

II

(Acts whose publication is not obligatory)

COUNCIL

**DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE
MEMBER STATES, MEETING WITHIN THE COUNCIL**

of 21 May 1991

amending Decision 90/414/ECSC preventing trade as regards Iraq and Kuwait

(91/265/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF
THE MEMBER STATES OF THE EUROPEAN COAL AND
STEEL COMMUNITY, MEETING WITHIN THE COUNCIL,

Whereas, by Decision 90/414/ECSC⁽¹⁾, as last amended
by Decision 91/125/ECSC⁽²⁾, trade in commodities and
products covered by the ECSC Treaty was prevented as
regards Iraq following the Resolutions by the Security
Council of the United Nations imposing an embargo in
Iraq after the invasion and occupation of Kuwait by Iraqi
troops;

Whereas on 3 April 1991 the United Nations Security
Council adopted Resolution 687 (1991);

Whereas the Community and its Member States, meeting
in the framework of political cooperation, consider it
necessary to amend Decision 90/414/ECSC so as to
incorporate the changes made by the United Nations
Security Council to the prohibitions against the sale or
supply to Iraq of commodities or products and the
prohibitions against the import of commodities and
products originating in Iraq;

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

Decision 90/414/ECSC is hereby amended as follows:

1. the Annex hereto is added;

⁽¹⁾ OJ No L 213, 9. 8. 1990, p. 3.
⁽²⁾ OJ No L 60, 7. 3. 1991, p. 15.

2. Article 3 is replaced by the following:

Article 3

1. Articles 1 (2) and 2 (2) shall not apply to the
products listed in the Annex.
2. Articles 1 (1) and 2 (1) shall not apply to:
 - (a) commodities or products referred to in Article 1 (1)
which originate in, or come from, Iraq or Kuwait
and are exported before 7 August 1990; or
 - (b) commodities and products originating in Iraq,
whose import is approved, pursuant to paragraph
23 of United Nations Security Resolution 687
(1991), by the Committee established under
Security Council Resolution 661 (1990).
3. (a) Imports of commodities and products under
paragraph 2 (b) shall be subject to a prior import
authorization to be issued by the competent
authorities of the Member States.

(b) Exports of the products mentioned in the
Annex shall be subject to a prior export
authorization to be issued by the competent
authorities of the Member States.

Article 2

Article 1 of this Decision shall be applicable as from 3
April 1991.

Article 3

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

Done at Brussels, 21 May 1991.

The President

R. STEICHEN

ANNEX

ANNEX

Products referred to in Article 3

Materials and supplies for essential civilian needs, which are approved by the Security Council Committee, established by United Nations Security Council Resolution 661 (1990), under its simplified and accelerated "no-objection" procedure within the terms of United Nations Security Council Resolution 687 (1991).'
