

Basic information	
2001/0228(CNS) CNS - Consultation procedure Regulation	Procedure completed
Combating terrorism: specific restrictive measures against certain persons and entities Subject 7.30.20 Action to combat terrorism	

Key players			
European Parliament	Committee responsible		Rapporteur
	LIBE Citizens' Freedoms and Rights, Justice and Home Affairs		Appointed
	Former committee responsible		Former rapporteur
	LIBE Citizens' Freedoms and Rights, Justice and Home Affairs		Appointed
	Former committee for opinion		Former rapporteur for opinion
	AFET Foreign Affairs, Human Rights, Common Security, Defense		Appointed
Council of the European Union	ECON Economic and Monetary Affairs		
	Council configuration		Meetings
	General Affairs		Date
European Commission	General Affairs		2001-12-10
	General Affairs		2002-06-17
European Commission	Commission DG		Commissioner
	External Relations		

Key events			
Date	Event	Reference	Summary

01/10/2001	Legislative proposal published	COM(2001)0569 	Summary
03/10/2001	Committee referral announced in Parliament		
03/10/2001	Vote in committee		
04/10/2001	Decision by Parliament	T5-0502/2001	Summary
30/11/2001	Modified legislative proposal published	COM(2001)0713 	Summary
07/12/2001	Amended legislative proposal for reconsultation published	04765/3/2001	Summary
10/12/2001	Debate in Council		
10/12/2001	Vote in committee		
10/12/2001	Formal reconsultation of Parliament		
13/12/2001	Decision by Parliament	T5-0693/2001	Summary
27/12/2001	Act adopted by Council after consultation of Parliament		
27/12/2001	End of procedure in Parliament		
28/12/2001	Final act published in Official Journal		

Technical information	
Procedure reference	2001/0228(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 060 EC Treaty (after Amsterdam) EC 301 EC Treaty (after Amsterdam) EC 308 Rules of Procedure EP 170 Rules of Procedure EP 52-p1
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/5/15945 LIBE/5/15222

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Text adopted by Parliament, 1st reading/single reading		T5-0502/2001 OJ C 087 11.04.2002, p. 0155-0213 E	04/10/2001	Summary
Text adopted by Parliament, 1st reading/single reading		T5-0693/2001 OJ C 177 25.07.2002, p. 0210-0276 E	13/12/2001	Summary
Council of the EU				

Document type	Reference	Date	Summary	
Amended legislative proposal for reconsultation	04765/3/2001	07/12/2001	Summary	
European Commission				
Document type	Reference	Date	Summary	
Legislative proposal	COM(2001)0569  OJ C 025 29.01.2002, p. 0474 E	01/10/2001	Summary	
Modified legislative proposal	COM(2001)0713  OJ C 075 26.03.2002, p. 0303 E	30/11/2001	Summary	
Other institutions and bodies				
Institution/body	Document type	Reference	Date	Summary
EU	Implementing legislative act	32001E0930 OJ L 344 28.12.2001, p. 0090-0092	27/12/2001	Summary
EU	Implementing legislative act	32001E0931 OJ L 344 28.12.2001, p. 0093-0096	27/12/2001	Summary
EU	Implementing legislative act	32006D0379 OJ L 144 31.05.2006, p. 0021-0023	29/05/2006	Summary

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Final act
Regulation 2001/2580 OJ L 344 28.12.2001, p. 0070-0075 Summary

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 29/05/2006 - Implementing legislative act

ACT : Council Decision 2006/379/EC implementing Article 2(3) of Regulation 2580/2001/EC on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and repealing Decision 2005/930/EC.

CONTENT : to recall, on 21 December 2005, the Council adopted Decision 2005/930/EC implementing Article 2(3) of Regulation 2580/2001/EC on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and repealing Decision 2005/848/EC. It has been decided to adopt an updated list of the persons, groups and entities to which Regulation 2580/2001/EC applies.

