

EU restrictive measures

Sanctions Policy Division
European External Action Service

*These slides accompany the explanation of the acquis to Albania and North Macedonia and can only be used for that purpose.
Their content is subject to further development of the acquis and interpretation by the Court of Justice of the European Union.*



EU restrictive measures - outline

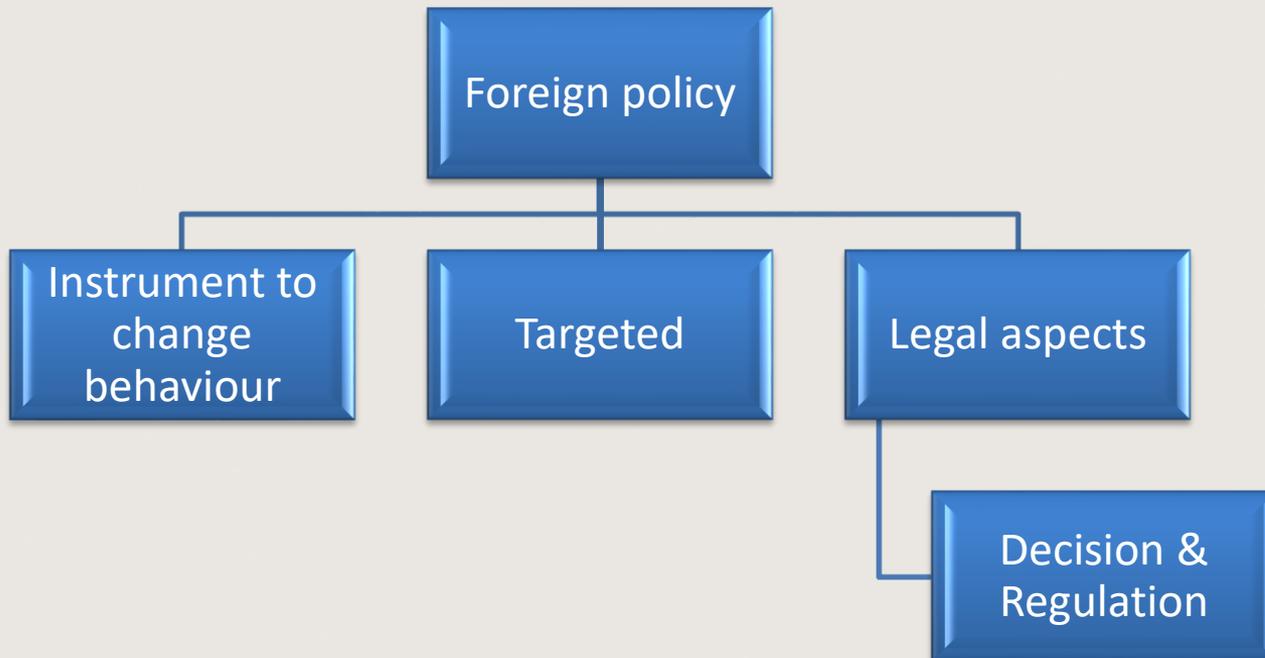
I. Sanctions, general overview

II. Decision-making process:

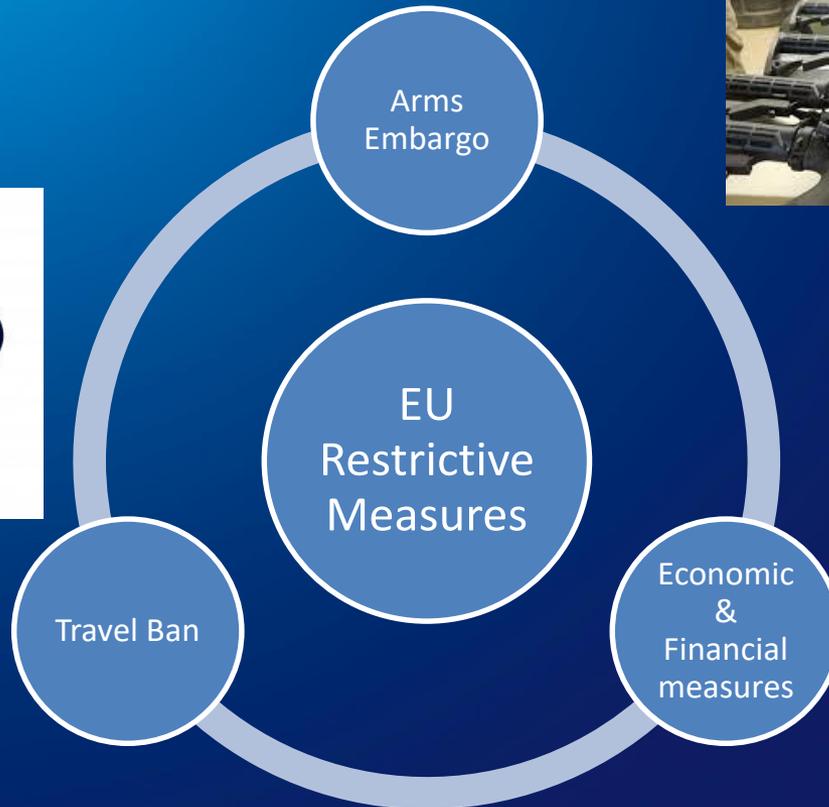
- actors
- instruments

III. Listings and Legal Robustness

EU restrictive measures



What kind of sanctions are there?



Who does what?

