

I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 1318/2002
of 22 July 2002
concerning certain restrictive measures in respect of Liberia

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 301 thereof,

Having regard to Council Common Position 2001/357/CFSP⁽¹⁾ as amended and extended in Common Position 2002/457/CFSP⁽²⁾,

Having regard to the proposal from the Commission,

Whereas:

- (1) In Resolution 1408 (2002) of 6 May 2002, the United Nations Security Council, acting under Chapter VII of the Charter of the United Nations, decided to extend and amend the restrictive measures imposed on the Government of Liberia for its support to armed rebel groups in the region, laid down in United Nations Security Council Resolution 1343 (2001) of 7 March 2001.
- (2) Certain of these measures fall within the scope of the Treaty and, therefore, notably with a view to avoiding distortion of competition, Community legislation is necessary to implement the relevant decisions of the Security Council as far as the territory of the Community is concerned. For the purpose of this Regulation, the territory of the Community is deemed to encompass the territories of the Member States to which the Treaty is applicable, under the conditions laid down in that Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

1. Without prejudice to the powers of the Member States in the exercise of their public authority, it shall be prohibited to provide Liberia with technical training or assistance related to the provision, manufacture, maintenance or use of arms and related material of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned.

2. The prohibition referred to in paragraph 1 shall not apply in cases where the Committee established by paragraph 14 of

United Nations Security Council 1343 (2001) has granted an exemption in advance. Such exemptions shall be obtained through the competent authorities of the Member States listed in Annex I to this Regulation.

Article 2

The direct or indirect import into the Community of all rough diamonds from Liberia, as defined in Annex II to this Regulation, whether originating there or not, shall be prohibited.

Article 3

The Commission shall be empowered to:

- amend Annex I on the basis of information supplied by Member States,
- amend Annex II in order to bring it into line with changes that may be made to the Combined Nomenclature.

Article 4

Without prejudice to the rights and obligations of the Member States under the Charter of the United Nations, the Commission shall maintain all necessary contacts with the Committee established by paragraph 14 of United Nations Security Council 1343 (2001) for the purpose of the effective implementation of this Regulation.

Article 5

The Commission and the Member States shall immediately inform each other of the measures taken under this Regulation and shall supply each other with relevant information at their disposal in connection with this Regulation, in particular information in respect of violation and enforcement problems and judgements handed down by national courts.

Article 6

This Regulation shall apply notwithstanding any rights conferred, or obligations imposed, by any international agreement signed or any contract entered into or any licence or permit granted before the entry into force of this Regulation.

⁽¹⁾ OJ L 126, 8.5.2001, p. 1.

⁽²⁾ OJ L 155, 14.6.2002, p. 62.

Article 7

1. Each Member State shall determine the sanctions to be imposed where the provisions of this Regulation are infringed. Such sanctions shall be effective, proportionate and dissuasive. Pending the adoption, where necessary, of any legislation to this end, the sanctions to be imposed where the provisions of this Regulation are infringed, shall be those determined by the Member States in order to give effect to Article 6 of Regulation (EC) No 1146/2001 of 11 June 2001 concerning certain restrictive measures in respect of Liberia ⁽¹⁾.

2. Each Member State shall be responsible for bringing proceedings against any natural or legal person, entity or body under its jurisdiction, in cases of violation of any of the prohibitions laid down in this Regulation by such person, entity or body.

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

Done at Brussels, 22 July 2002.

Article 8

This Regulation shall apply

- within the territory of the Community, including its airspace,
- on board any aircraft or any vessel under the jurisdiction of a Member State,
- to any person elsewhere who is a national of a Member State, and
- to any legal person, entity or body which is incorporated or constituted under the law of a Member State.

Article 9

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

This Regulation shall expire on 8 May 2003.

For the Council
The President
P. S. MØLLER

⁽¹⁾ OJ L 156, 13.6.2001, p. 1. Regulation (EC) No 1146/2001 expired on 8 May 2002.

ANNEX I

List of competent authorities referred to in Article 1(2)

BELGIUM

Ministère des affaires étrangères, du commerce extérieur et de la coopération au développement
Egmont 1
Rue des Petits Carmes 19
B-1000 Bruxelles

Direction des relations économiques et bilatérales extérieures

- (a) Service Afrique du Sud du Sahara (B.22)
Tel. (32-2) 501 85 77
- (b) Coordination de la politique commerciale (B.40)
Tel. (32-2) 501 83 20
- (c) Service transports (B.42)
Tel. (32-2) 501 37 62
Fax (32-2) 501 88 27

Ministère des affaires économiques
ARE 4 o division, service des licences
Avenue du Général Leman 60
B-1040 Bruxelles
Tel. (32-2) 206 58 16/27
Fax (32-2) 230 83 22

DENMARK

Erhvervs- og Boligstyrelsen
Dahlerups Pakhus
Langelinie Allé 17
DK-2100 København Ø
Tel. (45) 35 46 60 00
Fax (45) 35 46 60 01

