearms and their essential components, of ammunition and of alarm and signal weapons, it should be fully functioning as soon as possible. Member States should therefore take all measures necessary to achieve that goal. Where national systems with the same or similar functionalities already exist, an interconnection between them and the electronic licencing system can be established, so that all granted import and export authorisations are available in one central database.***

Amendment 12

Proposal for a regulation
Recital 42 a (new)

(42a) The electronic license system should not be used for purposes outside of the scope of this Regulation.

Amendment 13

Proposal for a regulation

Recital 47

Text proposed by the Commission

(47) In order to **set out the technical characteristics of semi-finished firearms and essential components**, to amend **Annex II and III to this Regulation and to maintain the list of firearms, their essential components, ammunition and alarm and signal weapons for which an authorisation is required under** this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union, in respect of aligning Annex I to this Regulation to Annex I to Council Regulation (EEC) No 2658/87⁴³ and to Annex I to Directive (EU) 2021/555 **and** of setting out the technical characteristics of semi-finished firearms and essential components and of adapting Annex II and III to this Regulation to the digitalisation and changes in customs procedures **should be delegated to the Commission**. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making⁴⁴. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts

Amendment

(47) In order to **supplement or amend non-essential elements of** this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union **should be delegated to the Commission**, in respect of aligning Annex I to this Regulation to Annex I to Council Regulation (EEC) No 2658/87⁴³ and to Annex I to Directive (EU) 2021/555 **as well as in respect of establishing rules defining Union general import authorisation and Union general export authorisation, establishing a uniform end-user certificate, establishing the additional rules for providing the statistical data and for the exchange of information regarding refusals to grant import or export authorisations, and in respect of** setting out the technical characteristics of semi-finished firearms and **semi-finished** essential components and of adapting Annex II and III to this Regulation to the digitalisation and changes in customs procedures. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making⁴⁴. In particular, to ensure equal participation in the preparation of delegated acts, the

systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

⁴³ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256 7.9.1987, p. 1).

⁴⁴ OJ L 123, 12.5.2016, p. 1.

⁴³ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256 7.9.1987, p. 1).

⁴⁴ OJ L 123, 12.5.2016, p. 1.

Amendment 14

Proposal for a regulation

Article 2 – paragraph 1 – point 1 a (new)

Text proposed by the Commission

Amendment

1a. ‘personal data’ means personal data as defined in Article 4(1) of Regulation (EU) 2016/679;

Amendment 15

Proposal for a regulation

Article 2 – paragraph 1 – point 2

Text proposed by the Commission

Amendment

2. ‘identical weapons’ means weapons with identical technical characteristics with respect to manufacturer, brand or make, type, model, material, calibre and operation;

deleted

Amendment 16

Proposal for a regulation

Article 2 – paragraph 1 – point 3

Text proposed by the Commission

3. ‘essential **components**’ means ***the barrel, the frame, the receiver, whether an upper or lower receiver, where applicable, the slide, the cylinder, the bolt or the breech block , which, being separate objects, are included in the category of the firearms on which they are or are intended to be mounted;***

Amendment

3. ‘essential **component**’ means ***an essential component as defined in Article 1(1)(2) of Directive 2021/555***

Amendment 17

Proposal for a regulation Article 2 – paragraph 1 – point 7

Text proposed by the Commission

7. ‘deactivated firearms’ means ***objects otherwise corresponding to the definition of a firearm which 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 that would permit the firearm to be reactivated in any way, in accordance with Implementing Regulation (EU) 2015/2403 ;***

Amendment

7. ‘deactivated firearms’ means ***deactivated firearms as defined in Article 1(1)(6) of Directive 2021/555;***

Amendment 18

Proposal for a regulation Article 2 – paragraph 1 – point 8

Text proposed by the Commission

8. ‘alarm and signal weapons’ means ***devices with a cartridge holder which are designed to fire only blanks, irritants, other active substances or pyrotechnic signalling rounds and which are not capable of being converted to expel a shot, bullet or projectile by the action of a combustible propellant;***

Amendment

8. ‘alarm and signal weapons’ means ***alarm and signal weapons as defined in Article 1(1)(4) of Directive 2021/555;***

Amendment 19

Proposal for a regulation

Article 2 – paragraph 1 – point 29 – introductory part

Text proposed by the Commission

Amendment

29. ‘dealer’ means **any person whose trade or business consists wholly or partly of either of the following:**

29. ‘dealer’ means **a dealer as defined in Article 1(1)(9) of Directive 2021/555:**

Amendment 20

Proposal for a regulation

Article 2 – paragraph 1 – point 29 – point a

Text proposed by the Commission

Amendment

(a) **the manufacture, trade, exchange, hiring out, repair, modification or conversion of firearms or essential components;**

deleted

Amendment 21

Proposal for a regulation

Article 2 – paragraph 1 – point 29 – point b

Text proposed by the Commission

Amendment

(b) **the manufacture, trade, exchange, modification or conversion of ammunition;**

deleted

Amendment 22

Proposal for a regulation

Article 2 – paragraph 1 – point 30 – introductory part

Text proposed by the Commission

Amendment

30. ‘broker’ means **any person, other than a dealer, whose trade or business consists wholly or partly of either of the following:**

