

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(92) 485 final

Brussels, 18 December 1992

Draft

DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES
OF THE EUROPEAN COAL AND STEEL COMMUNITY,
MEETING WITHIN THE COUNCIL

modifying Decision 92/470/ECSC concerning certain technical modalities in connection with the application of Decision 92/285/ECSC prohibiting trade between the European Coal and Steel Community and the Republics of Serbia and Montenegro

Proposal for a

COUNCIL REGULATION (EEC)

modifying

Regulation (EEC) No 2656/92 concerning certain technical modalities in connection with the application of Regulation (EEC) No 1432/92 prohibiting trade between the European Economic Community and the Republics of Serbia and Montenegro

(presented by the Commission)

EXPLANATORY MEMORANDUM

In view of the fact that, with a view of strenghtening the embargo of the Republics of Serbia and Montenegro, there will soon function effectively Sanctions Assistance Missions in the Republic of Croatia and the former Yugoslav Republic of Macedonia, the system of double control of export from the European Economic Community and of the European Coal and Steel Community can be repealed as far as these two republics are concerned.

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DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES
OF THE EUROPEAN COAL AND STEEL COMMUNITY,
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modifying Decision 92/470/ECSC concerning certain technical modalities in connection with the application of Decision 92/285/ECSC prohibiting trade between the European Coal and Steel Community and the Republics of Serbia and Montenegro

THE REPRESENTATIVES OF THE MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY, MEETING WITHIN THE COUNCIL,

Whereas by Decision 92/470/ECSC of 8 September 1992, the Representatives of the Member States of the European Coal and Steel Community established certain technical modalities in connection with the application of Decision 92/285/ECSC prohibiting trade between the European Coal and Steel Community and the Republics of Serbia and Montenegro⁽¹⁾;

Whereas it is of the utmost importance to ensure an effective application of the embargo on the Republics of Serbia and Montenegro;

Whereas there has been established, within the framework of the CSCE, a system of Sanctions Assistance Missions;

Whereas this system enables the competent authorities of the Republic of Croatia and of the territory of the territory of the former Yugoslav Republic of Macedonia to control effectively the exports from or through its territory to the Republics of Serbia and Montenegro;

Whereas, the current state of war in the Republic of Bosnia-Herzegovina makes it difficult at this stage to carry out the sanctions assistance missions in this Republic;

Whereas, under these circumstances, the technical modalities, as established by Decision 92/470/ECSC, have become redundant as far as the Republic of Croatia and the territory of the former Yugoslav Republic of Macedonia are concerned;

(1) O.J. Nr L 266 of 12.9.1992, p. 29

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

Articles 1 and 2 of Decision 92/470/ECSC are hereby replaced by the following:

"Article 1

The export to the Republic of Bosnia-Herzegovina of all commodities and products covered by the ECSC Treaty originating in or coming from the Community shall be subject to the presentation of a prior authorization for export to this republic by the competent authorities of the Member States.

Article 2

The prior export authorization shall be issued under the condition that an import licence has been issued by the competent authorities of the Republic of Bosnia-Herzegovina.

It must be guaranteed that these authorities will confirm the arrival of the goods covered by the prior export authorization."

Article 2

This Decision shall enter into force on the day of its publication in the Official Journal of the European Communities.

Done at

The President

PROPOSAL for a

COUNCIL REGULATION (EEC) modifying
Regulation (EEC) No 2656/92 concerning certain technical modalities in
connection with the application of Regulation (EEC) No 1432/92
prohibiting trade between the European Economic Community and the
Republics of Serbia and Montenegro.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Whereas by Regulation (EEC) No 2656/92 of 8 September 1992, the Council established certain technical modalities in connection with the application of Regulation (EEC) No 1432/92 prohibiting trade between the European Economic Community and the Republics of Serbia and Montenegro⁽¹⁾;

Whereas it is of the utmost importance to ensure an effective application of the embargo on the Republics of Serbia and Montenegro;

Whereas there has been established, within the framework of the CSCE, a system of Sanctions Assistance Missions;

Whereas this system enables the competent authorities of the Republic of Croatia and of the territory of the former Yugoslav Republic of Macedonia to control effectively the exports from or through its territory to the Republics of Serbia and Montenegro;

Whereas, the current state of war in the Republic of Bosnia-Herzegovina makes it difficult at this stage to carry out the Sanctions Assistance Missions in this Republic;

Whereas, under these circumstances, the technical modalities, as established by Regulation (EEC) No 2656/92, have become redundant as far as the Republic of Croatia and the territory of the former Yugoslav Republic of Macedonia are concerned;

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

(1) O.J. Nr L 266 of 12.9.1992, p. 27

Having regard to the proposal from the Commission,

HAS ADOPTED THIS REGULATION:

Article 1

Articles 1 and 2 of Regulation (EEC) No 2656/92 are hereby replaced by the following:

"Article 1

The export to the Republic of Bosnia-Herzegovina of all commodities and products originating in or coming from the Community shall be subject to the presentation of a prior authorization for export to this republic by the competent authorities of the Member States.

Article 2

The prior export authorization shall be issued under the condition that an import licence has been issued by the competent authorities of the Republic of Bosnia-Herzegovina

It must be guaranteed that these authorities will confirm the arrival of the goods covered by the prior export authorization."

Article 2

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at

For the Council

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DOCUMENTS

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