

Procedure file

Basic information	
CNS - Consultation procedure Regulation	2003/0015(CNS) Procedure completed
Specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban: exceptions to the freezing of funds and economic resources	
Amending Regulation (EC) No 881/2002 2002/0059(CNS)	
Subject 7.30.20 Action to combat terrorism	
Geographical area Afghanistan	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	LIBE Citizens' Freedoms and Rights, Justice and Home Affairs	PPE-DE HERNÁNDEZ MOLLAR Jorge Salvador	18/02/2003
	Committee for opinion	Rapporteur for opinion	Appointed
	AFET Foreign Affairs, Human Rights, Common Security, Defense	The committee decided not to give an opinion.	
	ECON Economic and Monetary Affairs	The committee decided not to give an opinion.	
Council of the European Union	Council configuration	Meeting	Date
	Transport, Telecommunications and Energy	2499	27/03/2003
European Commission	Commission DG	Commissioner	
	External Relations		

Key events			
03/02/2003	Legislative proposal published	COM(2003)0041	Summary
12/02/2003	Committee referral announced in Parliament		
18/02/2003	Vote in committee		Summary
18/02/2003	Committee report tabled for plenary, 1st reading/single reading	A5-0036/2003	
12/03/2003	Debate in Parliament		
13/03/2003	Decision by Parliament	T5-0095/2003	Summary
27/03/2003	Act adopted by Council after consultation		

	of Parliament		
27/03/2003	End of procedure in Parliament		
29/03/2003	Final act published in Official Journal		

Technical information

Procedure reference	2003/0015(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
	Amending Regulation (EC) No 881/2002 2002/0059(CNS)
Legal basis	EC Treaty (after Amsterdam) EC 308
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/5/19211

Documentation gateway

Legislative proposal	COM(2003)0041	03/02/2003	EC	Summary
Committee report tabled for plenary, 1st reading/single reading	A5-0036/2003	18/02/2003	EP	
Text adopted by Parliament, 1st reading/single reading	T5-0095/2003 OJ C 061 10.03.2004, p. 0318-0375 E	13/03/2003	EP	Summary

Additional information

European Commission	EUR-Lex
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Final act

[Regulation 2003/561](#)
[OJ L 082 29.03.2003, p. 0001-0002](#) Summary

Specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban: exceptions to the freezing of funds and economic resources

PURPOSE : to amend Regulation 881/2002/EC imposing certain specific restrictive measures against certain persons and entities associated with the Usama Bin Laden, the Al-Qaida network and the Taliban. **CONTENT** : Council Regulation 881/2002/EC of 27 May 2002 implements, inter alia, the freezing of funds and economic resources provided for by Common Position 2002/402/CFSP (Please refer to procedure reference CNS/2002/0059). The freezing measures were imposed in conformity with Resolutions 1267(1999), 1333(2000) and 1390(2002) of the Security Council of the UN. By means of Resolution 1452(2002) of 20 December 2002, the Security Council decided that provision has to be made for certain exemptions and exceptions to the freezing of funds and economic resources. It is for this reason that this Regulation should be amended to bring it into line with the Common Position 2002/402/CFSP and the Resolutions to which it refers. As regards the exemptions, they will facilitate the application of freezing measures. These exceptions should be granted on grounds of humanitarian need and are subject to approval by the Sanctions Committee. It should also be noted that Resolution 1452(2002), which was adopted on the initiative of the EU members of the Security Council, addresses the concerns about possible infringement of fundamental rights, as expressed by the European Parliament in its Opinion of 11 April 2002 (please refer to procedure reference CNS/2002/0059).?

Specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban: exceptions to the freezing of funds and

economic resources

The committee adopted the report by Jorge Salvador HERNÁNDEZ MOLLAR (EPP-ED, E) approving the proposal under the consultation procedure, subject to a few amendments. While welcoming the inclusion in the regulation of a procedure for exemptions and exceptions on humanitarian grounds, the committee also called for a procedure, based on the existing UN procedures, for requesting - via the submission of a petition - the deletion of persons and entities from the list in Annex I ("delisting"). MEPs also wanted Parliament to be kept regularly informed by the Presidency and the Commission on the implementation of the regulation. ?

Specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban: exceptions to the freezing of funds and economic resources

The European Parliament adopted a resolution drafted by Jorge Salvador HERNANDEZ MOLLAR (EPP-ED, Spain) on restrictive measures directed against terrorism. (Please see the document dated 18/02/03.) Parliament inserted an amendment to the effect that the petition will include a justification for delisting, all relevant information and a request for support for delisting. Any Member State which receives such a petition will communicate to the UN Sanctions Committee any request for delisting. Furthermore, an Article was inserted which states that within 2 years of its entry into force, Member States shall assess the legality and the effectiveness of this Regulation. Lastly, another Article has been included stating that this Regulation shall expire on the same day as UN Security Council Resolutions 1267(1999), 1390(2002) and 1452(2002) are revoked or annulled.?

Specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban: exceptions to the freezing of funds and economic resources

PURPOSE : to amend, as regards exceptions to the freezing of funds and economic resources, Council Regulation 881/2002/EC on certain restrictive measures against certain persons and entities associated with the Usama Bin Laden, the Al-Qaida network. COMMUNITY MEASURE : Council Regulation 561/2003/EC. CONTENT : Council Regulation 881/2002/EC of 27 May 2002 provides for the freezing of funds and economic resources provided for by Common Position 2002/402/CFSP (Please refer to procedure reference CNS/2002/0059). The freezing measures were imposed in conformity with Resolutions 1267(1999), 1333(2000) and 1390(2002) of the Security Council of the UN. By means of Resolution 1452(2002) of 20 December 2002, the Security Council decided that provision has to be made for certain exemptions and exceptions to the freezing of funds and economic resources. It is for this reason that this Regulation intends to bring into line with the Common Position 2002/402/CFSP and the Resolutions to which it refers. ENTRY INTO FORCE : 30 March 2003.?