30. ‘broker’ means **a broker as defined in Article 1(1)(10) of Directive 2021/555:**

Amendment 23

Proposal for a regulation

Article 2 – paragraph 1 – point 30 – point a

Text proposed by the Commission

Amendment

(a) the negotiation or arrangement of transactions for the purchase, sale or supply of firearms, essential components or ammunition;

deleted

Amendment 24

Proposal for a regulation

Article 2 – paragraph 1 – point 30 – point b

Text proposed by the Commission

Amendment

(b) arranging the transfer of firearms, essential components or ammunition within a Member State, from one Member State to another Member State, from a Member State to a third country or from a third country to a Member State;

deleted

Amendment 25

Proposal for a regulation

Article 2 – paragraph 1 – point 31 – point c

Text proposed by the Commission

Amendment

(c) an Union general import authorisation for importers to the customs territory of the Union that is available to all importers who respect the conditions and requirements listed in chapter II of this Regulation and in the **implementing** act referred to in Article 9(8) of this Regulation;

(c) an Union general import authorisation for importers to the customs territory of the Union that is available to all importers who respect the conditions and requirements listed in chapter II of this Regulation and in the **delegated** act referred to in Article 9(8) of this Regulation;

Amendment 26

Proposal for a regulation
Article 2 – paragraph 1 – point 32 – point c

Text proposed by the Commission

(c) a Union general export authorisation for exports to certain countries of destination that is available to all exporters who respect the conditions and requirements listed in chapter III of this Regulation and in the **implementing** act referred to in Article 15(7) ;

Amendment

(c) a Union general export authorisation for exports to certain countries of destination that is available to all exporters who respect the conditions and requirements listed in chapter III of this Regulation and in the **delegated** act referred to in Article 15(7) ;

Amendment 27

Proposal for a regulation
Article 5 – paragraph 2 – point d

Text proposed by the Commission

(d) when having reason to believe that a firearm, their essential components, ammunition and alarm and signal weapons in question may not comply with the Union firearms legislation, inform the authorities referred to in Article 34(2) of this Regulation thereof;

Amendment

(d) when having reason to believe that a firearm, their essential components, ammunition and alarm and signal weapons in question may not comply with the Union firearms legislation, **without delay** inform the authorities referred to in Article 34(2) of this Regulation thereof;

Amendment 28

Proposal for a regulation
Article 5 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) be registered in national databases kept by respective national authorities

Amendment 29

Proposal for a regulation
Article 8 – paragraph 4

Text proposed by the Commission

Amendment

4. In case of diverging national

4. In case of diverging national

practices, the Commission shall adopt implementing acts establishing **a** list of non-convertible alarm and signal weapons. Those implementing acts shall be adopted in accordance with the committee procedure referred to in Article 37.

practices, the Commission shall adopt implementing acts establishing **an open** list of non-convertible alarm and signal weapons. Those implementing acts shall be adopted in accordance with the committee procedure referred to in Article 37.

Amendment 30

Proposal for a regulation Article 9 – paragraph 1

Text proposed by the Commission

1. Import authorisation shall be necessary for the import of a firearm, an essential component, ammunition and alarm and signal weapons into the customs territory of the Union. Such import authorisation shall be established in accordance with the form set out in Annex II, part I. Such authorisation shall be granted by the competent authorities of the Member State where the importer is established and shall be issued **by electronic means**, through the electronic licensing system referred to in Article 28.

Amendment

1. Import authorisation shall be necessary for the import of a firearm, an essential component, ammunition and alarm and signal weapons into the customs territory of the Union. Such import authorisation shall be established in accordance with the form set out in Annex II, part I. Such authorisation shall be granted by the competent authorities of the Member State where the importer is established and shall be issued through the electronic licensing system referred to in Article 28.

Amendment 31

Proposal for a regulation Article 9 – paragraph 4

Text proposed by the Commission

4. Competent authorities shall process applications for import authorisations within a period of time, which shall not exceed **60** working days, from the date on which all required information has been provided to the competent authorities. Under exceptional circumstances and for duly justified reasons, that period may be extended to **90** working days.

Amendment

4. Competent authorities shall process applications for import authorisations within a period of time, which shall not exceed **45** working days, from the date on which all required information has been provided to the competent authorities. Under exceptional circumstances and for duly justified reasons, that period may be extended to **70** working days.

Amendment 32

Proposal for a regulation Article 9 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. In deciding whether to grant an import authorisation under this Regulation, Member States shall take into account all relevant considerations including their obligations and commitments as parties to relevant international treaties, considerations of national foreign and security policy, including those covered by Common Position 2008/944/CFSP. They shall also respect their obligations with regard to sanctions imposed by decisions adopted by the Council, by decisions of the Organisation for Security and Cooperation in Europe (OSCE) or by binding resolutions of the Security Council of the United Nations, in particular as regards arms embargoes.

