

FORM FOR TABLING PARLIAMENTARY QUESTIONS

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To the: COUNCIL
COMMISSION☐
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ORAL QUESTIONS	WRITTEN QUESTIONS
Oral Question with debate (Rule 115) <input checked="" type="checkbox"/>	Written Question (Rule 117) <input type="checkbox"/>
Question Time (Rule 116) <input type="checkbox"/>	Priority Written Question (Rule 117 (4)) <input type="checkbox"/>
AUTHOR(S): AFET/INTA	
SUBJECT: (please specify) Implemenation of Council Regulation 1236/2005	
<p>TEXT:</p> <p>Council Regulation 1236/2005 of 27 June 2005 concerns control of EU trade in goods which could be used for capital punishment, torture or other cruel inhuman or degrading treatment or punishment, and lists equipment which should be prohibited or strictly controlled.</p> <p>When it came into force on 30 June 2006, it was the world's first multilateral trade control instrument to prohibit international trade in equipment that has no other practical purpose than for capital punishment, torture and other ill-treatment. Unfortunately, there are serious concerns that the implementation of this regulation has been far from being so exemplary. Member States have failed to comply with their obligation to present annual activity reports, nor have all Member States informed on penalty legislation introduced to apply to violators of the regulation, and the list of items prohibited, seems not to be sufficiently exhaustive.</p> <p>1. What measures does the European Commission foresee to improve the monitoring, reporting and implementation of the regulation?</p> <p>2. How can the assessment of Member States' export licensing-authorities be improved, in order to avoid the risk that items exported under the Regulation may be misused for torture or other ill-treatment, as required by Article 6 of the Regulation? What measures can be taken where this proves to be the case?</p> <p>3. Does the European Commission intend to propose a revision of the regulation, and especially of its annexes, in order to update the list of equipments that should be banned or regulated, and include items such as spiked batons, thumb-cuffs or any body-worn electric-shock stun restraint devices?</p>	
Signature(s):	
Date: XX.X..2010	