This document is meant purely as documentation tool and the institutions do not assume any liability for its contents

►**B**

COUNCIL REGULATION (EC) No 337/2000

of 14 February 2000

concerning a flight ban and a freeze of funds and other financial resources in respect of the Taliban of Afghanistan

(OJ L 43, 16.2.2000, p. 1)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Commission Regulation (EC) No 1272/2000 of 16 June 2000	L 144	16	17.6.2000

▼B

COUNCIL REGULATION (EC) No 337/2000

of 14 February 2000

concerning a flight ban and a freeze of funds and other financial resources in respect of the Taliban of Afghanistan

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 Council Common Position 1999/727/CFSP of 15 November 1999 concerning restrictive measures against the Taliban [1],

Having regard to the proposal from the Commission,

Whereas:

(1) On 15 October 1999, the United Nations Security Council adopted Resolution 1267 (1999); in paragraph 2 of that resolution the Security Council demanded that the Taliban without delay hand over Usama bin Laden to the authorities mentioned in that paragraph.

(2) In paragraph 3 of Resolution 1267 (1999) the Security Council decided that a flight ban and a freeze of funds and other financial resources as set out in paragraph 4 of that resolution should be imposed on 14 November 1999 unless the Security Council decided that the Taliban had fully complied with the obligation set out in the aforementioned paragraph 2.

(3) The measures set out in paragraph 4 of Resolution 1267 (1999) fall under 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, such territory being deemed to encompass, for the purposes of this Regulation, the territories of the Member States to which the Treaty is applicable, under the conditions laid down in that Treaty.

(4) In order to create maximum legal certainty within the Community, names and other relevant data with regard to persons and bodies and aircraft, as designated by the Committee established under the Resolution 1267 (1999), should be made publicly known; appropriate procedures should be established within the Community regarding this aspect.

(5) Resolution 1267 (1999) provides for certain exemptions to the restrictions imposed on the condition of prior approval of the said Committee.

(6) The approval of the said Committee should be obtained through the competent national authorities of the Member States, whose names and addresses should, therefore, be made available and annexed to this Regulation.

(7) For reasons of expediency, the Commission should be empowered to supplement and/or amend the Annexes to this Regulation on the basis of pertinent notifications from the said Committee.

(8) The competent authorities of the Member States should, where necessary, be empowered to ensure compliance with this Regulation.

(9) Violations of the provisions of this Regulation should be penalised and Member States should impose appropriate penalties to that effect.

(10) The Security Council calls for the measures to be applied 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 the relevant paragraphs of Resolution 1267 (1999) enter into force.

(11) The Commission and Member States should inform each other of the measures taken under this Regulation and of other relevant information

[1] OJ L 294, 16.11.1999, p. 1.

▼B

at their disposal in connection with this Regulation, and cooperate with the said Committee, including by supplying information to it,

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of this Regulation:

1. Taliban shall mean: the Afghan faction which also calls itself the Islamic Emirate of Afghanistan;

2. Taliban Sanctions Committee shall mean: the Committee established by United Nations Security Council Resolution 1267 (1999).

Article 2

This Regulation shall apply to any funds, other financial resources, and aircraft designated by the Taliban Sanctions Committee.

The funds and other financial resources referred to in the first subparagraph shall be listed in Annex I and the aircraft referred to therein in Annex II to this Regulation.

Article 3

1. All funds and other financial resources designated by the Taliban Sanctions Committee, listed in Annex I, shall be frozen.

2. No funds or other financial resources designated by the Taliban Sanctions Committee, listed in Annex I, shall be made available to or for the benefit of the Taliban or any undertaking owned or controlled, directly or indirectly, by the Taliban.

Article 4

Without prejudice to the Community rules concerning confidentiality and to the provisions of Article 284 of the Treaty, the competent authorities of the Member States shall have the power to require banks, other financial institutions, insurance companies, and other bodies and persons to provide all relevant information necessary for ensuring compliance with this Regulation.

Article 5

It shall be prohibited for any aircraft designated by the Taliban Sanctions Committee, listed in Annex, II, to take off from, or land in, the territory of the Community.

Article 6

1. Article 3 shall not apply to funds and other financial resources for which the Taliban Sanctions Committee has granted an exemption.

2. Article 5 shall not apply to flights for which the Taliban Sanctions Committee has granted an exemption.

3. No exemptions from Articles 3 and 5 other than those referred to in paragraphs 1 and 2 of this Article may be granted.

