

Council Regulation (EC) No 1412/2006 of 25 September 2006
concerning certain restrictive measures in respect of Lebanon

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THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Articles 60 and 301 thereof,

Having regard to Common Position 2006/625/CFSP concerning a prohibition on the sale or supply of arms and related *matériel* and on the provision of related services to entities or individuals in Lebanon in accordance with UN Security Council Resolution 1701 (2006)⁽¹⁾,

Having regard to the proposal from the Commission,

Whereas:

- (1) Common Position 2006/625/CFSP implements the restrictive measures imposed by United Nations (UN) Security Council Resolution 1701 (2006) and provides, *inter alia*, for a prohibition on the provision of technical assistance and of financing and financial assistance related to military activities and to the provision, manufacture, maintenance and use of arms and related *matériel* of all types to entities or individuals in Lebanon.
- (2) These measures fall within the scope of the Treaty and, therefore, notably with a view to ensuring their uniform application by economic operators in all Member States, Community legislation is necessary to implement them as far as the Community is concerned.
- (3) On a case-by-case basis, the competent authorities should be allowed to grant authorisations for the provision of assistance where such provision was authorised by the Government of Lebanon or by the UN Interim Force in Lebanon (UNIFIL), and taking into account UN Security Council Resolutions 1559 (2004) and 1680 (2006) and any other relevant facts and circumstances.
- (4) It is appropriate to allow the competent authorities to grant authorisations for the provision of assistance to the armed forces that are part of UNIFIL and to the armed forces of the Lebanese Republic.
- (5) For reasons of expediency, the Commission should be empowered to amend the Annex to this Regulation.
- (6) Member States should determine the penalties applicable to infringements of the provisions of this Regulation. The penalties provided for should be proportionate, effective and dissuasive.

- (7) This Regulation should enter into force on the day of its publication so as to ensure that the measures provided for in it are effective,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of this Regulation, the following definitions shall apply:

1. ‘technical assistance’ means any technical support related to repairs, development, manufacture, assembly, testing, maintenance, or any other technical service, and may take forms such as instruction, advice, training, transmission of working knowledge or skills or consulting services; technical assistance shall include verbal forms of assistance;
2. ‘territory of the Community’ means the territories of the Member States to which the Treaty is applicable, under the conditions laid down in the Treaty.

Article 2

It shall be prohibited:

- (a) to provide technical assistance related to military activities and to the provision, manufacture, maintenance and use of arms and related *matériel* of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, directly or indirectly to any natural or legal person, entity or body in, or for use in, Lebanon;
- (b) to provide financing or financial assistance related to military activities, including in particular grants, loans and export credit insurance, for any sale, supply, transfer or export of arms and related *matériel*, or for any provision of related technical assistance, directly or indirectly to any natural or legal person, entity or body in, or for use in, Lebanon;
- (c) to participate, knowingly and intentionally, in activities, the object or effect of which is to circumvent the prohibitions referred to in points (a) or (b).

Article 3

1 By way of derogation from Article 2, the competent authorities of Member States as listed in the Annex may authorise, after prior written notification to the Government of Lebanon and UNIFIL, and under such conditions as they deem appropriate:

- a the provision to any natural or legal person, entity or body in Lebanon other than the armed forces of the Lebanese Republic or UNIFIL, of technical assistance, financing and financial assistance related to arms or related *matériel* which are either in or for use in Lebanon, provided that:
 - (i) the services shall not be provided, directly or indirectly, to any militia for whose disarmament the UN Security Council has called in its Resolutions 1559 (2004) and 1680 (2006),
 - (ii) the authorisations are granted on a case-by-case basis, and
 - (iii) the Government of Lebanon or UNIFIL authorised in each case the provision to the person, entity or body concerned of the services concerned. If the Government of Lebanon or UNIFIL authorises a specific supply or transfer to a person, entity or body of specific arms or related *matériel*, that authorisation

may be construed as authorising the provision to that person, entity or body of technical assistance related to the provision, manufacture, maintenance and use of the goods concerned;

- b the provision to the armed forces of the Lebanese Republic of technical assistance related to military activities and to arms or related *matériel*, and of financing and financial assistance related to military activities, unless the Government of Lebanon raises any objection within 14 days after the receipt of a notification.