Amendment 33

Proposal for a regulation Article 9 – paragraph 5 – subparagraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the applicant is a natural person who has been found to be mentally incapacitated to manage some or all of his or her affairs by a decision of a court or an independent administrative authority which is in effect at the time of lodging the application;

Amendment 34

Proposal for a regulation Article 9 – paragraph 6

Text proposed by the Commission

6. Competent authorities shall annul, suspend, modify or revoke an import authorisation if the conditions for granting it are not met or are no longer met. Where competent authorities take these decisions, they shall make this information available to the customs authorities through the electronic licensing system referred to in Article 28.

Amendment

6. Competent authorities shall ***immediately*** annul, suspend, modify or revoke an import authorisation if the conditions for granting it are not met or are no longer met. Where competent authorities take these decisions, they shall make this information available to the customs authorities ***as well as the Commission*** through the electronic licensing system referred to in Article 28 ***immediately after those decisions are taken and no later than two working days thereafter. All national customs authorities shall enforce such decisions.***

Amendment 35

**Proposal for a regulation
Article 9 – paragraph 7**

Text proposed by the Commission

7. For the purpose of the paragraph 5, Member ***States*** shall check the absence of a criminal record in the European Criminal Record Information System ‘ECRIS’ and if the firearm is reported as lost, stolen or under investigation in the relevant EU, national or international databases.

Amendment

7. For the purpose of the paragraph 5, ***the relevant authorities in each Member State*** shall check the absence of a criminal record in the European Criminal Record Information System ‘ECRIS’ and if the firearm is reported as lost, stolen or under investigation in the relevant EU, national or international databases.

Amendment 36

**Proposal for a regulation
Article 9 – paragraph 8**

Text proposed by the Commission

8. The Commission shall adopt an implementing act to establish an Union general import authorisation and setting out the conditions for the import of firearms, their essential components and ammunitions by authorised economic

Amendment

8. The Commission shall ***be empowered to adopt delegated acts in accordance with Article 36 in order to supplement this Regulation by establishing rules defining*** a adopt an implementing act to establish an Union general import authorisation and

operators for security and safety pursuant to Article 38(2), point (b), of Regulation (EU) 952/2013. ***Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37(2).***

setting out the conditions for the import of firearms, their essential components and ammunitions by authorised economic operators for security and safety pursuant to Article 38(2), point (b), of Regulation (EU) 952/2013.

Amendment 37

Proposal for a regulation Article 9 – paragraph 9

Text proposed by the Commission

9. The importer shall not be required to pay a fee or charge for the application for an import authorisation, except for escorting ***fees***.

Amendment

9. The importer shall not be required to pay a fee or charge for the application for an import authorisation, except for ***fees for escorting the consignment***.

Amendment 38

Proposal for a regulation Article 14 – paragraph 2

Text proposed by the Commission

2. Competent authorities may only grant export authorisations for firearms of categories A and B of Annex I if the application for such authorisation is accompanied by an ***end-user*** certificate ***delivered*** by the ***authorities of*** the country of final destination. ***Annex IV establishes the content of the end-user certificate.***

Amendment

2. Competent authorities may only grant export authorisations for firearms of categories A and B of Annex I if the application for such authorisation is accompanied by an ***export*** certificate ***compliant with Annex IV issued*** by the ***importer in*** the country of final destination. ***In the case of export to a private company that resells the goods on a local market, that company will be regarded as the end-user for the purposes of this Regulation.***

Amendment 39

Proposal for a regulation Article 14 – paragraph 3

Text proposed by the Commission

3. The Commission shall adopt ***an***

Amendment

3. The Commission shall ***be empowered***

implementing act to establish an uniform end-user certificate. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37(2).

to adopt delegated acts in accordance with Article 36 in order to establish a uniform export certificate in Annex IV, Part II.

Amendment 40

Proposal for a regulation Article 15 – paragraph 4

Text proposed by the Commission

4. Member States shall process applications for export authorisations within a period of time , which shall not exceed **60** working days, from the date on which all required information has been provided to the competent authorities. Under exceptional circumstances and for duly justified reasons, that period may be extended by the competent authorities to **90** working days.

Amendment

4. Member States shall process applications for export authorisations within a period of time, which shall not exceed **45** working days, from the date on which all required information has been provided to the competent authorities. Under exceptional circumstances and for duly justified reasons, that period may be extended by the competent authorities to **70** working days.

Amendment 41

Proposal for a regulation Article 15 – paragraph 6

Text proposed by the Commission

6. Member States shall make use of electronic documents for the purpose of processing the applications for export authorisation.

Amendment

deleted

Amendment 42

Proposal for a regulation Article 15 – paragraph 7

Text proposed by the Commission

7. The Commission shall adopt **an implementing act to establish** an Union general export authorisation and setting out

Amendment

7. The Commission shall **be empowered to adopt delegated acts in accordance with Article 36 in order to supplement this**

the conditions for the export of firearms, their essential components and ammunitions by authorised economic operators for security and safety pursuant to Article 38(2), point (b), of Regulation (EU) 952/2013. ***Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37.***

Regulation by establishing rules defining an Union general export authorisation and setting out the conditions for the export of firearms, their essential components and ammunitions by authorised economic operators for security and safety pursuant to Article 38(2), point (b), of Regulation (EU) 952/2013.