4. Exemptions referred to in paragraphs 1 and 2 shall be obtained, where appropriate, through the competent authorities of the Member States listed in Annex III. Exemptions granted by the Taliban Sanctions Committee shall apply throughout the Community.

Article 7

Without prejudice to the rights and obligations of the Member States under the Charter of the United Nations, the Commission shall:

— supplement and/or amend Annexes I and II on the basis of determinations made by the United Nations Security Council or the Taliban Sanctions Committee,

▼B

— supplement and/or amend Annex III on the basis of information supplied by the competent authorities within the Community,

— maintain all the necessary contacts with the Taliban Sanctions Committee for the purpose of the effective implementation of this Regulation.

Article 8

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

Article 9

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.

Article 10

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.

Article 11

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,

— to any body which is incorporated or constituted under the law of a Member State.

Article 12

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

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

▼M1

ANNEX I

Funds and other financial resources designated by the Taliban Sanctions Committee, as referred to in Articles 2 and 3

Funds and other financial resources belonging to:

— Ariana Afghan Airlines or Bakhtar Afghan Airlines, Afghan Authority Building, PO Box 76, Ansari Watt, Kabul, Afghanistan, including those belonging to any of its offices or subsidiaries, and that company's accounts with Citibank, New Delhi, India and with Punjab National Bank, New Delhi, India,

— Banke Millie Afghan, Bank E. Millie Afghan or Afghan National Bank, Jada Ibn Sana, Kabul, Afghanistan, including those belonging to any of its offices or subsidiaries,

— Da Afghanistan Bank, Bank of Afghanistan, Central Bank of Afghanistan or Afghan State Bank, Ibni Sina Wat, Kabul, Afghanistan, including those belonging to any of its offices or subsidiaries,

— Mohammed OMAR (Leader of the Faithful or Amir ul-Mumineen), born at Hotak, Kandahar Province, Afghanistan, in 1950.

The definition of funds and other financial resources comprises any financial assets and economic benefits of any kind, including funds derived or generated from property owned or controlled directly or indirectly by the Taliban, or by any undertaking owned or controlled by the Taliban. The funds and other financial resources thus designated include, but are not limited to:

1. cash;
2. cheques, drafts, money orders and other payment instruments;
3. deposits with financial institutions or other entities, balances on accounts, debts and debt obligations;
4. publicity and privately traded securities and debt instruments, including stocks and shares, certificates representing securities, bonds, notes, warrants, debentures, derivatives contracts;
5. interest, dividends or other income on or value accruing from or generated by assests;
6. credit rights of set-off, guarantees, performance bonds or other financial commitments;
7. letters of credit, bills of landing, bills of sale; and
8. documents evidencing an interest in funds or financial resources.

▼B

ANNEX II

List of aircrafts referred to in Article 2

Operator	Owner	Registration/Serial	Make	Model
Afghan Air Force	Afghan Air Force	229 SFG1008	Antonov	AN26
Afghan Air Force	Afghan Air Force	230 SFG1009	Antonov	AN26
Afghan Air Force	Afghan Air Force	231 SFG1010	Antonov	AN26
Afghan Air Force	Afghan Air Force	232 SFG1011	Antonov	AN26
Afghan Air Force	Afghan Air Force	233 SFG1012	Antonov	AN26
Afghan Air Force	Afghan Air Force	234 SFG1013	Antonov	AN26
Afghan Air Force	Afghan Air Force	235 SFG1014	Antonov	AN26
Afghan Air Force	Afghan Air Force	236 SFG1015	Antonov	AN26
Afghan Air Force	Afghan Air Force	237 SFG1016	Antonov	AN26
Afghan Air Force	Afghan Air Force	238 SFG1017	Antonov	AN26
Afghan Air Force	Afghan Air Force	239 SFG1018	Antonov	AN26
Afghan Air Force	Afghan Air Force	240 SFG1019	Antonov	AN26
Afghan Air Force	Afghan Air Force	241 SFG1020	Antonov	AN26
Afghan Air Force	Afghan Air Force	242 SFG1021	Antonov	AN26
Afghan Air Force	Afghan Air Force	243 SFG1022	Antonov	AN26
Afghan Air Force	Afghan Air Force	244 SFG1023	Antonov	AN26
Afghan Air Force	Afghan Air Force	245 SFG1024	Antonov	AN26
Afghan Air Force	Afghan Air Force	246 SFG1025	Antonov	AN26
Afghan Air Force	Afghan Air Force	247 SFG1026	Antonov	AN26
Afghan Air Force	Afghan Air Force	252 SFG1027	Antonov	AN26
Afghan Air Force	Afghan Air Force	268 SFG1028	Antonov	AN26
Afghan Air Force	Afghan Air Force	284 AN32021	Antonov	AN32
Afghan Air Force	Afghan Air Force	301 AN32053	Antonov	AN32
Afghan Air Force	Afghan Air Force	302 AN32054	Antonov	AN32
Afghan Air Force	Afghan Air Force	303 AN32055	Antonov	AN32
Afghan Air Force	Afghan Air Force	304 AN32056	Antonov	AN32
Afghan Air Force	Afghan Air Force	305 AN32057	Antonov	AN32
Afghan Air Force	Afghan Air Force	306 AN32058	Antonov	AN32
Afghan Air Force	Afghan Air Force	307 AN32022	Antonov	AN32
Afghan Air Force	Afghan Air Force	308 AN32023	Antonov	AN32
Afghan Air Force	Afghan Air Force	346 AN32059	Antonov	AN32
Afghan Air Force	Afghan Air Force	353 AN32024	Antonov	AN32
Afghan Air Force	Afghan Air Force	363 AN32060	Antonov	AN32
Afghan Air Force	Afghan Air Force	381 AN12235	Antonov	AN12
Afghan Air Force	Afghan Air Force	382 AN12236	Antonov	AN12
Afghan Air Force	Afghan Air Force	384 AN12237	Antonov	AN12

