

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

Present text

Amendment

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

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

Or. en

Amendment 304
Dita Charanzová, Hilde Vautmans, Kaja Kallas, Antanas Guoga, Petr Ježek

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

Present text

Amendment

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

Compromise Amendment 5

Rapporteur, EPP, S&D, ECR, ALDE, Greens/EFA, EFDD

Replacing all relevant amendments, including 25, 308-326 and LIBE 17

Definition of essential components

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

Text proposed by the Commission

Amendment

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

1b. For the purposes of this Directive, "essential component" shall mean the barrel, frame, *the* receiver, *including both upper and lower receivers, where appropriate*, slide, cylinder, bolt or *breech* block which, being separate objects, are

separate objects, are included in the category of the firearms on which they are or are intended to be mounted.

included in the category of the firearms on which they are or are intended to be mounted.

Or. en

Compromise Amendment 3

Rapporteur, EPP, S&D, ECR, ALDE, GUE/NGL, Greens/EFA, EFDD

Replacing all relevant amendments, including 15, 30-32, 54-55, 110-138, 124-126, 131-134, 138, 179-180, 250, 276, 327-334, 379-398, 674-682 and LIBE 18

Brokers and dealers

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point b

Directive 91/477/EEC

Article 1 – paragraph 1e

Text proposed by the Commission

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

Amendment

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

Or. en

Proposal for a directive

Recital 6

Text proposed by the Commission

(6) Since brokers provide services similar to those of dealers, they should also be covered by this Directive.

Amendment

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

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point d

Directive 91/477/EEC

Article 1 – paragraph 2 – point i

Text proposed by the Commission

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

Amendment

(i) the manufacture, **including modification, other than alterations for private use not leading to a change of categorisation, or conversion**, trade, exchange, hiring out **or repair** of firearms;

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point d

Directive 91/477/EEC

Article 1 – paragraph 2 – point ii

Text proposed by the Commission

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

Amendment

(ii) the manufacture, **including modification, other than alterations for private use not leading to a change of categorisation, or conversion**, trade, exchange, hiring out **or repair of essential components** of firearms;

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point d

Directive 91/477/EEC

Article 1 – paragraph 2 – point iii

Text proposed by the Commission

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

Amendment

(iii) the manufacture, **other than hand-loading or reloading of ammunition for private use including modification, other than alterations for private use not leading to a change of category**, or conversion, **trade or exchange** of ammunition.

Or. en

Proposal for a directive

Recital 6 a (new)

(6a) It should be specified in this Directive that the activities of a dealer include not only the manufacturing but also the significant modification or conversion of a firearm, such as the shortening of a complete firearm, leading to a change in its category or subcategory and in addition the significant modification or conversion of essential components of firearms and of ammunition, and that, therefore, only authorised dealers should be permitted to engage in those activities. Hand-loading and reloading of ammunition from ammunition components for private use should not be considered a significant modification.

Or. en

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 of a respective category, or persons authorised pursuant to the second subparagraph of Article 6.***

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 or any attempted such transaction to the relevant authorities. Brokers and dealers shall not be permitted to complete a transaction for the acquisition of a firearm where they cannot verify the identity of the purchaser

in the data-filing system established according to Article 4(4) and payment is to be made solely in cash.

Or. en

Proposal for a directive
Recital 6 b (new)

Text proposed by the Commission

Amendment

(6b) As is the case with respect to the system of reporting suspicious transactions under Regulation (EU) No 98/2013 of the European Parliament and of the Council, a transaction for the acquisition of complete rounds of ammunition or live primer components of ammunition, should be considered suspicious if, for example, it involves quantities uncommon for the envisaged private use, or if the buyer appears unfamiliar with the use of the ammunition or is unwilling to provide proof of his/her identity. Where it is not possible for a dealer or broker to verify the identity of the purchase any payment solely in cash for the acquisition of firearms should be prohibited.

Or. en

Compromise Amendment 11

Rapporteur, EPP, S&D, ECR, ALDE, Greens/EFA

Replacing all relevant amendments, including 13, 49, 144-159, 335-344, 402, 405, 407 cp 2, 417, 600-622, 648 and LIBE 22 cp 2, 23, 40

Museum/ collectors

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

Text proposed by the Commission

Amendment

1i b. For the purposes of this Directive, "collector" means any legal or natural person dedicated to the gathering and conservation of firearms or ammunition

for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes, and recognised as such by a Member State.

Or. en

Proposal for a directive

Article 1 – paragraph 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 *choose to grant authorisations to museums and collectors for firearms and ammunition classified in category A provided that they demonstrate to the relevant national authorities 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. Member States shall establish a register of all such authorised persons. Such authorised persons shall be required to maintain a register of all firearms* in their possession classified in Category A, *which shall be accessible to the relevant national authorities. Member States shall establish an appropriate monitoring system with respect to such authorised persons, taking all relevant factors into account.*

Or. en

Proposal for a directive

Recital 3 d (new)

Text proposed by the Commission

Amendment

(3d) It should be possible for Member States to choose to authorise the acquisition and the possession of prohibited firearms when necessary for historical, cultural, scientific, technical, educational, aesthetic or heritage purposes and recognised as such by the Member State in whose territory they are established to keep in their possession firearms classified in category A, provided that those persons demonstrate, prior to

being granted authorisation, that they have taken the necessary measures to address any risks to public security or safety, including by way of secure storage. Any such authorisation should take into account and reflect the specific situation, including the nature of the collection and its purposes.