2 By way of derogation from Article 2, the competent authorities of Member States as listed in the Annex may authorise, under such conditions as they deem appropriate:

- a the provision of technical assistance related to military activities and to arms or related *matériel*, provided that:
 - (i) the goods to which the assistance relates are in use or will be used by UNIFIL in the performance of its mission, and
 - (ii) the services are provided to armed forces that are or will be part of UNIFIL;
- b the provision of financing and financial assistance related to military activities and to arms or related *matériel*, provided that:
 - (i) the financing or financial assistance is provided to UNIFIL, to the armed forces of a State that provides troops to UNIFIL, or to a public authority in charge of procurement for the armed forces of such a State, and
 - (ii) the arms or related *matériel* are procured for the purpose of use by UNIFIL or by the armed forces of the State concerned assigned to UNIFIL.

3 The competent authorities of Member States may only grant the authorisations referred to in paragraphs 1 and 2 prior to the activity for which they are requested.

Article 4

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

Article 5

The Commission shall be empowered to amend the Annex on the basis of information supplied by Member States.

Article 6

1 Member States shall lay down the rules on penalties applicable to infringements of the provisions of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for must be effective, proportionate and dissuasive.

2 Member States shall notify the Commission of those rules without delay after the entry into force of this Regulation and shall notify it of any subsequent amendment.

Article 7

This Regulation shall apply:

- (a) within the territory of the Community, including its airspace;

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- (b) on board of any aircraft or any vessel under the jurisdiction of a Member State;
- (c) to any person inside or outside the territory of the Community who is a national of a Member State;
- (d) to any legal person, entity or body which is incorporated or constituted under the law of a Member State;
- (e) to any legal person, entity or body in respect of any business done in whole or in part within the Community.

Article 8

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

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

Done at Brussels, 25 September 2006.

For the Council

The President

M. PEKKARINEN

ANNEX

LIST OF COMPETENT AUTHORITIES REFERRED TO IN ARTICLE 3

BELGIUM

Concerning freezing of funds, financing and financial assistance:

Service Public Fédéral des Finances

Administration de la Trésorerie

30 Avenue des Arts

B-1040 Bruxelles

Fax: (32-2) 233 74 65

E-mail: Quesfinvragen.tf@minfin.fed.be

Federale Overheidsdienst Financiën

Administratie van de Thesaurie

Kunstlaan 30

B-1040 Brussel

Fax: (32-2) 233 74 65

E-mail: Quesfinvragen.tf@minfin.fed.be

Concerning goods, technical assistance and other services:

Federal Authority in charge of sales, purchases and technical assistance by Belgian defence forces and security services, and of financial and technical services in relation to the production or delivery of weapons and military and paramilitary equipment:

Service Public Fédéral Économie, P.M.E., Classes Moyennes & Énergie

Direction générale du Potentiel économique

Service Licences

Rue de Louvain 44

1^{er} étage

B-1000 Bruxelles

Tél.: (32-2) 548 62 11

Fax: (32-2) 548 65 70

Federale Overheidsdienst Economie, K.M.O., Middenstand & Energie

Algemene Directie van het Economisch Potentieel

Dienst vergunningen

Leuvenseweg 44

1^{ste} verdieping

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B-1000 Brussel

Tel.: (32-2) 548 62 11

Fax: (32-2) 548 65 70

Regional Authorities in charge of other export, import and transit licences for weapons, military and paramilitary equipment:

Brussels Hoofdstedelijk Gewest/Région de Bruxelles — Capitale:

Directie Externe Betrekkingen/Direction des Relations extérieures

City Center

Kruidtuinlaan/Boulevard du Jardin Botanique 20

B-1035 Brussel/Bruxelles

Téléphone: (32-2) 800 37 59 (Cédric Bellemans)

Fax: (32-2) 800 38 20

Mail: cbellemans@mrbc.irisnet.be

Région wallonne:

Direction Générale Economie et Emploi

Dir Gestion des Licences,

chaussée de Louvain 14,

B-5000 Namur

Tél.: 081/649 751

Fax: 081/649 760

Mail: m.moreels@mrw.wallonie.be

Vlaams Gewest:

Administratie Buitenlands Beleid

Cel Wapenexport

Boudewijnlaan 30

B-1000 Brussel

Tel.: (32-2) 553 59 28

Fax: (32-2) 553 60 37

Mail: wapenexport@vlaanderen.be

CZECH REPUBLIC

Ministerstvo průmyslu a obchodu

Licenční správa

Na Františku 32

110 15 Praha 1

Tel.: (420) 224 907 641

Fax: (420) 224 221 811

Ministerstvo financí

Finanční analytický útvar

P.O. Box 675

Jindřišská 14

111 21 Praha 1

Tel.: (420) 257 044 501

Fax: (420) 257 044 502

DENMARK

Justitsministeriet

Slotsholmsgade 10

DK-1216 København K

Tel.: (45) 33 92 33 40

Fax: (45) 33 93 35 10

Udenrigsministeriet

Asiatisk Plads 2

DK-1448 København K

Tel.: (45) 33 92 00 00

Fax: (45) 32 54 05 33

GERMANY

Concerning financing and financial assistance:

Deutsche Bundesbank

Servicezentrum Finanzsanktionen

Postfach

D-80281 München

Tel.: (49-89) 28 89 38 00

Fax: (49-89) 70 90 97 38 00

Concerning technical assistance:

Bundesamt für Wirtschafts- und Ausfuhrkontrolle (BAFA)

Frankfurter Straße 29—35

D-65760 Eschborn

Tel.: (49-61) 9 69 08-0

Fax: (49-61) 9 69 08-800

ESTONIA

Concerning supply and sale of arms and related material and provision of technical assistance:

Strateegilise kauba komisjon (Strategic Goods Commission)

Islandi väljak 1

15049 Tallinn

Tel.: (372) 6317 200

Faks: (372) 6377 288

E-mail: stratkom@mfa.ee

Concerning financing and financial assistance:

Finantsinspektsioon

Sakala 4

15030 Tallinn

Tel.: (372) 6680 500

Faks: (372) 6680 501

GREECE

A. Freezing of Assets

Ministry of Economy and Finance

General Directorate of Economic Policy

Address: 5 Nikis Str., 101 80

Athens, Greece

Tel.: (30-210) 333.2786

Fax: (30-210) 333.2810

A. Δέσμευση κεφαλαίων

Υπουργείο Οικονομίας και Οικονομικών

Γενική Δ/ση Οικονομικής Πολιτικής

Δ/ση: Νίκης 5, ΑΘΗΝΑ 101 80

Τηλ.: (30-210) 333.2786

Φαξ: (30-210) 333.2810

B. Import — Export restrictions

Ministry of Economy and Finance

General Directorate for Policy Planning and Management

Address Kornaroy Str.,

GR-105 63 Athens

Tel.: (30-210) 328.6401-3

Fax: (30-210) 328.6404

B. Περιορισμοί εισαγωγών — εξαγωγών

Υπουργείο Οικονομίας και Οικονομικών

Γενική Δ/νση Σχεδιασμού και Διαχείρισης Πολιτικής

Δ/νση: Κορνάρου 1, Τ.Κ. 105 63

Αθήνα — Ελλάδα

Τηλ.: (30-210) 328.6401-3

Φαξ: (30-210) 328.6404

SPAIN

Ministerio de Industria, Comercio y Turismo

Secretaría General de Comercio Exterior

Paseo de la Castellana, 162

E-28046 Madrid

Tel: (34-91) 3493860

Fax: (34-91) 4572863

Ministerio de Economía y Hacienda

Dirección General del Tesoro y Política Financiera

Subdirección General de Inspección y Control

de Movimientos de Capitales

Paseo del Prado, 6

E-28014 Madrid

Tel: (34-91) 2099511

Fax: (34-91) 2099656

FRANCE

Ministère de l'économie, des finances et de l'industrie

Direction générale des douanes et des droits indirects

Cellule embargo — Bureau E2

Tél.: (33-1) 44 74 48 93

Télécopie: (33-1) 44 74 48 97

Ministère de l'économie, des finances et de l'industrie

Status: This is the original version (as it was originally adopted).

Direction du Trésor et de la politique économique

Service des affaires multilatérales et de développement

Sous-direction Multicom

139, rue du Bercy

75572 Paris Cedex 12

Tél.: (33-1) 44 87 72 85

Télécopie: (33-1) 53 18 96 55

Ministère des Affaires étrangères

Direction de la coopération européenne

Sous-direction des relations extérieures de la Communauté

Tél.: (33-1) 43 17 44 52

Télécopie: (33-1) 43 17 56 95

Direction générale des affaires politiques et de sécurité

Service de la Politique Étrangère et de Sécurité Commune

Tél.: (33-1) 43 17 45 16

Télécopie: (33-1) 43 17 45 84

IRELAND

Central Bank of Ireland

Financial Markets Department

PO Box 559

Dame Street

Dublin 2

Tel.: (353) 167 16666

Fax.: (353) 167 16561

Department of Foreign Affairs

Bilateral Economic Relations Division

80 St. Stephen's Green

Dublin 2

Tel.: (353) 140 82153

Fax.: (353) 140 82003

Department of Enterprise, Trade and Employment

Export Licensing Unit

Block C

Earlsfort Centre

Lower Hatch St.

