



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 13.09.1995
COM(95) 432 final

Draft
COMMON POSITION

defined by the Council on the basis of Article J.2 of the Treaty on European Union
with regard to the extension of the suspension of certain restrictions on trade
with the Federal Republic of Yugoslavia (Serbia and Montenegro)

Proposal for a
COUNCIL REGULATION (EC)

amending Regulation (EC) No 2472/94 suspending certain elements of the
embargo on the Federal Republic of Yugoslavia (Serbia and Montenegro)

(presented by the Commission)

EXPLANATORY MEMORANDUM

The present proposals are made on the assumption that the Security Council might decide to extend the suspension of certain elements of the embargo on the Federal Republic of Yugoslavia (Serbia and Montenegro) after 18 September 1995 in the same manner as it did by its Resolution 1003 (1995).

By making the proposals the Commission has no intention whatsoever to prejudge the decision of the Security Council, but it intends to enable the Council to adopt on time the Regulation which will be needed for the implementation of the possible Security Council decision. A timely adoption by the Council of the present proposals would avoid need for a retroactive application with its well known consequences.

If the Security Council would decide not to extend the said suspension, the proposal of the Commission has to be considered withdrawn.

COMMON POSITION

of

defined by the Council on the basis of Article J.2 of the Treaty on European Union with regard to the extension of the suspension of certain restrictions on trade with the Federal Republic of Yugoslavia (Serbia and Montenegro)

(95/...../CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article J.2 thereof,

Having regard to Resolutions 943 (1994), 970 (1995), 988 (1995) and 1003 (1995) adopted on 23 September 1994, 12 January 1995, 21 April 1995 and 5 July 1995 respectively by the United Nations Security Council,

HAS DEFINED THE FOLLOWING COMMON POSITION:

Article 1

In accordance with Resolutions 943 (1994), 970 (1995), 988 (1995) and 1003 (1995) adopted on 23 September 1994, 12 January 1995, 21 April 1995 and 5 July 1995 respectively by the United Nations Security Council, the suspension of certain restrictions on trade with the Federal Republic of Yugoslavia (Serbia and Montenegro) will be extended.

Article 2

This common position shall be published in the Official Journal.

Done at Brussels,

*For the Council
The President*

COUNCIL REGULATION (EC) No

of

**amending Regulation (EC) No 2472/94 suspending certain elements of the embargo
on the Federal Republic of Yugoslavia (Serbia and Montenegro)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 228a thereof,

Having regard to the common position of defined by the Council on the basis of Article J.2 of the Treaty on European Union with regard to the extension of the suspension of certain restrictions on trade with the Federal Republic of Yugoslavia (Serbia and Montenegro) ⁽¹⁾ as decided upon by the United Nations Security Council in its Resolution 1003 (1995),

Having regard to the proposal from the Commission,

Whereas the United Nations Security Council has decided that the restrictions and other measures referred to in paragraph 1 of its Resolution 943 (1994) will be suspended until

Whereas, under these conditions, the Community has to adapt its existing legislation accordingly, and in particular Regulation (EC) No 2472/94 ⁽²⁾,

HAS ADOPTED THIS REGULATION:

⁽¹⁾ See page ... of this Official Journal

⁽²⁾ OJ No L 266, 15.10.1994, p.8.

Article 1

The second subparagraph of Article 7 of Regulation (EC) No 2472/94 shall be replaced by the following:

It shall apply until

Article 2

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

It shall apply from

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

Done at Brussels,

For the Council
The President

ISSN 0254-1475

COM(95) 432 final

DOCUMENTS

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Catalogue number : CB-CO-95-474-EN-C

ISBN 92-77-93446-8

Office for Official Publications of the European Communities

L-2985 Luxembourg