Persons :

- § ABOU, Rabah Naami (a.k.a. Naami Hamza; a.k.a. Mihoubi Faycal; a.k.a. Fellah Ahmed; a.k.a. Dafri Rème Lahdi);
- § ABOUD, Maisi (a.k.a. The Swiss Abderrahmane);
- § AL-MUGHASSIL, Ahmad Ibrahim (a.k.a. ABU OMRAN; a.k.a. AL-MUGHASSIL, Ahmed Ibrahim);
- § AL-NASSER, Abdelkarim Hussein Mohamed;
- § AL YACOUB, Ibrahim Salih Mohammed;
- § ARIOUA, Azzedine;
- § ARIOUA, Kamel (a.k.a. Lamine Kamel);
- § ASLI, Mohamed (a.k.a. Dahmane Mohamed);
- § ASLI, Rabah;
- § ATWA, Ali (a.k.a. BOUSLIM, Ammar Mansour; a.k.a. SALIM, Hassan Rostom);
- § DARIB, Noureddine (a.k.a. Carreto; a.k.a. Zitoun Mourad);
- § DJABALI, Abderrahmane (a.k.a. Touil);
- § EL-HOORIE, Ali Saed Bin Ali (a.k.a. AL-HOURI, Ali Saed Bin Ali; a.k.a. EL-HOURI, Ali Saed Bin Ali);
- § FAHAS, Sofiane Yacine;
- § IZZ-AL-DIN, Hasan (a.k.a. GARBAYA, Ahmed; a.k.a. SA-ID; a.k.a. SALWWAN, Samir);
- § LASSASSI, Saber (a.k.a. Mimiche);
- § MOHAMMED, Khalid Shaikh (a.k.a. ALI, Salem; a.k.a. BIN KHALID, Fahd Bin Adballah; a.k.a. HENIN, Ashraf Refaat Nabith; a.k.a. WADOOD, Khalid Abdul);
- § MOKTARI, Fateh (a.k.a. Ferdi Omar);
- § MUGHNIYAH, Imad Fa'iz (a.k.a. MUGHNIYAH, Imad Fayiz), Senior Intelligence Officer of HIZBALLAH;
- § NOUARA, Farid;
- § RESSOUS, Hoari (a.k.a. Hallasa Farid);
- § SEDKAOUI, Noureddine (a.k.a. Nounou);
- § SELMANI, Abdelghani (a.k.a. Gano);
- § SENOUCI, Sofiane;
- § SISON, Jose Maria (a.k.a. Armando Liwanag, a.k.a. Joma, in charge of the Communist Party of the Philippines including NPA);
- § TINGUALI, Mohammed (a.k.a. Mouh di Kouba).

Groups and entities:

- § Abu Nidal Organisation (ANO), (a.k.a. Fatah Revolutionary Council, Arab Revolutionary Brigades, Black September and Revolutionary Organisation of Socialist Muslims);
- § Al-Aqsa Martyrs' Brigade;
- § Al-Aqsa e.V;
- § Al-Takfir and Al-Hijra;
- § Aum Shinrikyo (a.k.a. AUM, a.k.a. Aum Supreme Truth, a.k.a. Aleph);
- § Babbar Khalsa;
- § Communist Party of the Philippines, including New Peoples Army (NPA), Philippines, linked to Sison Jose Maria C. (a.k.a. Armando Liwanag, a.k.a. Joma, in charge of the Communist Party of the Philippines, including NPA);
- § Gama'a al-Islamiyya (Islamic Group), (a.k.a. Al-Gama'a al-Islamiyya, IG);