Dublin 2

Tel.: (353) 163 12534

Fax: (353) 163 12562

ITALY

Ministero degli Affari Esteri

Piazzale della Farnesina, 1

I-00194 Roma

D.G.M.M. — Ufficio II

Tel.: (39) 06 3691 2296

Fax: (39) 06 3691 3567

U.A.M.A.

Tel.: (39) 06 3691 3605

Fax: (39) 06 3691 8815

CYPRUS

Υπουργείο Εξωτερικών

Λεωφ. Προεδρικού Μεγάρου

1447 Λευκωσία

Τηλ: (357-22) 30 0600

Φαξ: (357-22) 66 1881

Ministry of Foreign Affairs

Presidential Palace Avenue

1447 Nicosia

Tel: (357-22) 30.0600

Fax: (357-22) 66.1881

LATVIA

Latvijas Republikas Ārlietu ministrija

Brīvības iela 36

Rīga LV 1395

Tālrunis: (371) 701 6201

Fakss: (371) 782 8121

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Noziedzīgi iegūto līdzekļu legalizācijas novēršanas dienests

Kalpaka bulvārīs 6,

Rīga LV 1081

Tālr.: (371) 704 4431

Fakss: (371) 704 4549

LITHUANIA

Saugumo politikos departamentas

Užsienio reikalų ministerija

J.Tumo-Vaižganto 2

LT-01511 Vilnius

Tel. (370-5) 236 25 16

Fax. (370-5) 231 30 90

LUXEMBOURG

Ministère des Affaires Étrangères

Direction des relations économiques internationales

6, rue de l'Ancien Athenée

L-1144 Luxembourg

Tel.: (352) 478 23 46

Fax: (352) 22 20 48

Ministère des Finances

3, rue de la Congrégation

L-1352 Luxembourg

Tel.: (352) 478 27 12

Fax: (352) 47 52 41

HUNGARY

Article 3

Ministry of Economic Affairs and Transport – Hungarian Trade

Licencing Office

Margit krt. 85.

H-1024 Budapest

Hungary

Postbox: 1537 Pf.: 345

Tel.: (36) 1 336 73 00

Gazdasági és Közlekedési Minisztérium – Kereskedelmi Engedélyezési Hivatal

Margit krt. 85.

H-1024 Budapest

Magyarország

Postafiók: 1537 Pf.: 345

Tel.: (36) 1 336 73 00

Article 4

Ministry of Foreign Affairs

Bem rakpart 47.

H-1027 Budapest

Hungary

Tel.: (36) 1 458 11 42

Fax: (36) 1 458 10 91

Külügyminisztérium

Bem rakpart 47.