Or. en

Compromise 6

Rapporteur, EPP, S&D, ECR, ALDE, GUE/NGL, Greens/EFA

Replacing all relevant amendments, including 22, 26-28, 56-57, 75, 80-81, 83, 85, 277-286, 345-366, 683-688, 775-784, 803-805, 808-817, 825-828, 836-837 and LIBE 14, 19, 45, 46, 56

Blank firing arms (salute/acoustic/alarm/signal/replica)

Proposal for a directive

Article 1 – point 1 – point c

Directive 91/477/EEC

Article 1 – point 1f

Text proposed by the Commission

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

Amendment

1f. For the purposes of this Directive, "alarm and signal weapons" shall mean devices with a cartridge holder designed to **only** fire blanks, irritants, other active substances or pyrotechnic **round and which are not capable of being converted to expel a shot, bullet or projectile by the action of a combustible propellant**.

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point c

Directive 91/477/EEC

Article 1 – paragraph 1g

Text proposed by the Commission

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

Amendment

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

*historical re-enactments, parades,
sporting events and training.*

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point c

Directive 91/477/EEC

Article 1 – paragraph 1h

Text proposed by the Commission

Amendment

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

deleted

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 91/477/EEC

Article 10a – 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 measures to ensure that alarm and signal weapons cannot be converted into firearms.

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 91/477/EEC

Article 10a – paragraph 2

Text proposed by the Commission

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.

The Commission shall , *by ... [insert date]*, adopt *delegated acts establishing* technical specifications for alarm and signal weapons, as well as for salute and acoustic weapons to ensure they cannot be converted into firearms.

Or. en

Proposal for a directive
Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) Furthermore, to avoid the risk of alarm weapons and other types of blank firing weapons being manufactured in a way that enables them to be converted into real firearms, technical specifications should be adopted in order to ensure that they cannot be converted into firearms.

Or. en

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

Text proposed by the Commission

Amendment

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

8. *Any firearm* under points 1 to 3 and 6 to 7 after having been *converted to firing blanks, irritants, other active substances or pyrotechnic rounds or into a salute or acoustic weapon*.

Or. en

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

Text proposed by the Commission

Amendment

(ii a) Annex I, Part II, Category B, point 7 a (new) is added as following:

"Any firearm under points 1 to 9 after having been converted to firing blanks, irritants, other active substances or pyrotechnic rounds or into a salute or acoustic weapon."

Or. en

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

Text proposed by the Commission

Amendment

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

5. *Any firearm under points 1 to 4 after having been converted to firing blanks, irritants, other active substances or pyrotechnic rounds or into a salute or acoustic weapon.*

Or. en

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

Amendment

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

(üüia) in category D, the wording under the heading is replaced by the following:

"Single-shot long firearms with smooth-bore barrels, *including after having been converted to firing blanks, irritants, other active substances or pyrotechnic rounds or into a salute or acoustic weapons.*"

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 14 – point b

Directive 91/477/EEC

Annex I – Part III

Text proposed by the Commission

Amendment

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;

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

Or. en

Compromise Amendment 13

Rapporteur, EPP, ECR, ALDE

Replacing all relevant amendments, including 29, 58-59, 84, 86, 367-377, 689-698, 829-835, 842 and LIBE 20, 47-48

Deactivated firearms

Proposal for a directive

Article 1 – paragraph 1 – point 1 – point c

Directive 91/477/EEC

Article 1 – paragraph 1i

Text proposed by the Commission

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

Amendment

1i. For the purposes of this Directive, "deactivated firearms" shall mean firearms that have been modified with the purpose of rendering them permanently unfit for use by deactivation, ensuring that all essential *components* of the firearm have been rendered permanently inoperable and incapable of removal, replacement or a modification that would permit the firearm to be reactivated in any way *in accordance with Article 10b*.

Where weapons are of recognised rarity or historical value, Member States may chose that, for the purposes of deactivation, firearms demonstrating such value may be deactivated by the removal of one or more essential components of the firearm so as to render it unusable. Where this is applied, the components removed shall be handed over to the authorities of the Member State for safekeeping.

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 91/477/EEC

Article 10b – paragraph 1

Text proposed by the Commission

Member States shall *make arrangements for the* deactivation of firearms *to be verified by* a competent authority *in order to ensure* that the *modifications made to a*

Amendment

Member States shall *ensure that the deactivation of firearms is carried out in accordance with the technical specifications set out in Annex III. This*

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.

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.

Or. en

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

Text proposed by the Commission

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

Amendment

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*

procedure referred to in Article 13b(2).

paragraph 1.

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 91/477/EEC

Article 10b – paragraph 2 a (new)

Text proposed by the Commission

Amendment

The Commission shall adopt implementing acts establishing templates for the common unique marking and the model certificate for deactivated firearms. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13b(2).

