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Legislation

Contents

Acts adopted pursuant to Title V of the Treaty on European Union

97/288/CFSP:

- ★ Joint Action of 29 April 1997 adopted by the Council on the basis of Article J.3 of the Treaty on European Union on the European Union's contribution to the promotion of transparency in nuclear-related export controls 1

97/289/CFSP:

- ★ Joint Action of 29 April 1997 adopted by the Council on the basis of Article J.3 of the Treaty on European Union on the establishment of a European Union assistance programme to support the Palestinian Authority in its efforts to counter terrorist activities emanating from the territories under its control 2

97/290/CFSP:

- ★ Council Decision of 29 April 1997 extending common position 96/635/CFSP on Burma/Myanmar 4

(Acts adopted pursuant to Title V of the Treaty on European Union)

JOINT ACTION

of 29 April 1997

adopted by the Council on the basis of Article J.3 of the Treaty on European Union on the European Union's contribution to the promotion of transparency in nuclear-related export controls

(97/288/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Articles J.3 and J.11 thereof,

Having regard to the general guidelines laid down by the European Council in Corfu on 24 and 25 June 1994,

Having regard to the decisions of the Conference of the States party to the Treaty on the Non-proliferation of Nuclear Weapons (NPT) held from 17 April to 12 May 1995,

Having regard to the preparations under way for the 2000 NPT Review Conference,

HAS ADOPTED THIS JOINT ACTION:

Article 1

The objective of this Joint Action shall be to contribute to the strengthening of the international nuclear non-proliferation system, including the promotion of transparency in nuclear-related export controls within the framework of dialogue and cooperation among all interested States party to the Treaty on the Non-proliferation of Nuclear Weapons (NPT).

Article 2

1. For the purposes of the objective set out in Article 1, the European Union shall, among other activities, support the efforts of the Nuclear Suppliers' Group (NSG) to promote transparency. This support will include:

— an active European Union contribution to progress in the work of the NSG Working Group on

Transparency which was established by the NSG Buenos Aires plenary from 25 to 26 April 1996,

— a contribution of up to ECU 75 000, to be charged to the general budget of the European Communities for 1997, to the financing of the first NSG seminar on nuclear-related export controls, which is scheduled to take place in October 1997.

2. The expenditure financed by the amount stipulated in paragraph 1 shall be managed in accordance with the European Community procedures and rules applicable to the said budget.

Article 3

The Council will review the implementation of this Joint Action, and the possibility of further measures to be undertaken by the European Union, notably in the context of preparation for the 2000 NPT Review Conference.

Article 4

This Joint Action shall enter into force on the date of its adoption.

Article 5

This Joint Action shall be published in the Official Journal.

Done at Luxembourg, 29 April 1997.

For the Council
The President
H. VAN MIERLO

JOINT ACTION

of 29 April 1997

adopted by the Council on the basis of Article J.3 of the Treaty on European Union on the establishment of a European Union assistance programme to support the Palestinian Authority in its efforts to counter terrorist activities emanating from the territories under its control

(97/289/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Articles J.3 and J.11 thereof,

Having regard to the declarations adopted by the European Council in Florence on 21 and 22 June 1996 and in Dublin on 13 and 14 December 1996,

Whereas the Council declaration adopted on 1 October 1996 states that the European Union is ready to play an active part in promoting the Middle East Peace Process, commensurate with its interests in the region and on the basis of its major contribution to the Peace Process so far;

Whereas the Council, on 20 January 1997, reiterated that the European Union would continue its active role in promoting and strengthening the said Peace Process,

HAS ADOPTED THIS JOINT ACTION:

Article 1

1. A European Union assistance programme (hereinafter referred to as 'the programme') is hereby established, for a duration of three years, in order to support the Palestinian Authority (PA) in its efforts to counter terrorist activities emanating from the territories under its control and to assist in the establishment of related Palestinian administrative structures.