▼B

Operator	Owner	Registration/Serial	Make	Model
Afghan Air Force	Afghan Air Force	387 4342205	Antonov	AN12
Afghan Air Force	Afghan Air Force	388 AN12238	Antonov	AN12
Afghan Air Force	Afghan Air Force	390 AN12239		AN12
Afghan Air Force	Afghan Air Force	T-001 B7010105	Ilyushin	IL18
Afghan Air Force	Afghan Air Force	T-004 SFG1007	Antonov	AN26
Afghan Air Force	Afghan Air Force	T-005 SFG1006	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	CCCP-87255 AFG01	Yakoviev	YK40
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAG 7306602	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAH 17306709	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAL 14105	Antonov	AN26
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAN 14304	Antonov	AN26
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAO 14305	Antonov	AN26
Ariana Afghan Airlines	Unconfirmed CIS Operator	YA-DAA AN12353	Antonov	AN12
Ariana Afghan Airlines	Polet Russian Air Company	YA-DAB 5342801	Antonov	AN12
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-DAG 87304504	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-FAU 20343	Boeing	B727
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-FAW 19619	Boeing	B727
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-GAX 331	De Haviland	DHC6
Caspian Airlines	Ariana Afghan Airlines	EP-CPG 748	Tupolev	T154
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-DAF	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-DAJ 47309603	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-FAY 22289	Boeing	B727
Ariana Afghan Airlines	Tyumenaviatrans	YA-87486 9441438	Yakoviev	YK40

▼B

ANNEX III

List of competent authorities referred to in Article 6(4)

A. **FLIGHT BAN**

BELGIUM

Ministère des communications et de l'infrastructure
Administration de l'aéronautique
Centre Communications Nord — 4e étage
Rue du Progrès 80 — Boîte 5
B-1030 Bruxelles
Tel. (32-2) 206 32 00
Fax (32-2) 203 15 28

DENMARK

Civil Aviation Administration
Luftfartshuset
Box 744
Ellebjergvej 50
DK-2450 København
Tel. (45) 36 44 48 48
Fax (45) 36 44 03 03

GERMANY

Generaldirektor für Luft- und Raumfahrt
Bundesministerium für Verkehr
Postfach 200 100
D-53170 Bonn
Tel. (49-228) 300 45 00
Fax (49-228) 300 79 29

GREECE

Ministry of Transport and Communications
Hellenic Civil Aviation Authority
PO Box 73 751
GR-16604 Helliniko
Tel. (30-1) 894 42 63
Fax (30-1) 894 42 79

SPAIN

Direccion General de Aviación Civil
Ministerio de Fomento
Paseo de la Castellana, 67
E-28071 Madrid
Tel. (34-91) 597 70 00
Fax (34-91) 597 53 57

FRANCE

Ministere de l'équipement, des transports et du logement
Direction générale de l'aviation civile
Direction des transports aériens
50, rue Henri Farman
F-75720 Paris cedex 15
Tel. (33-1) 58 09 43 21
Fax (33-1) 58 09 36 36