Amendment 43

Proposal for a regulation Article 15 – paragraph 8

Text proposed by the Commission

8. The exporter shall not be required to pay a fee or charge for the application for an export or intra-EU transit authorisation, except for escorting ***fees***.

Amendment

8. The exporter shall not be required to pay a fee or charge for the application for an export or intra-EU transit authorisation, except for ***fees for escorting the consignment***.

Amendment 44

Proposal for a regulation Article 16 – paragraph 1 – point g

Text proposed by the Commission

(g) the final recipient, ***if known at the time of the shipment***;

Amendment

(g) the final recipient;

Justification

This amendment is necessary for the internal logic of the text and is inextricably linked to other admissible amendments relating to the import and export of firearms.

Amendment 45

Proposal for a regulation Article 17 – paragraph 1 – point c

Text proposed by the Commission

(c) The competent authorities of a Member State shall, for a period not exceeding 10 working days, suspend the process of export or, if necessary, otherwise prevent firearms, their essential components or ammunition from leaving the customs territory of the Union through that Member State, where they have grounds for suspicion that the reasons substantiated by hunters or sport shooters are not in conformity with the relevant considerations and the obligations laid down in Article 18 of this Regulation. In exceptional circumstances and for duly justified reasons, the period referred to in this point may be extended by the competent authorities to **30** working days.

Amendment

(c) The competent authorities of a Member State shall, for a period not exceeding 10 working days, suspend the process of export or, if necessary, otherwise prevent firearms, their essential components or ammunition from leaving the customs territory of the Union through that Member State, where they have grounds for suspicion that the reasons substantiated by hunters or sport shooters are not in conformity with the relevant considerations and the obligations laid down in Article 18 of this Regulation. In exceptional circumstances and for duly justified reasons, the period referred to in this point may be extended by the competent authorities to **20** working days.

Amendment 46

Proposal for a regulation

Article 18 – paragraph 1 – introductory part

Text proposed by the Commission

1. In deciding whether to grant an export authorisation under this Regulation, Member States shall take into account all relevant considerations including, *where appropriate*:

Amendment

1. In deciding whether to grant an export authorisation under this Regulation, Member States shall take into account all relevant considerations including:

Justification

This amendment is necessary for the internal logic of the text and is inextricably linked to other admissible amendments relating to the import and export of firearms.

Amendment 47

Proposal for a regulation

Article 19 – paragraph 1 – subparagraph 1 – point a – point i a (new)

Text proposed by the Commission

Amendment

(ia) the applicant is a natural person who has been found to be mentally incapacitated to manage some or all of his or her affairs by a decision of a court or an independent administrative authority which is in effect at the time of lodging the application;

Amendment 48

Proposal for a regulation Article 19 – paragraph 3

Text proposed by the Commission

Amendment

3. Where competent authorities refuse, annul, suspend, modify or revoke an export authorisation, they shall make this information available to the customs authorities through the electronic licensing system referred to in Article 28.

3. Where competent authorities refuse, annul, suspend, modify or revoke an export authorisation, they shall make this information ***without delay*** available to the customs authorities through the electronic licensing system referred to in Article 28. ***That obligation to make information available shall be without prejudice to any appeals procedure which may be applicable under national law.***

Amendment 49

Proposal for a regulation Article 19 – paragraph 4

Text proposed by the Commission

Amendment

4. Where the competent authorities have suspended an export authorisation, their final assessment shall be communicated to the other Member States at the end of the period of suspension, through the electronic licensing system as referred to in Article 28.

4. Where the competent authorities have suspended an export authorisation, their final assessment shall be ***immediately*** communicated to the other Member States at the end of the period of suspension, through the electronic licensing system as referred to in Article 28, ***as soon as such final assessment is made and no later than two working days thereafter.***

Amendment 50

Proposal for a regulation Article 19 – paragraph 5

Text proposed by the Commission

5. Where the competent authorities have refused to grant an export authorisation, their final assessment shall be registered in the system referred to in Article 29.

Amendment

5. Where the competent authorities have refused to grant an export authorisation, their final assessment shall be registered in the system referred to in Article 29, ***immediately after that final assessment is made and no later than two working days thereafter.***

Amendment 51

Proposal for a regulation Article 19 – paragraph 6 – subparagraph 2

Text proposed by the Commission

They may first consult the competent authorities of the Member State or Member States which issued refusals, annulments, suspensions, modifications or revocations under paragraphs 1 , 3 and 5 . If, following such consultation, the competent authorities of the Member State decide to grant an authorisation, they shall notify the competent authorities of the other Member States, providing all relevant information to explain the decision.