2. The objective of the programme is to support the PA's capacity to counter terrorism and help sustain the Middle East Peace Process and to provide the relevant security and police services with a comprehensive understanding of the principles of human rights in the implementation of their activities in the territories under the control of the PA.

3. The programme shall include the following elements: training in surveillance, search and interview techniques; the establishment of a technical investigation bureau with forensic capability; training of management

personnel of the security and police agencies involved to bring about cooperation and effective reaction concerning acts of terrorism; assistance to senior management of the various services for effective administration. The programme will be complemented by measures in the fields of human rights training, procurement of equipment and services, information technology, secure communications and explosive ordnance disposal, in accordance with Article 3 (6).

4. Periodic independent evaluations shall be conducted at agreed stages, depending on progress.

5. The programme shall be suspended if the PA fails:

— to cooperate fully in the implementation of the programme,

— to take appropriate measures to ensure respect for human rights in the implementation of the programme,

— to allow European Union monitoring and/or periodic external evaluations to that effect.

6. The operational, administrative and financial aspects of the programme shall be reviewed on a yearly basis.

Article 2

1. A European Union adviser (hereinafter referred to as the 'EU adviser') is hereby appointed to oversee the implementation of the programme, to monitor the proper use of European Union-provided capabilities for the purposes of implementing Article 1 (3). The EU adviser and the Commission, within the scope of their respective competences, shall ensure appropriate coordination between the programme, Community assistance and the bilateral assistance provided by the Member States and shall cooperate to this end.

2. The EU adviser shall be appointed for the duration of the programme, subject to the review mentioned in Article 1 (6).

3. The EU adviser shall be guided by the Presidency and shall report, under the Presidency's authority, to the Council or its designated instances on a regular basis and as the need arises.

Article 3

1. In order to cover the costs related to the establishment of the programme, a sum of ECU 3,6 million shall be charged to the general budget of the European Communities as follows: ECU 1,2 million to the budget for 1997, ECU 1,8 million to the budget for 1998 and ECU 0,6 million to the budget for 1999. The sum charged to the budget for 1997 shall be available to finance the expenditure related to the programme with effect from the date of adoption of this Joint Action.

2. The expenditure financed by the amount stipulated in paragraph 1 shall be managed in accordance with the European Community procedures and rules applicable to the budget.

3. The European Union shall finance the infrastructure and current expenditure of the EU adviser, including his salary and the cost of his staff.

4. The privileges, immunities and further guarantees necessary for the completion and smooth functioning of the programme and of the EU adviser and his international staff shall be defined with the parties. The Member States and the Commission shall grant all necessary support to that effect.

5. The Council notes that the Presidency, the Commission and Member States, as appropriate, shall provide support in the region.

6. The Council takes note of the measures which the Commission intends to propose as Community action in support of the objectives of this Joint Action, in particular in the fields of human rights training, procurement of equipment and services, information technology, secure communications and explosive ordnance disposal.

Article 4

This Joint Action shall enter into force on the day of its adoption.

It shall apply until 29 April 2000.

Article 5

This Joint Action shall be published in the Official Journal.

Done at Luxembourg, 29 April 1997.

For the Council

The President

H. VAN MIERLO

COUNCIL DECISION

of 29 April 1997

extending common position 96/635/CFSP on Burma/Myanmar

(97/290/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article J.2 thereof,

HAS DECIDED AS FOLLOWS:

1. Common position 96/635/CFSP of 28 October 1996 defined by the Council on the basis of Article J.2 of the Treaty on European Union, on Burma/Myanmar⁽¹⁾, is hereby extended for a further renewable period of six months, in view of the considerations mentioned in point 6 thereof.
2. This Decision shall be published in the Official Journal.

Done at Luxembourg, 29 April 1997.

*For the Council**The President*

H. VAN MIERLO

⁽¹⁾ OJ No L 287 vom 8. 11. 1996, S. 1.