- High Representative/EEAS
Article 29 TEU
- Commission
Article 215 TFEU
- Council
Council Working Groups
Relex and Relex Sanctions Formation

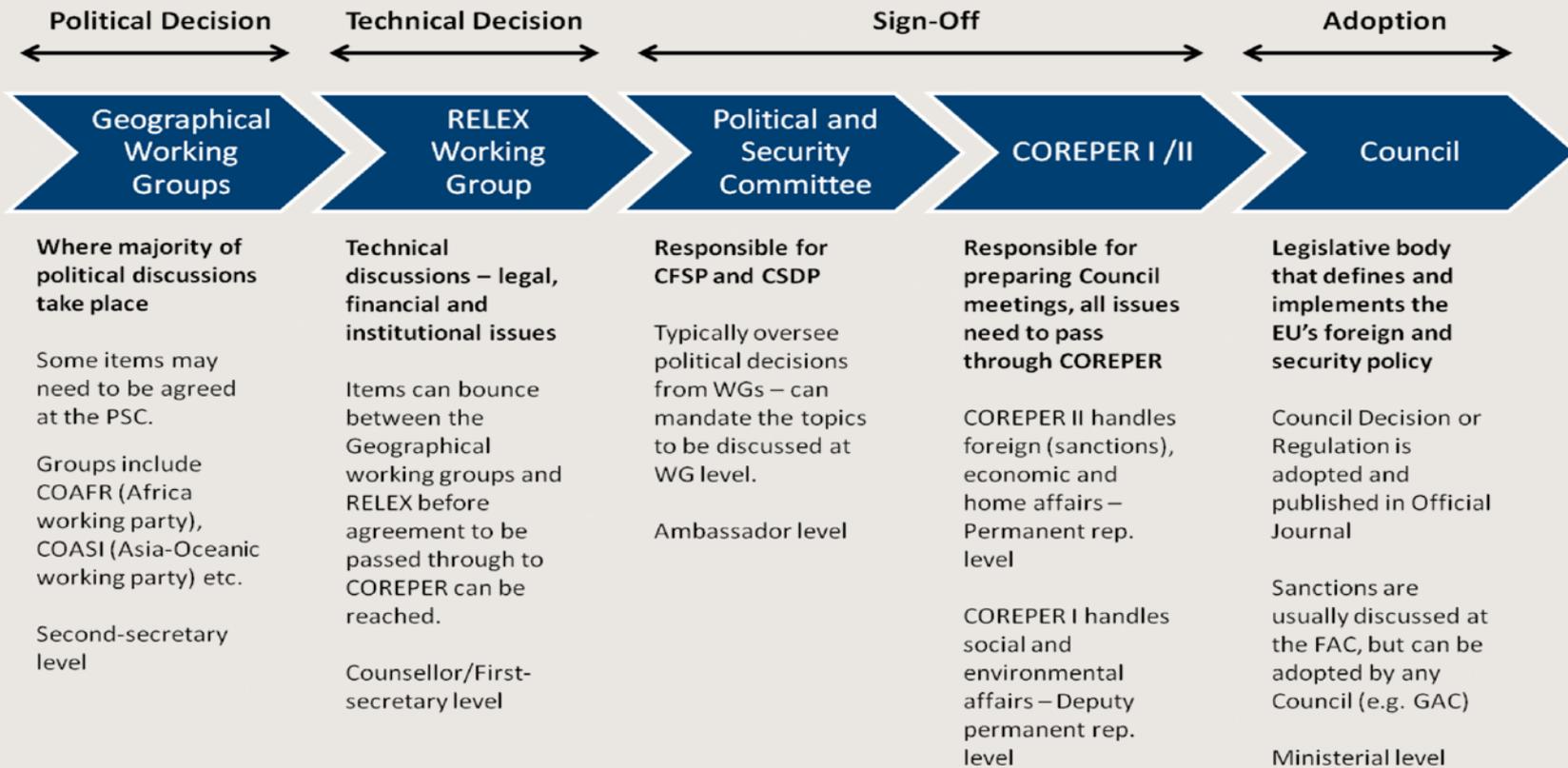
Different actors

- EEAS
 - Responsible for overall EU sanctions policies, and its further development
 - Responsible for CFSP Decisions
- COM
 - Drafts the Regulation, on the basis of the Decision
 - COM oversees implementation of the measures in order to ensure consistent implementation among MS
 - Upon request, opinion on the application of specific provisions related to sanctions
- Council / EU Member States
 - Adoption of sanctions
 - Enforcement of sanctions – national competent authorities

Decision-making process

Process within Council

- Political agreement on the measures
 - Regional working groups
 - Political and Security Committee
 - COREPER II
 - Foreign Affairs Council
 - European Council
- Agreement on the legal acts
 - RELEX Working Group
 - COREPER II
 - COUNCIL



Listings: Statement of Reasons (both EU and UN)

- human rights and fundamental freedoms
- proportionality
- Accurate and up-to date
- Correspond to designation criteria
- Public, open source information

Challenges

- Targeted Policy
- Consistency of Approach and Developing Standards
- Implementation and Impact
- Relationships with third countries



European Union
EXTERNAL ACTION

- Guidelines on implementation and evaluation of restrictive measures in the framework of the EU CFSP (11205/12)
- Best Practices for the effective implementation of restrictive measures (10254/15)
- EEAS website: Sanctions policy
https://eeas.europa.eu/headquarters/headquarters-homepage_en/423/Sanctions%20policy
- Commission website: http://ec.europa.eu/dgs/fpi/what-we-do/sanctions_en.htm
- EU Sanctions Map: <https://www.sanctionsmap.eu/>