



Council of the  
European Union

Brussels, 22 July 2022  
(OR. en)

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LIMITE

CORLX 683  
CFSP/PESC 997  
RELEX 1030  
MAMA 128  
FIN 820

#### LEGISLATIVE ACTS AND OTHER INSTRUMENTS

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Subject: COUNCIL IMPLEMENTING REGULATION implementing Regulation (EU) No 101/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Tunisia

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**COUNCIL IMPLEMENTING REGULATION (EU) 2022/...**

**of ...**

**implementing Regulation (EU) No 101/2011 concerning restrictive measures  
directed against certain persons, entities and bodies in view of the situation in Tunisia**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EU) No 101/2011 of 4 February 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Tunisia<sup>1</sup>, and in particular Article 12 thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

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<sup>1</sup> OJ L 31, 5.2.2011, p. 1.

Whereas:

- (1) On 4 February 2011, the Council adopted Regulation (EU) No 101/2011.
- (2) On the basis of a review by the Council, the entry for one person and the information regarding his rights of defence and his right to effective judicial protection should be deleted.
- (3) Annex I to Regulation (EU) No 101/2011 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annex I to Regulation (EU) No 101/2011 is amended as set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

*For the Council*

*The President*

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## ANNEX

Annex I to Regulation (EU) No 101/2011 is amended as follows:

- (1) in Section A ('List of persons and entities referred to in Article 2'), the entry for the following person is deleted:  
  
    '45. Montassar Ben Habib Ben Bouali LTAIEF';
- (2) in Section B ('Rights of defence and right to effective judicial protection under Tunisian law:'), the following entry is deleted:  
  
    '45. Montassar Ben Habib Ben Bouali LTAIEF

The investigation or trial relating to the misappropriation of public funds or assets is still ongoing. The information on the Council's file shows that the rights of defence and the right to effective judicial protection were respected in the judicial proceedings on which the Council relied. This is demonstrated in particular by the fact that in 2011 and 2013 Mr Montassar Ben Habib Ben Bouali LTAIEF was heard by an investigating judge in the presence of his lawyers.'.