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 91/477/EEC

Article 10b – paragraph 2 b (new)

Text proposed by the Commission

Amendment

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

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 14 – point c a (new)

Directive 91/477/EEC

Annex I – Part III – point c a (new)

Text proposed by the Commission

Amendment

(c a) In Annex I, part III, the following point is added:

"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 propellant is not possible;"

Or. en

Proposal for a directive
Article 1 – point 14 a (new)
Directive 91/477/EEC
Annex III (new)

Text proposed by the Commission

Amendment

<i>(14a) The following Annex is added:</i>
<i>'Annex III (new)</i>
<i>Technical specifications for the deactivation of firearms</i>
<i>The deactivation operations to be performed in order to render firearms irreversibly inoperable are defined on the basis of three tables:</i>

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

TYPES OF FIREARMS	
1	<i>Pistols (single shot, semi-automatic)</i>
2	<i>Revolvers (including cylinder-loading revolvers)</i>
3	<i>Single-shot long firearms (not break action)</i>
4	<i>Break action firearms (e.g. smoothbore, rifled, combination, falling/rolling block action, short and long firearms)</i>
5	<i>Repeating long firearms (smoothbore, rifled)</i>
6	<i>Semi-automatic long firearms (smoothbore, rifled)</i>
7	<i>(Full) automatic firearms, e.g. selected assault rifles, submachine guns, full automatic pistols (not crew-served machine guns)</i>
8	<i>Muzzle-loading firearms</i>

TABLE II: Specific operations per component

COMPONENT	PROCESS
1. BARREL	<i>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).</i>
	<i>1.2. If the barrel is free (not fixed), cut a longitudinal slot through the full length of the chamber wall (width > 1/2 calibre and maximum 8 mm) and securely weld a plug or a rod into the barrel from the start of the chamber ($L \geq 2/3$rd barrel length). For smoothbore barrels, only the chamber requires permanently blocking with a plug of the same length as the chamber.</i>
	<i>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 $60 \pm 5^\circ$) opening locally the barrel or cut, after the chamber, a longitudinal slot (width 8-10 mm \pm 0,5 mm, length ≥ 52 mm) at the same position as the holes, or cut a longitudinal slot (width 4-6 mm \pm 0,5 mm) from the chamber to the muzzle, except 5 mm at the muzzle.</i>
	<i>1.4. For barrels with a feed ramp, remove the feed ramp.</i>
	<i>1.5. Prevent removal of the barrel from the frame by use of hardened steel pin or by welding.</i>
	<i>1.6. Fix a rod in the barrel forcing cone ($L > 2/3$rd barrel length). Weld</i>

	<i>into forcing cone. Pin the barrel (through forcing cone) to the frame and weld pin. Drill a hole 2/3rd bore diameter within the first third of the barrel from the forcing cone and weld the rod to the barrel through the drilled hole</i>
2. BREECH BLOCK, BOLT HEAD	<i>2.1. Remove or shorten firing pin.</i>
	<i>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.</i>
	<i>2.3. Weld the firing pin hole.</i>
3. CYLINDER	<i>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.</i>
	<i>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.</i>
4. SLIDE	<i>4.1. Machine or remove more than 50 % of the breech face with an angle between 45 and 90 degrees.</i>
	<i>4.2. Remove or shorten the firing pin.</i>
	<i>4.3. Machine and weld the firing pin hole.</i>
	<i>4.4. Machine away at least 2/3rd of the locking lugs in slide</i>
	<i>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.</i>
5. FRAME (PISTOLS)	<i>5.1. Remove feed ramp.</i>
	<i>5.2. Machine away at least 2/3 of the slide rails on both sides of the frame.</i>
	<i>5.3. Weld the slide stop or use appropriate measures if welding is not possible.</i>
	<i>5.4. Prevent disassembly of polymer frame pistols by welding, bonding or use appropriate measures if welding or bonding is not possible.</i>
6. AUTOMATIC SYSTEM	<i>6.1. Destroy the piston and the gas system by cutting or welding.</i>
	<i>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.</i>
	<i>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).</i>
7. ACTION	<i>7.1. Machine a cone of 60 degrees minimum (apex angle), in order to obtain a base diameter equal to 1 cm at least or the diameter of the breech face.</i>
	<i>7.2. Remove the firing pin, enlarge the firing pin hole at a minimum diameter of 5 mm and weld the firing pin hole.</i>
8. MAGAZINE (where applicable)	<i>8.1. Weld the magazine with spots or use appropriate measures, depending on the type of arm and material to prevent removing the magazine.</i>
	<i>8.2. If the magazine is missing, place spots of weld in the magazine</i>

	<i>location or fix a lock to permanently prevent the insertion of a magazine.</i>
	<i>8.3. Drive hardened steel pin through magazine, chamber and frame. Secure by weld.</i>
9. MUZZLE LOADING	<i>9.1. Remove or weld the nipple(s), weld the hole(s).</i>
10. SOUND MODERATOR	<i>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.</i>
	<i>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.</i>
Hardness of inserts	<i>Hardened steel rod or pin</i>