Amendment

They may first consult the competent authorities of the Member State or Member States which issued refusals, annulments, suspensions, modifications or revocations under paragraphs 1 , 3 and 5 . If, following such consultation, the competent authorities of the Member State decide to grant an authorisation, they shall ***without delay*** notify the competent authorities of the other Member States, ***as well as the Commission***, providing all relevant information ***and justifications*** to explain the decision.

Amendment 52

Proposal for a regulation Article 19 – paragraph 8

Text proposed by the Commission

8. The competent authorities shall check annually that the conditions of authorisation are met throughout the duration of the authorisation. Such checks

Amendment

8. The competent authorities shall check annually that the conditions of authorisation are met throughout the duration of the authorisation. Such checks

may be based on representative samples of all authorisations in force. Each export authorisation shall be individually verified at least every *three* years by the competent authorities. Member States shall report to the Coordination Group on the results of the checks and verifications. The reports shall be discussed in the Coordination Group established by Article 33.

shall be based on representative samples of all authorisations in force. Each export authorisation shall be individually verified at least every *two* years by the competent authorities. Member States shall report to the Coordination Group on the results of the checks and verifications. The reports shall be discussed in the Coordination Group established by Article 33.

Amendment 53

Proposal for a regulation Article 20 – paragraph 1

Text proposed by the Commission

1. Within *two months* after the exit of the customs territory of the Union, the exporter shall provide to competent authority that delivered the export authorisation, proof of the receipt of the dispatched shipment of firearms, essential components or ammunition in the third country of import, which shall notably be ensured by producing the relevant customs import documents.

Amendment

1. Within *one month* after the exit of the customs territory of the Union, the exporter shall provide to competent authority that delivered the export authorisation, proof of the receipt of the dispatched shipment of firearms, essential components or ammunition in the third country of import, which shall notably be ensured by producing the relevant customs import documents.

Amendment 54

Proposal for a regulation Article 20 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The competent authority shall upload the proof of receipt referred in in paragraph 1 of this Article into the electronic licensing system referred to in Article 28. Where the competent authority does not obtain a proof of receipt from the exporter, it shall record that information in that electronic licencing system.

Amendment 55

Proposal for a regulation Article 20 – paragraph 2

Text proposed by the Commission

2. In the absence of such a proof of receipt of the dispatched shipments as referred to in paragraph 1 of this Article within **two months** after the exit of the customs territory of the Union, or in case of suspicion, Member States' competent authority shall immediately request from the customs authorities of export to confirm that the export declaration has been lodged and that firearms, their essential components and ammunition as listed in Annex I have exited the customs territory of the Union, and , request the importing third country to confirm receipt of the dispatched shipment of firearms, their essential components or ammunition.

Amendment

2. In the absence of such a proof of receipt of the dispatched shipments as referred to in paragraph 1 of this Article within **one month** after the exit of the customs territory of the Union, or in case of suspicion, Member States' competent authority shall immediately request from the customs authorities of export to confirm that the export declaration has been lodged and that firearms, their essential components and ammunition as listed in Annex I have exited the customs territory of the Union, and , request the importing third country to confirm receipt of the dispatched shipment of firearms, their essential components or ammunition.

Amendment 56

Proposal for a regulation Article 20 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Where the competent authority is unable to obtain a confirmation of receipt by the importing third country as set out in paragraph 2 of this Article, it shall record that information in the electronic licencing system referred to in Article 28.

Amendment 57

Proposal for a regulation Article 21 – paragraph 1

Text proposed by the Commission

1. The Commission and competent authorities granting the export

Amendment

1. The Commission and competent authorities granting the export

authorisation, *in case of suspicion*, shall carry out post-shipment checks to ensure that the exported firearms, their essential components and ammunition are in line with the commitments made in the *end-user* certificate as set out in Annex IV.

authorisation shall carry out *regular* post-shipment checks, *not only in case of suspicion but also randomly* to ensure that the exported firearms, their essential components and ammunition are in line with the commitments made in the *export* certificate as set out in Annex IV.

Amendment 58

Proposal for a regulation

Article 21 – paragraph 2

Text proposed by the Commission

2. For the purposes of the previous paragraph, post-shipment checks may be carried by any third party expressly *mandated* for that purpose by the Commission or by the Member States concerned.

Amendment

2. For the purposes of the previous paragraph, post-shipment checks may be carried by any third party expressly *authorised* for that purpose by the Commission or by the Member States concerned.

Amendment 59

Proposal for a regulation

Article 22 – paragraph 4

Text proposed by the Commission

4. The custom authorities shall have the necessary powers and resources for the proper performance of their tasks under this Regulation.

Amendment

4. The custom authorities shall have the necessary powers and resources *proportionate to the quantity of total annual authorisations and declarations for firearms, their essential components, ammunition or alarm and signal weapons as listed in Annex I* for the proper performance of their tasks under this Regulation.

Amendment 60

Proposal for a regulation

Article 23 – paragraph 1

Text proposed by the Commission

1. The Commission, competent authorities and customs authorities shall cooperate closely and exchange information.

Amendment

1. The Commission, competent authorities and customs authorities shall ***on a regular and binding basis*** cooperate closely and exchange information.