▼B

IRELAND

General Director for Civil Aviation
Department of Transport, Energy and Communications
44, Kildare Street
Dublin 2
Ireland
Tel. (353-1) 604 10 36
Fax (353-1) 604 11 81

ITALY

Ente Nazionale per l'Aviazione Civile (ENAC)
Via di Villa Ricotti 42
I-00161 Roma
Tel. (39-06) 44 18 52 08/44 18 52 09
Fax (39-06) 44 18 53 16

LUXEMBOURG

Directeur de l'aviation civile
Ministère des transports
19-21, boulevard Royal
L-2938 Luxembourg
Tel. (352) 478 44 12
Fax (352) 46 77 90

NETHERLAND

Ministry of Transport, Public Works and Water Management
Directorate General of Civil Aviation
Plesmanweg 1-6
PO Box 90771
2509 LT Den Haag
Netherlands
Tel. (31-70) 351 72 45
Fax (31-70) 351 63 48

AUSTRIA

Bundesministerium für Wissenschaft und Verkehr
Zentralsektion Verkehr, Luftfahrt
Radetzkystrae 2
A-1030 Wien
Tel. (43-1) 711 62 70 00
Fax (43-1) 711 62 70 99

PORTUGAL

Instituto Nacional da Aviação Civil
Ministério do Equipamento Social
Rua B, edifícios 4, 5, 6
Aeroporto da Portela
P-1749-034 Lisboa
Tel.: (351-21) 842 35 00
Fax: (351-21) 840 23 98
Email: inacgeral@mail.telepac.pt

FINLAND

Civil Aviation Administration
Ilmailulaitos / Luftfartsverket
PO Box 50
FIN-01531 Vantaa
Tel. (358-9) 82 77 20 10
Fax (358-9) 82 77 20 91

▼B

SWEDEN

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

UNITED KINGDOM

Department of Environment, Transport and the Regions
International Aviation Negotiations
Great Minster House
76, Marsham Street
London SW1P 4DR
United Kingdom
Tel. (44-171) 890 58 01
Fax (44-171) 676 21 94

EUROPEAN COMMUNITY

Commission of the European Communities
Directorate-General for External Relations
Mr A. de Vries, DM24 5/75
Rue de la Loi/Wetstraat 200
B-1049 Bruxelles/Brussel
Tel.: (32-2) 295 68 80
Fax: (32-2) 295 73 31

B. **FREEZE OF FUNDS**

BELGIUM

Ministere des finances
Trésorerie
avenue des Arts 30
B-1040 Bruxelles
Fax (32-2) 233 75 18

DENMARK

Erhvervsfremmestyrelsen
Dahlerups Pakhus
Langelinie Alle 17
DK-2100 København Ø
Tel. (45) 35 46 60 00
Fax (45) 35 46 60 01

GERMANY

1. For examinations of the status of banks:

Landeszentralbank in Baden-Württemberg
Postfach 10 60 21
D-70049 Stuttgart
Tel. 07 11/9 44-11 20/21/23
Fax. 07 11/9 44-19 06

Landeszentralbank in Freistaat Bayern
D-80291 München
Tel. 0 89/280 89-32 64
Fax. 0 89/28 89-38 78

Landeszentralbank in Berlin und Brandenburg
Postfach 11 01 60
D-10831 Berlin
Tel. 0 30/34 75/11 10/15/20
Fax. 0 30/34 75/11 90

▼B

Landeszentralbank in der Freien Hansestadt Hamburg, in Mecklenburg-Vorpommern und Schleswig-Holstein
Postfach 57 03 48
D-22772 Hamburg
Tel. 0 40/37 07/66 00
Fax. 0 40/37 07-66 15

Landeszentralbank in Hessen
Postfach 11 12 32
D-60047 Frankfurt am Main
Tel. 0 69/23 88-19 20
Fax. 0 69/23 88-19 19

Landeszentralbank in der Freien Hansestadt Bremen, in Niedersachsen und Sachsen-Anhalt
Postfach 2 45
D-30002 Hannover
Tel. 05 11/30 33-27 23
Fax. 05 11/30 33-27 30

Landeszentralbank in Nordrhein-Westfalen
Postfach 10 11 48
D-40002 Düsseldorf
Tel: 02 11/8 74-23 73/31 59
Fax: 02 11/8 74-23 78