TABLE III: Specific operations per essential components of each type of firearm

TYPE	1	2	3	4	5	6	7	8
PROCESS	<i>Pistols (excepted automatic)</i>	<i>Revolvers</i>	<i>Single-shot long firearms (not break action)</i>	<i>Break action firearms (smoothbore, rifled, combination)</i>	<i>Repeating long firearms (smoothbore, rifled)</i>	<i>Semi-automatic long firearms (smoothbore, rifled)</i>	<i>Automatic firearms: assault rifles, (sub) machine guns</i>	<i>Muzzle loading firearms</i>
1.1			X		X	X	X	
1.2 and 1.3	X		X	X	X	X	X	X
1.4	X					X	X	
1.5								
1.6		X						
2.1			X		X	X	X	
2.2			X		X	X	X	
2.3			X		X	X	X	
3.1		X						
3.2		X						
4.1	X						X (for automatic pistols)	
4.2	X						X (for automatic pistols)	
4.3	X						X (for automatic pistols)	

4.4	X						<i>X (for automatic pistols)</i>	
4.5	X					X	<i>X (for automatic pistols)</i>	
5.1	X						<i>X (for automatic pistols)</i>	
5.2	X						<i>X (for automatic pistols)</i>	
5.3	X						<i>X (for automatic pistols)</i>	
5.4	<i>X (polymer frame)</i>						<i>X (for automatic pistols)</i>	
6.1						X	X	
6.2						X	X	
6.3							X	
6.4							X	
7.1				X				
7.2		X		X				
8.1 or 8.2	X				X	X	X	
8.3					<i>X (magazine tube)</i>	<i>X (magazine tube)</i>		
9.1		X						X
10.1	X		X		X	X	X	
10.2	X		X	X	X	X	X	

⁽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 33

Proposal for a directive

Article 1 – point 1 – point d a (new)

Directive 91/477/EEC

Article 1 – paragraph 3

Present text

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

Amendment

(da) Article 1, paragraph 3 is replaced by the following:

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

Amendment 401

Kaja Kallas

Proposal for a directive

Article 1 – point 1 – point d a (new)

Directive 91/477/EEC

Article 1 – paragraph 3

Present text

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

Amendment

(da) Paragraph 3 is replaced by the following:

"3. For the purposes of this Directive, a person shall be deemed to be a resident of the country indicated by the address appearing on a document establishing his ***or her*** place of residence, such as a passport or an identity card, which, on a check on possession or on acquisition, is submitted to the authorities of a Member State or to a dealer. ***If a person's address does not appear on his or her passport or identity card, the country of residence will be determined on the basis of any other official proof of residence recognised by the Member State concerned.***"

Amendment 21

Proposal for a directive Recital 12

Text proposed by the Commission

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

Amendment

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

Compromise Amendment 9

Rapporteur, EPP, S&D, ECR, ALDE, GUE/NGL, Greens/EFA, EFDD

Replacing all relevant amendments, including 6, 34, 120, 130, 402, 404-416, 598, 623-624 and LIBE 22

National defence

Proposal for a directive

Article 1 – paragraph 1 – point 2

Directive 91/477/EEC

Article 2 – paragraph 2

Text proposed by the Commission

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

Amendment

2. This Directive shall not apply to the acquisition or possession of weapons and ammunition, in accordance with national law, by the **national defence** forces, the police **and other** public authorities. **The national defence forces encompasses all units, reservists and voluntary defence forces within the framework of the national defence systems under the command of the national defence forces, including the military and systems of internal public security.** Nor shall it apply to commercial transfers of weapons and ammunition of war.

Or. en

Proposal for a directive

Recital 3 a (new)

Text proposed by the Commission

Amendment

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

Or. en

Compromise Amendment 2

Rapporteur, EPP, S&D, ECR, ALDE, [GUE/NGL, Greens/EFA, EFDD]

Replacing all relevant amendments, including 35-39, 203-212, 235-240, 242-246, 289-294, 296-299, 419-480 and LIBE 10-12, 24-27, 50

Marking

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 91-477/EEC

Article 4 – paragraph 1

Text proposed by the Commission

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

Amendment

1. Member States shall ensure that any *assembled* firearm or *separately sold essential component* placed on the market has been marked and registered in compliance with this Directive, *or that it has been deactivated in accordance with the provisions implementing Article 10b and registered in compliance with this Directive. Where an essential component is too small to be marked in compliance with this Directive, it shall be marked at least with a serial number, alphanumeric or digital code.*

Or. en

Proposal for a directive

Recital 8

Text proposed by the Commission

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

Amendment

(8) In order to *increase* the traceability of firearms *and essential components and to facilitate their free movement, an assembled firearm and all separately sold essential components* should be *marked irremovably at the time of their being manufactured or without delay after their import. The traceability requirements shall not apply to firearms which have been deactivated in accordance with this Directive.*

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 3

Text proposed by the Commission

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

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

Member States shall ensure that each elementary package of complete ammunition is marked so as to provide the name of the manufacturer, the identification batch (lot) number, the calibre and the type of ammunition.