Udenrigsministeriet
Asiatisk Plads 2
DK-1448 København K
Tel. (45) 33 92 00 00
Fax (45) 32 54 05 33

Justitsministeriet
Slotholmsgade 10
DK-1216 København K
Tel. (45) 33 92 33 40
Fax (45) 33 93 35 10

GERMANY

Bundesamt für Wirtschaft und Ausfuhrkontrolle (BAFA)
Frankfurter Straße 29-35
D-65760 Eschborn
Tel. (49) 61 96 908-0
Fax (49) 61 96 908-800

GREECE

Ministry of National Economy
General Secretariat for International Economic Relations
General Directorate for Policy Planning and Management
1 Kornarou str.
GR-105 63 Athens
Tel. (30) 10 328 64 01-3
Fax (30) 10 328 64 04

Υπουργείο Εθνικής Οικονομίας
Γενική Γραμματεία Διεθνών Οικονομικών Σχέσεων
Γενική Διεύθυνση Σχεδιασμού και Διαχείρισης Πολιτικής
Κορνάρου 1,
GR-105 63 Αθήνα
τηλ (30) 10 328 64 01-3
Φαξ (30) 10 328 64 04

SPAIN

Ministerio de Economía
Dirección General de Comercio Inversiones
Paseo de la Castellana, 162
E-28046 Madrid
Tel. (34) 913 49 38 60
Fax (34) 914 57 28 63

FRANCE

Ministère de l'économie, des finances et de l'industrie
Direction générale des douanes et des droits indirects
Cellule embargo — Bureau E2
Tel. (33) 1 44 74 48 93
Fax: (33) 1 44 74 48 97

Ministère des affaires étrangères
Direction des Nations unies et des organisations internationales
Tel. (33) 1 43 17 59 68
Fax (33) 1 43 17 46 91

IRELAND

Department of Enterprise, Trade and Employment
Licensing Unit
Earlsfort Centre
Lower Hatch St.
Dublin 2
Ireland
Tel. (353) 1 631 2121
Fax (353) 1 631 2562

ITALY

Ministero degli Affari esteri
D.G.A.E.-Uff. X
Roma
Tel. (39) 06 36 91 37 50
Fax (39) 06 36 91 37 52

Ministero del Commercio estero
Gabinetto
Roma
Tel. (39) 06 59 93 23 10
Fax (39) 06 59 64 74 94

Ministero dei Trasporti
Gabinetto
Roma
Tel. (39) 06 44 26 71 16/84 90 40 94
Fax (39) 06 44 26 71 14

LUXEMBOURG

Ministère des affaires étrangères
Office des Licences
21, rue Philippe II
L-2340 Luxembourg
Tel. (352) 478 23 70
Fax (352) 46 61 38

NETHERLANDS

Ministerie van Buitenlandse Zaken
Directie Verenigde Naties
Afdeling Politieke Zaken
2594 AC Den Haag
Nederland
Tel. (31) 70 348 42 06
Fax (31) 70 348 67 49

AUSTRIA

Bundesministerium für wirtschaftliche Angelegenheiten
Abteilung C/2/2
Landstraßer Hauptstraße 55-57
A-1030 Wien
Tel. (43-1) 711 00
Fax (43-1) 711 00-8386

PORTUGAL

Ministério dos Negócios Estrangeiros
Direcção-Geral dos Assuntos Multilaterais
Largo do Rilvas
P-1350-179 Lisboa
Tel. (351) 21 394 60 72
Fax (351) 21 394 60 73

FINLAND

Ulkoasiainministeriö/Utrikesministeriet
PB 176
FIN-00161 Helsingfors
Tel. (358) 9 16 05 59 00
Fax (358) 9 16 05 57 07

SWEDEN

Regeringskansliet
Utrikesdepartementet
Rättssekretariatet för EU-frågor
Fredsgatan 6
S-103 39 Stockholm
Tel. (46) 8 405 10 00
Fax (46) 8 723 11 76

UNITED KINGDOM

Foreign and Commonwealth Office
Sanctions Unit
United Nations Department
King Charles Street
London SW1A 2AH
United Kingdom
Tel. (44) 207 72 70 36 39
Fax (44) 207 72 70 14 73

Export Control Organisation
Department of Trade and Industry
Kingsgate House
66-74 Victoria Street
London SW1E 6SW
United Kingdom
Tel. (44) 171 215 6740
Fax (44) 171 222 0612

ANNEX II

Rough diamonds referred to in Article 2

CN code	Product description
ex 7102 10 00	Unsorted diamonds, unworked and not mounted or set
7102 21 00	Industrial diamonds, unworked or simply sawn, cleaved or bruted
7102 31 00	Non-industrial diamonds, unworked or simply sawn, cleaved or bruted
7105 10 00	Dust and powder of diamonds