

104TH CONGRESS
1ST SESSION

H. R. 1172

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

IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 1995

Mr. SMITH of New Jersey (for himself, Mr. HOYER, Mr. GILMAN, Mr. BONIOR, Mr. MARKEY, Ms. MOLINARI, Mr. WOLF, Mr. ROYCE, Mr. CARDIN, Mr. TORRICELLI, Mr. ROHRABACHER, Mr. MORAN, Mr. WYNN, Ms. DELAURO, Mr. ENGEL, Mr. GALLEGLY, and Mr. MENENDEZ) introduced the following bill; which was referred to the Committee on International 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:

1 (1) For the reasons stated in section 520 of the
2 Foreign Relations Authorization Act, Fiscal Years
3 1994 and 1995 (Public Law 103–236), the Congress
4 has found that continued application of an inter-
5 national arms embargo to the Government of Bosnia
6 and Herzegovina contravenes that Government’s in-
7 herent right of individual or collective self-defense
8 under Article 51 of the United Nations Charter and
9 therefore is inconsistent with international law.

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

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

22 **SEC. 3. STATEMENT OF SUPPORT.**

23 The Congress supports the efforts of the Government
24 of the Republic of Bosnia and Herzegovina—

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

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

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

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

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

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

16 (2) May 1, 1995,
17 whichever comes first.

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

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

1 (2) any similar policy being applied by the
2 United States Government as of the date of receipt
3 of the request described in subsection (a) pursuant
4 to which approval is denied for transfers of defense
5 articles and defense services to the former Yugo-
6 slavia.

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

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