- § Great Islamic Eastern Warriors Front (IBDA-C);
- § Hamas (including Hamas-Izz al-Din al-Qassem);
- § Hizbul Mujahideen (HM);
- § Holy Land Foundation for Relief and Development;
- § International Sikh Youth Federation (ISYF);
- § Kahane Chai (Kach);
- § Khalistan Zindabad Force (KZF);
- § Kurdistan Workers' Party (PKK), (a.k.a. KADEK; a.k.a. KONGRA-GEL);
- § Liberation Tigers of Tamil Eelam (LTTE);
- § Mujahedin-e Khalq Organisation (MEK or MKO) [minus the "National Council of Resistance of Iran" (NCRI)] (a.k.a. The National Liberation Army of Iran (NLA, the militant wing of the MEK), the People's Mujahidin of Iran (PMOI), Muslim Iranian Students' Society);
- § National Liberation Army (Ejército de Liberación Nacional);
- § Palestine Liberation Front (PLF);
- § Palestinian Islamic Jihad (PIJ);
- § Popular Front for the Liberation of Palestine (PFLP);
- § Popular Front for the Liberation of Palestine — General Command (a.k.a. PFLP — General Command);
- § Revolutionary Armed Forces of Colombia (FARC);
- § Revolutionary People's Liberation Army/Front/Party (DHKP/C) (a.k.a. Devrimci Sol (Revolutionary Left), Dev Sol);
- § Shining Path (SL) (Sendero Luminoso);
- § Stichting Al Aqsa (a.k.a. Stichting Al Aqsa Nederland, a.k.a. Al Aqsa Nederland);
- § United Self-Defense Forces/Group of Colombia (AUC) (Autodefensas Unidas de Colombia).

ENTRY INTO FORCE : 31/05/2006. Decision 2005/930 is hereby repealed.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 13/12/2001 - Text adopted by Parliament, 1st reading/single reading

The European Parliament approved this proposal under a reconsultation procedure with the recommendation that the Annex listing the actual groups or persons should be drawn up on the basis of a proposal by the Commission or a Member State and that Parliament should deliver its opinion. The list should then be published in the Official Journal. MEPs want to see a sunset clause, with the regulation expiring at the end of December 2003.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 04/10/2001 - Text adopted by Parliament, 1st reading/single reading

Parliament by 417 votes in favour, 44 against and 18 abstentions approved a regulation which will enable Member States to block terrorist accounts and restrict financing of terrorism. The Parliament stipulated that the measures should be temporary, as the legislation was drawn up in haste and needs to be improved. The House wants the regulation to expire at the end of 2003 and to be reviewed within a year. In other amendments, Parliament stressed that as the regulation is based on article 308 of the Treaty, the Court of Justice shall have jurisdiction. Also, the annex listing 27 terrorist organisations whose assets are to be frozen should be amended and include other terrorist organisations. Parliament should be consulted, if necessary on a confidential basis, on the future changes to the list of organisations whose accounts are to be blocked. Changing the list should be according to the fast-track procedure.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 30/11/2001 - Modified legislative proposal

Taking into account the amendments proposed by the European Parliament and discussion in the Council on both the implementation of Resolution 1373(2001) of the Security Council of the United Nations of 28 September 2001, a number of amendments are considered necessary. The main amendments proposed concern the legal base; the coverage of terrorist wherever they may be based; a new and broader definition of funds; the inclusion of definitions of terrorism, financial services, ownership and control; and a provision on reviewing the Regulation. Where possible, the definitions were taken from international agreements, and in particular from the International Convention for the Suppression of the Financing of Terrorism. The proposed amendments will ensure that the legislative text is both in line with paragraph 1 of Resolution 1373(2001) and provide a framework necessary for preventing the financing of terrorism under conditions limiting any distortions of competition or negative effects on the functioning of the common market to what is necessary, while at the same time responding in an adequate manner to the threats of terrorism to international peace and security and the exceptional situation resulting from it.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 27/12/2001 - Implementing legislative act