Landeszentralbank in Rheinland-Pfalz und im Saarland
Postfach 30 09
D-55020 Mainz
Tel: 0 61 31/3 77-4 10/4 16
Fax: 0 61 31/3 77-4 24

Landeszentralbank in den Freistaaten Sachsen und Thüringen
Postfach 90 11 21
D-04103 Leipzig
Tel. 03 41/8 60-22 00
Fax. 03 41/8 60-23 89

2. For examinations of the status of companies, undertakings, entities and institutions other than banks:

Bundesausfuhramt
Referat 214
Postfach 51 60
D-65726 Eschborn
Tel. 0 61 96/9 08-0
Fax. 0 61/96/9 08-4 12

GREECE

Ministry of National Economy
Secretariat-General for International Economic Relations
Directorate-General for External Economic and Trade Relations
Director General Mr V. Kanellakis
Ermou and Kornarou 1
GR-105 63 Athens
Tel. (31) 32 86 401-3
Fax (31) 32 86 404

SPAIN

Dirección General de Política Comercial e Inversiones Exteriores
Subdirección General de Gestión de las Transacciones con el Exterior
(Ministerio de Economía y Hacienda)
Pº de la Castellana, 162 — Planta 9
E-28046 Madrid
Tel. (00-34) 91 583 74 00
Fax (00-34) 91 583 55 09

▼B

Direccion General del Tesoro y Política Financiera
Subdirección General de Inspección y Control de Movimientos de Capitales
(Ministerio de Economía y Hacienda)
Pl. de Jacinto Benavente, 3
E-28071 Madrid
Tel. (00-34) 91 360 45 88
Fax (00-34) 91 583 52 14

FRANCE

Ministère de l'économie, des finances et de l'industrie
Direction du Trésor
Service des affaires européennes et internationales
Sous-direction E
139, rue du Bercy
F-75572 Paris-cedex 12
Tel. (33-1) 44 87 17 17
Fax (33-1) 53 18 36 15

IRELAND

Central Bank of Ireland
Financial Markets Department
P.O. Box 559
Dame Street
Dublin 2
Tel. (353-1) 671 66 66

Department of Foreign Affairs
Bilateral Economic Relations Section
76-78 Harcourt Street
Dublin 2
Tel. (353-1) 408 24 92

ITALY

Ministero del Commercio Estero
Direzione Generale per la Politica Commerciale e per la Gestione del Regime degli Scambi
Divisione IV
Viale America, 341
I-00144 Roma
Tel: (39-06) 59 93 24 39
Fax: (39-06) 59 64 75 06

LUXEMBOURG

Ministère des affaires étrangères
Direction des relations économiques internationales et de la coopération
BP 1602
L-1016 Luxembourg

NETHERLANDS

Ministerie van Financiën
Directie Wetgeving, Juridische en Bestuurlijke Zaken
Postbus 20201
2500 EE Den Haag
Nederland
Tel. (31-70) 342 82 27
Fax (31-70) 342 79 05

AUSTRIA

Bundesministerium für wirtschaftliche Angelegenheiten
Abteilung II/A/2
Landstrasser Haupstraße 55-57
A-1030 Wien

▼B

Österreichische Nationalbank
Otto Wagner-Platz 3
A-1090 Wien
Tel. (43-1) 40 420-0
Fax. (43-1) 40 420-73 99

PORTUGAL

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. (351-1) 882 32 40/47
Fax (351-1) 882 32 49
E-mail. dgaeri@mfinancas,mailpac.pt

FINLAND

Ulkoasiainministeriö / Utrikesministeriet
PL 176
SF-00161 Helsinki
Tel. (358-9) 13 41 51
Fax. (358-9) 13 41 57 07 and (358-9) 62 98 40

SWEDEN

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

UNITED KINGDOM

HM Treasury
International Financial Services
Parliament Street
London SW1P 3AG
United Kingdom
Tel: (44-171) 270 55 50
Fax: (44-171) 270 43 65

Bank of England
Sanctions Emergency Unit
London EC2R 8AH
United Kingdom
Tel. (44-171) 601 46 07
Fax (44-171) 601 43 09

EUROPEAN COMMUNITY

Commission of the European Communities
Directorate-General External Relations
Mr A. de Vries, DM24 5/75
Rue de la Loi/Wetstraat 200
B-1049 Bruxelles/Brussel
Tel.: (32-2) 295 68 80
Fax: (32-2) 295 73 31