THE UN SANCTIONS AND THE PROCEDURE FOR THE INCORPORATION INTO MACEDONIAN AND CROATIAN LAW

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UN RESTRICTIVE MEASURES

- UN CHARTER, CHAPTER VII
- ARTICLE 39 THE SECURITY COUNCIL SHALL DETERMINE THE EXISTENCE OF ANY THREAT TO THE PEACE, BREACH OF THE PEACE, OR ACT OF AGGRESSION AND SHALL MAKE RECOMMENDATIONS, OR DECIDE WHAT MEASURES SHALL BE TAKEN IN ACCORDANCE WITH ARTICLES 41 AND 42, TO MAINTAIN OR RESTORE INTERNATIONAL PEACE AND SECURITY.
- ARTICLE 41 THE SECURITY COUNCIL MAY DECIDE WHAT MEASURES NOT INVOLVING THE USE OF ARMED FORCE ARE TO BE EMPLOYED TO GIVE EFFECT TO ITS DECISIONS, AND IT MAY CALL UPON THE MEMBERS OF THE UNITED NATIONS TO APPLY SUCH MEASURES. THESE MAY INCLUDE COMPLETE OR PARTIAL INTERRUPTION OF ECONOMIC RELATIONS AND OF RAIL, SEA, AIR, POSTAL, TELEGRAPHIC, RADIO, AND OTHER MEANS OF COMMUNICATION, AND THE SEVERANCE OF DIPLOMATIC RELATIONS.
- ARTICLE 42 SHOULD THE SECURITY COUNCIL CONSIDER THAT MEASURES PROVIDED FOR IN ARTICLE 41 WOULD BE INADEQUATE OR HAVE PROVED TO BE INADEQUATE, IT MAY TAKE SUCH ACTION BY AIR, SEA, OR LAND FORCES AS MAY BE NECESSARY TO MAINTAIN OR RESTORE INTERNATIONAL PEACE AND SECURITY. SUCH ACTION MAY INCLUDE DEMONSTRATIONS, BLOCKADE, AND OTHER OPERATIONS BY AIR, SEA, OR LAND FORCES OF MEMBERS OF THE UNITED NATIONS.

ACCORDING TO CHAPTER VII, ARTICLE 41

THE SECURITY COUNCIL IS RESPONSIBLE FOR BRINGING RESOLUTIONS WHICH PROVIDES MEASURES FOR INDIVIDUALS, ENTITIES AND OTHER GROUPS, ORGANIZATIONS, STATES.

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THESE MEASURES ARE BINDING FOR ALL MEMBER COUNTRIES TO UN

MACEDONIAN UN MEMBERSHIP DATE 08 APRIL 1993

CROATIAN UN MEMEBERSHIP DATE 22 MAY 1992

AIM OF THE SANCTIONS AND EMBARGOS

- TO IMPLEMENT DECISIONS FROM THE SECURITY COUNCIL IN ORDER TO MAINTAIN OR RESTORE THE INTERNATIONAL PEACE AND SECURITY WITHOUT FORCE
- TO UPHOLD RESPECT FOR HUMAN RIGHTS AND RULE OF LAW



 CONSOLIDATED UNITED NATIONS SECURITY COUNCIL SANCTIONS LIST CONSISTS TWO SECTIONS : FOR INDIVIDUAL

FOR ENTITIES AND OTHER GROUPS

TYPES OF SANCTIONS

- ECONOMIC AND FINANCIAL SANCTIONS (EMBARGO ON GOODS AND ECONOMIC RELATIONS)
- ARMS EMBARGO
- RESTRICTION ON ADMISSION (VISA OR TRAVEL BANS)
- TOTAL OR PARTIAL SUSPENSION OF THE DIPLOMATIC RELATIONS

NATIONAL PROCEDURE OF IMPLEMENTING THE RESTRICTIVE MEASURES

- GOVERNMENT DECISION
- IMPLEMENTING
- TYPE AND DURATION ON THE SANCTION
- ENFORCING
- MONITORING

CONCLUDING REMARKS

- UN SANCTIONS ARE USUALLY FOLLOWED BY EU SANCTIONS
- THE EU AND ITS MEMBER STATES ARE OBLIGATE BY THE UN CHARTER TO PLACE SANCTIONS ON THOSE INDIVIDUALS SANCTIONED BY THE UN.
- WHEN THE SANCTION OR EMBARGO IS SET THE MEMBER COUNTRIES FOLLOWS THE PROCEDURE TO PUT IT IN PLACE IN TO NATIONAL LAW.
- R. CROATIA AND R. MACEDONIA HAVE SIMILAR LAW PROCEDURE FOR THE UN SANCTIONS
- SANCTIONS AND EMBARGOS ARE POLITICAL TRADE TOOLS

THANK YOU

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