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

Amendment

2. For the purposes of identifying and tracing each assembled firearm **and each separately sold essential component**, Member States shall **either** at the time of manufacture of each firearm **and each essential component intended for sale separately, or without delay after imported into the Union**, require a **clear, permanent and** unique marking, including the name of the manufacturer, the country or place of manufacture, the serial number and the year of manufacture, if not already part of the serial number. This shall be without prejudice to the affixing of the manufacturer's trademark **and shall not apply to firearms or essential components either considered as antiques under national law or destined for persons authorised pursuant to the second subparagraph of Article 6, provided they bear original markings permitting full traceability. Where an essential component is too small to be practicably marked with all of this information, it shall be marked at least with a serial number, alphanumeric or digital code. This requirement shall not apply to firearms or separately sold essential components manufactured before the entry into force of this Directive.**

In the case of an assembled firearm the marking shall be affixed to the receiver **or the frame** of the firearm.

Member States shall ensure that each elementary package of complete ammunition is marked so as to provide the name of the manufacturer, the identification batch (lot) number, the calibre and the type of ammunition. **For those purposes, Member States shall choose to apply the provisions of the United Nations Convention for the Reciprocal Recognition of Proof Marks on Small Arms of 1 July 1969.**

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

Category A must first have been deactivated in accordance with the provisions implementing Article 10b or permanently converted to semi-automatic firearms in accordance with the provisions implementing Article 10ba (new), save in the case of transfers to persons granted authorisations pursuant to the first or the second subparagraph of Article 6.

Or. en

Proposal for a directive
Recital 10 (new)

Text proposed by the Commission

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

Amendment

(10) To avoid that markings are easily erased and to clarify on which components the marking should be affixed, common Union rules on marking should be introduced. *These rules should apply only to firearms and essential components that are placed on the market as from the date by which Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with the main provisions of this Directive.*

Or. en

Amendment 481

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

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

Text proposed by the Commission

3. Member States shall *make* the pursuit of the activity of *dealer or broker* within their territory conditional upon authorisation *on the basis of at least* a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking.

Amendment

3. Member States shall *regulate* the pursuit of the activity of *dealers or brokers* within their territory, *making it* conditional upon *the following measures*:

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

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

(c) a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking.

Amendment 28

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 91/477/EEC

Article 4 – paragraph 3

Text proposed by the Commission

3. Member States shall make the pursuit of the activity of dealer or broker within their territory conditional upon authorisation on the basis of at least a check of the private and professional integrity and of the abilities of the dealer or broker. In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking.

Amendment

3. Member States shall make the pursuit of the activity of dealer or broker within their territory conditional upon authorisation on the basis of at least a check of the private and professional integrity and of the abilities of the dealer or broker, *and also on the basis of the transparency of the commercial activity.* In the case of a legal person, the check shall be on the legal person and on the person who directs the undertaking.

Compromise Amendment 7

Rapporteur, EPP, S&D, ECR, ALDE, GUE/NGL, Greens/EFA, EFDD

Replacing all relevant amendments, including 20, 40, 72, 242-246, 289-294, 484-500, 705-721 and LIBE 12, 15, 29, 51-52, 68-71

Data filling records and information exchange

Proposal for a directive

Article 1 – paragraph 1 – point 4 – point a

Directive 91/477/EEC

Article 4 – paragraph 4 – subparagraph 1

Text proposed by the Commission

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

Amendment

That data-filing system shall record *all information relating to firearms which is needed in order to trace and identify those firearms. That information shall include* each firearm's type, make, model, calibre and serial number, *and any conversions or modifications, leading to a change in categorisation, to a firearm, including its*

certified by the competent authorities.

certified deactivation or destruction and the date thereof, as well as the names and addresses of the supplier and of each person acquiring or possessing the firearm, including the dates of acquisition and, where applicable, the end of possession or transfer to another person unless such transfer concerns a firearm which has been registered as deactivated. The current records relating to each firearm and the person possessing it shall be accessible to all authorised authorities. All records relating to the firearm shall be maintained in an electronically retrievable format for an indefinite period."

Or. en

Proposal for a directive
Recital 11

Text proposed by the Commission

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

Amendment

(11) Firearms may be used for far more than 20 years. In order to ensure their traceability, records of them *as well as of the essential components thereof* should be kept for an indeterminate period of time until *their* destruction *or deactivation* is certified. *Access to these records and all related personal data shall be restricted to competent authorities. The requirement to continue registering firearms and essential components after deactivation should only apply to those which are already registered and to the person possessing them at the time of deactivation. That requirement should not apply to subsequent transfers of deactivated firearms or essential components or to firearms and essential components which, pursuant to national rules applicable prior to the entry into force of this Directive, have been removed from the register after deactivation.*

Or. en

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

Text proposed by the Commission

Throughout their period of activity, dealers and brokers shall be required to maintain a register in which all firearms subject to this Directive and which are received or disposed of by them shall be recorded, together with such particulars as enable the firearm to be identified and traced, in particular the type, make, model, calibre and serial number thereof and the names and addresses of the persons supplying and acquiring it.

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

Each Member State shall ensure that *the registries of the* dealers and brokers established in their territory *are connected* to the *computerised data-filing system of firearms*.

Amendment

Throughout their period of activity, dealers and brokers shall be required to maintain a register in which all firearms subject to this Directive and which are received or disposed of by them shall be recorded, together with such particulars as enable the firearm to be identified and traced, in particular the type, make, model, calibre and serial number thereof and the names and addresses of the persons supplying and acquiring it.

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

Each Member State shall ensure that dealers and brokers established in their territory *report transactions involving firearms and essential components* to the *national competent authority within a period of time which shall not exceed 10 days*.