Amendment 61

**Proposal for a regulation
Article 23 – paragraph 3**

Text proposed by the Commission

3. Where in relation to firearms, their essential components, ammunition and alarm and signal weapons listed in Annex I that are either in temporary storage or placed under any customs procedure, customs authorities have reason to believe that those products are not compliant, they shall in addition to taking the necessary measures as described in Article 22 transmit all relevant information to the competent authorities.

Amendment

3. Where in relation to firearms, their essential components, ammunition and alarm and signal weapons listed in Annex I that are either in temporary storage or placed under any customs procedure, customs authorities have reason to believe that those products are not compliant, they shall in addition to taking the necessary measures as described in Article 22 transmit all relevant information to the competent authorities ***as well as to the Commission without delay.***

Amendment 62

**Proposal for a regulation
Article 24 – paragraph 4 – subparagraph 3**

Text proposed by the Commission

Customs authorities ***may*** suspend the import of the goods for the customs procedure concerned, if they have certain doubts and in such a case, they shall inform through electronic means the competent national authority, which shall take the decision on the treatment of the goods. If the national competent authority does not reply to the customs authority within ***10*** working days, then the customs authority shall release the goods.

Amendment

Customs authorities ***shall*** suspend the import of the goods for the customs procedure concerned, if they have certain ***reasonable*** doubts and in such a case, they shall inform ***immediately***, through electronic means the competent national authority, which shall take the decision on the treatment of the goods. If the national competent authority does not reply to the customs authority within ***20*** working days, then the customs authority shall release the goods ***without delay.***

Amendment 63

Proposal for a regulation Article 24 – paragraph 5

Text proposed by the Commission

5. Within the period or extended period referred to in paragraph 4, Member States shall either **import** the firearms, their essential components or ammunition, or take action pursuant to Article 19 (1), point (b).

Amendment

5. Within the period or extended period referred to in paragraph 4, Member States shall either **release** the firearms, their essential components or ammunition, or take action pursuant to Article 19 (1), point (b).

Amendment 64

Proposal for a regulation Article 25 – paragraph 1 – subparagraph 1 – introductory part

Text proposed by the Commission

Where customs authorities discovers an illicit shipment of firearms, their components, ammunition or alarm and signal weapons, they shall without delay inform the competent authority in the country of the customs authority thereof. That competent authority shall:

Amendment

Where customs authorities discovers an illicit shipment of firearms, their components, ammunition or alarm and signal weapons, they shall without delay **and no later than two working days from that discovery** inform the competent authority in the country of the customs authority thereof. That competent authority shall:

Amendment 65

Proposal for a regulation Article 25 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The customs authorities, which discovered the illicit shipment of firearms, their components and ammunition, shall seize the firearms, their essential components, ammunition or alarm and signal weapons until the competent authority of destination in the customs territory of the Union has decided otherwise and has communicated

Amendment

The customs authorities, which discovered the illicit shipment of firearms, their components and ammunition, shall seize the firearms, their essential components, ammunition or alarm and signal weapons until the competent authority of destination in the customs territory of the Union has decided otherwise and has communicated

that decision in writing to the competent authority in the country of the customs authority in which the illegal shipment of firearms, their components, ammunition or alarm and signal weapons is detained.

that decision in writing to the competent authority in the country of the customs authority in which the illegal shipment of firearms, their components, ammunition or alarm and signal weapons is detained.

Where the competent authority of destination in the customs territory of the Union has taken such a decision, it shall communicate it to the customs authorities which discovered the illicit shipment, in writing no later than two working days from taking that decision.

Amendment 66

Proposal for a regulation Article 25 – paragraph 2

Text proposed by the Commission

2. In case of suspicion of trafficking of firearms, their essential components, ammunition or alarm and signal weapons, the information related to firearms, their essential components and ammunition seized during customs controls shall be shared by the customs authority with the competent authorities referred to in Article 34(2) of this Regulation through Europol's Secure Information Exchange Network Application.

Amendment

2. In case of ***reasonable*** suspicion of trafficking of firearms, their essential components, ammunition or alarm and signal weapons, the information related to firearms, their essential components and ammunition seized during customs controls shall be shared by the customs authority with the competent authorities referred to in Article 34(2) of this Regulation through Europol's Secure Information Exchange Network Application, ***specifying the justification and evidence relating to the reasonable suspicion.***

Amendment 67

Proposal for a regulation Article 25 – paragraph 3 – introductory part

Text proposed by the Commission

3. Seizure data shall include, ***if available***, the following information:

Amendment

3. Seizure data shall include the following information:

Amendment 68

Proposal for a regulation
Article 25 – paragraph 3 – point g

Text proposed by the Commission

(g) the means of transport and the nationality of the transportation company or person, including as the case may be ‘container’, ‘lorry or van’, ‘personal vehicle’, ‘bus or coach’, ‘train’, ‘commercial aviation’, ‘general aviation’ or ‘postal freight and parcels’;