PURPOSE: combating terrorism. LEGISLATIVE ACT: Council Common Position 2001/930/CFSP on combating terrorism. CONTENT: On a recommendation from the Extraordinary European Council of 21 September 2001, which defined terrorism as a real challenge to the world and to Europe in particular, this Common Position is intended to specifically combat any form of terrorist activity in all common foreign and security policy (CFSP) areas. In this context, and in order to comply with the various UN resolutions in this field (Resolution 1373 (2001) in particular), the Common Position makes the wilful provision or collection, by any means, of funds intended for the perpetration of terrorist acts a criminal offence throughout the Community. Like Regulation (EC) No 2580/2001, the Common Position aims to freeze funds and other financial assets and economic resources of persons or entities who facilitate, attempt to commit or commit terrorist acts within the territory of Member States. The Common Position also aims to suppress any form of active or passive support to entities or persons involved in terrorist acts (in particular by eliminating the supply of weapons to terrorists). Steps shall be taken to prevent terrorist acts, including the provision of early warning among Member States or between Member States and third states by the exchange of information. Safe haven shall obviously be denied to persons who organise or support terrorist acts. It is also clearly specified that persons who support or participate in the financing, organisation or perpetration of terrorist acts in Member States shall be brought to justice. The punishment shall duly reflect the seriousness of the acts committed. Provisions are laid down for Member States to afford one another assistance during criminal investigations and to prevent the movement of terrorists (e.g. by establishing effective border controls and preventing the falsification of identity papers and travel documents). Member States are also explicitly asked to ensure that persons granted refugee status have not organised or facilitated the perpetration of terrorist acts. They shall also ensure that perpetrators of such acts do not abuse refugee status and that claims of political motivation are not recognised as grounds for refusing requests for the extradition of alleged terrorists. Proposals in this respect may be presented by the Commission in the near future. ENTRY INTO FORCE: 27 December 2001.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 27/12/2001 - Implementing legislative act

PURPOSE : to implement specific measures with a view to combating terrorism. LEGISLATIVE ACT : Council Common Position 2001/931/CFSP on the application of specific measures to combat terrorism. CONTENT : its extraordinary meeting on 21 September 2001, the European Council declared that terrorism is a real challenge to the world and to Europe and that the fight against terrorism will be a priority objective of the European Union. On 28 September 2001, the United Nations Security Council adopted resolution 1373(2001), reaffirming that terrorist acts constitute a threat to peace and security and setting out measures aimed at combating terrorism and in particular the fight against the financing of terrorism and the provision of safe havens for terrorists. This Common Position applies in accordance with the provisions of the following Articles to persons, groups and entities involved in terrorist acts and listed in the Annex. For the purposes of this Common Position, "persons, groups and entities involved in terrorist acts" shall mean: - persons who commit, or attempt to commit, terrorist acts or who participate in, or facilitate, the commission of terrorist acts, - groups and entities owned or controlled directly or indirectly by such persons; and persons, groups and entities acting on behalf of, or under the direction of, such persons, groups and entities, including funds derived or generated from property owned or controlled directly or indirectly by such persons and associated persons, groups and entities. The common position stipulates that "terrorist act" shall mean one of the following intentional acts, which, given its nature or its context, may seriously damage a country or an international organisation, as defined as an offence under national law, where committed with the aim of: i) seriously intimidating a population, or ii) unduly compelling a Government or an international organisation to perform or abstain from performing any act, or iii) seriously destabilising or destroying the fundamental political, constitutional, economic or social structures of a country or an international organisation: a) attacks upon a person's life which may cause death; b) attacks upon the physical integrity of a person; c) kidnapping or hostage taking; d) causing extensive destruction to a Government or public facility, a transport system, an infrastructure facility, including an information system, a fixed platform located on the continental shelf, a public place or private property, likely to endanger human life or result in major economic loss; e) seizure of aircraft, ships or other means of public or goods transport; f) manufacture, possession, acquisition, transport, supply or use of weapons, explosives or of nuclear, biological or chemical weapons, as well as research into, and development of, biological and chemical weapons; g) release of dangerous

