

**UNIVERSITY OF OXFORD**  
**FACULTY OF LAW**  
**THE EU AS AN ACTOR IN INTERNATIONAL LAW**  
**SEMINAR VII:**  
**ENFORCEMENT OF INTERNATIONAL LAW**  
**BY THE EUROPEAN UNION: SANCTIONS**

**Questions for Discussion:**

- Are there any limits to the Security Council’s powers to impose sanctions?
- Is the EU/EC obligated to implement binding Security Council resolutions?
- What is the relationship between the EU and the EC in implementing UN sanctions?
- What is the relationship between the EU/EC and the MS in implementing UN sanctions?
- Can individuals claim compensation for damages caused by EU/EC acts implementing UN sanctions?
- Can UN sanctions be reviewed by the European Court of Justice?
- What is the legal basis of sanctions imposed by the EC/EU under international law and under EU/EC law?
- Are there any legal limits to sanctions imposed by the EC/EU unilaterally?
- Does the EU/EC need a “United Nations Law” equivalent to the “United Nations Act 1946” in the United Kingdom?
- Has sanctions implementation by the EC/EU eased the pressure on Member States that haven’t got a “United Nations Act” to pass such a law?

**Basic Reading:**

Eeckhout, P., *External Relations of the European Union. Legal and Constitutional Foundations*, 2004, 422-453

**Cases:**

- \*Joined Cases C-402/05 P and C-415/05 P, *Kadi v. Council and Commission*, Judgment (Grand Chamber) of 3 September 2008, available at <http://curia.europa.eu/en/transitpage.htm>
- \*Case T-220/96, *Elliniki Viomichania Oplon AE (EVO) v. Council of the European Union and Commission of the European Communities*, Judgment of the Court of First Instance (Fourth Chamber) of 24 April 2002, available at <http://curia.europa.eu/en/transitpage.htm>

**Basic Reading:**

- Bohr, S., Sanctions by the United Nations Security Council and the European Community, *EJIL* 4 (1993), 256 [available on Oxford e-journals]
- \*Canor, I., Can Two Walk Together Except They Be Agreed? The Relationship Between International Law and European Law: the Incorporation of United Nations Sanctions against Yugoslavia into European Community Law through the perspective of the European Court of Justice, *Common Market Law Review* 35 (1998), 137 [available on Oxford e-journals]
- Chinkin, C., The Legality of the Imposition of Sanctions by the European Union in International Law, in: M.D. Evans (ed.), *Aspects of Statehood and Institutionalism in Contemporary*

*Europe* (1997), 183 [Bodleian Bookstack M98.F06297]

- \*Eckes, Christina, Sanctions against Individuals – Fighting Terrorism within the European Legal Order, *European Constitutional Law Review* 4 (2008), 205 [available on Oxford e-journals]
- \*Kuyper, P.J., Community Sanctions against Argentina: Lawfulness under Community and International Law, in: D.O. Keefe/H.G. Schermers (eds.), *Essays in European Law and Integration* (1982), 141 [Euro Comm 510 O41a]
- \*Paasivirta, E./Rosas, A., Sanctions, Countermeasures and Related Actions in the External Relations of the EU: A Search for Legal Frameworks, in: E. Cannizzaro (ed.), *The European Union as an Actor in International Relations* (2002), 207 [Euro Comm 510 C225a]
- Torbjörn Andersson et al., EU Blacklisting: The Renaissance of Imperial Power, but on a Global Scale, *European Business Law Review* 14 (2003), 111 [available on Oxford e-journals]