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COUNCIL DECISION 2010/573/CFSP

of 27 September 2010

concerning restrictive measures against the leadership of the Transnistrian region of the Republic of Moldova

(OJ L 253, 28.9.2010, p. 54)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Council Decision 2011/171/CFSP of 21 March 2011	L 76	62	22.3.2011
►**M2**	Council Decision 2011/641/CFSP of 29 September 2011	L 254	18	30.9.2011
►**M3**	Council Decision 2012/170/CFSP of 23 March 2012	L 87	92	24.3.2012
►**M4**	Council Decision 2012/527/CFSP of 27 September 2012	L 263	44	28.9.2012

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COUNCIL DECISION 2010/573/CFSP

of 27 September 2010

concerning restrictive measures against the leadership of the Transnistrian region of the Republic of Moldova

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

Whereas:

(1) On 25 February 2008, the Council adopted Common Position 2008/160/CFSP concerning restrictive measures against the leadership of the Transnistrian region of the Republic of Moldova ([1]). By Council Decision 2010/105/CFSP, ([2]) those restrictive measures were extended until 27 February 2011 but their application suspended until 30 September 2010.

(2) On the basis of a re-examination of Common Position 2008/160/CFSP, the restrictive measures should be extended until 30 September 2011.

(3) However, in order to encourage progress in reaching a political settlement to the Transnistrian conflict, addressing the remaining problems of the Latin-script schools and restoring free movement of persons, the restrictive measures should be suspended until 31 March 2011. At the end of that period, the Council will review the restrictive measures in the light of developments, notably in the areas mentioned above. The Council may decide to reapply or lift travel restrictions at any time,

HAS ADOPTED THIS DECISION:

Article 1

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1. Member States shall take the necessary measures to prevent the entry into, or transit through, their territories of the persons who are responsible for the design and implementation of the campaign of intimidation and closure against Latin-script Moldovan schools in the Transnistrian region of the Republic of Moldova, as listed in the Annex.

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2. Paragraph 1 will not oblige a Member State to refuse its own nationals entry into its territory.

3. Paragraph 1 shall be without prejudice to the cases where a Member State is bound by an obligation of international law, namely:

(i) as a host country of an international intergovernmental organisation;

(ii) as a host country to an international conference convened by, or under the auspices of, the United Nations;

([1]) OJ L 51, 26.2.2008, p. 23.
([2]) OJ L 46, 23.2.2010, p. 3.

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(iii) under a multilateral agreement conferring privileges and immunities;

or

(iv) under the 1929 Treaty of Conciliation (Lateran pact) concluded by the Holy See (State of the Vatican City) and Italy.

4. Paragraph 3 shall be considered as applying also in cases where a Member State is host country of the Organisation for Security and Cooperation in Europe (OSCE).

5. The Council shall be duly informed in all cases where a Member State grants an exemption pursuant to paragraphs 3 or 4.

6. Member States may grant exemptions from the measures imposed in paragraph 1 where travel is justified on the grounds of urgent humanitarian need, or on grounds of attending intergovernmental meetings, including those promoted by the European Union, or hosted by a Member State holding the Chairmanship in office of the OSCE, where a political dialogue is conducted that directly promotes democracy, human rights and the rule of law in the Republic of Moldova.

7. A Member State wishing to grant exemptions referred to in paragraph 6 shall notify the Council in writing. The exemption shall be deemed to be granted unless one or more of the Council Members raises an objection in writing within two working days of receiving notification of the proposed exemption. In the event that one or more of the Council members raises an objection, the Council, acting by a qualified majority, may decide to grant the proposed exemption.

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8. In cases where pursuant to paragraphs 3, 4, 6 and 7, a Member State authorises the entry into, or transit through, its territory of persons listed in the Annex, the authorisation shall be limited to the purpose for which it is given and to the persons concerned thereby.

Article 2

The Council, acting upon a proposal by a Member State or the High Representative of the Union for Foreign Affairs and Security Policy, shall adopt modifications to the list contained in the Annex as required by relevant developments in the Republic of Moldova.

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Article 3

Council Decision 2010/105/CFSP is hereby repealed.

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Article 4

1. This Decision shall enter into force on the date of its adoption.

2. This Decision shall apply until 30 September 2013. It shall be kept under constant review. It may be renewed or amended, as appropriate, if the Council deems that its objectives have not been met.

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ANNEX

Persons referred to in Article 1(1)

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