substances, or causing fires, explosions or floods the effect of which is to endanger human life; h) interfering with or disrupting the supply of water, power or any other fundamental natural resource, the effect of which is to endanger human life; i) threatening to commit any of the acts listed under (a) to (h);j) directing a terrorist group; k) participating in the activities of a terrorist group, including by supplying information or material resources, or by funding its activities in any way, with knowledge of the fact that such participation will contribute to the criminal activities of the group. The European Community, acting within the limits of the powers conferred on it by the Treaty establishing the European Community, shall ensure that funds, financial assets or economic resources or financial or other related services will not be made available, directly or indirectly, for the benefit of persons, groups and entities listed in the Annex. Member States shall, through police and judicial cooperation in criminal matters within the framework of Title VI of the Treaty on European Union, afford each other the widest possible assistance in preventing and combating terrorist acts. To that end they shall, with respect to enquiries and proceedings conducted by their authorities in respect of any of the persons, groups and entities listed in the Annex, fully exploit, upon request, their existing powers in accordance with acts of the European Union and other international agreements, arrangements and conventions which are binding upon Member States. The list of persons, groups and entities which appear in the Annex shall be reviewed and eventually updated. ENTRY INTO FORCE : 27 December 2001. This Common Position shall be kept under constant review.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 27/12/2001 - Final act

PURPOSE: Freezing funding sources channelled to persons or entities involved in terrorist activities. COMMUNITY MEASURE: Council Regulation 2580/2001/EC on specific restrictive measures directed against certain persons and entities with a view to combating terrorism. CONTENT: In September, following the attacks on the United States, the European Council declared war on terrorism. Freezing the financial assets of known terrorists is deemed a necessary, indeed vital, aspect of the campaign against terrorism. Accordingly this piece of legislation sets out the following provisions: - A definition of terms, including: Funds other financial assets and economic resources; Freezing of funds, other financial assets and economic resources; Financial services (including insurance and banking), terrorist act and lastly owning a legal person, group or entity. - The Council will establish the lists of persons, groups and entities to which this Regulation applies. It will consist of: i) natural persons committing, or attempting to commit, participating in or facilitating acts of terrorism; ii) legal persons, groups or entities committing, or attempting to commit, participating in or facilitating the commission of any act of terrorism; iii) legal persons, groups or entities owned or controlled by one or more natural or legal persons, groups or entities; iv) natural legal persons, groups or entities acting on behalf of or at the direction of one or more natural or legal persons, groups or entities. - Banks or other financial institutions will provide any information on suspicious accounts and/or transactions to the competent authorities. - Member States will inform the Council and the Commission of measures taken to implement this Regulation. - Lastly, the Regulation will 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 legal person, group or entity incorporated or constituted under the law of a Member State; to any legal person, group or entity doing business with the Community. Within one year of the entry into force of this Regulation, the Commission shall present a report on the impact of this Regulation and, if necessary, make proposals to amend it. ENTRY INTO FORCE: 28/12/01.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 01/10/2001 - Legislative proposal

PURPOSE : to present a proposal for a Council Regulation on specific measures directed against certain persons and entities with a view to combating international terrorism. CONTENT : at its extraordinary meeting on 21 September 2001 the European Council declared that terrorism is a real challenge to the world and to Europe, and that the fight against terrorism will be a priority objective of the European Union. It declared that combating the funding of terrorism is a decisive aspect of the fight against terrorism and called upon the Council to take the necessary measures to combat any form of financing for terrorist activities. The Regulation proposed by the Commission shall enable Member States to freeze the assets of 27 persons and bodies suspected of being involved in the 11 September attacks in the USA. Moreover, the proposal contains an annex which contains a list of these 27 natural or legal persons, entities and bodies whose assets are to be frozen. This list should be amended in light of any new developments in the fight against terrorism. The proposed Regulation is intended to ensure a rapid and more coherent application of, and optimal effectiveness, of these measures throughout the European Community. In order to prevent circumvention of the proposed measures, it is also considered necessary to apply restrictions on intra-Community payments and movements of capital. The proposed measures may have to be complemented in due course by additional measures, taking into account decision made by the UN Security Council and experience with the application of the proposed measures. The Commission will make additional proposals where appropriate.

Combating terrorism: specific restrictive measures against certain persons and entities

2001/0228(CNS) - 07/12/2001 - Amended legislative proposal for reconsultation

The European Parliament has been reconsulted on the draft Council Regulation on specific restrictive measures directed against certain persons and entities with a view to combating terrorism. This text includes the amendments proposed by the European Parliament and the Council as specified in the amended proposal dated 30 November 2001 with a view to improving the original proposal which was drawn up in haste after the events of 11 September 2001.