

## DECISION

No. 96, dated 02/04/2015

### ON ESTABLISHING THE RULES AND PROCEDURES FOR THE DECLARATION, CONSERVATION, REGISTRATION AND DEACTIVATION OF COLLECTIBLE ARMS

Pursuant to Article 100 of the Constitution and paragraph 7 of Article 45 of Law No. 74/2014 dated 10/07/2014, "On weapons", upon proposal of Minister of Interior Affairs, the Council of Ministers

#### DECIDED:

1. The responsible police structure shall register the collectible arms of "A", "B", "C" and "D" category, meeting the criteria for being classified as firearms, in the same manner as other weapons, including data on the serial number, type, calibre and manufacturing factory.
2. Collectible arms shall be divided into three categories, and to be considered as such they must meet at least one of the following specifications:
  - a) Be manufactured at least 50 years prior to the request for an authorization;
  - b) Be registered by the National Centre of Cultural Property Inventory;
  - c) Any other weapon having rare value, or associated with an historical character, period or event.
3. For the registration of collectible arms or arms intended for display at a museum, which have not been deactivated, the central commission, established at the Central Directorate of the State Police shall issue an authorization to any natural and legal person having fulfilled all the criteria set out in Articles 34, 35 of the Law no. 74/2014, "On weapons", as well as the facility security requirements, arms security requirements at the collection site, as defined by the bylaws.
4. For the deactivated arms, the natural or legal person shall submit the document issued by the entity licensed for deactivating arms, with the imprint of the letter "D".
5. Natural and legal persons, along with the application and the documentation to be submitted to the commission in order to obtain an authorization as collectors or persons authorized to administer the arms in a museum, shall also submit the list of arms in their possession.

6. The list of arms shall be divided into deactivated and non-deactivated arms. For the arms that have not been deactivated the data that describe the arm's type, calibre, model and the serial number shall be submitted.

7. Prior to granting an authorization for arms collection to the natural or legal entity, the Commission shall exert a control on the accuracy of the data for the presented arms, and later on, shall grant the authorization defining them as an arms collector or a person authorized for administering arms at the museum.

8. The relevant local police department shall register the collectible arms and arms intended for display at a museum in the register of arms, in compliance with the bylaws.

9. The alienation of ownership of the collectible arms shall be made by applying the requirements of the law on cultural heritage and in compliance with the rules on arms ownership change.

10. If the collector is willing to buy arms, he shall present in advance the arm that seeks to buy, the data about that arm, the entity he wants to buy from, the reason for the purchase and values of the arm. The purchase and the sale of collectible arms abroad shall be made under authorization of the police.

11. The displacement and transportation of collectible arms shall be made upon a motivated request.

12. The local police official shall authorize the transport of collectible arms with the purpose of repair, test shooting at the shooting range or their exhibition.

13. The above authorization cannot be issued for more than six (6) arms at the same time.

14. The deactivation of collectible arms shall be made according to the same procedure and criterion as for the other weapons. Deactivation shall be made by state entities licensed to repair arms.

15. Permanent deactivation of a firearm shall be performed according to one of the following technical procedures:

**a)** The cartridge chamber must have three holes positioned at a 120 degrees angle, and a diameter equal to the calibre of the firearm, or be closed by a metallic sphere and welding;

**b)** The barrel of the firearm must be blocked (by molten metal) along all the barrel length;

**c)** The barrel of the firearm must be cut lengthwise, along all its length, with a cut, at least five (5) millimetres wide, starting from the cartridge chamber;

**ç)** For firearms with a revolving cylinder (revolver), the deactivation of the barrel shall be made in the same manner as with the weapons under letters "a", "b" and "c", while the cylinder is closed by welding.

16. The Ministry of Interior Affairs shall be in charge for the enforcement of the present Decision.

This Decision shall enter into force after its publication in the Official Journal.

**PRIME MINISTER**

**Edi Rama**