Or. en

Proposal for a directive

Article 1 – paragraph 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 *transfer* of firearms to another Member State as well as information with regard to refusals to grant authorisations as *provided for* in Article 7 *on grounds of security or related to the reliability of the person concerned*.

Each 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 refer to any corresponding judicial or relevant public authority decision, where applicable.

Or. en

Proposal for a directive
Recital 14

Text proposed by the Commission

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

Amendment

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

Or. en

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

Text proposed by the Commission

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

Amendment

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

Or. en

Amendment 501
Marlene Mizzi, Alfred Sant

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

Text proposed by the Commission

Amendment

(4a) In Article 4, the following paragraph is inserted:

"4a. No dealer or broker shall sell, transfer or deliver any firearms, essential components or ammunition to another person who does not hold a licence or authorisation for such firearm or ammunition."

Compromise Amendment 1

Rapporteur, EPP, S&D, ECR, ALDE, GUE/NGL, Greens/EFA, EFDD

Replacing all relevant amendments, including 7, 17, 42-46, 52, 107, 109, 121, 189-197, 199-200, 249, 241, 247-248, 508-534, 536-545, 547-567, 572-573, 575-576, 578, 654-670, 699 and LIBE 31-36, 38, 44 and 49

a. Conditions for authorisation

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

Text proposed by the Commission

Amendment

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

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

Or. en

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

Text proposed by the Commission

Amendment

(a) are at least 18 years of age, except

(a) are at least 18 years of age, except

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

in relation to the ***acquisition, other than through purchase, and*** possession of firearms for hunting and target shooting, provided that in that case persons of less than 18 years of age have parental permission, or are under parental guidance or the guidance of an adult with a valid firearms or hunting licence, or are within a licenced or otherwise approved training centre, ***and such adult accepts responsibility for storage pursuant to Article 5a; and***

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 6

Directive 91/477/EEC

Article 5 – paragraph 1 – point b

Text proposed by the Commission

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

Amendment

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

Or. en

Proposal for a directive

Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) The acquisition and possession of firearms should only be permitted if, inter alia, there is good cause. Member States should have the option of stipulating that the acquisition and possession of firearms for the purpose, for example, of hunting, target shooting, use by associations which cultivate customs and traditions and by cultural and historical bodies, the conduct of various scientific and technical activities, testing procedures and the re-enactment of historical events, filmmaking or historical study constitutes good cause.

Or. en

b. Medical tests

Proposal for a directive

Article 1 – paragraph 1 – point 6

Directive 91/477/EEC

Article 5 – paragraph 2

Text proposed by the Commission

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

Amendment

Member States shall ***establish a monitoring system, including the assessment of relevant medical and psychological information according to national legislation which may be on a continuous or non-continuous basis, for the acquisition and possession of firearms***, and shall withdraw authorisations if any of the conditions on the basis of which ***the acquisition or possession was allowed are*** no longer met.

Or. en

Proposal for a directive

Recital 7 b (new)

Text proposed by the Commission

Amendment

(7b) Member States should ensure that an effective system is implemented for monitoring possession of firearms. That system, which could be continuous or non-continuous, should be based on an assessment of relevant medical and psychological information upon the issuance or renewal of an authorisation or on an effective alternative system of continuous monitoring taking into account the risks concerned and any relevant indications, for example from medical personnel, indicating that the conditions for allowing possession may no longer be met.

Or. en

c. Authorisation / Renewal Period

Proposal for a directive

Article 1 – paragraph 1 – point 7

Directive 91/477/EEC

Article 7 – paragraph 4 – subparagraph 2

Text proposed by the Commission

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

Amendment

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

Or. en

d. Safe storage

Proposal for a directive

Article 1 – paragraph 1 – point 6

Directive 91/477/EEC

Article 5 a (new)

Text proposed by the Commission

Amendment

The following article is added:

Article 5 a (new)

Member States shall establish rules on the proper supervision of firearms and ammunition and rules on their proper storage in a secure way to minimise the risk of being accessed by an unauthorised person. When stored, firearms and ammunition for them shall not be readily accessible together. Supervision in this case shall mean that the person possessing the firearm or the ammunition has control over them during transport and use. The level of scrutiny for the storage arrangements shall correspond to the category of the firearm.

Or. en

Proposal for a directive

Recital 7 c (new)

Text proposed by the Commission

Amendment

(7c) Firearms and ammunition should be stored in a secure manner when not immediately supervised. Criteria for storage and safe transport should be defined by national rules, taking into

account the number and nature of the firearms concerned.

