


Procedure file

Basic information		
CNS - Consultation procedure Regulation	2004/0114(CNS)	Procedure completed
International Criminal Tribunal for the former Yugoslavia ICTY: effective implementation of the mandate		
Subject 6.40.03 Relations with South-East Europe and the Balkans		
Geographical area Yugoslavia, Federal Republic - 01/2003		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	LIBE Civil Liberties, Justice and Home Affairs		26/07/2004
		ALDE BOURLANGES Jean-Louis	
	Committee for opinion	Rapporteur for opinion	Appointed
Council of the European Union	AFET Foreign Affairs	The committee decided not to give an opinion.	
	ECON Economic and Monetary Affairs	The committee decided not to give an opinion.	
	Council configuration	Meeting	Date
European Commission	General Affairs	2608	11/10/2004
	Commission DG External Relations	Commissioner	

Key events			
29/04/2004	Legislative proposal published	COM(2004)0348	Summary
13/09/2004	Committee referral announced in Parliament		
13/09/2004	Vote in committee		Summary
13/09/2004	Committee report tabled for plenary, 1st reading/single reading	A6-0006/2004	
16/09/2004	Results of vote in Parliament		
16/09/2004	Decision by Parliament	T6-0009/2004	Summary
11/10/2004	Act adopted by Council after consultation of Parliament		

11/10/2004	End of procedure in Parliament		
14/10/2004	Final act published in Official Journal		

Technical information

Procedure reference	2004/0114(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 301; Rules of Procedure EP 163; EC Treaty (after Amsterdam) EC 308; EC Treaty (after Amsterdam) EC 060
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/6/22048

Documentation gateway

Legislative proposal		COM(2004)0348	29/04/2004	EC	Summary
Supplementary legislative basic document		09430/2004	10/05/2004	CSL	
Committee report tabled for plenary, 1st reading/single reading		A6-0006/2004	13/09/2004	EP	
Text adopted by Parliament, 1st reading/single reading		T6-0009/2004 OJ C 140 09.06.2005, p. 0107-0149 E	16/09/2004	EP	Summary

Additional information

European Commission	EUR-Lex
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Final act

[Regulation 2004/1763](#)
[OJ L 315 14.10.2004, p. 0014-0023](#) Summary

International Criminal Tribunal for the former Yugoslavia ICTY: effective implementation of the mandate

PURPOSE : to impose restrictive measures in support of the International Criminal Tribunal for the former Yugoslavia (ICTY).

PROPOSED ACT : Council Regulation.

CONTENT : the Commission is proposing this Regulation based on two developments. Firstly, in 2004 the Council reached a Common Position on further restrictive measures to prevent the entry into, or transit through their territories, of certain persons who are engaged in activities which help persons at large to evade justice for crimes which the ICTY has indicted them. Anyone involved in obstructing the ICTY's mandate is included in this Common Position. Within this context the Council requested the Commission to prepare a Regulation on the freezing of certain funds and economic resources relating to those covered by the Common Position. Secondly, the UN Security Council requested all States to intensify co-operation and assistance to the ICTY and in particular to help bring all fugitive inductees to the ICTY.

Based on these two developments, the Commission proposes to adopt legislation whereby persons, groups and entities, whose funds and economic resources are to be frozen, are not necessarily part of a regime. Such a move would help preserve international security and peace. The position of those covered would be similar to that of the persons, groups and entities whose funds and economic resources have been frozen because of their involvement in international terrorism. Further, the proposed provisions are in line with the recent Regulation in respect of Zimbabwe.

Finally, in order to prevent funds and economic resources from being moved, the Commission asks for the contents not be disclosed to the public prior to the Regulation being approved by the Council and published in the Official Journal of the European Union.

International Criminal Tribunal for the former Yugoslavia ICTY: effective implementation of the mandate

The committee adopted the report by Jean-Louis BOURLANGES (ALDE, FR) approving without amendment (under the consultation procedure) the Council guidelines based on the Commission proposal.

International Criminal Tribunal for the former Yugoslavia ICTY: effective implementation of the mandate

In adopting the report by Mr Jean-Louis BOURLANGES (ALDE, FR), the European Parliament accepted the decision of the committee responsible and approved the Council guidelines based on the Commission proposal.

International Criminal Tribunal for the former Yugoslavia ICTY: effective implementation of the mandate

PURPOSE : to freeze the funds belonging to certain persons indicted by the International Criminal Tribunal for the former Yugoslavia (ICTY).

LEGISLATIVE ACT : Council Regulation 1763/2004/EC imposing certain restrictive measures in support of effective implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia (ICTY).

CONTENT : On 28 August 2003, UN Security Council Resolution 1503 (2003) called on the ICTY to complete all work in 2010 and on all States to intensify cooperation with and render all necessary assistance to the ICTY, particularly to bring all fugitive indictees to the ICTY.

Common Position 2004/694/CFSP stipulates that certain funds and economic resources should be frozen in support of effective implementation of the mandate of the ICTY. These additional restrictive measures should be used so as to control all dealings with funds and economic resources owned by persons indicted by the ICTY who are still at large and to ban any support they might receive from within the Community.

In support of the mandate of the ICTY, this Regulation provides that all funds and economic resources belonging to, or owned or held by, natural persons indicted by the ICTY, and listed in Annex I, shall be frozen. The persons listed are as follows:

Ante GOTOVINA. Date of birth: 12 October 1955. Place of birth: island of Pasman, Zadar, Republic of Croatia.

Radovan KARADŽIĆ. Date of birth: 19 June 1945. Place of birth: Savnik, Serbia and Montenegro.

Ratko MLADIĆ. Date of birth: 12 March 1942. Place of birth: Kalinovik, Bosnia and Herzegovina.

The Commission is empowered to amend the Annexes to this Regulation.

ENTRY INTO FORCE: 14.10.2004.