

COMMISSION OF THE EUROPEAN COMMUNITIES

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Brussels, 12 June 1991

Re-examined proposal for a

COUNCIL DIRECTIVE

ON CONTROL OF THE ACQUISITION AND POSSESSION
OF WEAPONS

(presented by the Commission pursuant to Article 149.2(d)
of the EEC treaty)

EXPLANATORY MEMORANDUM

At its sitting of 15 May, Parliament accepted the common position adopted by the Council on 4 February, subject to one amendment.

The present proposal takes account of that amendment, which the Commission accepts as being a drafting improvement which does not alter the substance of the text.

Since it is to the whole of the second subparagraph of Article 12(2) that Article 8(3) relates, the reference to the latter provision has been moved in the new version to make clear that it does not cover only the statement entered on the pass (which, in reality, is merely a consequence of the prohibition or the subjection to authorization).

RE-EXAMINED PROPOSAL FOR A COUNCIL DIRECTIVE
ON CONTROL OF THE ACQUISITION AND POSSESSION
OF WEAPONS

In the light of the opinion delivered by Parliament (second reading) at its sitting of 15 May 1991¹ on the proposal for a Council Directive on control of the acquisition and possession of weapons,² the Commission has decided to amend the proposal as follows:

The second subparagraph of Article 12(2) is replaced by the following:

"However, this derogation shall not apply to journeys to a Member State which, pursuant to Article 8(3), prohibits the acquisition and possession of the firearm in question or makes it subject to authorization; in that case, an express statement to that effect shall be entered on the European firearms pass".

1 Not yet published.

2 Common position adopted by the Council on 4 February 1991, not published.

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