Or. en

Amendment 47

Proposal for a directive

Article 1 – point 6

Directive 91/477/EEC

Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

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

Amendment

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

Amendment 535

Birgit Collin-Langen

Proposal for a directive

Article 1 – point 6

Directive 91/477/EEC

Article 5 – paragraph 1a (new)

Text proposed by the Commission

Amendment

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

Amendment 574
Philippe Juvin, Brice Hortefeux

Proposal for a directive
Article 1 – point 6
Directive 91/477/EEC|
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

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

Amendment 546
Birgit Collin-Langen

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

Text proposed by the Commission

Amendment

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

Compromise Amendment 10

Rapporteur, EPP, S&D, ECR, ALDE, Greens/EFA, EFDD

Replacing all relevant amendments, including 8, 12, 48, 114, 127, 135, 137, 140-143, 198, 581-597 and LIBE 39

MS exception possibility for Cat. A

Proposal for a directive
Article 1 – paragraph 1 – point 6
Directive 91/477/EEC
Article 6 – subparagraph 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. **In exceptional and duly reasoned cases, the competent authorities may grant authorisation for such firearms and ammunition provided that such authorisation is not contrary to public security, public order or national defence.**

Or. en

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

Text proposed by the Commission

Amendment

(3b) Certain persons have a legitimate interest in accessing firearms classified in category A, provided that exemptions are granted on an exceptional basis. These could include, inter alia, armourers, proof houses, manufacturers, certified experts, forensic scientists and, in certain cases, those involved in film production.

Or. en

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

Text proposed by the Commission

Amendment

(3c) Member States should also be allowed to authorise individuals to acquire and possess otherwise prohibited firearms and essential components thereof for national defence, such as in the context of voluntary military training provided under Member State law.

Compromise Amendment 4

Rapporteur, EPP, S&D, ECR, ALDE, GUE/NGL, Greens/EFA, EFDD

Replacing all relevant amendments, including 21, 50, 251-270, 273, 625-641, 649-650 and LIBE 13, 41

Distance sales

Proposal for a directive

Article 1 – paragraph 1 – point 6

Directive 91/477/EEC

Article 5 b (new)

Text proposed by the Commission

Amendment

*Member States shall ensure that in case of the acquisition and selling of firearms and their essential components and the ammunition covered by categories A, B, C and D set out in Annex I by means of distance communication, as defined in Article 2 of Directive 2011/83/EC of the European Parliament and of the Council(**), the identity, and where required, the authorisation of the person acquiring the firearm or the essential components thereof or ammunition is checked prior to or at the latest upon delivery thereof to that person, by:*

- an authorised dealer or broker; or*
- a public authority or a representative thereof.*

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 6

Directive 91/477/EEC

Article 6 – subparagraph 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*

deleted

be subject to the strict control of the Member States.

Or. en

Proposal for a directive
Recital 12

Text proposed by the Commission

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

Amendment

(12) Marketing of firearms, parts and ammunition by means of the internet or other means of distance communication, for example by way of online auction catalogues or classified advertisements, and the arranging of a sale or other transaction by means of, for example, telephone or email should, where allowed under national law, be possible provided that the verification of identity and of the right to engage in such a transaction can be completed. It is therefore appropriate to ensure that the conditions for purchasing firearms, essential components and ammunition by means of distance communication, notably internet, by legal or natural persons other than dealers and brokers allow verification at the time of delivery of at least the identity of the recipients and their right to acquire a firearm by the dealer or broker or by a public authority representative.

Or. en

Amendment 51

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

Present text

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

Amendment

(-7) In Article 7, paragraph 4, point (b) is replaced by the following:

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

Compromise Amendment 12A

Rapporteur, EPP, S&D, ECR, ALDE, Greens/EFA

Replacing all relevant amendments, including 74, 76-79, 700-701, 749-754, 756, 758, 771-774, 785-787, 800-802, 806-807 and LIBE 55

Article 10(ba) and Annex I - Part II - Categories A and B

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 91/477/EEC

Article 10b a (new)

Text proposed by the Commission

Amendment

The following article is added:

Article 10b a (new)

- 1. Member States shall take measures to ensure that automatic firearms converted into semi-automatic firearms from the date of entry into force of this Directive cannot be reconverted into automatic firearms.*
- 2. The Commission shall by [31 December 2017] adopt delegated acts in accordance with Article 13a establishing technical specifications to ensure that semi-automatic firearms which have been converted from originally automatic firearms cannot be reconverted into automatic firearms.*

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 13 – point a – point i

Directive 91/477/EEC

Annex I – Part II – Category A – point 6

Text proposed by the Commission

Amendment

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

6. Automatic firearms which have been converted into semi-automatic firearms *unless the Commission has adopted technical specifications under Article 10ba, in which case this will not apply to firearms that have been converted in accordance with the set*

requirements;

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 13 – point a – point i

Directive 91/477/EEC

Annex I – Part II – Category A – point 6a (new)

Text proposed by the Commission

Amendment

6a. Semi-automatic firearms which have been converted into automatic firearms;

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 13 – point a – point i

Directive 91/477/EEC

Annex I – Part II – Category A – point 7

Text proposed by the Commission

Amendment

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

deleted

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 13 – point a – point i

Directive 91/477/EEC

Annex I – Part II – Category B – point 7 a (new)

Text proposed by the Commission

Amendment

The following point is added:

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

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 13 – point a – point i

Directive 91/477/EEC

Annex I – Part II – Category B – point 7 b (new)

Text proposed by the Commission

Amendment

The following point is added:

7 b. Semi-automatic firearms with rimfire percussion in calibre .22 or smaller;

Or. en

Amendment 61

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

Present text

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

Amendment

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

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

Amendment 66

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

Present text

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

Amendment

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

"Member States may not make:
(a) the issuance or renewal of a European firearms pass conditional upon any payment or charge exceeding the administrative costs incurred in issuing the pass

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

Amendment 702

Anna Maria Corazza Bildt, Petri Sarvamaa, Lara Comi, Elisabetta Gardini, Bendt Bendtsen, Annie Schreijer-Pierik

Proposal for a directive

Article 1 – point 8 a (new)

Directive 91/477/EEC

Article 12 – paragraph 2 – subparagraph 2

Present text

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

Amendment

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

"Member States may not make:

(a) the issuance or renewal of a European firearms pass conditional upon the payment of any unjustified fee or charge;

(b) the acceptance of a European firearms pass conditional, *directly or indirectly*, upon the payment of any fee or charge or the grant of any administrative approval."

