



# General Assembly

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## Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime

Eleventh session

Vienna, 2-27 October 2000

Agenda item 5

**Finalization and approval of the additional international legal instrument against illicit manufacturing of and trafficking in firearms, their parts and components and ammunition**

### Proposals and contributions

**European Commission: amendments to articles 8 and 9 of the revised draft Protocol against the Illicit Manufacturing of and Trafficking in Firearms, Their Parts and Components and Ammunition, supplementing the United Nations Convention against Transnational Organized Crime**

#### Article 8: Record-keeping

1. The European Commission proposes that subparagraph (a) of article 8 be amended to read:

“(a) The appropriate markings applied in accordance with article 9 of this Protocol.”

#### Article 9: Marking of firearms

2. The European Commission proposes that article 9 be amended to read:

*“Article 9  
“Marking of firearms*

“1. For the purpose of identifying and tracing firearms, States Parties shall:

“(a) Require, at the time of manufacture of each firearm, appropriate unique marking either:

“(i) Providing the name of its manufacturer, its country of manufacture and its serial number; or

“(ii) Permitting ready identification by all States Parties of the country of manufacture that will enable the competent authorities of the latter country to trace that firearm;

“(b) Require:

“(i) Appropriate simple marking on each imported firearm following its permanent importation for the purpose of commercial sale or permanent private importation, permitting identification of the country and year of import and enabling the competent authorities of the latter country to trace that firearm; and

“(ii) Appropriate marking permitting identification by all States Parties of the country of import and enabling the competent authorities of the country of import to trace that firearm, if, at the time of import marking, a firearm has not been marked in accordance with paragraph 1 (a) of this article, or in accordance with this provision;

“(c) Ensure that any firearm confiscated or forfeited pursuant to article 7 of this Protocol that is retained for official use has an appropriate marking permitting identification by all States Parties of the country of confiscation and enabling the competent authorities of the country of confiscation to trace that firearm;

“(d) Ensure, at the time of transfer of a firearm from government stocks to permanent civilian use, the appropriate marking permitting identification by all States Parties of the country of transfer and enabling the competent authorities of the country of transfer to trace that firearm.

“2. States Parties shall encourage the firearm manufacturing industry to develop measures against the removal of markings.”

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