Amendment

(g) the means of transport and the nationality of the transportation company or person, including as the case may be ‘container’, ‘lorry or van’, ‘personal vehicle’, ‘bus or coach’, ‘train’, ‘commercial aviation’, ‘general aviation’ or ‘postal freight and parcels’, ***along with, where applicable, the registration number of the means of transport used;***

Amendment 69

Proposal for a regulation
Article 27 – paragraph 1 – introductory part

Text proposed by the Commission

1. Member States shall ***confidentially*** submit ***via email*** to the Commission each year by 31 July, their national annual data for the preceding year on:

Amendment

1. Member States shall submit to the Commission ***via suitable confidential means, including via the secure and encrypted system to be provided according to Article 29,*** each year by 31 July, their national annual data for the preceding year on:

Amendment 70

Proposal for a regulation
Article 27 – paragraph 1 – point a

Text proposed by the Commission

(a) the number of authorisations and refusals, the quantities and values of actual imports and exports of firearms, their essential components and ammunition, by category and sub-category as listed in Annex I, by origin and by destination;

Amendment

(a) the number of authorisations and refusals ***and the reasons thereof,*** the quantities and values of actual imports and exports of firearms, their essential components and ammunition, by category and sub-category as listed in Annex I, by origin and by destination, ***the quantity and results of post-shipment checks at Member State level, the quantity and results of undertaken enforcement actions referred to in Article 32 at Member State***

level;

Amendment 71

Proposal for a regulation Article 27 – paragraph 3

Text proposed by the Commission

3. The Commission shall adopt **implementing acts** establishing **the** rules and format to be used by Member States for providing the Commission with anonymised statistical data as referred to in paragraph 1 and 2 of this Article. **Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37.**

Amendment

3. The Commission shall **be empowered to adopt delegated acts in accordance with Article 36 in order to supplement this Regulation** by establishing **additional** rules and **a** format to be used by Member States for providing the Commission with anonymised statistical data as referred to in paragraph 1 and 2 of this Article.

Amendment 72

Proposal for a regulation Article 28 – paragraph 1 – subparagraph 1

Text proposed by the Commission

The Commission shall establish and maintain an electronic licensing system for import and export authorisations and decisions related to them pursuant to Articles 9 and 14 of this Regulation.

Amendment

The Commission shall **without delay** establish and maintain an electronic licensing system for import and export authorisations and decisions related to them pursuant to Articles 9 and 14 of this Regulation. **Member States shall take all necessary measures to speed up the implementation of the electronic licensing system. All the functionalities of the licensing system shall be established by ... [five years after the adoption of this Regulation].**

Amendment 73

Proposal for a regulation Article 28 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission shall, by means of implementing acts, establish rules for the functioning of the electronic licensing system, including rules relating *to processing of personal data and exchange of data with other IT systems*. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37.

2. The Commission shall, by means of implementing acts, establish rules for the functioning of the electronic licensing system, including rules relating *exchange of data with other IT systems of Union bodies and Member State authorities competent for implementing this Regulation*. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37.

Amendment 74

Proposal for a regulation Article 28 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The processing of personal data within the electronic licencing system shall be carried out in compliance with Regulation (EU) 2018/1725 or Regulation (EU) 2016/679, as applicable.

Amendment 75

Proposal for a regulation Article 29 – paragraph 1

Text proposed by the Commission

Amendment

1. The Commission, in consultation with the Coordination Group established by Article 33, shall develop or chose a secure and encrypted system to *support* direct cooperation and the exchange of information between Member States regarding refusals to grant import or export authorisations.

1. The Commission, in consultation with the Coordination Group established by Article 33, **the European Parliament and the Council** shall develop or chose a secure and encrypted system to *guarantee* direct cooperation and the exchange of information between Member States regarding refusals to grant import or export authorisations. **The system shall be established by ... [two years after the adoption of this Regulation].**

Amendment 76

Proposal for a regulation
Article 29 – paragraph 3

Text proposed by the Commission

3. The Commission shall, ***by means of implementing acts, establish*** rules for the functioning of the exchange of information between Member States regarding refusals to grant import or export authorisations. ***Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 37(2) of this Regulation.***

Amendment 77

Proposal for a regulation
Article 29 – paragraph 3 a (new)

Text proposed by the Commission

Amendment 78

Proposal for a regulation
Article 31 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to ensure that this Regulation is properly applied, Member States shall take necessary and proportionate measures to enable their competent authorities to:

Amendment 79

Proposal for a regulation
Article 32 – paragraph 1

Amendment

3. The Commission shall, ***be empowered to adopt delegated acts in accordance with Article 36 in order to supplement this Regulation by establishing additional*** rules for the functioning of the exchange of information between Member States regarding refusals to grant import or export authorisations.

Amendment

3a. The processing of personal data within the electronic licencing system shall be carried out in compliance with Regulation (EU) 2018/1725 or Regulation (EU) 2016/679, as applicable.

Amendment

1. In order to ensure that this Regulation is properly applied, Member States shall take necessary and proportionate measures ***and provide the necessary resources*** to enable their competent authorities to:

Text proposed by the Commission

1. Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive.