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."

Amendment 67

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

Present text

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

Amendment

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

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

Amendment 725

Vicky Ford, Dita Charanzová

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

Text proposed by the Commission

Amendment

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.

Compromise Amendment 8

Rapporteur, EPP, S&D, ECR, ALDE, Greens/EFA, EFDD

Replacing all relevant amendments, including 73, 728-738, 843-847 and LIBE 53-54

Review and Entry in force

Proposal for a directive
Article 1 – paragraph 1 – point 12
Directive 91/477/EEC
Article 17 – subparagraph 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 provisions**, accompanied, if appropriate, by proposals in particular as regards the categories of firearms of Annex I and the issues related to **the implementation of the system for the European firearms pass, marking and to new technologies such as impacts of 3D printing**. The first report shall be submitted **by [two years after the date of entry into force of this Amending Directive]**.

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 12

Directive 91/477/EEC

Article 17 – subparagraph 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, **including the feasibility of enabling each Member State to access such a system**. The Commission's assessment shall be accompanied, if appropriate, by a legislative proposal taking into account existing instruments regarding exchange of information.

Or. en

Proposal for a directive

Article 1 – paragraph 1 – point 12 a (new)

Directive 91/477/EEC

Article 18 - 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 in good time so that the measures

Amendment

“Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive **[12 months after the publication**

provided for by this Directive *may be put into effect not later than 1 January 1993*. They shall forthwith *inform* the Commission and *the other Member States* of the *measures taken*.”

in the OJ). They shall forthwith *communicate to* the Commission the *text of those provisions*.”

Or. en

Compromise Amendment 12B

Rapporteur, EPP, S&D, ECR, ALDE, [Greens/EFA]

Replacing all relevant amendments, including 758, 768, 769, 770

Annex I - Part II - Category A point 7a

Proposal for a directive

Article 1 – paragraph 1 – point 13 – point a – point i

Directive 91/477/EEC

Annex I – Part II – Category A – point 7 a (new)

Text proposed by the Commission

Amendment

The following point is added:

7 a. Semi-automatic firearms with centrefire percussion, and loading devices, with one or more of the following characteristics:

a) long firearms (i.e. firearms that are originally intended to be fired from the shoulder) that can be reduced to a length of less than 60cm without losing functionality by means of a folding or telescoping stock;

b) firearms which allow the firing of more than 21 rounds without reloading, if a loading device with a capacity exceeding 20 rounds is part of the firearm or is inserted into it;

c) in order to acquire a loading device a correspondent firearm authorisation must be presented at the time of acquisition.

Or. en

Compromise Amendment 12C

Rapporteur, EPP, S&D, ECR, ALDE, Greens/EFA

Proposal for a directive

Article 1 – paragraph 1 – point 12 a (new)

Directive 91/477/EEC

Article 16 a (new)

Text proposed by the Commission

Amendment

The following article is added:

“Article 16a

Member States may decide to confirm authorisations for firearms classified in category A.6 or A.7 and legally acquired and registered before [date of entry into force of amending Directive], and to renew them for the legal owner at that date, subject to the other conditions of this Directive, and may also allow such firearms to be acquired by persons authorised by Member States according to this Directive.

Member States may authorise target shooters to acquire and possess semi-automatic firearms classified in categories A.6 or A.7, subject to the following conditions:

- a) the target shooter participates in shooting competitions organised by an official shooting sport organisation recognised by a Member State or by an internationally established and officially recognised shooting sport federation; and***
- b) the target shooter is a member of a recognised shooting club, regularly practises target shooting and has been doing so for at least twelve months.***

Target shooters authorised to acquire and possess firearms in categories A.6 or A.7 shall be entitled to have such firearms listed in a European firearms pass pursuant to Article 12(2).”

Amendment 82

Proposal for a directive

Article 1 – paragraph 1 – point a – point iii

Directive 91/477/EEC

Annex I – Part II – Category C – point 6

Text proposed by the Commission

Amendment

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

deleted

Amendment 93

Antonio López-Istúriz White

Proposal for a directive

Recital 2

Text proposed by the Commission

Amendment

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

deleted

Amendment 101
Christofer Fjellner

Proposal for a directive
Recital 2 a (new)

Text proposed by the Commission

Amendment

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

Amendment 103
Antonio López-Istúriz White

Proposal for a directive
Recital 3

Text proposed by the Commission

Amendment

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

(3) Certain issues in Directive 91/477/EEC need further improvement ***so as to ensure the proper functioning of the internal market and a high level of security throughout the European Union.***

Or. es