Budapest 1027

Magyarország

Tel.: (36) 1 458 11 42

Fax: (36) 1 458 10 91

MALTA

Bord ta' Sorveljanza dwar is-Sanzjonijiet

Direttorat ta' l-Affarijiet Multilaterali

Ministeru ta' l-Affarijiet Barranin

Palazzo Parisio

Triq il-Merkanti

Valletta CMR 02

Tel: (356) 21 24 28 53

Fax: (356) 21 25 15 20

NETHERLANDS

Belastingdienst/Douane Noord

Centrale Dienst In- en Uitvoer

Engelse Kamp 2

Postbus 30003

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NL-9700 RD Groningen

Tel: (050) 523 2600

Fax: (050) 523 2183

Ministerie van Financiën

Directie Financiële Markten/Afdeling Integriteit

Postbus 20201

NL-2500 EE Den Haag

Tel.: (31) 70 342 8997

Fax: (31) 70 342 7984

AUSTRIA

Bundesministerium für Wirtschaft und Arbeit

Abteilung C/2/2

Stubenring 1

A-1010 Wien

Tel.: (+43-1) 711 00

Fax: (+43-1) 711 00 8386

Österreichische Nationalbank

Otto Wagner Platz 3,

A-1090 Wien

Tel.: (+43-1) 404 20-0

Fax: (+43-1) 404 20 73 99

Bundesministerium für Inneres

Bundeskriminalamt

Josef Holaubek Platz 1

A-1090 Wien

Tel: (+43-1) 31345 0

Fax: (+43-1) 31345 85290

POLAND

Ministry of Economy

Department of Export Control

Plac Trzech Krzyży 3/5

PL-00-507 Warszawa

Tel.: (48) 22 693 51 71

Faks: (48) 22 693 40 33

PORTUGAL

Ministério dos Negócios Estrangeiros

Direcção-Geral dos Assuntos Multilaterais

Largo Rilvas

P-1350-179 Lisboa

Tel.: (351) 21 394 67 02

Fax: (351) 21 394 60 73

Ministério das Finanças

Direcção-Geral dos Assuntos Europeus e Relações Internacionais

Avenida Infante D. Henrique, n.º 1, C 2.º

P-1100 Lisboa

Tel.: (351) 21 882 32 40 47

Fax: (351) 21 882 32 49

SLOVENIA

Bank of Slovenia

Slovenska 35

1505 Ljubljana

Tel: (386) 1 471 90 00

Fax: (386) 1 251 55 16

<http://www.bsi.si>

Ministry of Foreign Affairs of the Republic of Slovenia

Prešernova 25

1000 Ljubljana

Tel: (386) 1 478 20 00

Fax: (386) 1 478 23 47

<http://www.gov.si/mzz>

Ministry of Defence of the Republic of Slovenia

Vojkova 55

1000 Ljubljana

Tel: (386) 1 471 22 11

Fax: (386) 1 471 29 78

<http://www.mors.si>

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Commission for issuing of preliminary opinions in the procedure of authorizing trade in military weapons and equipment

Logistics Directorate

Ministry of Defence of the Republic of Slovenia

Vojkova 55

1000 Ljubljana

Tel: (386) 1 471 25 46

Fax: (386) 1 471 24 23

Customs Administration of the Republic of Slovenia

Šmartinska 55

1523 Ljubljana

Tel: (386) 1 478 38 00

Fax: (386) 1 478 39 00

<http://www.gov.si/curs>

SLOVAKIA

Ministerstvo hospodárstva SR

Mierová 19

827 15 Bratislava 212

Tel: (421-2) 48 541 111

Fax: (421-2) 4 333 782

Ministerstvo financií SR

Štefanovičova 5

P. O. BOX 82

817 82 Bratislava

Tel: (421-2) 59 581 111

Fax: (421-2) 52 493 048

FINLAND

Ulkoasiainministeriö/Utrikesministeriet

PL/PB 176

FI-00161 Helsinki/Helsingfors

Tel.: (358-9) 16005

Fax: (358-9) 1605 5707

Puolustusministeriö/Försvarsministeriet

Eteläinen Makasiinikatu 8

FI-00131 Helsinki/Helsingfors

PL/PB 31

Tel.: (358-9) 1608 8128

Fax: (358-9) 1608 8111

SWEDEN

Inspektionen för strategiska produkter

Box 70252

SE-107 22 Stockholm

Tfn (46) 8 406 3100

Fax (46) 8 20 31 00

UNITED KINGDOM

Sanctions Licensing Unit

Export Control Organisation

Department of Trade and Industry

4 Abbey Orchard Street

London SW1P 2HT

United Kingdom

Tel.: (44) 207 215 0594

Fax: (44) 207 215 0593

HM Treasury

Financial Systems and International Standards

1, Horse Guards Road

London SW1A 2HQ

United Kingdom

Tel.: (44) 207 270 5977

Fax: (44) 207 270 5430

Bank of England

Financial Sanctions Unit

Threadneedle Street

London EC2R 8AH

United Kingdom

Tel.: (44) 207 601 4607

Status: This is the original version (as it was originally adopted).

Fax: (44) 207 601 4309

For Gibraltar:

Ernest Montado

Chief Secretary

Government Secretariat

No 6 Convent Place

Gibraltar

Tel.: (350) 75707

Fax: (350) 5875700

EUROPEAN COMMUNITY

Commission of the European Communities

Directorate-General for External Relations

Directorate A. Crisis Platform and Policy Coordination in CFSP

Unit A.2. Crisis management and Conflict Prevention

CHAR 12/45

B-1049 Brussels

Tel.: (32-2) 299 1176/295 5585

Fax: (32-2) 299 0873

(1) OJ L 253, 16.9.2006, p. 36.