Amendment

1. Member States shall lay down the rules on penalties applicable to infringements of this Regulation, ***notify them to the European Commission*** and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive. ***Penalties for infringements of this Regulation may be linked to the global annual revenue of the undertaking concerned.***

Amendment 80

Proposal for a regulation

Article 34 – paragraph 2 – subparagraph 1 – point a

Text proposed by the Commission

(a) the national authority ***in every Member State*** responsible ***of*** the integral control of firearms and the coordination of the different authorities with competences in the fight against firearms trafficking (national firearms focal points);

Amendment

(a) the national authority responsible ***for*** the integral control of firearms and the coordination of the different authorities with competences in the fight against firearms trafficking (national firearms focal points);

Amendment 81

Proposal for a regulation

Article 34 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Based on that information, the Commission shall publish and update on its website a list of those authorities ***on a yearly basis***,

Amendment

Based on that information, the Commission shall publish and update on its website a list of those authorities ***as and when changes occur.***

Amendment 82

Proposal for a regulation

Article 34 – paragraph 2 – subparagraph 2 a (new)

The Commission shall, in consultation with the Firearms Imports and Exports Coordination Group, submit an annual report on the implementation and enforcement of this regulation to the European Parliament and the Council. That annual report shall be public. It shall include information about the number of authorisations and refusals, the quantities and values of actual imports and exports of firearms, their essential components and ammunition, by category and sub-category as listed in Annex I, by origin and by destination at Union and at Member States level. It shall also include information on the administration, in particular staffing, and the enforcement of controls, in particular the number and results of the post-shipment checks at Union and national level. The report shall also inform about penalties applied by the Member States and assess their effectiveness.

Amendment 83

Proposal for a regulation Article 34 – paragraph 3

Text proposed by the Commission

Amendment

3. Upon request of the Coordination Group and in any event every **10** years, the Commission shall review the implementation of this Regulation and present a report to the European Parliament and the Council on its application, which may include proposals for its amendment. Member States shall provide the Commission with all appropriate information for the preparation of the report . The Commission shall publish a first interim application report by **5** years after the entry into force of this Regulation .

3. Upon request of the Coordination Group **or the European Parliament** and in any event every **5** years, the Commission **on the basis of the annual implementation reports** shall review the implementation of this Regulation and present a report to the European Parliament and the Council on its application, which may include proposals for its amendment. Member States shall provide the Commission with all appropriate information for the preparation of the report. The Commission shall publish a first interim application report by **3** years after the entry into force of this

Regulation.

Amendment 84

Proposal for a regulation Article 36 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in *Article 35* shall be conferred on the Commission for an indeterminate period of time.

Amendment

2. The power to adopt delegated acts referred to in *Articles 9(8), 14(3), 15(7), 27(3), 29(3) and 35* shall be conferred on the Commission for an indeterminate period of time.

Amendment 85

Proposal for a regulation Article 36 – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in *Article 35* 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

3. The delegation of power referred to in *Articles 9(8), 14(3), 15(7), 27(3), 29(3) and 35* 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 86

Proposal for a regulation Article 36 – paragraph 5

Text proposed by the Commission

5. A delegated act adopted pursuant to *Article 35* shall enter into force only if no objection has been expressed either by the European Parliament or the Council within

Amendment

5. A delegated act adopted pursuant to *Articles 9(8), 14(3), 15(7), 27(3), 29(3) and 35* shall enter into force only if no objection has been expressed either by the

a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Amendment 87

Proposal for a regulation Annex IV – subheading 1

Text proposed by the Commission

Amendment

End-user certificate

Export certificate

Amendment 88

Proposal for a regulation Annex IV – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

The **end-user** certificate is to include at least the following information:

The **export** certificate is to include at least the following information:

Amendment 89

Proposal for a regulation Annex IV – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) details of the **end-user** (including name, address, business name and, if available, company registration number). In the case of export to a private company that resells the goods on a local market, that company will be regarded as the **end-user** for the purposes of this Regulation. This shall not prevent Member States from evaluating licence applications that

(b) details of the **importer** (including name, address, business name and, if available, company registration number). In the case of export to a private company that resells the goods on a local market, that company will be regarded as the **importer** for the purposes of this Regulation. This shall not prevent Member States from evaluating licence applications

concern exports to resellers differently from licence applications concerning exports to *end-users*;

that concern exports to resellers differently from licence applications concerning exports to *importers*;

Amendment 90

Proposal for a regulation Annex IV – paragraph 1 – point f

Text proposed by the Commission

(f) signature, name and title of the *end-user*;

Amendment

(f) signature, name and title of the *importer*;

Amendment 91

Proposal for a regulation Annex IV – paragraph 1 – point i

Text proposed by the Commission

(i) the date of issue of the *end-user* certificate;

Amendment

(i) the date of issue of the *export* certificate;

Amendment 92

Proposal for a regulation Annex IV – paragraph 1 – point j

Text proposed by the Commission

(j) if applicable, a unique identifying number or contract number relating to the *end-user* certificate;

Amendment

(j) if applicable, a unique identifying number or contract number relating to the *export* certificate;