

104TH CONGRESS
1ST SESSION

S. 21

To terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina.

IN THE SENATE OF THE UNITED STATES

JANUARY 4, 1995

Mr. DOLE (for himself, Mr. LIEBERMAN, Mr. HELMS, Mr. THURMOND, Mr. McCONNELL, Mr. LOTT, Mr. FEINGOLD, Mr. D'AMATO, Mr. McCAIN, Mr. BIDEN, Mr. MACK, Mr. KYL, Mr. GORTON, Mr. HATCH, Mr. SPECTER, Mr. PACKWOOD, and Mr. CRAIG) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Bosnia and
5 Herzegovina Self-Defense Act of 1995”.

6 **SEC. 2. FINDINGS.**

7 The Congress makes the following findings:

8 (1) For the reasons stated in section 520 of the
9 Foreign Relations Authorization Act, Fiscal Years

1 1994 and 1995 (Public Law 103–236), the Congress
2 has found that continued application of an inter-
3 national arms embargo to the Government of Bosnia
4 and Herzegovina contravenes that Government’s in-
5 herent right of individual or collective self-defense
6 under Article 51 of the United National Charter and
7 therefore is inconsistent with international law.

8 (2) The United States has not formally sought
9 multilateral support for terminating the arms em-
10 bargo against Bosnia and Herzegovina through a
11 vote on a United Nations Security Council resolution
12 since the enactment of section 1404 of the National
13 Defense Authorization Act for Fiscal Year 1995
14 (Public Law 103–337).

15 (3) The United Nations Security Council has
16 not taken measures necessary to maintain inter-
17 national peace and security in Bosnia and
18 Herzegovina since the aggression against that coun-
19 try began in April 1992.

20 **SEC. 3. STATEMENT OF SUPPORT.**

21 The Congress supports the efforts of the Government
22 of the Republic of Bosnia and Herzegovina—

23 (1) to defend its people and the territory of the
24 Republic;

1 (2) to preserve the sovereignty, independence,
2 and territorial integrity of the Republic; and

3 (3) to bring about a peaceful, just, fair, viable,
4 and sustainable settlement of the conflict in Bosnia
5 and Herzegovina.

6 **SEC. 4. TERMINATION OF ARMS EMBARGO.**

7 (a) TERMINATION.—The President shall terminate
8 the United States arms embargo of the Government of
9 Bosnia and Herzegovina on—

10 (1) the date of receipt from that Government of
11 a request for assistance in exercising its right of
12 self-defense under Article 51 of the United Nations
13 Charter, or

14 (2) May 1, 1995,
15 whichever comes first.

16 (b) DEFINITION.—As used in this section, the term
17 “United States arms embargo of the Government of
18 Bosnia and Herzegovina” means the application to the
19 Government of Bosnia and Herzegovina of—

20 (1) the policy adopted July 10, 1991, and pub-
21 lished in the Federal Register of July 19, 1991 (58
22 F.R. 33322) under the heading “Suspension of Mu-
23 nitions Export Licenses to Yugoslavia”; and

24 (2) any similar policy being applied by the
25 United States Government as of the date of receipt

1 of the request described in subsection (a) pursuant
2 to which approval is denied for transfers of defense
3 articles and defense services to the former Yugo-
4 slavia.

5 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
6 tion shall be interpreted as authorization for deployment
7 of United States forces in the territory of Bosnia and
8 Herzegovina for any purpose, including training, support,
9 or delivery of military equipment.

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