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Proclamation 6749—Immigration Measures With Respect to United Nations Security Council Resolution 942

October 25, 1994

By the President of the United States of America

A Proclamation

In light of the actions of the Bosnian Serb forces and the authorities in the territory they control, including their refusal to accept the proposed territorial settlement of the conflict in the Republic of Bosnia and Herzegovina, and of United Nations Security Council Resolution 942 of September 23, 1994, I have determined that it is in the interests of the United States to restrict the entry to the United States of all aliens described in paragraph 14 of United Nations Security Council Resolution 942.

Now, Therefore, I, William J. Clinton, President of the United States of America, acting under the authority vested in me by the Constitution and laws of the United States, including sections 212(f) and 215 of the Immigration and Nationality Act of 1952, as amended (8 U.S.C. 1182(f) and 1185), and section 301 of title 3, United States Code, hereby find that the unrestricted immigrant and nonimmigrant entry into the United States of aliens described in section 1 of this proclamation would, except as provided for in section 2 of this proclamation, be detrimental to the interests of the United States. I do therefore proclaim that:

Section 1. The immigrant and nonimmigrant entry into the United States of aliens described in paragraph 14 of United Nations Security Council Resolution 942 is hereby suspended. These aliens are: (a) members of the authorities, including legislative authorities, in those areas of the Republic of Bosnia and Herzegovina under the control of Bosnian Serb forces; officers of the Bosnian Serb military and paramilitary forces; and those acting on behalf of such authorities or forces;

(b) persons found, after September 23, 1994, to have provided financial, material, logistical, military, or other tangible support to Bosnian Serb forces in violation of relevant United Nations Security Council resolutions; and

(c) persons in or resident in those areas of the Republic of Bosnia and Herzegovina under the control of Bosnian Serb forces found to have violated or contributed to the violation of the measures set out in United Nations Security Council Resolution 820 of April 17, 1993, and United Nations Security Council Resolution 942 of September 23, 1994.

Sec. 2. Section 1 shall not apply with respect to any alien otherwise covered by section 1 where the entry of such alien is in the interests of the United States, including where such entry has been approved as prescribed by paragraph 14 of United Nations Security Council Resolution 942.

Sec. 3. Aliens covered by sections 1 and 2 shall be identified pursuant to procedures established by the Secretary of State, as authorized in section 5 below.

Sec. 4. This proclamation shall take effect at 11:59 p.m. eastern daylight time on October 25, 1994, and shall remain in effect until such time as the Secretary of State determines that it is no longer necessary and should be terminated.

Sec. 5. The Secretary of State shall have responsibility to implement this proclamation pursuant to procedures that the Secretary may establish.

In Witness Whereof, I have hereunto set my hand this twenty-fifth day of October, in the year of our Lord nineteen hundred and ninety-four, and of the Independence of the United States of America the two hundred and nineteenth.

William J. Clinton

[Filed with the Office of the Federal Register, 4:58 p.m., October 25, 1994]

NOTE: This proclamation was published in the *Federal Register* on October 27.

Executive Order 12934—Blocking Property and Additional Measures With Respect to the Bosnian Serb-Controlled Areas of the Republic of Bosnia and Herzegovina

October 25, 1994

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*), the National Emergencies Act (50 U.S.C. 1601 *et seq.*), section 5 of the United Nations Participation Act of 1945, as amended (22 U.S.C. 287c), and section 301 of title 3, United States Code, in view of United Nations Security Council Resolution 942 of September 23, 1994, and in order to take additional steps with respect to the crisis in the former Yugoslavia, I hereby expand the scope of the national emergency declared in Executive Order No. 12808 to address the unusual and extraordinary threat to the national security, foreign policy, and economy of the United States posed by the actions and policies of the Bosnian Serb forces and the authorities in the territory that they control, including their refusal to accept the proposed territorial settlement of the conflict in the Republic of Bosnia and Herzegovina.

I, William J. Clinton, President of the United States of America, hereby order:

Section 1. Notwithstanding the existence of any rights or obligations conferred or imposed by any international agreement or any contract entered into or any license or permit granted before the effective date of this order, except to the extent provided in regulations, orders, directives, or licenses, which may hereafter be issued pursuant to this order, all property and interests in property of: (a) the Bosnian Serb military and paramilitary forces and the authorities in those areas of the Republic of Bosnia and Herzegovina under the control of those forces;

(b) any entity, including any commercial, industrial, or public utility undertaking, organized or located in those areas of the Republic of Bosnia and Herzegovina under the control of Bosnian Serb forces;

(c) any entity, wherever organized or located, which is owned or controlled directly or indirectly by any person in, or resident in, those areas of the Republic of Bosnia and Herzegovina under the control of Bosnian Serb forces;

(d) any person acting for or on behalf of any person included within the scope of paragraph (a), (b), or (c) of this section; that are in the United States, that hereafter come within the United States, or that are or hereafter come within the possession or control of United States persons, including their overseas branches, are blocked.

Sec. 2. Notwithstanding the existence of any rights or obligations conferred or imposed by any international agreement or any contract entered into or any license or permit granted before the effective date of this order, except to the extent provided in regulations, orders, directives, or licenses, which may hereafter be issued pursuant to this order: (a) the provision or exportation of services to those areas of the Republic of Bosnia and Herzegovina under the control of Bosnian Serb forces, or to any person for the purpose of any business carried on in those areas, either from the United States or by a United States person, is prohibited; and

(b) No vessel registered in the United States or owned or controlled by a United States person, other than a United States naval vessel, may enter the riverine ports of those areas of the Republic of Bosnia and Herzegovina under the control of Bosnian Serb forces.

Sec. 3. Any transaction by any United States person that evades or avoids, or has the purpose of evading or avoiding, or attempts to violate, any of the prohibitions set forth in this order is prohibited.

Sec. 4. The Secretary of the Treasury, in consultation with the Secretary of State, is hereby authorized to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to me by the International Emergency Economic Powers Act and the United Nations Participation Act of 1945, as amended, as may be necessary to carry out the purposes of this order. The Secretary of the Treasury may redelegate the authority set forth in this